

Volume 5

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 5

CONTENTS OF DAILY JOURNALS OF THE ASSEMBLY

REGULAR SESSION

<i>Date</i>	<i>Page</i>	<i>Date</i>	<i>Page</i>
1998		8	7845
May 27	7135	9	7873
28	7257	10	7887
June 1	7323	12	7909
3	7345	13	7913
4	7347	16	7939
8	7371	19	7991
9	7393	20	8001
10	7405	21	8031
11	7417	22	8045
15	7439	23	8059
16	7463	27	8073
17	7479	30	8109
18	7495	August 3	8157
22	7525	6	8191
23	7557	10	8241
24	7575	11	8269
25	7601	12	8367
29	7643	13	8377
30	7689	17	8421
July 1	7705	18	8507
2	7725	19	8589
6	7765	20	8611
7	7799	21	8695

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, May 27, 1998

**TWO HUNDRED FIFTEENTH SESSION DAY
FIVE 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.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, May 27, 1998

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 Wayne 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 9:07 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	Cunneen	Leach	Prenter
Aguiar	Davis	Lempert	Pringle
Alby	Ducheny	Leonard	Richter
Alquist	Escutia	Machado	Runner
Aroner	Figuroa	Margett	Scott
Ashburn	Firestone	Martinez	Shelley
Baca	Floyd	Mazzoni	Strom-Martin
Baldwin	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
Bustamante	Kaloogian	Ortiz	Wildman
Campbell	Keeley	Pacheco	Woods
Cardenas	Knox	Papan	Wright
Cardoza	Kuehl	Perata	Mr. Speaker
Cedillo	Kuykendall	Poochigian	

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 invite us all to experience Your infinite love. When we do, we are filled with a happiness and joy that words cannot describe. Lord, help us to share our knowledge of Your love, with others, and guide us on the path to an inner re-creation that leads to salvation. For neither the technical and scientific achievements, nor the conquest of outer space, nor the world's riches and glory can compare to the value of the salvation of one single soul.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Assembly Member Wildman, 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 personal business, and waiving per diem: Assembly Member Napolitano.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 27, 1998

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

Assembly Bill No. 1653

Assembly Bill No. 1659

Assembly Bill No. 1738

Assembly Bill No. 1742

Assembly Bill No. 1762

Assembly Bill No. 1857

Assembly Bill No. 1961

Assembly Bill No. 1998

Assembly Bill No. 2116

Assembly Bill No. 2295

Assembly Bill No. 2377

Assembly Bill No. 2392

Assembly Bill No. 2482

Assembly Bill No. 2567

Assembly Bill No. 2594

Assembly Bill No. 2744

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

Assembly Chamber, May 27, 1998

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

Assembly Constitutional Amendment No. 32

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

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 Carlos Monsivais, of Chino, survived by his parents and his two brothers.

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 Joel Lubin, of Downey.

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 Eva Lane Edison, of Sacramento.

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 Harold "Hal" Hall, former Lomita City Councilman.

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 Robert E. Smith, Jr., of La Habra.

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 Levantini Galaxidas, of Sacramento.

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 Ursula Louise (Deest) Drueckhammer, of Castro Valley; Margaret R. McClellan, of Castro Valley; and Carolyn Mueller Alexander, of Hayward.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: May 21, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1830

Assembly Bill No. 2660

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

MIGDEN, Chairwoman

Above bills ordered to second reading.

SECOND READING BY UNANIMOUS CONSENT

Pursuant to unanimous consent granted on May 26, 1998, the following bills were taken up, without reference to file, for purpose of second reading and adoption of committee amendments:

ASSEMBLY BILL NO. 1830—An act to add Section 12031 to the Business and Professions Code, relating to weights and measures.

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

ASSEMBLY BILL NO. 2660—An act to amend Sections 220 and 667.61 of the Penal Code, relating to sex offenses.

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

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Escutia announced her intention to request that Assembly Bill No. 2234 be removed from the inactive file.

Pursuant to Assembly Rule 78, Assembly Member Kuykendall announced his intention to request that Assembly Bill No. 2275 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 bill was this day on the second reading file:

Assembly Bill No. 1656, ordered to third reading.

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 her aunt Philomena Grillo Kirlakitsis, of Sacramento.

BILLS RETURNED TO THIRD READING FILE

Pursuant to Assembly Rule 78, the following bill was withdrawn from the inactive file, and placed upon the third reading file:

Assembly Bill No. 1644, on request of Assembly Member Figueroa.

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 23 and ~~1864~~ were continued until the next legislative day.

(NOTE: Later this day, the action was rescinded whereby the motion to reconsider the vote on Assembly Bill No. 1864 was continued. See page 7174.)

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1906 (Brewer)—An act to add Section 2106.5 to the Code of Civil Procedure, and to add Sections 27279.2 and 27279.4 to, to add and repeal Section 27279.3 of, and to repeal and add Section 27279.1 of, the Government Code, relating to local agency procedures.

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

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1753 (Escutia)—An act to amend Section 51225.3 of the Education Code, relating to instructional programs.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 9:27 a.m.

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

ASSEMBLY BILL NO. 1756 (Havice)—An act to add Article 6 (commencing with Section 49356) to Chapter 8 of Part 27 of the Education Code, relating to the School and Community Policing Program.

Bill read third time.

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, 9:38 a.m.

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

ASSEMBLY BILL NO. 1804 (Havice)—An act to add Sections 35021.2 and 45125.02 to the Education Code, relating to school volunteers.

Bill read third time.

Assembly Bill No. 1804 Passed Temporarily

By unanimous consent Assembly Bill No. 1804 was passed temporarily on file.

ASSEMBLY BILL NO. 1780 (Murray)—An act to amend Sections 15610.63 and 15630 of the Welfare and Institutions Code, relating to elder abuse.

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

AYES—75

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

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. 1866, on request of Assembly Member Honda.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1998 (Thomson)—An act to amend Sections 592, 593, 594, 596, and 597 of, to add Section 591.5 to, to repeal Section 600 of, and to repeal and add Sections 591 and 599 of, the Food and Agricultural Code relating to agricultural chemicals.

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

AYES—68

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

NOES—8

Ackerman	Baldwin	Brewer	Morrow
Ashburn	Baugh	McClintock	Olberg

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1998: Assembly Member Ashburn, from “Aye” to “No”.

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2015 (Wright)—An act to add Section 44830.4 to the Education Code, relating to school employees.

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, 10:16 a.m.

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

ASSEMBLY BILL NO. 2163 (Brown)—An act to amend Section 5814.5 of the Labor Code, relating to workers' compensation.

Bill read third time.

Motion to Amend by Assembly Member House

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

**Motion to Table House Amendments
to Assembly Bill No. 2163**

Assembly Member Shelley moved that the amendments offered by Assembly Member House to Assembly Bill No. 2163 be laid upon the table.

Assembly Member Baca seconded the motion.

Motion carried by the following vote:

AYES—39

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

NOES—34

Ackerman	Brewer	Leach	Poochigian
Aguiar	Campbell	Leonard	Prenter
Alby	Cunneen	Margett	Pringle
Ashburn	Firestone	McClintock	Richter
Baldwin	Frusetta	Miller	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
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 Brown moved a call of the Assembly.

Motion carried. Time, 10:21 a.m.

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

ASSEMBLY BILL NO. 2224 (Strom-Martin)—An act to amend Sections 52122 and 52123 of the Education Code, relating to class size reduction.

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

AYES—60

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

NOES—17

Ackerman	Campbell	Miller	Runner
Ashburn	House	Morrow	Woods
Baldwin	Kaloogian	Olberg	
Baugh	Leonard	Pacheco	
Brewer	Margett	Poochigian	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2324 (Knox)—An act to add Section 190.03 to the Penal Code, relating to murder.

Bill read third time.

Motion to Amend by Assembly Member Battin—Set 1

Assembly Member Battin moved the adoption of amendments.

Amendments read.

Motion to Table Battin Amendments to Assembly Bill No. 2324—Set 1

Assembly Member Keeley moved that the amendments offered by Assembly Member Battin to Assembly Bill No. 2324—Set 1 be laid upon the table.

Assembly Member Thomson seconded the motion.

Motion carried by the following vote:

AYES—37

Alquist	Ducheny	Lempert	Thomson
Aroner	Escutia	Mazzoni	Torlakson
Baca	Figueroa	Migden	Vincent
Bowen	Floyd	Murray	Washington
Brown	Gallegos	Ortiz	Wildman
Bustamante	Hertzberg	Papan	Wright
Cardenas	Honda	Perata	Mr. Speaker
Cardoza	Keeley	Richter	
Cedillo	Knox	Shelley	
Davis	Kuehl	Strom-Martin	

NOES—32

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

Vote Changes

By unanimous consent, the following vote change was permitted on the motion to table the amendments offered by Assembly Member Battin to Assembly Bill No. 2324—Set 1: Assembly Member Oller, from “Aye” to “No”.

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 Keeley motion to table Battin amendments to Assembly Bill No. 2324—Set 1.

Motion to Amend by Assembly Member Cunneen—Set 2

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

**Motion to Table Cunneen Amendments
to Assembly Bill No. 2324—Set 2**

Assembly Member Shelley moved that the amendments offered by Assembly Member Cunneen to Assembly Bill No. 2324—Set 2 be laid upon the table.

Assembly Member Washington seconded the motion.

Motion carried by the following vote:

AYES—38

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

NOES—32

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

Vote Changes

By unanimous consent, the following vote change was permitted on the motion to table the amendments offered by Assembly Member Cunneen to Assembly Bill No. 2324—Set 2: Assembly Member Frusetta, from “Aye” to “No”.

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 Shelley motion to table Cunneen amendments to Assembly Bill No. 2324—Set 2.

Communications

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

Explanation of Vote—Assembly Bill No. 2324

May 27, 1998

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

Dear Mr. Wilson: During floor session today, while I was in the process of changing my vote on Assemblymember Kevin Shelley’s motion to table Assemblymember Jim Cunneen’s amendments on AB 2324 (Knox) File Item Number 35, I inadvertently did not announce my vote due to the confusion during floor session. Therefore, I was unable to correct my vote on this bill.

It was not my intention to vote “aye” on this motion. I would therefore like the record to reflect by intention to have been recorded as a “no” vote.

Sincerely,

SALLY M. HAVICE, Assembly Member
Fifty-sixth District

**Further Consideration of Assembly Bill No. 2324
Demand for Previous Question**

Assembly Members Washington, Alquist, Honda, Escutia, and Figueroa demanded the previous question.

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

AYES—41

Alquist	Escutia	Machado	Sweeney
Aroner	Figueroa	Martinez	Thomson
Baca	Floyd	Mazzoni	Torlakson
Bowen	Gallegos	Migden	Vincent
Brown	Havice	Murray	Washington
Bustamante	Hertzberg	Ortiz	Wayne
Cardenas	Honda	Papan	Wildman
Cardoza	Keeley	Perata	Wright
Cedillo	Knox	Scott	
Davis	Kuehl	Shelley	
Ducheny	Lempert	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—57

Aguiar	Figueroa	Machado	Shelley
Alquist	Floyd	Margett	Strom-Martin
Aroner	Frusetta	Martinez	Sweeney
Baca	Gallegos	Mazzoni	Takasugi
Battin	Granlund	Migden	Thomson
Bowen	Havice	Miller	Torlakson
Brown	Hertzberg	Morrissey	Vincent
Bustamante	Honda	Murray	Washington
Cardenas	Keeley	Ortiz	Wayne
Cardoza	Knox	Pacheco	Wildman
Cedillo	Kuehl	Perata	Woods
Cunneen	Kuykendall	Prenter	Mr. Speaker
Davis	Leach	Richter	
Ducheny	Lempert	Runner	
Escutia	Leonard	Scott	

NOES—10

Ackerman	Baugh	Kaloogian	Oller
Ashburn	Bowler	Morrow	
Baldwin	Campbell	Olberg	

Bill ordered transmitted to the Senate.

OBJECTION WITHDRAWN

Assembly Member Thompson withdrew his objection to any requests for vote adds or vote changes on the roll call vote taken on this day on the Keeley motion to table Battin amendments to Assembly Bill No. 2324—Set 1, and on the Shelley motion to table Cunneen amendments to Assembly Bill No. 2324—Set 2.

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 the Shelley motion to table Cunneen amendments to Assembly Bill No. 2324—Set 2, and on the Keeley motion to table Battin amendments to Assembly Bill No. 2324—Set 1.

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

ASSEMBLY BILL NO. 2455 (Strom-Martin)—An act to amend Section 5067 of the Vehicle Code, relating to vehicles.

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

AYES—60

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

NOES—15

Ackerman	Battin	Leonard	Prenter
Alby	Baugh	McClintock	Pringle
Ashburn	Brewer	Olberg	Thompson
Baldwin	Kaloogian	Poochigian	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2477 (Hertzberg)—An act to add Section 14007 to the Penal Code, relating to crime prevention, and making an appropriation therefor.

Bill read third time.

Motion to Amend by Assembly Member Bowler—Set 1

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

**Motion to Table Bowler Amendments
to Assembly Bill No. 2477—Set 1**

Assembly Member Shelley moved that the amendments offered by Assembly Member Bowler to Assembly Bill No. 2477—Set 1 be laid upon the table.

Assembly Member Hertzberg seconded the motion.

Motion carried by the following vote:

AYES—38

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

NOES—29

Ackerman	Cunneen	McClintock	Richter
Aguiar	Firestone	Miller	Runner
Alby	Frusetta	Morrissey	Takasugi
Baldwin	Granlund	Olberg	Thompson
Battin	House	Pacheco	Woods
Baugh	Kaloogian	Poochigian	
Bordonaro	Kuykendall	Prenter	
Bowler	Leonard	Pringle	

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 Shelley motion to table Bowler amendments to Assembly Bill No. 2477—Set 1.

Motion to Amend by Assembly Member Bowler—Set 2

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

**Motion to Table Bowler Amendments
to Assembly Bill No. 2477—Set 2**

Assembly Member Shelley moved that the amendments offered by Assembly Member Bowler to Assembly Bill No. 2477—Set 2 be laid upon the table.

Assembly Member Washington seconded the motion.

Motion carried by the following vote:

AYES—38

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

NOES—35

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	Thompson
Bordonaro	House	Olberg	Woods
Bowler	Kaloogian	Oller	

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 Shelley motion to table Bowler amendments to Assembly Bill No. 2477—Set 2.

Motion to Amend by Assembly Member Pacheco—Set 3

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

Motion to Table Pacheco Amendments to Assembly Bill No. 2477—Set 3

Assembly Member Shelley moved that the amendments offered by Assembly Member Pacheco to Assembly Bill No. 2477—Set 3 be laid upon the table.

Assembly Member Baca seconded the motion.

Motion carried by the following vote:

AYES—36

Alquist	Davis	Knox	Shelley
Aroner	Ducheny	Kuehl	Strom-Martin
Baca	Escutia	Lempert	Thomson
Bowen	Figueroa	Mazzoni	Torlakson
Brown	Floyd	Migden	Vincent
Bustamante	Gallegos	Murray	Washington
Cardenas	Hertzberg	Ortiz	Wildman
Cardoza	Honda	Papan	Wright
Cedillo	Keeley	Perata	Mr. Speaker

NOES—35

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	House	Olberg	Thompson
Bordonaro	Kaloogian	Oller	Woods
Bowler	Kuykendall	Pacheco	

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 Shelley motion to table Pacheco amendments to Assembly Bill No. 2477—Set 3.

Motion to Amend by Assembly Member Pacheco—Set 4

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

**Motion to Table Pacheco Amendments
to Assembly Bill No. 2477—Set 4**

Assembly Member Shelley moved that the amendments offered by Assembly Member Pacheco to Assembly Bill No. 2477—Set 4 be laid upon the table.

Assembly Member Baca seconded the motion.

Motion carried by the following vote:

AYES—36

Alquist	Davis	Kuehl	Shelley
Aroner	Escutia	Lempert	Strom-Martin
Baca	Figueroa	Mazzoni	Thomson
Bowen	Floyd	Migden	Torlakson
Brown	Gallegos	Murray	Vincent
Bustamante	Havice	Ortiz	Washington
Cardenas	Hertzberg	Papan	Wildman
Cardoza	Honda	Perata	Wright
Cedillo	Keeley	Scott	Mr. Speaker

NOES—34

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

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 Shelley motion to table Pacheco amendments to Assembly Bill No. 2477—Set 4.

At 11:08 a.m., Speaker Antonio R. Villaraigosa, 45th District, presiding

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—63

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

NOES—15

Ackerman	Bordonaro	Oller	Richter
Alby	Kaloogian	Pacheco	Runner
Baldwin	Leonard	Prenter	Thompson
Baugh	Olberg	Pringle	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2621 (Cardoza)—An act relating to public resources, and making an appropriation therefor.

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. 2804 (Committee on Public Employees, Retirement and Social Security)—An act to amend Section 22955 of the Education Code, relating to the State Teachers' Retirement System, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—67

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

NOES—9

Ackerman	House	McClintock
Baldwin	Kaloogian	Morrow
Baugh	Martinez	Thompson

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—67

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

NOES—9

Ackerman	House	McClintock
Baldwin	Kaloogian	Morrow
Baugh	Martinez	Thompson

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1682 (Ortiz)—An act to add Section 1788.4 to the Civil Code, to add Section 11010.7 to, and to add Chapter 14.7 (commencing with Section 7235) to Division 7 of Title 1 of, the Government Code, and to add Section 10234 to the Public Contract Code, relating to child support.

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

AYES—51

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

NOES—26

Ackerman	Bordonaro	Margett	Richter
Aguiar	Bowler	Miller	Runner
Alby	Campbell	Morrow	Takasugi
Ashburn	Goldsmith	Olberg	Thompson
Baldwin	House	Oller	Woods
Battin	Kaloogian	Poochigian	
Baugh	Leonard	Pringle	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1738 (Alquist)—An act to add Chapter 7.2 (commencing with Section 8669) to Division 1 of Title 2 of the Government Code, relating to disaster relief.

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

AYES—53

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

NOES—24

Ackerman	Bowler	Leonard	Oller
Alby	Campbell	Margett	Pacheco
Ashburn	Goldsmith	McClintock	Poochigian
Baldwin	Granlund	Miller	Pringle
Battin	House	Morrow	Richter
Baugh	Kaloogian	Olberg	Takasugi

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1948 (Shelley)—An act to add Article 17 (commencing with Section 13180) to Chapter 2 of Division 7 of the Food and Agricultural Code, relating to pesticides.

Bill read third time.

Motion to Amend—Set 1

Assembly Member Shelley moved the adoption of amendments.
Amendments read and adopted.

Amendments Withdrawn

Without objection, Assembly Member Shelley withdrew his amendments to Assembly Bill No. 1948—Set 2.

Assembly Bill No. 1948 ordered reprinted, and to be returned to the third reading file.

ASSEMBLY BILL NO. 2405 (Leach)—An act to add and repeal Article 3 (commencing with Section 25180) and Article 4 (commencing with Section 25185) of Chapter 2 of Part 3 of Division 3 of the Public Contract Code, relating to state contracts.

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

AYES—76

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

NOES—2

McClintock Richter

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2454 (Murray)—An act to amend Section 99315 of, and to add Chapter 3.5 (commencing with Section 99170) to Part 11 of Division 10 of, the Public Utilities Code, relating to transportation, 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 Murray moved a call of the Assembly.

Motion carried. Time, 11:46 a.m.

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

ASSEMBLY BILL NO. 2481 (Bustamante)—An act relating to the California Conservation Corps, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Bustamante moved the adoption of amendments.

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

ASSEMBLY BILL NO. 2565 (Honda)—An act to add Section 2266 to the Vehicle Code, relating to vehicles.

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

AYES—56

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

NOES—17

Ackerman	Frusetta	McClintock	Runner
Baldwin	House	Miller	Thompson
Baugh	Kaloogian	Olberg	
Campbell	Leonard	Oller	
Firestone	Margett	Poochigian	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2587 (Ducheny)—An act to add Chapter 6.5 (commencing with Section 31275) to Division 21 of the Public Resources Code, relating to coastal resources, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—56

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

NOES—19

Ackerman	Bowler	McClintock	Poochigian
Alby	Granlund	Miller	Richter
Ashburn	House	Morrow	Runner
Battin	Kaloogian	Olberg	Thompson
Baugh	Leonard	Oller	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—56

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

NOES—19

Ackerman	Bowler	McClintock	Poochigian
Alby	Granlund	Miller	Richter
Ashburn	House	Morrow	Runner
Battin	Kaloogian	Olberg	Thompson
Baugh	Leonard	Oller	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2597 (Murray)—An act relating to vehicles, and making an appropriation therefor.

Bill read third time.

Amendments Withdrawn

Without objection, Assembly Member Brewer withdrew her amendments to Assembly Bill No. 2597.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—59

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

NOES—15

Ackerman	Baugh	Leonard	Prenter
Alby	Bowler	Morrow	Runner
Ashburn	Campbell	Olberg	Thompson
Baldwin	Kaloogian	Poochigian	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2653 (Ducheny)—An act to add and repeal Section 50517.10 of the Health and Safety Code, relating to housing, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend by Assembly Member Bowler—Set 1

Assembly Member Bowler moved the adoption of amendments.

Amendments read.

Motion to Table Bowler Amendments to Assembly Bill No. 2653—Set 1

Assembly Member Shelley moved that the amendments offered by Assembly Member Bowler to Assembly Bill No. 2653—Set 1 be laid upon the table.

Assembly Member Keeley seconded the motion.

Motion carried by the following vote:

AYES—42

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

NOES—32

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

Motion to Amend by Assembly Member Bowler—Set 2

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

**Motion to Table Bowler Amendments
to Assembly Bill No. 2653—Set 2**

Assembly Member Shelley moved that the amendments offered by Assembly Member Bowler to Assembly Bill No. 2653—Set 2 be laid upon the table.

Assembly Member Keeley seconded the motion.

Motion carried by the following vote:

AYES—39

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

NOES—33

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cunneen	Margett	Pringle
Alby	Firestone	McClintock	Richter
Ashburn	Frusetta	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Olberg	Woods
Baugh	Kaloogian	Oller	
Bordonaro	Kuykendall	Pacheco	
Bowler	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 Shelley motions to table Bowler amendments to Assembly Bill No. 2653—Sets 1 and 2.

Motion to Amend by Assembly Member Bowler—Set 3

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

Motion to Table Bowler Amendments to Assembly Bill No. 2653—Set 3

Assembly Member Shelley moved that the amendments offered by Assembly Member Bowler to Assembly Bill No. 2653—Set 3 be laid upon the table.

Assembly Member Keeley seconded the motion.

Motion carried by the following vote:

AYES—41

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

NOES—35

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	House	Olberg	Thompson
Bordonaro	Kaloogian	Oller	Woods
Bowler	Kuykendall	Pacheco	

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 Shelley motion to table Bowler amendments to Assembly Bill No. 2653—Set 3.

Further Consideration of Assembly Bill No. 2653

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 Ducheny 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.

ASSEMBLY BILL NO. 2666 (Perata)—An act to add Chapter 6.4 (commencing with Section 13473) 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—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	Olberg	Washington
Bowler	Honda	Oller	Wayne
Brown	House	Ortiz	Wildman
Bustamante	Kaloogian	Pacheco	Woods
Campbell	Keeley	Papan	Wright
Cardenas	Knox	Perata	Mr. Speaker
Cardoza	Kuehl	Poochigian	
Cedillo	Kuykendall	Prenter	
Cunneen	Leach	Pringle	

NOES—1

McClintock

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1733 (Machado)—An act to amend Section 18785 of the Revenue and Taxation Code, relating to taxation.

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

AYES—60

Aguiar	Escutia	Kuykendall	Prenter
Alquist	Figueroa	Leach	Runner
Aroner	Firestone	Lempert	Scott
Ashburn	Floyd	Machado	Shelley
Baca	Frusetta	Margett	Strom-Martin
Battin	Gallegos	Martinez	Sweeney
Bordonaro	Goldsmith	Miller	Takasugi
Bowen	Granlund	Morrissey	Thompson
Bowler	Havice	Murray	Torlakson
Bustamante	Hertzberg	Olberg	Vincent
Campbell	Honda	Ortiz	Washington
Cardenas	House	Pacheco	Wayne
Cedillo	Keeley	Papan	Wildman
Cunneen	Knox	Perata	Wright
Ducheny	Kuehl	Poochigian	Mr. Speaker

NOES—9

Ackerman	Cardoza	McClintock
Alby	Kaloogian	Migden
Baugh	Leonard	Morrow

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2421 (Honda)—An act to amend Section 50091 of, and to add Section 50091.1 to, the Health and Safety Code, relating to housing.

Bill read third time.

Motion to Amend by Assembly Member Miller—Set 1

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

**Motion to Table Miller Amendments
to Assembly Bill No. 2421—Set 1**

Assembly Member Shelley moved that the amendments offered by Assembly Member Miller to Assembly Bill No. 2421—Set 1 be laid upon the table.

Assembly Member Keeley seconded the motion.

Motion carried by the following vote:

AYES—39

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

NOES—33

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

Motion to Amend by Assembly Member Miller—Set 2

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

**Motion to Table Miller Amendments
to Assembly Bill No. 2421—Set 2**

Assembly Member Shelley moved that the amendments offered by Assembly Member Miller to Assembly Bill No. 2421—Set 2 be laid upon the table.

Assembly Member Keeley seconded the motion.

Motion carried by the following vote:

AYES—38

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

NOES—35

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	House	Olberg	Thompson
Bordonaro	Kaloogian	Oller	Woods
Bowler	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 Shelley motions to table Miller amendments to Assembly Bill No. 2421—Sets 1 and 2.

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 Honda moved a call of the Assembly.

Motion carried. Time, 12:29 p.m.

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

ASSEMBLY BILL NO. 2181 (Firestone)—An act to amend Sections 42825, 42835, and 42850 of, and to add Section 42850.1 to the Public Resources Code, relating to waste tires.

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

AYES—67

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

NOES—7

Ackerman	Kaloogian	McClintock	Runner
Baugh	Martinez	Oller	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1655 (Wright)—An act to amend Section 4016.5 of the Penal Code, relating to corrections.

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	Martinez	Strom-Martin
Baca	Frusetta	Mazzoni	Sweeney
Baldwin	Gallegos	Migden	Takasugi
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Haveice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Vincent
Bowler	Honda	Olberg	Washington
Brown	House	Oller	Wayne
Bustamante	Kaloogian	Ortiz	Wildman
Campbell	Keeley	Pacheco	Woods
Cardenas	Knox	Papan	Wright
Cardoza	Kuehl	Poochigian	Mr. Speaker
Cedillo	Kuykendall	Prenter	

NOES—1

McClintock

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1706 (Keeley)—An act to add Section 11379.10 to the Health and Safety Code, relating to controlled substances.

Bill read third time.

Motion to Amend by Assembly Member Pacheco

Assembly Member Pacheco moved the adoption of amendments.

Amendments read.

**Motion to Table Pacheco Amendments
to Assembly Bill No. 1706**

Assembly Member Baca moved that the amendments offered by Assembly Member Pacheco to Assembly Bill No. 1706 be laid upon the table.

Assembly Member Washington seconded the motion.

Motion carried by the following vote:

AYES—36

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

NOES—34

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	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	

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 Baca motion to table Pacheco amendments to Assembly Bill No. 1706.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—77

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	Vincent
Bowler	Honda	Olberg	Wayne
Brown	House	Oller	Wildman
Bustamante	Kaloogian	Ortiz	Woods
Campbell	Keeley	Pacheco	Wright
Cardenas	Knox	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	
Cedillo	Kuykendall	Poochigian	
Cunneen	Leach	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1773 (Leach)—An act relating to firefighters, 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 Leach moved a call of the Assembly.

Motion carried. Time, 12:37 p.m.

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

ASSEMBLY BILL NO. 1784 (Baca)—An act to add Chapter 4 (commencing with Section 11759) to Part 1 of Division 10.5 of the Health and Safety Code, relating to substance abuse.

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

AYES—50

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

NOES—27

Ackerman	Campbell	Leonard	Poochigian
Alby	Cunneen	Margett	Pringle
Ashburn	Firestone	McClintock	Richter
Baldwin	House	Miller	Runner
Baugh	Kaloogian	Morrow	Thompson
Bordonaro	Kuykendall	Olberg	Woods
Bowler	Leach	Oller	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2061 (Granlund)—An act to amend Section 1596.792 of the Health and Safety Code, relating to child care, 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	Davis	Leach	Poochigian
Aguiar	Ducheny	Lempert	Prenter
Alby	Escutia	Leonard	Pringle
Alquist	Figueroa	Machado	Richter
Ashburn	Firestone	Margett	Runner
Baca	Floyd	Martinez	Scott
Baldwin	Frusetta	Mazzoni	Shelley
Battin	Gallegos	McClintock	Sweeney
Baugh	Goldsmith	Migden	Takasugi
Bordonaro	Granlund	Miller	Thompson
Bowen	Havice	Morrissey	Thomson
Bowler	Hertzberg	Morrow	Torlakson
Brown	Honda	Murray	Vincent
Bustamante	House	Olberg	Washington
Campbell	Kaloogian	Oller	Wayne
Cardenas	Keeley	Ortiz	Wildman
Cardoza	Knox	Pacheco	Woods
Cedillo	Kuehl	Papan	Wright
Cunneen	Kuykendall	Perata	Mr. Speaker

NOES—None

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

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2080 (Gallegos)—An act to amend Sections 12693.60, 12693.63, and 12693.65 of the Insurance Code, and to amend Section 14067 of the Welfare and Institutions Code, relating to children's health care.

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

AYES—45

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

NOES—32

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

Bill ordered transmitted to the Senate.

At 12:49 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

ASSEMBLY BILL NO. 2082 (Pacheco)—An act to amend Sections 1275 and 12022.6 of the Penal Code, relating to crimes against property.

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

AYES—65

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

NOES—8

Aroner	Ducheny	Mazzoni	Washington
Cedillo	Kuehl	Migden	Wright

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2125 (Gallegos)—An act to amend Section 14005.12 of the Welfare and Institutions Code, relating to health.

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	Migden	Takasugi
Baugh	Goldsmith	Miller	Thompson
Bordonaro	Granlund	Morrissey	Thomson
Bowen	Havice	Morrow	Torlakson
Bowler	Hertzberg	Murray	Vincent
Brown	Honda	Oller	Washington
Bustamante	House	Ortiz	Wayne
Campbell	Kaloogian	Pacheco	Wildman
Cardenas	Keeley	Papan	Woods
Cardoza	Knox	Perata	Wright
Cedillo	Kuehl	Poochigian	Mr. Speaker

NOES—2

McClintock	Olberg
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Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2134 (Escutia)—An act to amend Section 395 of the Code of Civil Procedure, and to add Section 2894.10 to the Public Utilities Code, relating to public utilities.

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

AYES—46

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

NOES—30

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

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2183 (Aroner)—An act to amend Section 1250 of the Health and Safety Code, and to add Section 14111.6 to the Welfare and Institutions Code, relating to developmental disabilities.

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. 2271 (Baca)—An act relating to domestic violence, and making an appropriation therefor.

Bill read third time.

**Motion to Amend by Assembly Member Leonard,
as Presented by Assembly Member House**

Assembly Member House moved the adoption of amendments.

Amendments read.

**Motion to Table Leonard Amendments
to Assembly Bill No. 2271**

Assembly Member Shelley moved that the amendments offered by Assembly Member Leonard to Assembly Bill No. 2271 be laid upon the table.

Assembly Member Washington seconded the motion.

Motion carried by the following vote:

AYES—37

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

NOES—36

Ackerman	Campbell	Leach	Oller
Aguiar	Cunneen	Leonard	Pacheco
Alby	Firestone	Margett	Poochigian
Ashburn	Frusetta	Martinez	Prenter
Baldwin	Goldsmith	McClintock	Richter
Battin	Granlund	Miller	Runner
Baugh	House	Morrissey	Takasugi
Bordonaro	Kaloogian	Morrow	Thompson
Bowler	Kuykendall	Olberg	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 Shelley motion to table Leonard amendments to Assembly Bill No. 2271.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—71

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

NOES—2

Leonard	Thompson
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Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2282 (Escutia)—An act to add Chapter 1.5 (commencing with Section 123370) to Part 2 of Division 106 of the Health and Safety Code, relating to health care.

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

AYES—43

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

NOES—32

Ackerman	Bowler	Leach	Oller
Aguiar	Campbell	Leonard	Pacheco
Alby	Firestone	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. 2346 (Sweeney)—An act relating to human services, 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	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	Olberg	Washington
Bowler	Honda	Oller	Wayne
Brown	House	Ortiz	Wildman
Bustamante	Kaloogian	Pacheco	Woods
Campbell	Keeley	Papan	Wright
Cardenas	Knox	Perata	Mr. Speaker
Cardoza	Kuehl	Poochigian	
Cedillo	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	Thomson
Baugh	Granlund	Morrow	Torlakson
Bordonaro	Havice	Murray	Vincent
Bowen	Hertzberg	Olberg	Washington
Bowler	Honda	Oller	Wayne
Brown	House	Ortiz	Wildman
Bustamante	Kaloogian	Pacheco	Woods
Campbell	Keeley	Papan	Wright
Cardenas	Knox	Perata	Mr. Speaker
Cardoza	Kuehl	Poochigian	
Cedillo	Kuykendall	Prenter	
Cunneen	Leach	Pringle	

NOES—1

McClintock

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1621 (Figueroa)—An act to add Section 1367.63 to the Health and Safety Code, to add Section 10123.88 to the Insurance Code, and to add Section 14132.62 to the Welfare and Institutions Code, relating to health care coverage.

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

AYES—70

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

NOES—7

Ackerman	McClintock	Pringle	Thompson
Baldwin	Olberg	Richter	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1636 (Ortiz)—An act relating to cancer.

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

AYES—72

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

NOES—5

Ackerman	McClintock	Olberg
Baldwin	Morrow	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1654 (Aroner)—An act to amend Section 16120.1 of the Welfare and Institutions Code, relating to human services.

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. 1697 (Torlakson)—An act to amend Section 50842 of the Health and Safety Code, relating to housing finance, and making an appropriation therefor.

Bill read third time.

Demand for Previous Question

Assembly Members Washington, Mazzoni, Scott, Baca, and Keeley demanded the previous question. Demand sustained.

The question being on the passage of the bill.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 1:32 p.m.

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

ACTION RESCINDED ON ASSEMBLY BILL NO. 1864

Assembly Member Papan was granted unanimous consent to rescind the action whereby earlier this day (Assembly Journal, page 7139), the motion to reconsider the vote whereby Assembly Bill No. 1864 refused passage was continued until the next legislative day.

Assembly Bill No. 1864 Reconsidered by Unanimous Consent

In compliance with a motion given, Assembly Member Papan was granted unanimous consent that the vote be reconsidered whereby Assembly Bill No. 1864 was refused passage.

Further Consideration of Assembly Bill No. 1864

ASSEMBLY BILL NO. 1864 (Papan)—An act to amend Section 83115.5 of, and to repeal and add Section 83116 of, the Government Code, relating to the Political Reform Act of 1974.

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.

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

ASSEMBLY BILL NO. 1724 (Richter)—An act to add Section 11462.12 to the Welfare and Institutions Code, relating to human services, and making an appropriation therefor.

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	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
Bowen	Havice	Morrissey	Thompson
Bowler	Hertzberg	Morrow	Thomson
Brown	Honda	Murray	Torlakson
Bustamante	House	Olberg	Vincent
Campbell	Kaloogian	Oller	Washington
Cardenas	Keeley	Ortiz	Wayne
Cardoza	Knox	Pacheco	Wildman
Cedillo	Kuehl	Papan	Wright
Cunneen	Kuykendall	Perata	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1748 (Alquist)—An act to add Chapter 1 (commencing with Section 125700) to Part 8 of Division 106 of the Health and Safety Code, relating to osteoporosis.

Bill read third time.

Demand for Previous Question

Assembly Members Washington, Baca, Keeley, Morrissey, and Scott demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—56

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

NOES—19

Ackerman	Bowler	Miller	Pringle
Alby	Campbell	Morrow	Runner
Ashburn	Frusetta	Olberg	Thompson
Baldwin	Leonard	Oller	Woods
Baugh	McClintock	Poochigian	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1791 (Miller)—An act to amend Sections 11758.42, 11876, and 11877.5 of, to add Section 11877.18 to the Health and Safety Code, relating to drugs.

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

AYES—74

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	Granlund	Morrissey	Thompson
Baugh	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Olberg	Vincent
Brown	House	Oller	Washington
Bustamante	Kaloogian	Ortiz	Wayne
Campbell	Keeley	Pacheco	Wildman
Cardenas	Knox	Papan	Woods
Cardoza	Kuehl	Perata	Mr. Speaker
Cedillo	Kuykendall	Poochigian	
Cunneen	Leach	Prenter	

NOES—1

Martinez

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1816 (Miller)—An act to add Section 14105.36 to the Welfare and Institutions Code, relating to Medi-Cal.

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

AYES—74

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	Granlund	Morrissey	Thompson
Battin	Havice	Morrow	Thomson
Baugh	Hertzberg	Murray	Torlakson
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brown	Kaloogian	Ortiz	Wayne
Bustamante	Keeley	Pacheco	Wildman
Campbell	Knox	Papan	Woods
Cardenas	Kuehl	Perata	Wright
Cardoza	Kuykendall	Poochigian	Mr. Speaker
Cedillo	Leach	Prenter	
Cunneen	Lempert	Pringle	

NOES—1

McClintock

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1820 (Honda)—An act to add Section 11465.6 to the Welfare and Institutions Code, relating to human services.

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

AYES—60

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

NOES—14

Ackerman	House	Miller	Runner
Ashburn	Leonard	Olberg	Thompson
Baldwin	Margett	Poochigian	
Baugh	McClintock	Pringle	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1844 (Thompson)—An act to amend Section 457.1 of the Penal Code, relating to arson.

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	Granlund	Miller	Takasugi
Baugh	Havice	Morrissey	Thompson
Bowen	Hertzberg	Morrow	Thomson
Bowler	Honda	Murray	Torlakson
Brown	House	Olberg	Vincent
Bustamante	Kaloogian	Oller	Washington
Campbell	Keeley	Ortiz	Wayne
Cardenas	Knox	Pacheco	Wildman
Cardoza	Kuehl	Papan	Woods
Cedillo	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1873 (Baca)—An act to add Section 14118 to the Welfare and Institutions Code, relating to health services.

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

AYES—46

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

NOES—27

Ackerman	Bowler	Leonard	Poochigian
Aguiar	Campbell	Margett	Pringle
Alby	Cunneen	McClintock	Runner
Ashburn	Firestone	Miller	Takasugi
Baldwin	House	Morrow	Thompson
Battin	Kaloogian	Olberg	Woods
Baugh	Leach	Oller	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1873: Assembly Member Frusetta, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1899 (Davis)—An act to add Part 1.5 (commencing with Section 104310) to Division 103 of the Health and Safety Code, relating to health care.

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

AYES—46

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

NOES—27

Ackerman	Campbell	Margett	Pringle
Aguiar	Firestone	McClintock	Richter
Alby	Granlund	Miller	Runner
Ashburn	House	Morrow	Takasugi
Baldwin	Kaloogian	Olberg	Thompson
Baugh	Leach	Oller	Woods
Bowler	Leonard	Poochigian	

Bill ordered transmitted to the Senate.

At 1:48 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

ASSEMBLY BILL NO. 1916 (Torlakson)—An act to amend Section 23182 of the Vehicle Code, relating to vehicles.

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	Margett	Shelley
Aroner	Firestone	Martinez	Strom-Martin
Ashburn	Floyd	Mazzoni	Sweeney
Baca	Frusetta	McClintock	Takasugi
Baldwin	Gallegos	Miller	Thompson
Battin	Granlund	Morrissey	Thomson
Baugh	Havice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Vincent
Bowler	Honda	Olberg	Wayne
Brown	House	Oller	Wildman
Bustamante	Kaloogian	Ortiz	Woods
Campbell	Keeley	Pacheco	Wright
Cardenas	Knox	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	
Cedillo	Kuykendall	Poochigian	
Cunneen	Leach	Prenter	

NOES—1

Migden

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1919 (Thompson)—An act to add Section 78 to the Metropolitan Water District Act (Chapter 209 of the Statutes of 1969), relating to metropolitan water districts.

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

AYES—55

Aguiar	Ducheny	Leonard	Perata
Alby	Escutia	Margett	Prenter
Alquist	Figueroa	Mazzoni	Runner
Ashburn	Firestone	McClintock	Shelley
Baca	Floyd	Migden	Sweeney
Baldwin	Frusetta	Miller	Takasugi
Battin	Gallegos	Morrissey	Thompson
Baugh	Granlund	Morrow	Thomson
Bowler	Honda	Murray	Torlakson
Brown	Kaloogian	Olberg	Vincent
Campbell	Keeley	Oller	Washington
Cedillo	Kuykendall	Ortiz	Wayne
Cunneen	Leach	Pacheco	Woods
Davis	Lempert	Papan	

NOES—9

Ackerman	Havice	Kuehl
Bowen	Hertzberg	Martinez
Bustamante	Knox	Scott

Vote Changes

By unanimous consent, the following vote changes were permitted on Assembly Bill No. 1919: Assembly Members Knox, Kuehl, and Scott from “Aye” to “No”.

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1999 (Kuehl)—An act to amend Sections 186.21, 422.75, 11410, 13023, and 13519.6 of, and to add Section 422.76 to, the Penal Code, relating to gender.

Bill read third time.

**Motion to Amend by Assembly Member Bordonaro,
As Presented by Assembly Member House**

Assembly Member House moved the adoption of amendments.

Amendments read.

**Motion to Table Bordonaro Amendments
to Assembly Bill No. 1999**

Assembly Member Keeley moved that the amendments offered by Assembly Member Bordonaro to Assembly Bill No. 1999 be laid upon the table.

Assembly Member Washington seconded the motion.

Motion carried by the following vote:

AYES—38

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

NOES—31

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

Vote Changes

By unanimous consent, the following vote change was permitted on the motion to table the amendments offered by Assembly Member Bordonaro to Assembly Bill No. 1999: Assembly Member Baca, from “Aye” to “Not Voting”.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—52

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

NOES—15

Ackerman	Bowler	Kaloogian	Morrow
Alby	Campbell	Leonard	Olberg
Baldwin	Havice	Margett	Runner
Baugh	House	Miller	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2048 (Gallegos)—An act to amend Section 1363.5 of the Health and Safety 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 Thompson moved a call of the Assembly.

Motion carried. Time, 2:01 p.m.

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

ASSEMBLY BILL NO. 2077 (Gallegos)—An act to amend Section 594 of the Penal Code, relating to vandalism.

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

AYES—71

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

NOES—1

Kuehl

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 2077: Assembly Member Kuehl, from “Aye” to “No”.

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2103 (Gallegos)—An act to amend Section 1300 of, and to add Sections 1255.1, 1255.2, 1255.3, and 1364.1 to, the Health and Safety Code, and to add Section 101.91 to the Streets and Highways Code, relating to emergency medical services.

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

AYES—48

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

NOES—26

Ackerman	Campbell	Margett	Poochigian
Aguiar	Frusetta	McClintock	Runner
Alby	Granlund	Miller	Takasugi
Ashburn	House	Morrow	Thompson
Baldwin	Kaloogian	Olberg	Woods
Baugh	Leach	Oller	
Bowler	Leonard	Pacheco	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2203 (Washington)—An act to add Sections 1538.1, 1568.074, 1569.39, and 1596.848 to the Health and Safety Code, relating to care facilities.

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

AYES—74

Ackerman	Davis	Lempert	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	Granlund	Morrissey	Thomson
Baugh	Havice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Vincent
Bowler	Honda	Olberg	Washington
Brown	House	Oller	Wayne
Bustamante	Kaloogian	Ortiz	Wildman
Campbell	Keeley	Pacheco	Woods
Cardenas	Knox	Papan	Wright
Cardoza	Kuehl	Perata	Mr. Speaker
Cedillo	Kuykendall	Poochigian	
Cunneen	Leach	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2216 (Escutia)—An act to amend Sections 52240 and 52241 of, and to add Sections 52244 and 52245 to, the Education Code, relating to pupil instruction.

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

AYES—64

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

NOES—10

Ackerman	Baugh	Olberg	Thompson
Ashburn	House	Oller	
Baldwin	Leonard	Runner	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2261 (Aguiar)—An act to amend Sections 749.21, 749.22, 749.23, 749.25, 749.26, and 749.27 of the Welfare and Institutions Code, relating to juvenile crime.

Bill read third time.

Motion to Amend

Assembly Member Aguilar moved the adoption of amendments.

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

ASSEMBLY BILL NO. 2305 (Runner)—An act to amend Sections 725, 1680, and 2024 of the Business and Professions Code, to add Section 1367.22 to, and to add and repeal Chapter 6 (commencing with Section 11759.20) to Part 1 of Division 10.5 of, the Health and Safety Code, relating to health care.

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

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2374 (Cedillo)—An act to amend Section 103885 of, and to amend the heading of Chapter 2 (commencing with Section 103875) of Part 2 of Division 102 of, the Health and Safety Code, relating to child health.

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

AYES—74

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
Battin	Gallegos	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Vincent
Bowler	Honda	Olberg	Washington
Brown	House	Oller	Wayne
Bustamante	Kaloogian	Ortiz	Wildman
Campbell	Keeley	Pacheco	Woods
Cardenas	Knox	Papan	Wright
Cardoza	Kuehl	Perata	Mr. Speaker
Cedillo	Kuykendall	Poochigian	
Cunneen	Leach	Prenter	

NOES—2

Baldwin	McClintock
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Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2494 (Aguiar)—An act to amend Sections 4701, 4702, 4702.6, 4703, 4705, 4710.5, 4710.6, 4710.7, 4710.8, 4710.9, 4712, 4712.2, 4712.5, and 4715 of, and to add Section 4714 to, the Welfare and Institutions Code, relating to developmental services.

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

AYES—75

Ackerman	Cunneen	Leach	Prenter
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	Granlund	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Vincent
Bowler	Honda	Olberg	Washington
Brown	House	Oller	Wayne
Bustamante	Kaloogian	Ortiz	Wildman
Campbell	Keeley	Pacheco	Woods
Cardenas	Knox	Papan	Wright
Cardoza	Kuehl	Perata	Mr. Speaker
Cedillo	Kuykendall	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2495 (Prenter)—An act to add Article 5.4 (commencing with Section 1790) to Chapter 1 of Division 2.5 of the Welfare and Institutions Code, relating to the Runaway Youth and Families in Crisis Project.

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

AYES—75

Ackerman	Cunneen	Leach	Prenter
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	Granlund	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Vincent
Bowler	Honda	Olberg	Washington
Brown	House	Oller	Wayne
Bustamante	Kaloogian	Ortiz	Wildman
Campbell	Keeley	Pacheco	Woods
Cardenas	Knox	Papan	Wright
Cardoza	Kuehl	Perata	Mr. Speaker
Cedillo	Kuykendall	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2505 (Olberg)—An act to amend Sections 4533, 14837, and 14838 of the Government Code, and to add Section 25151 to, and to add Article 2 (commencing with Section 25165) to Chapter 2 of Part 3 of Division 3 of, the Public Contract Code, relating to small business.

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

AYES—72

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

NOES—4

Aroner	Bowen	Martinez	McClintock
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Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2515 (Bustamante)—An act to add Chapter 1.6 (commencing with Section 100148) to Part 1 of Division 101 of the Health and Safety Code, relating to health care coverage.

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

AYES—44

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

NOES—29

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

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2592 (Wayne)—An act to amend Section 30461.6 of the Revenue and Taxation Code, relating to health.

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

AYES—56

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

NOES—19

Ackerman	Bowler	Margett	Poochigian
Alby	House	McClintock	Richter
Ashburn	Kalোগian	Morrow	Runner
Baldwin	Leach	Olberg	Thompson
Baugh	Leonard	Oller	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2598 (Aroner)—An act to amend Section 12803 of the Government Code, to amend Section 16501.5 of, to add Section 16501.3 to, and to add Article 2.99 (commencing with Section 14096) to Chapter 7 of Part 3 of Division 9 of, the Welfare and Institutions Code, relating to child welfare services.

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

AYES—58

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

NOES—15

Ackerman	Bowler	McClintock	Runner
Alby	House	Miller	Thompson
Ashburn	Kalোগian	Olberg	Woods
Baldwin	Leonard	Poochigian	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2639 (Perata)—An act to add Sections 1363.51 and 1367.665 to the Health and Safety Code, and to add Sections 10123.135 and 10123.187 to the Insurance Code, relating to health insurance.

Bill read third time, passed by the following vote:

AYES—45

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

NOES—25

Ackerman	Bowler	Leonard	Poochigian
Alby	Campbell	Margett	Richter
Ashburn	Firestone	McClintock	Takasugi
Baldwin	Granlund	Miller	Thompson
Battin	House	Morrow	
Baugh	Kaloogian	Olberg	
Bordonaro	Leach	Oller	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2661 (Aroner)—An act to add Sections 11265.9, 14005.25, 14005.27, and 14148.76 to the Welfare and Institutions Code, relating to health.

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

AYES—45

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

NOES—31

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

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2665 (Gallegos)—An act to amend Section 14085.51 of the Welfare and Institutions Code, relating to health.

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

AYES—71

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

NOES—5

Ackerman	Baugh	Pacheco
Baldwin	McClintock	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2725 (Cardoza)—An act to add Section 1011.5 to the Military and Veterans Code, relating to veterans.

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

AYES—63

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

NOES—12

Ackerman	Baugh	Leonard	Oller
Ashburn	Cunneen	McClintock	Thompson
Baldwin	Kaloogian	Morrow	Woods

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2737 (Aroner)—An act to add Part 2.5 (commencing with Section 50897) to Division 31 of the Health and Safety Code, relating to housing.

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

AYES—45

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

NOES—30

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

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2746 (Aroner)—An act to amend Section 14684 of, and to add Section 14687 to, the Welfare and Institutions Code, relating to mental health.

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

AYES—43

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

NOES—34

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

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1665 (Torlakson)—An act to amend Sections 44670.5, 44670.6, and 52870 of, to add Section 44670.55 to, and to add Chapter 1.5 (commencing with Section 51100) to Part 28 of, the Education Code, relating to education.

Bill read third time.

Demand for Previous Question

Assembly Members Washington, Escutia, Keeley, Alquist, and Honda demanded the previous question.

Roll Call Demanded

Assembly Members Kuykendall, Aguiar, and Pacheco, demanded a roll call.

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

AYES—42

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

NOES—33

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

Parliamentary Inquiry

Assembly Member Olberg arose to the following parliamentary inquiry:

Is there an agreement by leadership to limit debate to two proponents and two opponents on each measure?

Reply by Assistant Speaker pro Tempore Baca

The Assistant Speaker pro Tempore replied that the House may decide to close debate by a majority of those Members present and voting.

At 2:35 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—68

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

NOES—8

Ackerman	Baugh	Kaloogian	Pringle
Baldwin	Granlund	Leonard	Thompson

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1665: Assembly Member Oller, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1667 (Migden)—An act to amend Section 1368 of, and to add Article 12 (commencing with Section 1399.80) to Chapter 2.2 of Division 2 of, the Health and Safety Code, and to add Article 2.7 (commencing with Section 10309) to Chapter 4 of Part 2 of Division 2 of the Insurance Code, relating to health.

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

AYES—75

Aguiar	Davis	Lempert	Pringle
Alby	Ducheny	Leonard	Richter
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	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Olberg	Vincent
Brown	House	Oller	Washington
Bustamante	Kaloogian	Ortiz	Wayne
Campbell	Keeley	Pacheco	Wildman
Cardenas	Knox	Papan	Woods
Cardoza	Kuehl	Perata	Wright
Cedillo	Kuykendall	Poochigian	Mr. Speaker
Cunneen	Leach	Prenter	

NOES—2

Ackerman	McClintock
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Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1686 (Wildman)—An act to amend Sections 163, 164, and 167 of, and to repeal Sections 215.5 and 215.6 of, the Streets and Highways Code, relating to highways.

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

AYES—45

Aguiar	Escutia	Kuykendall	Scott
Alby	Floyd	Leach	Shelley
Baca	Frusetta	Machado	Takasugi
Battin	Gallegos	Margett	Thompson
Bowen	Granlund	Martinez	Vincent
Bowler	Havice	Miller	Washington
Bustamante	Hertzberg	Morrissey	Wildman
Campbell	Honda	Murray	Wright
Cardenas	House	Ortiz	Mr. Speaker
Cardoza	Keeley	Papan	
Cedillo	Knox	Richter	
Ducheny	Kuehl	Runner	

NOES—25

Ackerman	Cunneen	McClintock	Pringle
Alquist	Figuroa	Migden	Thomson
Ashburn	Firestone	Morrow	Torlakson
Baldwin	Kaloogian	Olberg	Woods
Baugh	Lempert	Pacheco	
Bordonaro	Leonard	Poochigian	
Brown	Mazzoni	Prenter	

Vote Changes

By unanimous consent, the following vote changes were permitted on Assembly Bill No. 1686: Assembly Members Alquist, Brown, Figuroa, Lempert, Mazzoni, Migden, Thomson, and Torlakson from “Aye” to “No”; Assembly Members Davis and Wayne, from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1687 (Lempert)—An act to add Sections 17030.7, 17269, and 32006 to the Education Code, relating to school facilities, and making an appropriation therefor.

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

AYES—68

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

NOES—6

Ackerman	Baugh	Olberg
Baldwin	McClintock	Runner

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1714 (Wildman)—An act relating to community colleges.
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. 1714**

Assembly Member Shelley moved that the amendments offered by
Assembly Member Kaloogian to Assembly Bill No. 1714 be laid upon
the table.

Assembly Member Washington seconded the motion.

Motion carried by the following vote:

AYES—40

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

NOES—32

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

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 Shelley motion to table Kaloogian amendments to Assembly
Bill No. 1714.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—42

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

NOES—32

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

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1722 (Cunneen)—An act to amend Sections 8265 and 8470 of the Education Code, relating to child care.

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	Floyd	Mazzoni	Strom-Martin
Baldwin	Frusetta	Migden	Sweeney
Battin	Gallegos	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Olberg	Vincent
Brown	House	Oller	Washington
Bustamante	Kaloogian	Ortiz	Wayne
Campbell	Keeley	Pacheco	Wildman
Cardenas	Knox	Papan	Woods
Cardoza	Kuehl	Perata	Wright
Cedillo	Kuykendall	Poochigian	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1734 (Mazzoni)—An act to add Part 33.5 (commencing with Section 61000) to Part 28 of, the Education Code, relating to school accountability.

Bill read third time.

Motion to Amend by Assembly Member Leach

Assembly Member Leach moved the adoption of amendments.

Amendments read.

**Motion to Table Leach Amendments
to Assembly Bill No. 1734**

Assembly Member Shelley moved that the amendments offered by Assembly Member Leach to Assembly Bill No. 1734 be laid upon the table.

Assembly Member Escutia seconded the motion.

Motion carried by the following vote:

AYES—40

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

NOES—33

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

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—66

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

NOES—9

Ackerman	House	Morrow
Baldwin	Leonard	Pringle
Baugh	McClintock	Thompson

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1746 (Escutia)—An act to add Section 52122.2 to the Education Code, relating to class size reduction, and declaring the urgency thereof, to take effect immediately.

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. 1785 (Murray)—An act to amend Sections 60603 and 60605 of the Education Code, and to amend Section 4 of Chapter 975 of the Statutes of 1995, as amended by Section 33 of Chapter 299 of the Statutes of 1997, relating to pupil instruction.

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

AYES—52

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

NOES—24

Ackerman	Bordonaro	Margett	Poochigian
Aguiar	Bowler	McClintock	Pringle
Alby	Campbell	Miller	Runner
Ashburn	Granlund	Morrow	Takasugi
Baldwin	House	Olberg	Thompson
Baugh	Kaloogian	Oller	Woods

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1885 (Papan)—An act to repeal and add Section 42238.25 to the Education Code, relating to school finance.

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

AYES—70

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

NOES—2

Baldwin	McClintock
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Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1885: Assembly Member Vincent, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1915 (Honda)—An act to add Chapter 18 (commencing with Section 11700) to Part 7 of the Education Code, relating to the California Civil Liberties Public Education Board.

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

AYES—52

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

NOES—15

Ackerman	Baugh	Leonard	Olberg
Ashburn	Campbell	McClintock	Runner
Baldwin	Granlund	Miller	Woods
Battin	Kaloogian	Morrow	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1920 (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. 1920**

Assembly Member Keeley moved that the amendments offered by Assembly Member Frusetta to Assembly Bill No. 1920 be laid upon the table.

Assembly Member Floyd seconded the motion.

Motion carried by the following vote:

AYES—36

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

NOES—29

Ackerman	Cunneen	Leonard	Poochigian
Aguiar	Firestone	Margett	Prenter
Alby	Frusetta	Miller	Richter
Baldwin	Granlund	Morrissey	Takasugi
Baugh	House	Morrow	Thompson
Bowler	Kaloogian	Olberg	
Campbell	Kuykendall	Oller	
Cardoza	Leach	Pacheco	

Vote Changes

By unanimous consent, the following vote change was permitted on the motion to table the amendments offered by Assembly Member Frusetta to Assembly Bill No. 1920: Assembly Member Cardoza, from "Aye" to "No".

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 Keeley motion to table Frusetta amendments to Assembly Bill No. 1920.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—57

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

NOES—19

Ackerman	Bordonaro	Margett	Runner
Alby	Bowler	McClintock	Takasugi
Ashburn	House	Miller	Thompson
Baldwin	Kaloogian	Olberg	Woods
Baugh	Leonard	Pringle	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1925 (Alquist)—An act to add Sections 52335.11 and 52616.25 to the Education Code, relating to instructional programs.

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

AYES—57

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

NOES—17

Ackerman	House	Morrow	Runner
Ashburn	Kaloogian	Olberg	Thompson
Baldwin	Leonard	Oller	
Battin	Margett	Poochigian	
Baugh	Miller	Pringle	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1992 (Strom-Martin)—An act to add Chapter 13.5 (commencing with Section 17082) to Part 10 of the Education Code, relating to school facilities.

Bill read third time.

Point of Personal Privilege

Assembly Member Campbell arose to a point of personal privilege.

Ruling by Speaker pro Tempore Kuehl

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

Demand for Previous Question

Assembly Members Perata, Mazzoni, Brown, Washington, and Aguiar demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—48

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

NOES—28

Ackerman	Bowler	Leonard	Poochigian
Aguiar	Campbell	Margett	Prenter
Alby	Firestone	Miller	Pringle
Ashburn	Granlund	Morrow	Richter
Baldwin	House	Olberg	Runner
Baugh	Kaloogian	Oller	Thompson
Bordonaro	Kuykendall	Pacheco	Woods

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2025 (Aroner)—An act to add Article 9.5 (commencing with Section 8254) to Chapter 2 of Part 6 of the Education Code, relating to child care.

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

AYES—43

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

NOES—31

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

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2041 (Bustamante)—An act to amend Sections 60119, 60246, and 60248 of, to add Sections 60240.7 and 60246.5 to, and to add the heading of Article 7 (commencing with Section 60119) to Chapter 1 of Part 33 of, to repeal Sections 60117, 60118, and 60247 of, and to repeal the heading of Article 7 (commencing with Section 60117) of Chapter 1 of Part 33 of, the Education Code, relating to education, making an appropriation therefore, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend by Assembly Member Pacheco—Set 1

Assembly Member Pacheco moved the adoption of amendments.

Amendments read and adopted.

Motion to Amend by Assembly Member Pacheco—Set 2

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. 2078 (Mazzoni)—An act to amend Section 52122.1 of the Education Code, relating to class size reduction.

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

AYES—74

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	Granlund	Morrissey	Thomson
Baugh	Havice	Morrow	Thomson
Bordonaro	Hertzberg	Murray	Torlakson
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brown	Kaloogian	Ortiz	Wayne
Campbell	Keeley	Pacheco	Wildman
Cardenas	Knox	Papan	Woods
Cardoza	Kuehl	Perata	Wright
Cedillo	Kuykendall	Poochigian	Mr. Speaker
Cunneen	Leach	Prenter	
Davis	Lempert	Pringle	

NOES—2

Ackerman McClintock

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2284 (Torlakson)—An act to add Chapter 5.7 (commencing with Section 58760) to Part 31 of the Education Code, relating to pupils.

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

AYES—55

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

NOES—19

Ackerman	Baugh	Leonard	Oller
Aguiar	Bordonaro	McClintock	Poochigian
Alby	Bowler	Miller	Runner
Ashburn	House	Morrow	Thompson
Baldwin	Kaloogian	Olberg	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 2284: Assembly Member Campbell, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

At 3:53 p.m., Hon. Fred Keeley, 27th District, presiding

ASSEMBLY BILL NO. 2363 (Honda)—An act to add Chapter 12.5 (commencing with Section 52920) to Part 28 of the Education Code, relating to education.

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

AYES—75

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	Granlund	Morrissey	Thompson
Baugh	Havice	Morrow	Thomson
Bordonaro	Hertzberg	Murray	Torlakson
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brown	Kaloogian	Ortiz	Wayne
Campbell	Keeley	Pacheco	Wildman
Cardenas	Knox	Papan	Woods
Cardoza	Kuehl	Perata	Wright
Cedillo	Kuykendall	Poochigian	Mr. Speaker
Cunneen	Leach	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2429 (Knox)—An act to add Article 6 (commencing with Section 79210) to Chapter 9 of Part 48 of the Education Code, relating to community colleges.

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

AYES—43

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

NOES—32

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

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2442 (Mazzoni)—An act to add Chapter 3.25 (commencing with Section 44695) to Part 25 of the Education Code, relating to mathematics instruction.

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	Floyd	Mazzoni	Shelley
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Migden	Sweeney
Battin	Granlund	Miller	Takasugi
Baugh	Havice	Morrissey	Thomson
Bordonaro	Hertzberg	Morrow	Torlakson
Bowen	Honda	Murray	Vincent
Bowler	House	Olberg	Washington
Brown	Kaloogian	Oller	Wayne
Campbell	Keeley	Ortiz	Wildman
Cardenas	Knox	Pacheco	Woods
Cardoza	Kuehl	Papan	Wright
Cedillo	Kuykendall	Perata	Mr. Speaker
Cunneen	Leach	Poochigian	

NOES—1

Thompson

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2518 (Poochigian)—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 education finance.

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

AYES—74

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	Granlund	Morrow	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Olberg	Vincent
Bowen	Honda	Oller	Washington
Bowler	House	Ortiz	Wayne
Brown	Kaloogian	Pacheco	Wildman
Campbell	Keeley	Papan	Woods
Cardenas	Knox	Perata	Wright
Cardoza	Kuehl	Poochigian	Mr. Speaker
Cedillo	Kuykendall	Prenter	
Cunneen	Leach	Pringle	

NOES—2

Martinez

McClintock

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2530 (Sweeney)—An act to amend Sections 33126 and 35256 of, and to add Sections 60630.5, 60631, 60632, and 60633 to, the Education Code, relating to school accountability.

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
Baldwin	Granlund	Miller	Takasugi
Battin	Havice	Morrissey	Thompson
Baugh	Hertzberg	Morrow	Thomson
Bordonaro	Honda	Murray	Torlakson
Bowen	House	Olberg	Vincent
Bowler	Kaloogian	Oller	Washington
Brown	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cedillo	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2579 (Davis)—An act to add Chapter 6.7 (commencing with Section 52070) to Part 28 of the Education Code, relating to class size reduction.

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

AYES—46

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

NOES—25

Ackerman	Bowler	Margett	Runner
Aguiar	Campbell	McClintock	Takasugi
Alby	Firestone	Miller	Thompson
Ashburn	Granlund	Olberg	Woods
Baldwin	House	Oller	
Baugh	Kaloogian	Pacheco	
Bordonaro	Kuykendall	Poochigian	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2620 (Davis)—An act to add Article 5 (commencing with Section 52190) to Chapter 7 of Part 28 of the Education Code, relating to preschool.

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

AYES—53

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

NOES—21

Ackerman	Bordonaro	Leonard	Runner
Aguiar	Bowler	Margett	Thompson
Alby	Campbell	Miller	Woods
Ashburn	Firestone	Morrow	
Baldwin	House	Olberg	
Baugh	Leach	Poochigian	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2636 (Alquist)—An act to add Section 17005.6 to the Education Code, relating to school facilities.

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	Floyd	Mazzoni	Shelley
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Migden	Sweeney
Battin	Granlund	Miller	Takasugi
Baugh	Havice	Morrissey	Thompson
Bordonaro	Hertzberg	Morrow	Thomson
Bowen	Honda	Murray	Torlakson
Bowler	House	Olberg	Vincent
Brown	Kaloogian	Oller	Washington
Campbell	Keeley	Ortiz	Wayne
Cardenas	Knox	Pacheco	Woods
Cardoza	Kuehl	Papan	Wright
Cedillo	Kuykendall	Perata	Mr. Speaker
Cunneen	Leach	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2643 (Lempert)—An act to amend Sections 17089 and 17224 of, and to add Sections 14007.1 and 41301.6 to, the Education Code, relating to school facilities, and making an appropriation therefor.

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

AYES—75

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	Granlund	Morrissey	Thomson
Baugh	Havice	Morrow	Thomson
Bordonaro	Hertzberg	Murray	Torlakson
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brown	Kaloogian	Ortiz	Wayne
Campbell	Keeley	Pacheco	Wildman
Cardenas	Knox	Papan	Woods
Cardoza	Kuehl	Perata	Wright
Cedillo	Kuykendall	Poochigian	Mr. Speaker
Cunneen	Leach	Prenter	

NOES—1

McClintock

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2751 (Cardenas)—An act to amend Section 35705 of the Education Code, relating to school district reorganization.

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

AYES—42

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

NOES—33

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

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 2751: Assembly Member Washington, from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2536 (Poochigian)—An act to add and repeal Chapter 3.8 (commencing with Section 8660) of Part 6 of the Education Code, relating to the California State Summer School for Mathematics and Science.

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

AYES—75

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	Granlund	Morrissey	Thompson
Baugh	Havice	Morrow	Thomson
Bordonaro	Hertzberg	Murray	Torlakson
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brown	Kaloogian	Ortiz	Wayne
Campbell	Keeley	Pacheco	Wildman
Cardenas	Knox	Papan	Woods
Cardoza	Kuehl	Perata	Wright
Cedillo	Kuykendall	Poochigian	Mr. Speaker
Cunneen	Leach	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1807 (Takasugi)—An act to add Sections 401.15 and 5096.3 to the Revenue and Taxation 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—73

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—73

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

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY BILL NO. 2318 BY UNANIMOUS CONSENT

Assembly Member Knox was granted unanimous consent to take up Assembly Bill No. 2318, out of order.

ASSEMBLY BILL NO. 2318 (Knox)—An act to add Section 107.9 to the Revenue and Taxation 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—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	Granlund	Miller	Takasugi
Baugh	Havice	Morrissey	Thompson
Bordonaro	Hertzberg	Morrow	Thomson
Bowen	Honda	Murray	Torlakson
Bowler	House	Olberg	Vincent
Brown	Kaloogian	Oller	Washington
Campbell	Keeley	Ortiz	Wayne
Cardenas	Knox	Pacheco	Wildman
Cardoza	Kuehl	Papan	Woods
Cedillo	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—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	Granlund	Miller	Takasugi
Baugh	Havice	Morrissey	Thompson
Bordonaro	Hertzberg	Morrow	Thomson
Bowen	Honda	Murray	Torlakson
Bowler	House	Olberg	Vincent
Brown	Kaloogian	Oller	Washington
Campbell	Keeley	Ortiz	Wayne
Cardenas	Knox	Pacheco	Wildman
Cardoza	Kuehl	Papan	Woods
Cedillo	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 2188 (Scott)—An act to add Sections 12085 and 12086 to the Penal Code, relating to firearms.

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

AYES—46

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

NOES—27

Ackerman	Bowler	Miller	Pringle
Alby	Frusetta	Morrissey	Richter
Ashburn	Granlund	Morrow	Runner
Baldwin	Kaloogian	Olberg	Takasugi
Battin	Leach	Oller	Thompson
Baugh	Leonard	Poochigian	Woods
Bordonaro	Margett	Prenter	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1856 (Vincent)—An act to amend Sections 30503 and 31751 of, to add a chapter heading immediately preceding Section 31751 of, and to add Chapter 1.5 (commencing with Section 30520) to Division 14 of, and Chapter 2 (commencing with Section 31760) to Division 14.5 of, and to repeal and add Sections 30804.5 and 31751.5 of, the Food and Agricultural Code, relating to dogs and cats.

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

AYES—43

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

NOES—31

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

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2112 (Wright)—An act to add Section 745 to the Public Utilities Code, relating to public utilities.

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

AYES—53

Ackerman	Escutia	Mazzoni	Takasugi
Aguiar	Figueroa	Migden	Thompson
Alquist	Floyd	Miller	Thomson
Aroner	Frusetta	Morrissey	Torlakson
Baca	Gallegos	Murray	Vincent
Baldwin	Granlund	Ortiz	Washington
Battin	Hertzberg	Pacheco	Wayne
Brown	Honda	Papan	Wildman
Campbell	Keeley	Prenter	Woods
Cardenas	Knox	Runner	Wright
Cardoza	Kuehl	Scott	Mr. Speaker
Cedillo	Lempert	Shelley	
Davis	Machado	Strom-Martin	
Ducheny	Martinez	Sweeney	

NOES—17

Alby	Bowler	Leonard	Poochigian
Ashburn	Cunneen	Margett	Richter
Baugh	Havice	McClintock	
Bordonaro	House	Olberg	
Bowen	Leach	Oller	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1659 (Richter)—An act to add Section 15202.2 to the Government Code, relating to homicide.

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

AYES—70

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1762 (Ducheny)—An act to add Section 15364.75 to the Government Code, relating to foreign trade.

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

AYES—44

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

NOES—29

Ackerman	Bowler	Kuykendall	Pacheco
Aguiar	Campbell	Leach	Poochigian
Alby	Cunneen	Leonard	Pringle
Ashburn	Firestone	Margett	Runner
Baldwin	Frusetta	Miller	Takasugi
Battin	Granlund	Morrissey	
Baugh	House	Olberg	
Bordonaro	Kaloogian	Oller	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2594 (Wright)—An act to amend Sections 743, 744, 745, 746, 747, 748, and 749 of, and to add Section 749.1 to, the Welfare and Institutions Code, relating to minors.

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

AYES—72

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2116 (Perata)—An act to add Article 3.5 (commencing with Section 32285) to Chapter 2.5 of Part 19 of the Education Code and to amend Section 626.9 of the Penal Code, relating to school safety, and making an appropriation therefore.

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

AYES—60

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

NOES—12

Alby	Bowler	Kaloogian	Poochigian
Ashburn	Firestone	Oller	Pringle
Baugh	House	Pacheco	Richter

Vote Changes

By unanimous consent, the following vote changes were permitted on Assembly Bill No. 2116: Assembly Members Bowler, House, and Pacheco, from “Aye” to “No”.

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2392 (Margett)—An act to add Chapter 5.3 (commencing with Section 13368) 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—71

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

NOES—2

Bowen Martinez

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)

ASSEMBLY BILL NO. 2586 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. 2586 was refused passage; and that the bill be passed on file, to retain its place on file.

ASSEMBLY BILL NO. 1699 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. 1699 was refused passage; and that the bill be passed on file, to retain its place on file.

MOTION TO RECONSIDER ASSEMBLY BILL NO. 2638
Request for Reconsideration

In compliance with a motion given on a previous day, Assembly Member Gallegos requested unanimous consent that the vote be reconsidered whereby Assembly Bill No. 2638 was refused passage.

Unanimous consent was withheld.

Motion

Assembly Member Gallegos moved that the vote be reconsidered whereby Assembly Bill No. 2638 was refused passage.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 5:24 p.m.

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

MOTION TO RECONSIDER ASSEMBLY BILL NO. 2368
Request for Reconsideration

In compliance with a motion given on a previous day, Assembly Member Hertzberg requested unanimous consent that the vote be reconsidered whereby Assembly Bill No. 2368 was refused passage.

Unanimous consent was withheld.

Motion

Assembly Member Hertzberg moved that the vote be reconsidered whereby Assembly Bill No. 2368 was refused passage.

Assembly Bill No. 2368 reconsidered by the following vote:

AYES—42

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

NOES—17

Ackerman	Bordonaro	House	Prenter
Alby	Bowler	McClintock	Thompson
Ashburn	Campbell	Miller	
Baldwin	Cunneen	Olberg	
Baugh	Granlund	Poochigian	

Further Consideration of Assembly Bill No. 2368

ASSEMBLY BILL NO. 2368 (Hertzberg)—An act to add Chapter 6 (commencing with Section 51960) to Part 2 of Division 1 of Title 5 of the Government Code, and to add Sections 97.42 and 11003.5 to the Revenue and Taxation Code, relating to local government, and making an appropriation therefor.

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.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1952 (Cedillo)—An act to amend Section 6209 of the Family Code, relating to domestic violence.

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

AYES—47

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

NOES—24

Ackerman	Baugh	Kaloogian	Oller
Aguiar	Bordonaro	Leonard	Poochigian
Alby	Bowler	Margett	Pringle
Ashburn	Campbell	McClintock	Runner
Baldwin	Frusetta	Miller	Takasugi
Battin	House	Olberg	Thompson

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1952: Assembly Member Machado, 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. 2439, on request of Assembly Member Bowen.

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

ASSEMBLY BILL NO. 1955 (Woods)—An act to amend Section 368 of the Penal Code, relating to criminal neglect.

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, 5:47 p.m.

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

ASSEMBLY BILL NO. 2352 (Woods)—An act to amend Section 15037.1 of the Unemployment Insurance Code, relating to human services.

Bill read third time.

Motion to Amend

Assembly Member Woods moved the adoption of amendments.

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

ASSEMBLY BILL NO. 1632 (Ortiz)—An act to add and repeal Chapter 5.4 (commencing with Section 16530) of Part 4 of Division 9 of the Welfare and Institutions Code, relating to public social services.

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. 1752 (Davis)—An act to add Chapter 3 (commencing with Section 14100) to Part 5 of Division 3 of Title 1 of the Corporations Code, relating to business development.

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

AYES—41

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

NOES—32

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

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1752: Assembly Member Lempert, from “Aye” to “No”.

Bill ordered transmitted to the Senate.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 1804

ASSEMBLY BILL NO. 1804 (Havice)—An act to add Sections 35021.2 and 45125.02 to the Education Code, relating to school volunteers.

Bill read third time.

Demand for Previous Question

Assembly Members Washington, Cedillo, Gallegos, Thomson, and Baca demanded the previous question.

Roll Call Demanded

Assembly Members Campbell, Pringle, and Pacheco, demanded a roll call.

Point of Order

Assembly Member Pacheco arose to the following point of order: He had proposed amendments of 25 words or less at the Desk.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order not well-taken; that the demand for the previous question is of a higher precedence than the motion to amend.

CAUCUS ANNOUNCEMENTS

At 6:14 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 6:14 p.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 6:52 p.m., the Assembly reconvened.

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

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 1804**Demand for Previous Question Withdrawn**

Assembly Members Washington, Cedillo, Gallegos, Thomson, and Baca withdrew their demand for the previous question.

Motion to Amend by Assembly Member Pacheco

Assembly Member Pacheco moved the adoption of amendments of 25 words or less.

Amendments read.

**Motion to Table Pacheco Amendments
to Assembly Bill No. 1804**

Assembly Member Shelley moved that the amendments offered by Assembly Member Pacheco to Assembly Bill No. 1804 be laid upon the table.

Assembly Member Keeley seconded the motion.

Motion carried by the following vote:

AYES—39

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

NOES—30

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

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 Shelley motion to table Pacheco amendments to Assembly Bill No. 1804.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—43

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

NOES—23

Ackerman	Firestone	Margett	Pringle
Aguiar	Granlund	McClintock	Richter
Ashburn	House	Olberg	Runner
Baldwin	Kaloogian	Oller	Takasugi
Battin	Kuykendall	Pacheco	Thompson
Campbell	Leonard	Poochigian	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2004 (Wright)—An act to amend Section 16583.5 of the Government Code, relating to the Student Aid Commission.

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, 7:08 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 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. 1804.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 2031 (Cedillo)—An act to add Section 7560.5 to the Government Code, to add Sections 123831, 125176, and 125276 to the Health and Safety Code, and to add Sections 4357.5, 4367.5, 4384, 4505.5, 5600.8, 5812, 5856.5, and 14007.65 to the Welfare and Institutions Code, relating to noncitizens.

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

AYES—46

Alquist	Escutia	Machado	Strom-Martin
Aroner	Figuroa	Martinez	Sweeney
Baca	Floyd	Mazzoni	Thomson
Battin	Frusetta	Migden	Torlakson
Bowen	Gallegos	Morrissey	Vincent
Brown	Havice	Murray	Washington
Campbell	Hertzberg	Papan	Wayne
Cardenas	Honda	Perata	Wildman
Cedillo	Keeley	Prenter	Wright
Cunneen	Knox	Richter	Mr. Speaker
Davis	Kuehl	Scott	
Ducheny	Lempert	Shelley	

NOES—23

Ackerman	Bordonaro	Leach	Poochigian
Aguiar	Bowler	Leonard	Runner
Alby	Firestone	Margett	Takasugi
Ashburn	Granlund	McClintock	Thompson
Baldwin	House	Miller	Woods
Baugh	Kaloogian	Oller	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2171 (Villaraigosa)—An act to add Section 12693.705 to the Insurance Code, relating to children’s health.

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

AYES—44

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

NOES—31

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

Bill ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY BILL NO. 2463 BY UNANIMOUS CONSENT

Assembly Member Villaraigosa was granted unanimous consent to take up Assembly Bill No. 2463, out of order.

ASSEMBLY BILL NO. 2463 (Villaraigosa)—An act to amend Section 18930 of, to add Section 18901.7 to, and to add Chapter 10.3 (commencing with Section 18937) 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—44

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

NOES—27

Ackerman	Bordonaro	Leonard	Prenter
Aguiar	Bowler	Margett	Pringle
Alby	Campbell	McClintock	Richter
Ashburn	Firestone	Miller	Runner
Baldwin	House	Olberg	Thompson
Battin	Kaloogian	Oller	Woods
Baugh	Kuykendall	Poochigian	

Bill ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 2373 (Cedillo)—An act to add Part 5.3 (commencing with Section 17650) to Division 9 of the Welfare and Institutions Code, relating to human services.

Bill read third time.

Motion to Amend by Assembly Member Kaloogian

Assembly Member Kaloogian moved the adoption of amendments.

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

ASSEMBLY BILL NO. 2436 (Figueroa)—An act to add Section 1344.5 to the Health and Safety Code, relating to health care service plans.

Bill read third time.

**Motion to Amend by Assembly Member Leonard
as Presented by Assembly Member Baugh—Set 1**

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

**Motion to Table Leonard Amendments
to Assembly Bill No. 2436—Set 1**

Assembly Member Baca moved that the amendments offered by Assembly Member Leonard to Assembly Bill No. 2436—Set 1 be laid upon the table.

Assembly Member Washington seconded the motion.

Motion carried by the following vote:

AYES—38

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

NOES—34

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

Motion to Amend by Assembly Member Cunneen—Set 2

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

**At 7:36 p.m., Assistant Speaker pro Tempore Joe Baca,
62nd District, presiding**

**Motion to Table Cunneen Amendments
to Assembly Bill No. 2436—Set 2**

Assembly Member Shelley moved that the amendments offered by Assembly Member Cunneen to Assembly Bill No. 2436—Set 2 be laid upon the table.

Assembly Member Washington seconded the motion.

Motion carried by the following vote:

AYES—39

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

NOES—34

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

Further Consideration of Assembly Bill No. 2436

Point of Order

Assembly Member Bowen arose to the following point of order:

Assembly Member Richter is debating the bill after Assembly Member Figueroa has closed debate.

Ruling by Assistant Speaker pro Tempore Baca

The Assistant pro Tempore ruled the point of order not well-taken; that Assembly Member Figueroa has opened debate on the bill and Assembly Member Richter is speaking on his 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 Figueroa moved a call of the Assembly.

Motion carried. Time, 7:47 p.m.

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

ASSEMBLY BILL NO. 2475 (Pringle)—An act to add Section 14105.16 to 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—70

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

NOES—1

Torlakson

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

AYES—70

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

NOES—1

Torlakson

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2510 (Strom-Martin)—An act to amend Section 8686 of the Government Code, relating to disaster relief, 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

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

NOES—4

Baugh	Leonard	McClintock	Thompson
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The question being on the passage of the bill.

Bill passed by the following vote:

AYES—69

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

NOES—4

Baugh	Leonard	McClintock	Thompson
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Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1927 (Morrow)—An act to amend Sections 290, 679.03, 1203.1, and 3058.8 of the Penal Code, relating to sex offenders.

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

AYES—71

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

NOES—1

Migden

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1910 (Ashburn)—An act to add Chapter 5 (commencing with Section 120480) to Part 2 of Division 105 of the Health and Safety Code, relating to disease prevention, and making an appropriation therefor.

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

AYES—73

Ackerman	Ducheny	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	Thompson
Baldwin	Granlund	Morrissey	Thomson
Battin	Havice	Murray	Torlakson
Baugh	Hertzberg	Olberg	Vincent
Bordonaro	Honda	Oller	Washington
Bowen	House	Ortiz	Wayne
Bowler	Kaloogian	Pacheco	Wildman
Campbell	Keeley	Papan	Woods
Cardenas	Knox	Perata	Wright
Cardoza	Kuehl	Poochigian	Mr. Speaker
Cedillo	Kuykendall	Prenter	
Cunneen	Leach	Pringle	
Davis	Lempert	Richter	

NOES—1

McClintock

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1910: Assembly Member Cardoza, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1911 (Ashburn)—An act to amend Section 1371.4 of the Health and Safety Code, to add Section 10123.86 to the Insurance Code, and to add Section 14132.64 to the Welfare and Institutions Code, relating to health care.

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

AYES—74

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	McClintock	Takasugi
Baldwin	Gallegos	Migden	Thompson
Battin	Granlund	Miller	Thomson
Baugh	Havice	Morrissey	Torlakson
Bordonaro	Hertzberg	Murray	Vincent
Bowen	Honda	Olberg	Washington
Bowler	House	Oller	Wayne
Brown	Kaloogian	Ortiz	Wildman
Campbell	Keeley	Pacheco	Woods
Cardenas	Knox	Papan	Wright
Cardoza	Kuehl	Perata	Mr. Speaker
Cedillo	Kuykendall	Poochigian	
Cunneen	Leach	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1931 (Murray)—An act to add Article 9 (commencing with Section 1569.90) to Chapter 3.2 of Division 2 of the Health and Safety Code, relating to care facilities.

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
Bowen	Frusetta	Mazzoni	Thomson
Brown	Gallegos	Migden	Torlakson
Cardenas	Havice	Morrissey	Vincent
Cardoza	Hertzberg	Murray	Washington
Cedillo	Honda	Ortiz	Wayne
Cunneen	Keeley	Papan	Wildman
Davis	Knox	Perata	Wright
Ducheny	Kuehl	Scott	Mr. Speaker

NOES—27

Ackerman	Campbell	Margett	Pringle
Aguiar	Granlund	McClintock	Richter
Alby	House	Miller	Runner
Battin	Kaloogian	Olberg	Takasugi
Baugh	Kuykendall	Oller	Thompson
Bordonaro	Leach	Poochigian	Woods
Bowler	Leonard	Prenter	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1931: Assembly Member Morrissey, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2040 (Ashburn)—An act to amend Section 14105.11 of the Welfare and Institutions Code, relating to health.

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

AYES—72

Ackerman	Cunneen	Kuykendall	Pringle
Aguiar	Davis	Leach	Richter
Alby	Ducheny	Lempert	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	Granlund	Morrissey	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Olberg	Vincent
Bowler	Honda	Oller	Washington
Brown	House	Ortiz	Wayne
Campbell	Kaloogian	Pacheco	Wildman
Cardenas	Keeley	Perata	Woods
Cardoza	Knox	Poochigian	Wright
Cedillo	Kuehl	Prenter	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2043 (Goldsmith)—An act to amend Section 11461 of the Welfare and Institutions Code, relating to human services.

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

AYES—73

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	Granlund	Morrissey	Torlakson
Baugh	Havice	Murray	Vincent
Bordonaro	Hertzberg	Olberg	Washington
Bowen	Honda	Oller	Wayne
Bowler	House	Ortiz	Wildman
Brown	Kaloogian	Pacheco	Woods
Campbell	Keeley	Papan	Wright
Cardenas	Knox	Perata	Mr. Speaker
Cardoza	Kuehl	Poochigian	
Cedillo	Kuykendall	Prenter	
Cunneen	Leach	Richter	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2462 (Villaraigosa)—An act relating to state employees, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend by Assembly Member Leonard

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

**Motion to Table Leonard Amendments
to Assembly Bill No. 2462**

Assembly Member Keeley moved that the amendments offered by Assembly Member Leonard to Assembly Bill No. 2462 be laid upon the table.

Assembly Member Shelley seconded the motion.

Motion carried by the following vote:

AYES—41

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

NOES—32

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

**Further Consideration of Assembly Bill No. 2462
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, 8:11 p.m.

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

ASSEMBLY BILL NO. 2217 (Brewer)—An act to add Section 17005.2 to the Education Code, relating to school facilities.

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

AYES—73

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2398 (Ducheny)—An act to add Section 8539 to 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—72

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—72

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2528 (Ducheny)—An act to amend Section 69959 of, and to add Section 69969.5 to, the Education Code, relating to student financial aid.

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

AYES—72

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

NOES—None

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 2718—Passed on file.

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

ASSEMBLY BILL NO. 2482 (Bustamante)—An act to add and repeal Chapter 7 (commencing with Section 58850) of Part 31 of the Education Code, relating to the High Technology Magnet School Pilot Project, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

**Motion to Amend by Assembly Member Bustamante,
as Presented by Assembly Member Kuehl**

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. 2567 (Bustamante)—An act to add Chapter 5.1 (commencing with Section 13846.1) to Title 6 of Part 4 of the Penal Code, relating to crime prevention, and making an appropriation therefor.

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

AYES—71

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

NOES—2

Ackerman Olberg

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 1653—Passed on file.

At 8:18 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1753**

At 8:19 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. 1753 passed by the following vote:

AYES—41

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

NOES—33

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

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1756**

At 8:19 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. 1756 passed by the following vote:

AYES—50

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

NOES—24

Ackerman	Bowler	Leonard	Poohigian
Alby	Brewer	Margett	Pringle
Ashburn	Campbell	McClintock	Richter
Baldwin	Firestone	Miller	Runner
Baugh	House	Olberg	Thompson
Bordonaro	Kaloogian	Oller	Woods

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 2015**

At 8:20 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. 2015 passed by the following vote:

AYES—42

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

NOES—35

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

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 2163**

At 8:21 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.

Assembly Bill No. 2163 passed by the following vote:

AYES—42

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

NOES—34

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

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
 CLAUSE TO ASSEMBLY BILL NO. 2454**

At 8:21 p.m., on motion of Assembly Member Murray, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Assembly Bill No. 2454 adopted by the following vote:

AYES—60

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

NOES—15

Ackerman	Baugh	McClintock	Richter
Alby	Bordonaro	Olberg	Runner
Ashburn	Kaloogian	Pacheco	Thompson
Baldwin	Leonard	Prenter	

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

AYES—60

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

NOES—15

Ackerman	Baugh	McClintock	Richter
Alby	Bordonaro	Olberg	Runner
Ashburn	Kaloogian	Pacheco	Thompson
Baldwin	Leonard	Prenter	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO ASSEMBLY BILL NO. 2653**

At 8:21 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 urgency clause to Assembly Bill No. 2653 adopted by the following vote:

AYES—57

Alby	Escutia	Machado	Strom-Martin
Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Takasugi
Ashburn	Frusetta	Migden	Thomson
Baca	Gallegos	Morrissey	Torlakson
Battin	Goldsmith	Murray	Vincent
Bowen	Granlund	Ortiz	Washington
Brown	Havice	Pacheco	Wayne
Bustamante	Hertzberg	Papan	Wildman
Cardenas	Honda	Perata	Woods
Cardoza	House	Poochigian	Wright
Cedillo	Keeley	Prenter	Mr. Speaker
Cunneen	Knox	Pringle	
Davis	Kuehl	Scott	
Ducheny	Lempert	Shelley	

NOES—15

Ackerman	Campbell	McClintock	Richter
Aguiar	Kaloogian	Miller	Runner
Baugh	Leonard	Olberg	Thompson
Bordonaro	Margett	Oller	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—57

Alby	Escutia	Machado	Strom-Martin
Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Takasugi
Ashburn	Frusetta	Migden	Thomson
Baca	Gallegos	Morrissey	Torlakson
Battin	Goldsmith	Murray	Vincent
Bowen	Granlund	Ortiz	Washington
Brown	Havice	Pacheco	Wayne
Bustamante	Hertzberg	Papan	Wildman
Cardenas	Honda	Perata	Woods
Cardoza	House	Poochigian	Wright
Cedillo	Keeley	Prenter	Mr. Speaker
Cunneen	Knox	Pringle	
Davis	Kuehl	Scott	
Ducheny	Lempert	Shelley	

NOES—15

Ackerman	Campbell	McClintock	Richter
Aguiar	Kaloogian	Miller	Runner
Baugh	Leonard	Olberg	Thompson
Bordonaro	Margett	Oller	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 2421**

At 8:22 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.

The roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 8:23 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. 1773**

At 8:23 p.m., on motion of Assembly Member Leach, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1773 passed by the following vote:

AYES—71

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

NOES—None

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1697**

At 8:24 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.

The roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 8:24 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. 2048**

At 8:24 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. 2048 passed by the following vote:

AYES—44

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

NOES—28

Ackerman	Campbell	Kuykendall	Olberg
Aguiar	Cunneen	Leach	Oller
Alby	Firestone	Leonard	Poochigian
Baldwin	Fruetta	Margett	Prenter
Baugh	Granlund	McClintock	Runner
Bordonaro	House	Miller	Takasugi
Bowler	Kalagian	Morrow	Thompson

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
MOTION TO RECONSIDER ASSEMBLY BILL NO. 2638**

At 8:25 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 Gallegos motion to reconsider the vote whereby Assembly Bill No. 2638 was refused passage carried by the following vote:

AYES—41

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

NOES—21

Ackerman	Bordonaro	Miller	Runner
Aguiar	Bowler	Olberg	Thompson
Alby	Campbell	Oller	Woods
Ashburn	House	Pacheco	
Baldwin	Leonard	Poochigian	
Baugh	McClintock	Prenter	

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1955**

At 8:25 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.

Assembly Bill No. 1955 passed by the following vote:

AYES—47

Alquist	Floyd	Machado	Sweeney
Aroner	Frusetta	Martinez	Takasugi
Baca	Gallegos	Migden	Thomson
Bordonaro	Havice	Morrissey	Torlakson
Bowen	Honda	Murray	Vincent
Bowler	House	Ortiz	Washington
Cardenas	Kaloogian	Pacheco	Wayne
Cardoza	Keeley	Perata	Wildman
Cunneen	Knox	Runner	Woods
Davis	Kuehl	Scott	Wright
Escutia	Leach	Shelley	Mr. Speaker
Figueroa	Lempert	Strom-Martin	

NOES—11

Ackerman	Brown	Mazzoni	Richter
Alby	Campbell	McClintock	Thompson
Baldwin	Granlund	Papan	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1955: Assembly Member Papan, from "Aye" to "No".

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 2004**

At 8:26 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.

The roll was opened.

Call of the Assembly Continued

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

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

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 2436**

At 8:27 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. 2436 refused passage by the following vote:

AYES—34

Alquist	Frusetta	Martinez	Torlakson
Aroner	Gallegos	Migden	Vincent
Baca	Havice	Murray	Washington
Cardenas	Hertzberg	Ortiz	Wayne
Cedillo	Honda	Perata	Wildman
Ducheny	Keeley	Scott	Wright
Escutia	Knox	Shelley	Mr. Speaker
Figueroa	Kuehl	Strom-Martin	
Floyd	Lempert	Sweeney	

NOES—33

Ackerman	Campbell	McClintock	Pringle
Aguiar	Firestone	Miller	Richter
Alby	Granlund	Morrissey	Runner
Ashburn	House	Olberg	Takasugi
Baldwin	Kaloogian	Oller	Thompson
Battin	Leach	Pacheco	Thomson
Baugh	Leonard	Papan	
Bordonaro	Machado	Poochigian	
Bowler	Margett	Prenter	

**Motion to Reconsider Assembly Bill No. 2436
on Next Legislative Day**

Assembly Member Figueroa moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 2436 was this day refused passage.

Assembly Bill No. 2436 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO ASSEMBLY BILL NO. 2462**

At 8:27 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 Villaraigosa moved to continue the call of the Assembly.

Motion carried. Time, 8:27 p.m.

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

CAUCUS ANNOUNCEMENTS

At 8:28 p.m., Assembly Member Leonard was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 8:28 p.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 9:01 p.m., the Assembly reconvened.
Hon. Sheila James Kuehl Speaker pro Tempore of the Assembly, presiding.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 2638

ASSEMBLY BILL NO. 2638 (Gallegos)—An act to amend and renumber Section 1374.75 of, and to repeal and add Article 5.6 (commencing with Section 1374.60) of Chapter 2.2 of Division 2 of, the Health and Safety Code, relating to health care service plans.

Bill read third time.

Motion to Amend

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

Point of Personal Privilege

Assembly Member Baugh arose to a point of personal privilege.

Ruling by Speaker pro Tempore Kuehl

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

The question being on the adoption of Gallegos amendments to Assembly Bill No. 2638.

Gallegos amendments adopted; bill ordered reprinted, and to be returned to the third reading file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 2421**

At 9:14 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.

Assembly Bill No. 2421 refused passage by the following vote:

AYES—39

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

NOES—34

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

**Motion to Reconsider Assembly Bill No. 2421
on Next Legislative Day**

Assembly Member Honda moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 2421 was this day refused passage.

Assembly Bill No. 2421 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1697**

At 9:15 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.

Assembly Bill No. 1697 passed by the following vote:

AYES—54

Alquist	Escutia	Lempert	Shelley
Aroner	Figueroa	Machado	Strom-Martin
Baca	Floyd	Martinez	Sweeney
Baugh	Frusetta	Mazzoni	Thomson
Bowen	Gallegos	Migden	Torlakson
Brown	Granlund	Morrissey	Vincent
Bustamante	Havice	Murray	Washington
Campbell	Hertzberg	Ortiz	Wayne
Cardenas	Honda	Pacheco	Wildman
Cardoza	Kaloogian	Papan	Woods
Cedillo	Keeley	Perata	Wright
Cunneen	Knox	Prenter	Mr. Speaker
Davis	Kuehl	Runner	
Ducheny	Leach	Scott	

NOES—21

Ackerman	Bordonaro	McClintock	Richter
Aguiar	Bowler	Miller	Takasugi
Alby	Firestone	Morrow	Thompson
Ashburn	House	Olberg	
Baldwin	Kuykendall	Oller	
Battin	Leonard	Poochigian	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 2004**

At 9:15 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.

Assembly Bill No. 2004 refused passage by the following vote:

AYES—38

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

NOES—35

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

**Motion to Reconsider Assembly Bill No. 2004
on Next Legislative Day**

Assembly Member Wright moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 2004 was this day refused passage.

Assembly Bill No. 2004 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO ASSEMBLY BILL NO. 2462**

At 9:16 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 urgency clause to Assembly Bill No. 2462 refused adoption by the following vote:

AYES—49

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

NOES—19

Ackerman	Firestone	McClintock	Pringle
Ashburn	Kaloogian	Miller	Richter
Baldwin	Kuykendall	Olberg	Takasugi
Baugh	Leach	Oller	Thompson
Campbell	Leonard	Poochigian	

Motion to Amend Pursuant to Joint Rule 23.5

Assembly Member Villaraigosa moved the adoption of amendments.

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

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, tomorrow morning, at 8:30 a.m.

**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. 2439 be removed from the inactive file.

OBJECTION TO VOTE ADDS

Assembly Member Shelley withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on Assembly Bill No. 2462.

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:

House Resolution No. 37, on request of Assembly Member Cardoza.

VOTE ADDS

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

Assembly Bill No. 1906: Alby, Baldwin, Battin, Baugh, Bowen, Brown, Bustamante, Campbell, Cunneen, Davis, Granlund, Havice, Machado, Margett, Martinez, Mazzoni, McClintock, Miller, Morrow, Murray, Pacheco, Prenter, Runner, Sweeney, and Woods—Aye.

Assembly Bill No. 1780: Alby, Baugh, Bustamante, Campbell, Cardenas, Havice, Kaloogian, Machado, Martinez, Morrow, Pacheco, Runner, and Sweeney—Aye.

Assembly Bill No. 1998: Alby, Bustamante, Campbell, Kaloogian, Machado, Martinez, Pacheco, Poochigian, Runner, and Sweeney—Aye; Baldwin, Baugh, McClintock, and Morrow—No.

Assembly Bill No. 2163, Shelley Motion to Table House Amendments: Martinez—Aye; Baugh, Campbell, Morrow, and Poochigian—No.

Assembly Bill No. 2224: Ducheny, Machado, Martinez, and Sweeney—Aye; Baugh, Campbell, Kaloogian, Morrow, Pacheco, Poochigian, and Runner—No.

Assembly Bill No. 2324, Keeley Motion to Table Battin Amendments—Set 1: Havice and Baugh—No.

Assembly Bill No. 2324, Shelley Motion to Table Cunneen Amendments—Set 2: Baugh—No.

Assembly Bill No. 2324, Demand for Previous Question: Bustamante, Cardenas, Ducheny, Machado, Martinez, and Sweeney—Aye; Baugh, Campbell, and Morrow—No.

Assembly Bill No. 2324: Ducheny, Martinez, Runner, and Sweeney—Aye; Baugh, Campbell, Morrow, and Olberg—No.

Assembly Bill No. 2455: Campbell, Knox, Martinez, Morrow, Pacheco, Runner, and Sweeney—Aye; Baldwin, Baugh, Kaloogian, Olberg, and Poochigian—No.

Assembly Bill No. 2477: Battin, Honda, Martinez, and Morrow—Aye; Baugh and Runner—No.

Assembly Bill No. 2804 and Urgency: Battin, Cunneen, Pacheco, and Runner—Aye; Baugh, Kaloogian, Martinez, and Morrow—No.

Assembly Bill No. 1682: Cunneen and Martinez—Aye; Baldwin and Morrow—No.

Assembly Bill No. 1738: Cunneen and Martinez—Aye; Margett and Morrow—No.

Assembly Bill No. 2405: Ashburn, Cunneen, Martinez, Morrissey, Morrow, Pacheco, and Runner—Aye; McClintock—No.

Assembly Bill No. 2565: Aguiar, Alby, Ashburn, Battin, Cunneen, Granlund, Kuykendall, Morrow, Pacheco, and Prenter—Aye; Runner—No.

Assembly Bill No. 2587 and Urgency: Bordonaro and Martinez—Aye; Battin, Baugh, Morrow, Olberg, Poochigian, and Runner—No.

Assembly Bill No. 2597: Battin, Havice, Kuykendall, Lempert, Martinez, Miller, and Pacheco—Aye; Baugh, Kaloogian, Morrow, Poochigian, and Runner—No.

Assembly Bill No. 2632, Shelley Motion to Table Bowler Amendments—Set 2: Olberg—No.

Assembly Bill No. 2666: Campbell, Martinez, and Morrow—Aye; McClintock—No.

Assembly Bill No. 1733: Margett, Martinez, and Pacheco—Aye; Alby, Kaloogian, and Morrow—No.

Assembly Bill No. 2181: Baldwin, Bordonaro, Bustamante, Cunneen, Ducheny, Lempert, Margett, Morrow, and Olberg—Aye; Martinez—No.

Assembly Bill No. 1655: Bowler, Bustamante, Cardoza, Ducheny, Figueroa, Hertzberg, Honda, Kuehl, Margett, Martinez, Morrow, and Murray—Aye.

Assembly Bill No. 1706: Havice, Kuehl, Martinez, Migden, Morrow, and Runner—Aye.

Assembly Bill No. 1784: Battin, Granlund, Havice, Martinez, and Prenter—Aye; Ackerman, Ashburn, Baugh, Cunneen, and Runner—No.

Assembly Bill No. 2061 and Urgency: Ackerman, Bustamante, Havice, Martinez, Olberg, Prenter, and Runner—Aye.

Assembly Bill No. 2080: Martinez and Morrissey—Aye; Ackerman, Baugh, Cunneen, Prenter, and Runner—No.

Assembly Bill No. 2082: Ashburn, Margett, Martinez, Pringle, and Runner—Aye.

Assembly Bill No. 2125: Baldwin, Battin, Martinez, Pacheco, Poochigian, Pringle, and Runner—Aye.

Assembly Bill No. 2134: Martinez and Prenter—Aye; Battin, Cunneen, Granlund, Morrow, Pacheco, Pringle, and Runner—No.

Assembly Bill No. 2271: Battin, Baugh, Ducheny, Gallegos, Pacheco, Runner, and Woods—Aye.

Assembly Bill No. 2282: Cunneen—Aye; Battin, Pacheco, Pringle, Runner, and Woods—No.

Assembly Bill No. 2346 and Urgency: Battin, Pacheco, Pringle, Runner, and Woods—Aye; McClintock—No.

Assembly Bill No. 1621: Battin, Pacheco, Runner, and Woods—Aye; Ackerman, Baldwin, and Pringle—No.

Assembly Bill No. 1636: Battin, Campbell, Pacheco, Runner, and Woods—Aye; McClintock and Morrow—No.

Assembly Bill No. 1724: Battin, Pacheco, Poochigian, Pringle, and Runner—Aye.

Assembly Bill No. 1748: Battin, Ducheny, and Knox—Aye; Ashburn, Poochigian, Pringle, Runner, and Woods—No.

Assembly Bill No. 1791: Ashburn, Battin, Ducheny, Gallegos, Knox, Margett, Poochigian, Pringle, Runner, Shelley, and Woods—Aye.

Assembly Bill No. 1816: Ashburn, Baldwin, Battin, Cedillo, Ducheny, Knox, Mazzoni, Poochigian, Pringle, Runner, and Woods—Aye.

Assembly Bill No. 1820: Davis, Ducheny, Knox, and Woods—Aye; Ashburn, Baldwin, Baugh, Poochigian, Pringle, and Runner—No.

Assembly Bill No. 1844: Ashburn, Battin, Ducheny, Knox, Poochigian, Pringle, Runner, and Woods—Aye.

Assembly Bill No. 1873: Ducheny and Knox—Aye; Ashburn, Battin, Poochigian, Pringle, Runner, and Woods—No.

Assembly Bill No. 1899: Battin and Gallegos—Aye; Alby, Ashburn, Poochigian, Pringle, Runner, and Woods—No.

Assembly Bill No. 1916: Ashburn, Battin, Havice, Olberg, Poochigian, Pringle, Runner, and Woods—Aye.

Assembly Bill No. 1919: Ashburn, Battin, Campbell, Gallegos, Honda, Morrow, Olberg, Runner, and Woods—Aye; Hertzberg—No.

Assembly Bill No. 1999, Keeley Motion to Table Bordonaro Amendments: Bustamante—Aye; Ashburn, Battin, Olberg, and Poochigian—No.

Assembly Bill No. 1999: Battin, Cunneen, and Prenter—Aye; Alby, Baugh, Olberg, and Runner—No.

Assembly Bill No. 2077: Ashburn, Battin, Olberg, Runner, and Woods—Aye.

Assembly Bill No. 2103: Battin and Prenter—Aye; Ashburn, Olberg, Pacheco, Runner, and Woods—No.

Assembly Bill No. 2203: Ashburn, Battin, Baugh, Miller, Olberg, Pacheco, Runner, and Woods—Aye.

Assembly Bill No. 2216: Battin, Pacheco, and Woods—Aye; Ashburn, Baldwin, Baugh, Olberg, and Runner—No.

Assembly Bill No. 2305: Ashburn, Battin, Bordonaro, Cedillo, Olberg, Pacheco, and Woods—Aye.

Assembly Bill No. 2374: Ashburn, Battin, Bordonaro, Olberg, Pacheco, Prenter, and Woods—Aye.

Assembly Bill No. 2494: Ashburn, Battin, Bordonaro, Olberg, Pacheco, and Woods—Aye.

Assembly Bill No. 2495: Ashburn, Battin, Bordonaro, Cedillo, and Woods—Aye.

Assembly Bill No. 2505: Ashburn, Battin, Bordonaro, Pacheco, and Woods—Aye.

Assembly Bill No. 2515: Cunneen—Aye; Ashburn, Battin, Bordonaro, Pacheco, and Woods—No.

Assembly Bill No. 2592: Battin, Bordonaro, and Woods—Aye; Ashburn—No.

Assembly Bill No. 2598: Battin, Bordonaro, Havice, and Pacheco—Aye; Ashburn, Kaloogian, Poochigian, and Woods—No.

Assembly Bill No. 2639: Gallegos and Vincent—Aye; Ashburn, Battin, and Bordonaro—No.

Assembly Bill No. 2661: Ashburn, Battin, Bordonaro, and Woods—No.

Assembly Bill No. 2665: Alby, Ashburn, Battin, Bordonaro, Olberg, and Woods—Aye; Baugh—No.

Assembly Bill No. 2725: Bordonaro, Bowen, Davis, and Olberg—Aye; Ashburn, Baugh, McClintock, and Woods—No.

Assembly Bill No. 2737: Ashburn, Baugh, Bordonaro, McClintock, Pringle, and Woods—No.

Assembly Bill No. 2746: Ashburn, Bordonaro, McClintock, Prenter, Pringle, and Woods—No.

Assembly Bill No. 1665, Demand for Previous Question: McClintock—Aye; Ashburn, Bordonaro, Prenter, Pringle, Runner, and Woods—No.

Assembly Bill No. 1665: Ashburn, Bordonaro, Campbell, and Woods—Aye; Pringle—No.

Assembly Bill No. 1667: Ashburn, Baldwin, Bordonaro, Pringle, and Woods—Aye.

Assembly Bill No. 1686: Campbell—Aye; Ashburn, Bordonaro, Kaloogian, Pringle, and Woods—No.

Assembly Bill No. 1687: Ashburn, Baca, Bordonaro, and Woods—Aye; Baldwin—No.

Assembly Bill No. 1714: Cedillo—Aye; Ashburn, Bordonaro, and Pringle—No.

Assembly Bill No. 1722: Ashburn, Battin, Bordonaro, Pacheco, Pringle, and Woods—Aye.

Assembly Bill No. 1734, Shelley Motion to Table Leach Amendments: Baca, Cardoza, and Woods—Aye; Ashburn, Bordonaro, and Pringle—No.

Assembly Bill No. 1734: Ashburn, Battin, Bordonaro, Kaloogian, Runner, and Woods—Aye; Baugh and Pringle—No.

Assembly Bill No. 1785: Battin and Machado—Aye; Ashburn, Baugh, Bordonaro, Poochigian, Pringle, Runner, and Woods—No.

Assembly Bill No. 1885: Aguiar, Ashburn, Battin, Baugh, Bordonaro, Murray, Olberg, Pringle, Runner, and Woods—Aye; Baldwin and McClintock—No.

Assembly Bill No. 1915: Aguiar, Bordonaro, and Knox—Aye; Ashburn, Baldwin, Battin, Baugh, Kaloogian, McClintock, Miller, Olberg, Runner, and Woods—No.

Assembly Bill No. 1920: Aguiar, Battin, Oller, and Strom-Martin—Aye; McClintock, Pringle, Runner, and Woods—No.

Assembly Bill No. 1925: Ducheny, McClintock, and Woods—Aye; Baldwin, Battin, Baugh, Poochigian, Pringle, and Runner—No.

Assembly Bill No. 1992: Battin and Cunneen—Aye; Pringle, Runner, and Woods—No.

Assembly Bill No. 2025: Baldwin, Pringle, Runner, Thompson, and Woods—No.

Assembly Bill No. 2078: Ashburn, Baldwin, Pringle, Runner, and Woods—Aye; McClintock—No.

Assembly Bill No. 2284: Honda—Aye; Ashburn, House, Olberg, and Runner—No.

Assembly Bill No. 2363: Ashburn, Baldwin, Pringle, Runner, and Woods—Aye.

Assembly Bill No. 2429: Ashburn, Pringle, Runner, and Woods—No.

Assembly Bill No. 2442: Alby, Ashburn, Baldwin, Bowler, Pringle, Runner, and Woods—Aye.

Assembly Bill No. 2518: Ashburn, Pringle, Runner, and Woods—Aye.

Assembly Bill No. 2530: Ashburn, Pringle, Runner, and Woods—Aye.

Assembly Bill No. 2579: Cunneen, Prenter, and Sweeney—Aye; Ashburn, Baugh, Runner, and Woods—No.

Assembly Bill No. 2620: Prenter—Aye; Ashburn, Baldwin, Baugh, Runner, and Woods—No.

Assembly Bill No. 2636: Ashburn, Baugh, Brown, House, Migden, Pringle, Runner, Washington, and Woods—Aye.

Assembly Bill No. 2643: Ashburn, Baugh, Pringle, Runner, and Woods—Aye.

Assembly Bill No. 2751: Ashburn, Baugh, Kuykendall, Margett, Olberg, Pringle, Runner, and Woods—No.

Assembly Bill No. 2536: Ashburn, Olberg, Pringle, Runner, and Woods—Aye.

Assembly Bill No. 1807 and Urgency: Baugh, Mazzoni, Olberg, Runner, and Woods—Aye.

Assembly Bill No. 2318 and Urgency: Mazzoni, Olberg, Runner, and Woods—Aye.

Assembly Bill No. 2188: Aguiar—Aye; Alby, Baugh, Runner, and Woods—No.

Assembly Bill No. 1856: Pacheco—Aye; Alby, Baugh, and Olberg—No.

Assembly Bill No. 2112: Cardoza, Hertzberg, Martinez, Pacheco, Scott, and Woods—Aye; Alby, Baugh, Bowen, Bowler, Cunneen, McClintock, Olberg, and Oller—No.

Assembly Bill No. 1659: Alby, Baugh, Olberg, Pacheco, and Woods—Aye.

Assembly Bill No. 1762: Woods—Aye; Alby, Granlund, and Olberg—No.

Assembly Bill No. 2594: Alby, Campbell, Miller, and Woods—Aye.

Assembly Bill No. 2116: Granlund, Kuykendall, Olberg, and Woods—Aye; Alby, Baugh, Firestone, and Poochigian—No.

Assembly Bill No. 2392: Granlund, Margett, and Woods—Aye.

Assembly Bill No. 2368, Motion to Reconsider: Martinez—Aye; Alby, Ashburn, Bordonaro, Campbell, Cunneen, Granlund, Miller, Poochigian, Prenter, and Thompson—No.

Assembly Bill No. 1952: Cardenas, Cunneen, Granlund, Kuykendall, and Prenter—Aye; Alby—No.

Assembly Bill No. 1752: Granlund—No.

Assembly Bill No. 2031: Havice—Aye; Alby, Bordonaro, Firestone, and Margett—No.

Assembly Bill No. 2171: Baca—Aye; Alby and Pacheco—No.

Assembly Bill No. 2463: Pacheco—Aye; Alby and Prenter—No.

Assembly Bill No. 2436, Baca Motion to Table Leonard Amendments: Alby—No.

Assembly Bill No. 2436. Shelley Motion to Table Cunneen Amendments: Alby—No.

Assembly Bill No. 2475 and Urgency: Alby—Aye.

Assembly Bill No. 2510 and Urgency: Alby—Aye.

Assembly Bill No. 1927: Alby—Aye.

Assembly Bill No. 1910: Alby and Davis—Aye.

Assembly Bill No. 1911: Alby—Aye.

Assembly Bill No. 1931: Cunneen and Frusetta—Aye; Alby and Prenter—No.

Assembly Bill No. 2040: Aguiar, Alby, and Bordonaro—Aye.

Assembly Bill No. 2043: Alby—Aye.

Assembly Bill No. 2217: Alby—Aye.

Assembly Bill No. 2398 and Urgency: Alby and Baugh—Aye.

Assembly Bill No. 2528: Alby and Baugh—Aye.

Assembly Bill No. 2567: Alby and Baugh—Aye.

Assembly Bill No. 1753: Alby—No.

Assembly Bill No. 1756: Alby—No.

Assembly Bill No. 2015: Alby—No.

Assembly Bill No. 2653 and Urgency: Alby and Ashburn—Aye.

Assembly Bill No. 1773: Torlakson—Aye.

Assembly Bill No. 2048: Cunneen and Olberg—No.

Assembly Bill No. 2638, Motion to Reconsider: Alby, Oller, Pacheco, Pochigian, and Prenter—No.

Assembly Bill No. 1955: Alquist, Davis, and Figueroa—Aye; Alby—No.

Assembly Bill No. 2436: Alby—No.

MOTION TO ADJOURN

At 9:24 p.m., Assembly Member Washington moved that the Assembly do now adjourn.

Assembly Member Baca seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 9:25 p.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 164—Baca. Relative to the 100th anniversary of Philippine independence.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 27, 1998

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

Assembly Concurrent Resolution No. 112

And reports the same correctly enrolled, and presented to the Secretary of State on the 27th day of May, 1998, at 2:15 p.m.

E. DOTSON WILSON, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber, May 27, 1998

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

Assembly Bill No. 188

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.

INTRODUCTION OF GUESTS

Assembly Member Papan, of the 19th Assembly District, introduced former Member of the Assembly, Congressman Sam Farr.

Assembly Member Honda, of the 23rd Assembly District, introduced Walt Atkins, Acting San Jose Police Chief; and Robert Dorman, San Jose Fire Chief.

ADJOURNMENT

At 9:25 p.m., pursuant to the motion by Assembly Member Washington the Assembly adjourned until 9 a.m., Thursday, May 28, 1998, out of respect to the memory of Levantini Galaxidas, on motion of Assembly Member Papan; out of respect to the memory of Joel Lubin on motion of Assembly Member Havice; out of respect to the memory of Eva Lane Edison on motion of Assembly Member Keeley; out of respect to the memory of Ursula Louise (Deest) Drueckhammer, Margaret R. McClellan, and Carolyn Mueller Alexander, on motion of Assembly Member Sweeney; out of respect to the memory of Carlos Monsivais, on motion of Assembly Member Aguiar; out of respect to the memory of Robert E. Smith, Jr., on motion of Assembly Member Morrow; out of respect to the memory of Harold "Hal" Hall on motion of Assembly Member Kuykendall; and out of respect to the memory of Philomena Grillo Kirlakitsis on motion of Assembly Member Brewer.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON MAY 27, 1998

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

AB	RN	AB	RN
1632	9811730	2352	9812072
1654	*	2368	9812359
1746	9812161	2373	*
1830	9812070	2462	9812383
1864	9812346	2481	9812171
1948	9812305	2482	9812328
2041	9812342	2621	9812177
2041	9812341	2638	9812306
2183	9812184	2660	9812261
2261	9812150		

Daily Total: 18
Cumulative Total: 5625

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

AB

- 1706 (Pacheco amendments—RN 9812213, laid upon the table)
- 1714 (Kaloogian amendments—RN 9812235, laid upon the table)
- 1734 (Leach amendments—RN 9812081, laid upon the table)
- 1804 (Pacheco amendments— * , laid upon the table)
- 1920 (Frusetta amendments— * , laid upon the table)
- 1999 (Bordonaro amendments—RN 9812059, laid upon the table)
- 2163 (House amendments—RN 9812042, laid upon the table)
- 2271 (Leonard amendments—RN 9812068, laid upon the table)
- 2324 (Cunneen amendments— * , laid upon the table)
- 2324 (Battin amendments—RN 9812055, laid upon the table)
- 2421 (Miller amendments— * , laid upon the table)
- 2421 (Miller amendments— * , laid upon the table)
- 2436 (Leonard amendments—RN 9812018, laid upon the table)
- 2436 (Cunneen amendments— * , laid upon the table)
- 2462 (Leonard amendments—RN 9812075, laid upon the table)
- 2477 (Pacheco amendments—RN 9812309, laid upon the table)
- 2477 (Pacheco amendments—RN 9812239, laid upon the table)
- 2477 (Bowler amendments—RN 9812025, laid upon the table)
- 2477 (Bowler amendments—RN 9812039, laid upon the table)
- 2653 (Bowler amendments—Set 1*, laid upon the table)
- 2653 (Bowler amendments—Set 2*, laid upon the table)
- 2653 (Bowler amendments—Set 3, laid upon the table)

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

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, May 28, 1998

**TWO HUNDRED SIXTEENTH SESSION DAY
FIVE HUNDRED FORTY-THIRD CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, May 28, 1998

The Assembly met at 10:27 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 Baca moved a quorum call of the Assembly.

Motion carried. Time, 10:28 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 10:43 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	Cunneen	Leach	Prenter
Aguiar	Davis	Lempert	Pringle
Alby	Ducheny	Leonard	Richter
Alquist	Escutia	Machado	Runner
Aroner	Figuroa	Margett	Scott
Ashburn	Firestone	Martinez	Shelley
Baca	Floyd	Mazzoni	Strom-Martin
Baldwin	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
Bustamante	Kaloogian	Ortiz	Wildman
Campbell	Keeley	Pacheco	Woods
Cardenas	Knox	Papan	Wright
Cardoza	Kuehl	Perata	Mr. Speaker
Cedillo	Kuykendall	Poochigian	

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Assembly Member Scott Wildman of the 43rd Assembly District:

Lord God, Send down upon us Your good grace, and sanctify our souls, bodies and spirits. Direct our thoughts toward piety and perfect our spiritual vision with Your boundless light. Cleanse us from all defilement of flesh and spirit and make us worthy of Your presence in our midst. For You are a most compassionate and merciful God, and to You we give glory, forever.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Ortiz 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 Ackerman.

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 her per diem was waived: Napolitano.

COMMUNICATIONS

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

May 18, 1998

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

Dear Mr. Wilson: Please be advised that pursuant to Insurance Code Section 10089.7 (Chapter 944 of 1995, AB 13—McDonald) (amended by: Chapter 968 of 1996, AB 2086—Knowles). I have named Ms. Patricia Alvarez-Sahagun to serve as my designee on the California Earthquake Insurance Authority Governing Board and Advisory Panel. The effective date of the appointment is May 18, 1998, and this is a pleasure appointment. Ms. Alvarez-Sahagun will be replacing Patsy Kurokawa.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 28, 1998

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

Assembly Bill No. 1632	Assembly Bill No. 2352
Assembly Bill No. 1654	Assembly Bill No. 2368
Assembly Bill No. 1746	Assembly Bill No. 2373
Assembly Bill No. 1830	Assembly Bill No. 2462
Assembly Bill No. 1864	Assembly Bill No. 2481
Assembly Bill No. 1948	Assembly Bill No. 2482
Assembly Bill No. 2041	Assembly Bill No. 2621
Assembly Bill No. 2183	Assembly Bill No. 2638
Assembly Bill No. 2261	Assembly Bill No. 2660

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

Assembly Chamber, May 28, 1998

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

Assembly Bill No. 1656

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

Assembly Chamber, May 28, 1998

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

Assembly Bill No. 185
 Assembly Bill No. 1754

And reports the same correctly enrolled, and presented to the Governor at 10:45 a.m., May 28, 1998.

E. DOTSON WILSON, Chief Clerk

REFERENCE OF BILLS TO COMMITTEE

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

Assembly Concurrent

<i>Resolution No.</i>	<i>Committee</i>
159 -----	Rls.

Senate

<i>Bill No.</i>	<i>Committee</i>
858 -----	Ins.
1363 -----	W.,P. & W.
1374 -----	Pub. S.
1389 -----	Ed. and Rev. & Tax.
1413 -----	Ins.
1441 -----	Pub. S.
1469 -----	G.O.
1475 -----	W.,P. & W.
1489 -----	Health
1490 -----	Ed.
1491 -----	Trans.
1542 -----	Hum. S.
1555 -----	Ins.
1621 -----	G.O.
1627 -----	Pub. S. and Ed.
1637 -----	Trans.
1638 -----	Trans.
1640 -----	Ed.

1646	-----	Ed.
1660	-----	L. Gov.
1676	-----	L. Gov.
1682	-----	Pub. S.
1689	-----	Health
1716	-----	Ins.
1717	-----	Jud.
1736	-----	E.,R & C.A.
1738	-----	Agri.
1750	-----	Pub. S.
1762	-----	Nat. Res.
1763	-----	Nat. Res.
1774	-----	Ed.
1780	-----	C.P.,G.E. & E.D.
1792	-----	Jud.
1800	-----	Health
1805	-----	L. Gov.
1807	-----	Higher Ed.
1817	-----	Ins.
1827	-----	Pub. S.
1831	-----	Agri. and E.S. & T.M.
1847	-----	Trans.
1856	-----	Nat. Res.
1869	-----	Trans.
1885	-----	L. Gov.
1917	-----	Jud.
1987	-----	H. & C.D.
2015	-----	Health
2018	-----	P.E.,R. & S.S.
2026	-----	L. Gov.
2039	-----	G.O.
2057	-----	L. & E.
2061	-----	Pub. S.
2074	-----	Pub. S.
2084	-----	Ins.
2091	-----	Jud.
2093	-----	Health
2131	-----	Pub. S.
2137	-----	P.E.,R. & S.S.
2139	-----	Jud.
2154	-----	Jud.
2161	-----	W.,P. & W.
2170	-----	E.S. & T.M.
2175	-----	C.P.,G.E. & E.D.
2213	-----	W.,P. & W.
2234	-----	Rev. & Tax.
2235	-----	Rev. & Tax.
2236	-----	Rev. & Tax.
2237	-----	Rev. & Tax.
2240	-----	E.S. & T.M.

*Senate Concurrent
Resolution No.*

<i>Resolution No.</i>	<i>Committee</i>
71 -----	Higher Ed.
72 -----	Trans.
74 -----	Trans.
78 -----	Trans.
90 -----	Rls.
95 -----	Rls.

*Senate Joint
Resolution No.*

<i>Resolution No.</i>	<i>Committee</i>
38 -----	Rls.
41 -----	Rls.
43 -----	B. & F.

**REPORTS OF STANDING COMMITTEES
Committee on Rules**

Date of Hearing: May 28, 1998

Mr. Speaker: Your Committee on Rules reports:
Senate Concurrent Resolution No. 95
With the recommendation: Be adopted.

HERTZBERG, Chairman

Above resolution ordered on file.

Date of Hearing: May 28, 1998

Mr. Speaker: Your Committee on Rules reports:
Senate Concurrent Resolution No. 89
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.

HERTZBERG, Chairman

Above resolution ordered on file.

Committee on Appropriations

Date of Hearing: May 21, 1998

Mr. Speaker: Your Committee on Appropriations reports:
Senate Bill No. 1075
With the recommendation: do pass.

MIGDEN, Chairwoman

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, May 27, 1998

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

Assembly Concurrent Resolution No. 158

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

Above resolution ordered enrolled.

Senate Chamber, May 27, 1998

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. 91

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

Senate Chamber, May 27, 1998

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

- Senate Bill No. 1373
- Senate Bill No. 1376
- Senate Bill No. 1382
- Senate Bill No. 1398
- Senate Bill No. 1412
- Senate Bill No. 1431
- Senate Bill No. 1433
- Senate Bill No. 1434
- Senate Bill No. 1450
- Senate Bill No. 1451
- Senate Bill No. 1466
- Senate Bill No. 1481
- Senate Bill No. 1502
- Senate Bill No. 1520
- Senate Bill No. 1524
- Senate Bill No. 1525
- Senate Bill No. 1528
- Senate Bill No. 1535
- Senate Bill No. 1537
- Senate Bill No. 1551

- Senate Bill No. 1554
- Senate Bill No. 1556
- Senate Bill No. 1559
- Senate Bill No. 1562
- Senate Bill No. 1613
- Senate Bill No. 1641
- Senate Bill No. 1642
- Senate Bill No. 1656
- Senate Bill No. 1663
- Senate Bill No. 1665
- Senate Bill No. 1681
- Senate Bill No. 1683
- Senate Bill No. 1697
- Senate Bill No. 1700
- Senate Bill No. 1701
- Senate Bill No. 1715
- Senate Bill No. 1731
- Senate Bill No. 1737
- Senate Bill No. 1742
- Senate Bill No. 1744

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

Senate Chamber, May 27, 1998

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

- Senate Bill No. 1753
- Senate Bill No. 1757
- Senate Bill No. 1771
- Senate Bill No. 1784
- Senate Bill No. 1787
- Senate Bill No. 1816
- Senate Bill No. 1824
- Senate Bill No. 1829
- Senate Bill No. 1878
- Senate Bill No. 1879
- Senate Bill No. 1886
- Senate Bill No. 1896
- Senate Bill No. 1902
- Senate Bill No. 1908
- Senate Bill No. 1923
- Senate Bill No. 1927
- Senate Bill No. 1930
- Senate Bill No. 1934
- Senate Bill No. 1942
- Senate Bill No. 1944

- Senate Bill No. 1946
- Senate Bill No. 1956
- Senate Bill No. 1959
- Senate Bill No. 1964
- Senate Bill No. 1970
- Senate Bill No. 1972
- Senate Bill No. 1980
- Senate Bill No. 1982
- Senate Bill No. 1983
- Senate Bill No. 1984
- Senate Bill No. 1988
- Senate Bill No. 2014
- Senate Bill No. 2036
- Senate Bill No. 2045
- Senate Bill No. 2049
- Senate Bill No. 2056
- Senate Bill No. 2058
- Senate Bill No. 2060
- Senate Bill No. 2062
- Senate Bill No. 2075

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

Senate Chamber, May 27, 1998

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

- Senate Bill No. 2078
- Senate Bill No. 2101
- Senate Bill No. 2102
- Senate Bill No. 2108
- Senate Bill No. 2126
- Senate Bill No. 2172

- Senate Bill No. 2181
- Senate Bill No. 2190
- Senate Bill No. 2208
- Senate Bill No. 2224
- Senate Bill No. 2238
- Senate Bill No. 2239

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. 1373—An act to add Sections 8760 and 8761 to the Government Code, relating to the California Arts Council.

SENATE BILL NO. 1376—An act to amend Section 42316 of the Health and Safety Code, relating to air pollution.

SENATE BILL NO. 1382—An act to amend Sections 56.10, 56.11, 56.16, 56.26, 56.35, and 56.37 of, and to repeal Section 56.14 of, the Civil Code, and to amend Section 791.22 of the Insurance Code, relating to private information.

SENATE BILL NO. 1398—An act to amend Sections 12693.41 and 12693.70 of, and to add Section 12693.705 to, the Insurance Code, relating to insurance.

SENATE BILL NO. 1412—An act to amend Sections 48980, 60119, 60242, 60242.5, 60246, and 60248 of, to add Section 60240.5 to, and to add Article 1.5 (commencing with Section 60007) to Chapter 1 of Part 33 of, the Education Code, relating to education, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1431—An act to add Section 1965 to the Labor Code, relating to employment.

SENATE BILL NO. 1433—An act to add Sections 16649.96 and 16649.98 to the Government Code, relating to state funds.

SENATE BILL NO. 1434—An act to amend, repeal, and add Section 10214.7 of the Unemployment Insurance Code, relating to job training.

SENATE BILL NO. 1450—An act to amend Sections 2541 and 5058 of the Penal Code, relating to prisons.

SENATE BILL NO. 1451—An act to add Section 669.5 to the Penal Code, relating to criminal offenders.

SENATE BILL NO. 1466—An act to amend Sections 510, 547, 558, 3845, and 14254.5 of the Financial Code, relating to financial institutions closings.

SENATE BILL NO. 1481—An act to amend Sections 44031 and 87031 of the Education Code, relating to school and community college employees.

SENATE BILL NO. 1502—An act to add Section 12012.5 to the Government Code, and to add Section 337t to the Penal Code, relating to gaming.

SENATE BILL NO. 1520—An act to repeal Section 27081.5 of the Government Code, relating to jury fees.

SENATE BILL NO. 1524—An act to amend Sections 1596.866, 1797.113, and 1797.191 of the Health and Safety Code, relating to child care, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1525—An act to add Chapter 14.1 (commencing with Section 18994) to Part 6 of Division 9 of the Welfare and Institutions Code, relating to human services.

SENATE BILL NO. 1528—An act to add Section 22226 to the Education Code, relating to the State Teachers' Retirement System, and making an appropriation therefor.

SENATE BILL NO. 1535—An act to amend Sections 1024, 1028, 1028.1, and 1028.2 of, and to repeal Sections 1025 and 1027.5 of, the Government Code, and to repeal Chapter 9 (commencing with Section 540) of Title 13 of Part 1 of the Penal Code, relating to public officers and employees.

SENATE BILL NO. 1537—An act to amend Section 10232.25 of, to add Section 10232.23 to, and to repeal Section 10232.2 of, the Insurance Code, relating to long-term care insurance.

SENATE BILL NO. 1551—An act to amend Sections 129 and 129.5 of the Labor Code, relating to workers' compensation.

SENATE BILL NO. 1554—An act to amend Sections 10229, 10230, 10231, 10231.1, 10231.2, 10232.2, 10232.5, 10233, 10234.5, 10236.4, and 10471 of, and to add Sections 10236.6 and 10236.7 to, the Business and Professions Code, and to amend Section 17006 of the Financial Code, relating to real estate brokers, and making an appropriation therefor.

SENATE BILL NO. 1556—An act to amend Sections 581c and 1008 of the Code of Civil Procedure, relating to civil actions.

SENATE BILL NO. 1559—An act to amend Section 15037.1 of the Unemployment Insurance Code, relating to job training.

SENATE BILL NO. 1562—An act to amend Section 15051 of the Unemployment Insurance Code, and to amend Section 11324.6 of the Welfare and Institutions Code, relating to unemployment.

SENATE BILL NO. 1613—An act to amend Sections 45196 and 88196 of the Education Code, relating to public school employees.

SENATE BILL NO. 1641—An act to repeal and add Section 5006.8 of the Public Resources Code, relating to Candlestick Park, and making an appropriation therefor.

SENATE BILL NO. 1642—An act to add Section 22790.6 to the Government Code, and to add Section 14016.8 to the Welfare and Institutions Code, relating to health.

SENATE BILL NO. 1656—An act to amend Section 41204.1 of the Education Code, and to add Section 97.24 to the Revenue and Taxation Code, relating to local government finance.

SENATE BILL NO. 1663—An act to amend Section 3765 of the Business and Professions Code, and to add Section 1596.798 to the Health and Safety Code, relating to child day care facilities.

SENATE BILL NO. 1665—An act to add Section 74265 to the Education Code, relating to postsecondary education.

SENATE BILL NO. 1681—An act relating to school district reorganization.

SENATE BILL NO. 1683—An act to add Sections 1057.61 and 1057.62 to the Civil Code, and to amend Section 12409 of, and to add Sections 12401.11, 12406.5, and 12413 to, the Insurance Code, relating to title insurance.

SENATE BILL NO. 1697—An act to add and repeal Chapter 8 (commencing with Section 60830) of Part 33 of the Education Code, relating to the College Preparation Partnership Program, and making an appropriation therefor.

SENATE BILL NO. 1700—An act to amend Sections 13825.2 and 13825.4 of the Penal Code and to amend Section 1915 of the Welfare and Institutions Code, relating to crime prevention, and making an appropriation therefor.

SENATE BILL NO. 1701—An act to amend Section 51745 of the Education Code, and to amend Section 11322.6 of, and to add Section 1120.3 to, and 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 juveniles.

SENATE BILL NO. 1715—An act to amend Sections 237 and 368 of the Penal Code, to amend Section 2583 of, to amend the heading of Part 7 (commencing with Section 250) of Division 2 of, and to add Section 259 to, the Probate Code, relating to elder abuse.

SENATE BILL NO. 1731—An act to add and repeal Chapter 3.6 (commencing with Section 13827) to Title 6 of Part 4 of the Penal Code, relating to gangs.

SENATE BILL NO. 1737—An act relating to the Bipartisan Commission on the Political Reform Act of 1974.

SENATE BILL NO. 1742—An act to add and repeal Section 15318 of the Government Code, relating to the Alameda Corridor.

SENATE BILL NO. 1744—An act to amend Sections 11010, 11011, 11013, and 15037 of, and to repeal Section 15076.7 of, the Unemployment Insurance Code, relating to job training.

SENATE BILL NO. 1753—An act to add Sections 22203.5, 22363, and 22364 to the Education Code, and to amend Section 20153 of, and to add Sections 20096.5, 20152.5, and 20191.5 to, the Government Code, relating to public retirement system governing boards.

SENATE BILL NO. 1757—An act relating to energy resources, and making an appropriation therefor.

SENATE BILL NO. 1771—An act to add Chapter 10.5 (commencing with Section 2850) to Division 3 of the Fish and Game Code, relating to wildlife.

SENATE BILL NO. 1784—An act to add Chapter 12 (commencing with Section 2950) to Division 3 of the Fish and Game Code, relating to endangered species.

SENATE BILL NO. 1787—An act to add Section 49601.5 to the Education Code, relating to school counseling.

SENATE BILL NO. 1816—An act to amend Section 2810 of the Business and Professions Code, relating to nursing, and making an appropriation therefor.

SENATE BILL NO. 1824—An act to amend Sections 25250.1, 25250.4, and 25250.7 of the Health and Safety Code, and to amend Section 48620 of the Public Resources Code, relating to used oil.

SENATE BILL NO. 1829—An act to add Section 42249.7 to the Education Code, relating to school desegregation.

SENATE BILL NO. 1878—An act to amend Section 190.2 of the Penal Code, relating to murder.

SENATE BILL NO. 1879—An act to amend Section 20093 of the Government Code, relating to the Public Employees' Retirement System.

SENATE BILL NO. 1886—An act to add Division 19.3 (commencing with Section 183000) to the Public Utilities Code, relating to transportation.

SENATE BILL NO. 1896—An act to amend Section 66025 of the Education Code, relating to postsecondary education, and making an appropriation therefor.

SENATE BILL NO. 1902—An act relating to public postsecondary education.

SENATE BILL NO. 1908—An act relating to telecommunications.

SENATE BILL NO. 1923—An act to add Title 7.75 (commencing with Section 67470) to the Government Code, to add Chapter 4.6 (commencing with Section 33498) to Part 1 of Division 24 of the Health and Safety Code, and to add Sections 17049 and 23005 to the Revenue and Taxation Code, relating to state government, and making an appropriation therefor.

SENATE BILL NO. 1927—An act to add Section 1054.8 to the Penal Code, relating to criminal procedure.

SENATE BILL NO. 1930—An act to amend Sections 2435, 2534.2, 2895, 3456, 3774, 4984.7, 4986.80, and 4996.6 of, and to add Sections 3753.8, and 3766 to, the Business and Professions Code, relating to professional license fees, and making an appropriation therefor.

SENATE BILL NO. 1934—An act to add Section 14669.20 to the Government Code, relating to state property.

SENATE BILL NO. 1942—An act to add Section 49411.3 to the Education Code, relating to school pest management practices, and making an appropriation therefor.

SENATE BILL NO. 1944—An act to amend, repeal, and add Section 827 of the Civil Code, relating to landlord-tenant.

SENATE BILL NO. 1946—An act to add Chapter 4 (commencing with Section 11758.80) to Part 1 of Division 8.5 of the Health and Safety Code, relating to substance abuse.

SENATE BILL NO. 1956—An act to add Section 5003.04 to the Public Resources Code, relating to parks and recreation, and making and appropriation therefor.

SENATE BILL NO. 1959—An act to amend Sections 7321.5, 7582.8, and 7583.1 of the Business and Professions Code, and to amend Section 44031.5 of the Health and Safety Code, relating to licensing.

SENATE BILL NO. 1964—An act to add Article 17 (commencing with Section 28150) to Chapter 5 of Division 12 of the Vehicle Code, relating to vehicles.

SENATE BILL NO. 1970—An act to amend Sections 817 and 1526 of the Penal Code, relating to arrest warrants.

SENATE BILL NO. 1972—An act to amend Sections 49580 and 56245 of the Education Code, relating to learning disabilities.

SENATE BILL NO. 1980—An act to amend Sections 473, 2602, 2603, 2604, 2607.5, 3010, 3014.5, 3710, 3711, 3712, 3713, 3716, 3775, 3775.1, 3776, 4925, 4928, 4929, 4934, 4935, 4970, 8000, and 8005 of, to amend and repeal Section 2620.5 of, and to add Sections 104 3712.5, and 3775.2 to, the Business and Professions Code, relating to regulatory boards and committees, and making an appropriation therefor.

SENATE BILL NO. 1982—An act to amend Sections 2531, 2531.75, 2535.3, 2535.4, 3320, and 3330 of the Business and Professions Code, relating to regulatory boards and committees.

SENATE BILL NO. 1983—An act to amend Sections 2920, 2922, 2925, 2933, 2936, 2942, 2946, 4980.34, 4989, 4990.1, 4990.8, 4996.3, 4996.4, 4996.18, and 4996.20 of, and to add Sections 2964.3, 2966, and 4996.21 to, the Business and Professions Code, relating to healing arts.

SENATE BILL NO. 1984—An act to amend Sections 7841 and 7887 of the Business and Professions Code, relating to regulated professions, and making an appropriation therefor.

SENATE BILL NO. 1988—An act to amend Sections 1102, 1102.1, 1102.2, and 1102.9 of, and to add Sections 1102.3a and 1102.6d to, the Civil Code, and to amend Sections 18025 and 18046 of the Health and Safety Code, relating to property disclosures.

SENATE BILL NO. 2014—An act to amend Section 25205.5 of, and to add Sections 25205.5.2 and 25205.9 to, the Health and Safety Code, relating to hazardous waste.

SENATE BILL NO. 2036—An act to add Section 5412.5 to the Business and Professions Code, relating to outdoor advertising.

SENATE BILL NO. 2045—An act to amend Section 17017.9 of the Education Code, relating to school facilities.

SENATE BILL NO. 2049—An act to amend Section 13519.2 of, and to add Section 13603 to, the Penal Code, relating to crime prevention.

SENATE BILL NO. 2056—An act to amend Section 121135 of the Health and Safety Code, relating to health.

SENATE BILL NO. 2058—An act to amend Sections 1113 and 1129 of the Unemployment Insurance Code, relating to employers.

SENATE BILL NO. 2060—An act to amend Sections 25215, 25233, 25242, and 25535 of, and to add Sections 25248, 25249, 25250, 25251, 25252, 25253, 25254, 25255, and 25403 to, the Corporations Code, relating to investment securities.

SENATE BILL NO. 2062—An act to add Section 161.5 to the Metropolitan Water District Act (Chapter 209 of the Statutes of 1969), relating to metropolitan water districts.

SENATE BILL NO. 2075—An act to amend Sections 9855 and 9873 of the Business and Professions Code, and to amend Section 12741 of the Insurance Code, relating to service contracts.

SENATE BILL NO. 2078—An act relating to veterans.

SENATE BILL NO. 2101—An act to amend Section 4600.7 of the Labor Code, relating to the Workers' Compensation Managed Care Fund.

SENATE BILL NO. 2102—An act to amend Sections 122045 and 122060 of the Health and Safety Code, relating to animals.

SENATE BILL NO. 2108—An act relating to the Department of Corrections Pre-Release Program.

SENATE BILL NO. 2126—An act to amend Sections 22801, 22803, 22820, and 24201 of, and to add Section 22147.5 to, the Education Code, relating to the State Teachers' Retirement System.

SENATE BILL NO. 2172—An act to amend Section 25150.6 of the Health and Safety Code, relating to hazardous waste.

SENATE BILL NO. 2181—An act to amend Sections 9880.1, 9882.5, and 9884.7 of, and to add and repeal Article 2.5 (commencing with Section 9883) of Chapter 20.3 of Division 3 of, the Business and Professions Code, relating to automotive technicians.

SENATE BILL NO. 2190—An act to add and repeal Chapter 2.5 (commencing with Section 9800) to Part 1 of Division 3 of the Unemployment Insurance Code, relating to job training.

SENATE BILL NO. 2208—An act to add Chapter 6 (commencing with Section 104310) to Part 1 of Division 103 of the Health and Safety Code, relating to health.

SENATE BILL NO. 2224—An act to add Section 24312 to the Education Code, relating to the State Teachers' Retirement System, and making an appropriation therefor.

SENATE BILL NO. 2238—An act to amend Sections 2532.2, 2960, 2960.1, 3356, 4826.1, 4980.40, 4980.80, 4980.90, 4982.25, 4984.1, 4984.4, 4984.7, 4986.70, 4986.80, 4992.36, 4996.3, 4996.4, 4996.6, 4996.7, 4996.18, 5615, 5616, 5621, 5622, 5624, 5626, 5629, 5630, 5640, 5641, 5642, 5644, 5652, 5653, 5654, 5655, 5656, 5657, 5659, 5660, 5662, 5665, 5666, 5667, 5668, 5669, 5670, 5671, 5672, 5673, 5676, 5678.5, 5679.5, 5680, 5680.05, 5680.1, 5680.2, 5681, 9880.1, 9882.5, and 9884.7 of, to add Sections 138, 2532.3, 4980.31, 4984.8, 4986.41, 4986.82, 4997, 5675.5, and 22448 to, and to repeal Sections 5677, 5678, 5679, and 9889.30 of, the Business and Professions Code, to amend Sections 8214.1, 8214.15, 8219.5, and 8223 of the Government Code, and to amend Section 803 of the Penal Code, relating to professions, and making an appropriation therefor.

SENATE BILL NO. 2239—An act to amend Sections 125.7, 1621.1, 1632, 1633.5, 1763, 2067, 2101, 2102, 2103, 2135, 2239, 2242, 2350, 2355, 2836.2, 4008, 4202, 4301, 4322, 5053, 5055, 5056, 5060, 5070.6, 5071, 5072, 5073, 5081.1, 5084, 5153, 7622.3, 7651, 8741, 8742, 8773.2, and 13660 of, to add Sections 2225.6, 4301.5 and 5058.1 to, to repeal Sections 1621.2, 5059, 5074, 5075, and 5076 of, and to repeal and add Section 5082.3 of, the Business and Professions Code, to amend Sections 11371 and 11529 of the Government Code, and to amend Section 11166 of, and to repeal and add Section 11167 of the Health and Safety Code, relating to professions and vocations.

ADJOURN IN MEMORY

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 his uncle, Kusuo Honda, of Chicago, Illinois.

Assembly Member Sweeney was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Chester A. Sandri, of Hayward; Franklin K. Yanamura, Jr., of Hayward; and Peter E. Hewett, of San Leandro.

BILLS PLACED ON INACTIVE FILE

The following resolution was placed upon the inactive file:

House Resolution No. 37, on request of Assembly Member Cardoza.

RECESS FOR SPECIAL GUESTS

By unanimous consent, at 10:45 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Davis introduced the following special guests from the Hiroshima Prefecture, Japan: The Honorable Nobuyasu Kubo, Vice Governor of Hiroshima Prefecture; Mr. Yoshiaki Fujitate, Director, Enterprise Promotion Division, Commerce, Industry and Labor Department; Mr. Kagetomi Shimoi, Director, Airport Affairs Division, Transportation Bureau; Mr. Toru Mochizuki, Chief, Airport Promotion Section, Airport Affairs Division, Transportation Bureau; and Mr. Mishio Terada, Director, Hiroshima Representative Office in Los Angeles. The guests were accompanied by Ms. Ezilda Samoville, Assistant Director, Senate Office of International Relations and Ms. Shannon Shellenberg, Program Assistant, Senate Office of International Relations.

REASSEMBLED

At 10:48 a.m., the Assembly reconvened.

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

REQUEST FOR USE OF VISUAL AIDS

Assembly Member Shelley was granted unanimous consent that Members be permitted to use visual aids on the Floor to assist in the debate on the Budget bill.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Shelley was granted unanimous consent 1) waive Assembly Rule 78 to permit consideration of measures on this day's unfinished business file prior to the 1 day notice requirement of notice of intent to remove from inactive file; and 2) to waive Assembly Rule 69(d) to permit consideration of measures amended on the third reading file on the previous legislative day, prior to the 1 day waiting period, with the following exceptions: Assembly Bill No. 188 (Murray); Assembly Bill No. 2462 (Villaraigosa); Assembly Bill No. 1195 (Torlakson); Assembly Bill No. 2638 (Gallegos); and the Morrissey motion to withdraw Assembly Bill No. 2064 from committee.

**NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 2064
FROM COMMITTEE CONTINUED**

Assembly Member Morrissey was granted unanimous consent that the notice of motion to withdraw Assembly Bill No. 2064 from the Committee on Consumer Protection, Governmental Efficiency and Economic Development be continued until the next legislative day.

THIRD READING OF ASSEMBLY BILL NO. 2275

Pursuant to unanimous consent granted earlier this day, Assembly Bill No. 2275 was taken up.

ASSEMBLY BILL NO. 2275 (Kuykendall)—An act to add Chapter 4.5 (commencing with Section 927) to Part 3 of Division 3.6 of Title 1 of, and to repeal Sections 926.15, 926.17, and 926.18 of, the Government Code, relating to state contracts.

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

AYES—76

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

NOES—2

Floyd Wright

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2234 (Escutia)—An act to add Section 11019.10 to the Government Code, relating to state contracts.

Pursuant to unanimous consent granted earlier this day, Assembly Bill No. 2234 was taken up.

Bill read third time.

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, 11:45 a.m.

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

UNFINISHED BUSINESS

MOTION TO RECONSIDER ASSEMBLY BILL NO. 23 CONTINUED

Assembly Member Perata was granted unanimous consent that the motion to reconsider the vote on Assembly Bill No. 23 be continued until the next legislative day.

**CONSIDERATION OF DAILY FILE
THIRD READING OF ASSEMBLY BILLS**

ASSEMBLY BILL NO. 2377 (Frusetta)—An act to add Section 301.7 to the Corporations Code, relating to corporations.

Bill read third time.

The roll was opened.

Vote Announced

The vote on Assembly Bill No. 2377 was announced.

Call of the Assembly

Assembly Member Shelley moved a call of the Assembly.

Motion carried. Time, 11:51 a.m.

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

Point of Order

Assembly Member Brewer arose to the following point of order:

The Presiding officer announced the vote on Assembly Bill No. 2377 and announced passage of the bill.

CAUCUS ANNOUNCEMENTS

At 11:53 a.m., Assembly Member Thompson was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

At 11:59 a.m., Assembly Member Shelley announced that the Democratic Caucus would meet in the Assembly Lounge.

RECESS

By unanimous consent, at 11:54 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 12:52 p.m., the Assembly reconvened.

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

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 2377

Call of Assembly Withdrawn

Assembly Member Shelley withdrew the motion for a Call of the Assembly as it relates to Assembly Bill No. 2377.

Assembly Bill No. 2377 passed by the following vote:

AYES—55

Ackerman	Cunneen	Leonard	Prenter
Aguiar	Davis	Machado	Pringle
Alby	Firestone	Margett	Richter
Alquist	Floyd	Mazzoni	Runner
Ashburn	Frusetta	McClintock	Scott
Baca	Goldsmith	Migden	Sweeney
Baldwin	Granlund	Miller	Takasugi
Battin	Havice	Morrissey	Thompson
Baugh	House	Morrow	Torlakson
Bordonaro	Kaloogian	Olberg	Vincent
Bowler	Keeley	Oller	Wayne
Brewer	Knox	Pacheco	Woods
Campbell	Kuykendall	Papan	Mr. Speaker
Cardenas	Leach	Poochigian	

NOES—2

Hertzberg Martinez

Bill ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 2352 (Woods)—An act to amend Sections 12800 and 12803 of, and to repeal and add Section 12806 of, the Government Code, and to amend Section 15037.1 of the Unemployment Insurance Code, relating to human services.

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

AYES—75

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

NOES—None

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 1699—Passed on file.

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

ASSEMBLY BILL NO. 1864 (Papan)—An act relating to the Political Reform Act of 1974.

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

AYES—57

Aguiar	Davis	Leonard	Strom-Martin
Alby	Ducheny	Machado	Takasugi
Alquist	Figueroa	Mazzoni	Thompson
Aroner	Gallegos	Migden	Thomson
Baca	Granlund	Miller	Torlakson
Battin	Havice	Morrissey	Vincent
Baugh	Hertzberg	Murray	Washington
Bowler	Honda	Olberg	Wayne
Brewer	Kaloogian	Ortiz	Wildman
Brown	Keeley	Papan	Woods
Bustamante	Knox	Perata	Wright
Campbell	Kuehl	Poochigian	Mr. Speaker
Cardenas	Kuykendall	Prenter	
Cardoza	Leach	Pringle	
Cedillo	Lempert	Shelley	

NOES—16

Ackerman	Firestone	Margett	Oller
Baldwin	Frusetta	Martinez	Pacheco
Bordonaro	Goldsmith	McClintock	Richter
Cunneen	House	Morrow	Runner

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1864: Assembly Member Havice, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2368 (Hertzberg)—An act to add Chapter 6 (commencing with Section 51960) to Part 2 of Division 1 of Title 5 of the Government Code, and to add Sections 97.42 and 11003.5 to the Revenue and Taxation Code, relating to local government, 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 Hertzberg moved a call of the Assembly.

Motion carried. Time, 1:07 p.m.

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

ASSEMBLY BILL NO. 1632 (Ortiz)—An act to add and repeal Chapter 5.4 (commencing with Section 16530) of Part 4 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—54

Aguiar	Ducheny	Lempert	Scott
Alby	Escutia	Leonard	Shelley
Alquist	Figueroa	Machado	Strom-Martin
Aroner	Frusetta	Martinez	Sweeney
Baca	Gallegos	Mazzoni	Thomson
Bowen	Goldsmith	Migden	Torlakson
Bowler	Granlund	Miller	Vincent
Brown	Havice	Morrissey	Washington
Bustamante	Hertzberg	Murray	Wildman
Cardenas	Honda	Olberg	Woods
Cardoza	Keeley	Ortiz	Wright
Cedillo	Knox	Papan	Mr. Speaker
Cunneen	Kuehl	Perata	
Davis	Leach	Prenter	

NOES—18

Ackerman	Campbell	Morrow	Runner
Baldwin	House	Oller	Takasugi
Battin	Kaloojian	Pacheco	Thompson
Baugh	Margett	Poochigian	
Bordonaro	McClintock	Pringle	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1742 (Ducheny)—An act to add Part 3 (commencing with Section 475) to Division 1 of the Health and Safety Code, relating to public health.

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

AYES—65

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

NOES—12

Ackerman	House	McClintock	Oller
Bordonaro	Kaloojian	Morrow	Richter
Brewer	Leach	Olberg	Thompson

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1742: Assembly Member Aguiar, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1857 (Escutia)—An act to amend Sections 8208, 8278, and 8289 of the Education Code, relating to child care and development services.

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

AYES—46

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

NOES—27

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

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1961 (Aroner)—An act to amend Sections 10950, 10951, 11475.1, 11475.5, and 11478.2 of the Welfare and Institutions Code, relating to child support.

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

AYES—42

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

NOES—33

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

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1961: Assembly Member Cunneen, from "Aye" to "No".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2295 (Scott)—An act to add Section 22810.7 of the Government Code, relating to state employees.

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

AYES—73

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

NOES—3

Kaloogian	McClintock	Thompson
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Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2373 (Cedillo)—An act to add Part 5.3 (commencing with Section 17650) to Division 9 of 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 Bowler moved a call of the Assembly.

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

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

At 1:40 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

ASSEMBLY BILL NO. 2621 (Cardoza)—An act relating to public resources.

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

AYES—52

Alby	Ducheny	Kuykendall	Scott
Alquist	Escutia	Lempert	Shelley
Aroner	Figueroa	Machado	Strom-Martin
Baca	Firestone	Mazzoni	Sweeney
Battin	Frusetta	Migden	Takasugi
Bowen	Gallegos	Morrissey	Thomson
Brown	Havice	Murray	Torlakson
Bustamante	Hertzberg	Ortiz	Vincent
Cardenas	Honda	Papan	Washington
Cardoza	House	Perata	Wayne
Cedillo	Keeley	Poochigian	Wildman
Cunneen	Knox	Prenter	Wright
Davis	Kuehl	Pringle	Mr. Speaker

NOES—23

Ackerman	Brewer	Margett	Oller
Aguiar	Campbell	Martinez	Pacheco
Baldwin	Granlund	McClintock	Runner
Baugh	Kaloogian	Miller	Thompson
Bordonaro	Leach	Morrow	Woods
Bowler	Leonard	Olberg	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2744 (Cardenas)—An act to add and repeal Section 11462.07 of the Welfare and Institutions Code, relating to community care facilities.

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

AYES—64

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

NOES—11

Ackerman	House	McClintock	Runner
Alby	Kaloogian	Morrow	Thompson
Campbell	Leonard	Olberg	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 2744: Assembly Member Baugh, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

**UNFINISHED BUSINESS (RESUMED)
MOTION TO RECONSIDER ASSEMBLY BILL NO. 2004**

In compliance with a motion given on a previous day, Assembly Member Wright moved that the vote be reconsidered whereby Assembly Bill No. 2004, was refused passage.

Assembly Bill No. 2004 reconsidered by the following vote:

AYES—59

Ackerman	Cedillo	Kuehl	Poochigian
Aguiar	Cunneen	Leach	Prenter
Alby	Davis	Lempert	Scott
Alquist	Ducheny	Leonard	Shelley
Aroner	Escutia	Machado	Strom-Martin
Baca	Figueroa	Martinez	Thompson
Baugh	Firestone	Mazzoni	Thomson
Bordonaro	Frusetta	Migden	Torlakson
Bowen	Gallegos	Miller	Vincent
Bowler	Goldsmith	Morrissey	Washington
Brown	Granlund	Murray	Wayne
Bustamante	Havice	Ortiz	Wildman
Campbell	Hertzberg	Pacheco	Wright
Cardenas	Honda	Papan	Mr. Speaker
Cardoza	Knox	Perata	

NOES—10

Baldwin	Kaloogian	Olberg	Woods
Battin	McClintock	Richter	
Brewer	Morrow	Takasugi	

Further Consideration of Assembly Bill No. 2004

ASSEMBLY BILL NO. 2004 (Wright)—An act to amend Section 16583.5 of the Government Code, relating to the Student Aid Commission.

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, 1:43 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. 1948 (Shelley)—An act to add Article 17 (commencing with Section 13180) to Chapter 2 of Division 7 of the Food and Agricultural Code, relating to pesticides.

Bill read third time.

Demand for Previous Question

Assembly Members Washington, Mazzone, Wayne, Thomson, and Keeley demanded the previous question. Demand sustained.

The question being on the passage of the bill.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 2:01 p.m.

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

ASSEMBLY BILL NO. 2481 (Bustamante)—An act relating to the California Conservation Corps.

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

AYES—52

Alquist	Escutia	Machado	Shelley
Aroner	Figueroa	Martinez	Strom-Martin
Baca	Frusetta	Mazzone	Sweeney
Battin	Gallegos	Migden	Takasugi
Bowen	Goldsmith	Morrissey	Thomson
Brown	Havice	Murray	Torlakson
Bustamante	Hertzberg	Oller	Vincent
Cardenas	Honda	Ortiz	Washington
Cardoza	Keeley	Pacheco	Wayne
Cedillo	Knox	Papan	Wildman
Cunneen	Kuehl	Perata	Woods
Davis	Leach	Prenter	Wright
Ducheny	Lempert	Scott	Mr. Speaker

NOES—25

Ackerman	Brewer	Leonard	Pringle
Aguiar	Campbell	Margett	Richter
Alby	Firestone	McClintock	Runner
Baldwin	Granlund	Miller	Thompson
Baugh	House	Morrow	
Bordonaro	Kaloogian	Olberg	
Bowler	Kuykendall	Poochigian	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 2481: Assembly Member Takasugi, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2183 (Aroner)—An act to amend Section 1250 of the Health and Safety Code, relating to developmental disabilities.

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
Baca	Floyd	McClintock	Sweeney
Baldwin	Frusetta	Migden	Takasugi
Battin	Gallegos	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Vincent
Bowler	Honda	Olberg	Washington
Brewer	House	Oller	Wayne
Brown	Kaloogian	Ortiz	Wildman
Bustamante	Keeley	Pacheco	Woods
Campbell	Knox	Papan	Wright
Cardenas	Kuehl	Perata	Mr. Speaker
Cardoza	Kuykendall	Poochigian	
Cedillo	Leach	Prenter	
Cunneen	Lempert	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1948

At 2:06 p.m., on motion of Assembly Member Frusetta, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

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

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

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

At 2:06 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. 1654 (Aroner)—An act to amend Section 16120.1 of the Welfare and Institutions Code, relating to human services.

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

AYES—78

Ackerman	Davis	Lempert	Pringle
Aguiar	Ducheny	Leonard	Richter
Alby	Escutia	Machado	Runner
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Martinez	Shelley
Baca	Floyd	Mazzoni	Strom-Martin
Baldwin	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
Bustamante	Kaloogian	Ortiz	Wildman
Campbell	Keeley	Pacheco	Woods
Cardenas	Knox	Papan	Wright
Cardoza	Kuehl	Perata	Mr. Speaker
Cedillo	Kuykendall	Poochigian	
Cunneen	Leach	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2261 (Aguiar)—An act to amend Sections 749.21, 749.22, 749.23, 749.25, 749.26, and 749.27 of the Welfare and Institutions Code, relating to juvenile crime.

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

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate.

RULES TEMPORARILY SUSPENDED

Assembly Member Villaraigosa was granted unanimous consent that Assembly Rule 69(d) be suspended to permit consideration of Assembly Bill No. 2462.

ASSEMBLY BILL NO. 2462 (Villaraigosa)—An act relating to state employees, making an appropriation therefor.

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

AYES—48

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

NOES—22

Ackerman	Firestone	McClintock	Runner
Baldwin	Kaloogian	Miller	Takasugi
Battin	Kuykendall	Morrow	Thompson
Bordonaro	Leach	Olberg	Woods
Brewer	Leonard	Poochigian	
Campbell	Margett	Pringle	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 2462: Assembly Member Aguiar, from “No” to “Not Voting”.

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. 2462.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1948

At 2:40 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 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, 2:42 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. 1746 (Escutia)—An act to add Section 52122.2 to the Education Code, relating to class size reduction.

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

AYES—56

Aguiar	Ducheny	Lempert	Runner
Alquist	Escutia	Machado	Scott
Aroner	Figueroa	Margett	Shelley
Baca	Frusetta	Martinez	Strom-Martin
Baugh	Gallegos	Mazzoni	Sweeney
Bowen	Goldsmith	Migden	Takasugi
Brown	Havice	Miller	Thomson
Bustamante	Hertzberg	Morrissey	Torlakson
Campbell	Honda	Murray	Vincent
Cardenas	Keeley	Ortiz	Washington
Cardoza	Knox	Papan	Wayne
Cedillo	Kuehl	Perata	Wildman
Cunneen	Kuykendall	Prenter	Wright
Davis	Leach	Pringle	Mr. Speaker

NOES—18

Ackerman	Bowler	Leonard	Poochigian
Alby	Brewer	McClintock	Thompson
Baldwin	Granlund	Olberg	Woods
Battin	House	Oller	
Bordonaro	Kaloogian	Pacheco	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2041 (Bustamante)—An act to amend Sections 60119, 60246, and 60248 of, to add Sections 60240.7 and 60246.5 to, and to add the heading of Article 7 (commencing with Section 60119) to Chapter 1 of Part 33 of, to repeal Sections 60117, 60118, and 60247 of, and to repeal the heading of Article 7 (commencing with Section 60117) of Chapter 1 of Part 33 of, the Education Code, relating to education, 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—75

Ackerman	Ducheny	Leonard	Pringle
Aguiar	Escutia	Machado	Richter
Alby	Figueroa	Margett	Runner
Aroner	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	Olberg	Vincent
Brown	Kaloogian	Oller	Washington
Bustamante	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

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

AYES—75

Ackerman	Ducheny	Leonard	Pringle
Aguiar	Escutia	Machado	Richter
Alby	Figueroa	Margett	Runner
Aroner	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	Olberg	Vincent
Brown	Kaloogian	Oller	Washington
Bustamante	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.

MESSAGES FROM THE SENATE

Senate Chamber, May 28, 1998

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

Assembly Bill No. 1195

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 Torlakson was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1195, without reference to file.

ASSEMBLY BILL NO. 1195 (Torlakson)—An act to amend Section 2079.11 of, and to repeal and add Section 1102.6c of, the Civil Code, to amend Sections 8589.5 and 51179 of, and to repeal and add Sections 8589.3, 8589.4, and 51183.5 of, the Government Code, and to amend Sections 2621.9, 2694, 2696, 4125, and 4136 of the Public Resources Code, relating to real estate, 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	Cunneen	Leach	Poochigian
Aguiar	Davis	Lempert	Prenter
Alby	Ducheny	Leonard	Pringle
Alquist	Escutia	Machado	Richter
Aroner	Figueroa	Margett	Runner
Baca	Firestone	Martinez	Scott
Baldwin	Floyd	Mazzoni	Shelley
Battin	Frusetta	McClintock	Strom-Martin
Baugh	Goldsmith	Migden	Sweeney
Bordonaro	Granlund	Miller	Takasugi
Bowen	Havice	Morrissey	Thompson
Bowler	Hertzberg	Morrow	Thomson
Brewer	Honda	Murray	Torlakson
Brown	House	Olberg	Vincent
Bustamante	Kaloogian	Oller	Washington
Campbell	Keeley	Ortiz	Wayne
Cardenas	Knox	Pacheco	Wildman
Cardoza	Kuehl	Papan	Woods
Cedillo	Kuykendall	Perata	Mr. Speaker

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments 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
Baca	Firestone	Martinez	Scott
Baldwin	Floyd	Mazzoni	Shelley
Battin	Frusetta	McClintock	Strom-Martin
Baugh	Goldsmith	Migden	Sweeney
Bordonaro	Granlund	Miller	Takasugi
Bowen	Havice	Morrissey	Thompson
Bowler	Hertzberg	Morrow	Thomson
Brewer	Honda	Murray	Torlakson
Brown	House	Olberg	Vincent
Bustamante	Kaloogian	Oller	Washington
Campbell	Keeley	Ortiz	Wayne
Cardenas	Knox	Pacheco	Wildman
Cardoza	Kuehl	Papan	Woods
Cedillo	Kuykendall	Perata	Mr. Speaker

NOES—None

Above bill ordered enrolled.

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

ASSEMBLY BILL NO. 2482 (Bustamante)—An act to add and repeal Chapter 7 (commencing with Section 58850) of Part 31 of the Education Code, relating to the High Technology Magnet School Pilot Project.

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

AYES—48

Alquist	Ducheny	Machado	Scott
Aroner	Escutia	Martinez	Shelley
Baca	Figueroa	Mazzoni	Strom-Martin
Battin	Frusetta	McClintock	Sweeney
Bowen	Gallegos	Migden	Thomson
Brown	Goldsmith	Morrissey	Torlakson
Bustamante	Havice	Murray	Vincent
Cardenas	Honda	Ortiz	Washington
Cardoza	Keeley	Papan	Wayne
Cedillo	Knox	Perata	Wildman
Cunneen	Kuehl	Prenter	Wright
Davis	Lempert	Runner	Mr. Speaker

NOES—27

Ackerman	Brewer	Leach	Pacheco
Aguiar	Campbell	Leonard	Poochigian
Alby	Firestone	Margett	Richter
Baldwin	Granlund	Miller	Takasugi
Baugh	House	Morrow	Thompson
Bordonaro	Kaloogian	Olberg	Woods
Bowler	Kuykendall	Oller	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1653 (Figueroa)—An act to add Article 8.5 (commencing with Section 44600) to Chapter 3 of Part 25 of the Education Code, relating to education.

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

AYES—47

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

NOES—29

Ackerman	Firestone	Margett	Richter
Aguiar	Frusetta	Miller	Runner
Alby	Granlund	Morrissey	Takasugi
Baldwin	House	Olberg	Thompson
Baugh	Kaloogian	Oller	Woods
Bordonaro	Kuykendall	Pacheco	
Bowler	Leach	Poochigian	
Brewer	Leonard	Prenter	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1644 (Figueroa)—An act to amend Sections 56.05 and 56.35 of the Civil Code, relating to private information.

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

AYES—50

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

NOES—25

Ackerman	Granlund	McClintock	Pringle
Aguiar	House	Miller	Richter
Baldwin	Kaloogian	Morrow	Runner
Baugh	Kuykendall	Olberg	Thompson
Brewer	Leach	Oller	
Campbell	Leonard	Poochigian	
Firestone	Margett	Prenter	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1830 (Davis)—An act relating to weights and measures.

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

AYES—45

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

NOES—29

Ackerman	Brewer	Kuykendall	Poochigian
Aguiar	Campbell	Leach	Richter
Alby	Cunneen	Leonard	Runner
Baldwin	Firestone	Margett	Takasugi
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	
Bordonaro	House	Olberg	
Bowler	Kaloogian	Oller	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2660 (Thomson)—An act to amend Sections 220 and 667.61 of the Penal Code, relating to sex offenses.

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

AYES—74

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

NOES—None

Bill ordered transmitted to the Senate.

**SENATE CONCURRENT RESOLUTION NO. 95 TAKEN UP
BY UNANIMOUS CONSENT**

Assembly Member Ortiz was granted unanimous consent to take up Senate Concurrent Resolution No. 95, without reference to file.

SENATE CONCURRENT RESOLUTION NO. 95—Relative to California Small Business Week.

Resolution read and adopted.

Resolution ordered transmitted to the Senate.

**UNFINISHED BUSINESS (RESUMED)
ASSEMBLY BILL NO. 2421 RECONSIDERED
BY UNANIMOUS CONSENT**

In compliance with a motion given, Assembly Member Honda was granted unanimous consent that the vote be reconsidered whereby Assembly Bill No. 2421 was refused passage.

Further Consideration of Assembly Bill No. 2421

ASSEMBLY BILL NO. 2421 (Honda)—An act to amend Section 50091 of, and to add Section 50091.1 to, the Health and Safety Code, relating to housing.

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

AYES—41

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

NOES—32

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

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE AND PLACED UPON THE INACTIVE FILE

Assembly Bill No. 2718—Passed on file, and placed upon the inactive file pursuant to the Assembly Rules.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 2234

At 3:16 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. 2234 passed by the following vote:

AYES—43

Alquist	Escutia	Kuehl	Shelley
Aroner	Figueroa	Lempert	Strom-Martin
Baca	Firestone	Machado	Sweeney
Bowen	Gallegos	Martinez	Thomson
Bustamante	Goldsmith	Mazzoni	Torlakson
Cardenas	Granlund	Migden	Vincent
Cardoza	Havice	Miller	Washington
Cedillo	Hertzberg	Murray	Wayne
Cunneen	Honda	Ortiz	Wildman
Davis	Keeley	Perata	Mr. Speaker
Ducheny	Knox	Scott	

NOES—32

Ackerman	Brewer	Leonard	Poochigian
Alby	Brown	Margett	Prenter
Ashburn	Campbell	McClintock	Pringle
Baldwin	Floyd	Morrissey	Richter
Battin	Frusetta	Morrow	Runner
Baugh	House	Olberg	Takasugi
Bordonaro	Kaloogian	Oller	Thompson
Bowler	Leach	Papan	Wright

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 2368**

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

Assembly Bill No. 2368 passed by the following vote:

AYES—42

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

NOES—35

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

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 2373**

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

Assembly Bill No. 2373 passed by the following vote:

AYES—45

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

NOES—31

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

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 2004**

At 3:18 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. 2004 passed by the following vote:

AYES—41

Alquist	Escutia	Lempert	Strom-Martin
Aroner	Figueroa	Machado	Thomson
Baca	Firestone	Martinez	Torlakson
Brown	Floyd	Mazzoni	Vincent
Bustamante	Gallegos	Migden	Washington
Cardenas	Havice	Murray	Wildman
Cardoza	Hertzberg	Pacheco	Wright
Cedillo	Honda	Papan	Mr. Speaker
Cunneen	Keeley	Perata	
Davis	Knox	Scott	
Ducheny	Kuehl	Shelley	

NOES—33

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

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1948**

At 3:18 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 Floyd moved to continue the call of the Assembly.

Motion carried. Time, 3:18 p.m.

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

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 2586 (Ortiz)—An act to amend Section 1797.224 of, and to add Sections 1797.225 and 1797.227 to, the Health and Safety Code, relating to emergency medical services.

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, 3:34 p.m.

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

At 3:36 p.m., Speaker Antonio R. Villaraigosa, 45th District, presiding

ASSEMBLY BILL NO. 1656 (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.

Amendments Passed Temporarily

Without objection, Ducheny amendments—Set 1 and Alby amendments—Set 2, were passed temporarily.

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. 1656—Set 5

Assembly Member Shelley moved that the amendments offered by Assembly Member Bordonaro to Assembly Bill No. 1656—Set 5 be laid upon the table.

Assembly Member Washington seconded the motion.

Motion carried by the following vote:

AYES—41

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

NOES—29

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

Motion to Amend by Assembly Member Kaloogian—Set 6

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

Motion to Table Kaloogian Amendments to Assembly Bill No. 1656—Set 6

Assembly Member Shelley moved that the amendments offered by Assembly Member Kaloogian to Assembly Bill No. 1656—Set 6 be laid upon the table.

Assembly Member Washington seconded the motion.

Motion carried by the following vote:

AYES—42

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

NOES—31

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

Motion to Amend by Assembly Member McClintock—Set 3

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

**Motion to Table McClintock Amendments
to Assembly Bill No. 1656—Set 3**

Assembly Member Shelley moved that the amendments offered by
Assembly Member McClintock to Assembly Bill No. 1656—Set 3 be
laid upon the table.

Assembly Member Washington seconded the motion.

Motion carried by the following vote:

AYES—37

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

NOES—33

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

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 Shelley motion to table McClintock amendments to Assembly Bill No. 1656—Set 3.

Motion to Amend by Assembly Member Pringle—Set 4

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

**Motion to Table Pringle Amendments
to Assembly Bill No. 1656—Set 4**

Assembly Member Shelley moved that the amendments offered by Assembly Member Pringle to Assembly Bill No. 1656—Set 4 be laid upon the table.

Assembly Member Washington seconded the motion.

Motion carried by the following vote:

AYES—41

Alquist	Ducheny	Martinez	Thomson
Aroner	Escutia	Mazzoni	Torlaxson
Baca	Figuroa	Migden	Vincent
Bowen	Floyd	Murray	Washington
Brown	Gallegos	Ortiz	Wayne
Bustamante	Havice	Papan	Wildman
Cardenas	Hertzberg	Perata	Wright
Cardoza	Honda	Scott	Mr. Speaker
Cedillo	Keeley	Shelley	
Cunneen	Knox	Strom-Martin	
Davis	Lempert	Sweeney	

NOES—34

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

Motion to Amend by Assembly Member Margett—Set 7

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

**Motion to Table Margett Amendments
to Assembly Bill No. 1656—Set 7**

Assembly Member Shelley moved that the amendments offered by Assembly Member Margett to Assembly Bill No. 1656—Set 7 be laid upon the table.

Assembly Member Washington seconded the motion.

Motion carried by the following vote:

AYES—37

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

NOES—34

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

Motion to Amend by Assembly Member Leonard—Set 8

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

**Motion to Table Leonard Amendments
to Assembly Bill No. 1656—Set 8**

Assembly Member Shelley moved that the amendments offered by Assembly Member Leonard to Assembly Bill No. 1656—Set 8 be laid upon the table.

Assembly Member Washington seconded the motion.

Motion carried by the following vote:

AYES—42

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

NOES—35

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

Amendments Withdrawn

Without objection, Assembly Member Olberg withdrew his amendments to Assembly Bill No. 1676—Set 9.

**Motion to Amend by Assembly Member Miller—Set 10,
as Presented by Assembly Member Runner**

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

**Motion to Table Miller Amendments
To Assembly Bill No. 1656—Set 10**

Assembly Member Shelley moved that the amendments offered by Assembly Member Miller to Assembly Bill No. 1656—Set 10 be laid upon the table.

Assembly Member Washington seconded the motion.

Motion carried by the following vote:

AYES—41

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

NOES—32

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

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 Shelley motion to table Miller amendments to Assembly Bill No. 1656—Set 10.

Motion to Amend by Assembly Member Prenter—Set 11

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

**Motion to Table Prenter Amendments
to Assembly Bill No. 1656—Set 11**

Assembly Member Shelley moved that the amendments offered by Assembly Member Prenter to Assembly Bill No. 1656—Set 11 be laid upon the table.

Assembly Member Washington seconded the motion.

Motion carried by the following vote:

AYES—39

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

NOES—33

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

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 Shelley motion to table Prenter amendments to Assembly Bill No. 1656—Set 11.

**Motion to Amend by Assembly Member Miller—Set 12,
as Presented by Assembly Member Morrow**

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

**Motion to Table Miller Amendments
to Assembly Bill No. 1656—Set 12**

Assembly Member Shelley moved that the amendments offered by Assembly Member Miller to Assembly Bill No. 1656—Set 12 be laid upon the table.

Assembly Member Washington seconded the motion.

Motion carried by the following vote:

AYES—41

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

NOES—33

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

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 Shelley motion to table Miller amendments to Assembly Bill No. 1656—Set 12.

Motion to Amend by Assembly Member Baldwin—Set 13

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

**Motion to Table Baldwin Amendments
to Assembly Bill No. 1656—Set 13**

Assembly Member Shelley moved that the amendments offered by Assembly Member Baldwin to Assembly Bill No. 1656—Set 13 be laid upon the table.

Assembly Member Washington seconded the motion.

Motion carried by the following vote:

AYES—40

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

NOES—31

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

Motion to Amend by Assembly Member Frusetta—Set 14

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

Motion to Table Frusetta Amendments to Assembly Bill No. 1656—Set 14

Assembly Member Shelley moved that the amendments offered by Assembly Member Frusetta to Assembly Bill No. 1656—Set 14 be laid upon the table.

Assembly Member Washington seconded the motion.

Motion carried by the following vote:

AYES—41

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

NOES—33

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

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 Shelley motion to table Frusetta amendments to Assembly Bill No. 1656—Set 14.

Motion to Amend by Assembly Member Woods—Set 15

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

Motion to Table Woods Amendments to Assembly Bill No. 1656—Set 15

Assembly Member Shelley moved that the amendments offered by Assembly Member Woods to Assembly Bill No. 1656—Set 15 be laid upon the table.

Assembly Member Washington seconded the motion.

Motion carried by the following vote:

AYES—38

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

NOES—35

Ackerman	Brewer	Leach	Poochigian
Aguiar	Cunneen	Leonard	Prenter
Alby	Firestone	Margett	Pringle
Baldwin	Frusetta	McClintock	Richter
Battin	Goldsmith	Morrissey	Runner
Baugh	Granlund	Morrow	Scott
Bordonaro	House	Olberg	Takasugi
Bowler	Kaloogian	Oller	Thompson
Campbell	Kuykendall	Pacheco	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 Shelley motion to table Woods amendments to Assembly Bill No. 1656—Set 15.

Motion to Amend by Assembly Member House—Set 16

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

Motion to Table House Amendments to Assembly Bill No. 1656—Set 16

Assembly Member Shelley moved that the amendments offered by Assembly Member House to Assembly Bill No. 1656—Set 16 be laid upon the table.

Assembly Member Washington seconded the motion.

Motion carried by the following vote:

AYES—42

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

NOES—33

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

Motion to Amend by Assembly Member Alby—Set 2

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

**Motion to Table Alby Amendments
to Assembly Bill No. 1656—Set 2**

Assembly Member Shelley moved that the adoption of amendments offered by Assembly Member Alby to Assembly Bill No. 1656—Set 2 be laid upon the table.

Assembly Member Washington seconded the motion.

Motion carried by the following vote:

AYES—37

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

NOES—33

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

Objection Withdrawn

Assembly Member Thompson withdrew his objection to any requests for vote adds or vote changes on the roll call vote taken on this day on the Shelley motion to table Woods amendments to Assembly Bill No. 1656—Set 15.

Motion to Amend by Assembly Member Olberg—Set 17

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

Motion to Table Olberg Amendments to Assembly Bill No. 1656—Set 17

Assembly Member Shelley moved the adoption of amendments offered by Assembly Member Olberg to Assembly Bill No. 1656—Set 17 be laid upon the table.

Assembly Member Washington seconded the motion.

Motion carried by the following vote:

AYES—41

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

NOES—29

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

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. 1656—Set 17.

Further Consideration of Assembly Bill No. 1656

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

Urgency Clause

Urgency clause read.

Additional Time for Debate Granted

Assembly Member Kuehl was granted unanimous consent that Assembly Member Ducheny be granted 3 minutes additional time for debate.

Parliamentary Inquiry

Assembly Member Prenter arose to the following parliamentary inquiry:

Have the Ducheny amendments to Assembly Bill No. 1656—Set 1 been withdrawn?

Reply by Speaker Villaraigosa

The Speaker replied that the Ducheny amendments—Set 1, were passed temporarily.

Request for Additional Time for Debate

Assembly Member Runner requested unanimous consent that he be granted 1 minute additional time for debate.

Assembly Member Floyd withheld unanimous consent.

Point of Order

Assembly Member Brown arose to the following point of order:

As Chair of the Committee on Budget, Assembly Member Ducheny was granted additional time for debate. It is appropriate that Assembly Member Runner, Vice Chair of the Committee on Budget, also be granted additional time for debate.

Ruling by Speaker pro Tempore Kuehl

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

Additional Time for Debate Granted

Assembly Member Brown was granted unanimous consent that Assembly Member Runner be granted 1 minute additional time for debate.

**At 5:33 p.m., Assistant Speaker pro Tempore Joe Baca,
62nd District, presiding**

At 5:41 p.m., Speaker Antonio R. Villaraigosa, 45th District, presiding

Amendments Withdrawn

Without objection, Assembly Member Ducheny withdrew her amendments to Assembly Bill No. 1656—Set 1.

The question being on the adoption of the urgency clause.

Urgency clause refused adoption by the following vote:

AYES—41

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

NOES—35

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

Motion to Amend Pursuant to Joint Rule 23.5

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

Further Consideration of Assembly Bill No. 1656, As Amended, Without Reference to File

Assembly Member Ducheny was granted unanimous consent to take up Assembly Bill No. 1656, as amended, without reference to file, for purpose of consideration, and that the same be considered engrossed.

ASSEMBLY BILL NO. 1656 (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.

Point of Order

Assembly Member Bowen arose to the following point of order: The appropriation has been amended out of Assembly Bill No. 1656.

Ruling by Speaker Villaraigosa

The Speaker ruled the point of order well-taken.

Point of Order

Assembly Member Bowen arose to the following point of order: Assembly Member Pringle is not limiting debate to the merits of Assembly Bill No. 1656, as amended.

Ruling by Speaker Villaraigosa

The Speaker ruled the point of order well-taken.

Point of Order

Assembly Member Bowen arose to the following point of order:

Assembly Member Pringle is not limiting debate to the merits of Assembly Bill No. 1656, as amended.

Ruling by Speaker Villaraigosa

The Speaker ruled the point of order well-taken.

Point of Order

Assembly Member Pringle arose to the following point of order:

Debate was permitted on a measure earlier this day in which the appropriation had been amended out.

Parliamentary Inquiry

Assembly Member Bowen arose to the following parliamentary inquiry:

If a point of order is not raised, is it not in order for a Member to continue to speak?

Reply by Speaker Villaraigosa

The Speaker replied in the affirmative; that a point of order was not raised earlier this day on the matter referenced by Assembly Member Pringle, and therefore, debate was permitted to continue.

Point of Order

Assembly Member Leonard arose to the following point of order:

Although the appropriation has been amended out of Assembly Bill No. 1656, Assembly Member Pringle's debate is appropriately addressed to the Budget bill as a spending plan and is consistent with debate permitted earlier this day.

Parliamentary Inquiry

Assembly Member Kuehl arose to the following parliamentary inquiry:

As Members were permitted, earlier this day, to reference matters not contained in the Budget bill, is it not appropriate to grant the same permission to Assembly Member Pringle?

Reply by Speaker Villaraigosa

The Speaker replied in the affirmative and Assembly Member Pringle was permitted to continue with debate.

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, 6:25 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. 1656**

At 6:26 p.m., on motion of Assembly Member Olberg, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1656 passed by the following vote:

AYES—41

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

NOES—35

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

Bill ordered transmitted to the Senate immediately.

OBJECTION WITHDRAWN

Assembly Member Shelley 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. 2462.

CAUCUS ANNOUNCEMENTS

At 6:28 p.m., Speaker Villaraigosa was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

RECESS

By unanimous consent, at 6:29 p.m., Speaker Villaraigosa declared the Assembly recessed.

REASSEMBLED

At 7:15 p.m., the Assembly reconvened.

Hon. Antonio R. Villaraigosa, Speaker of the Assembly, presiding.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1948**

At 7:15 p.m., in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1948 passed by the following vote:

AYES—42

Alquist	Davis	Kuehl	Shelley
Aroner	Ducheny	Lempert	Strom-Martin
Baca	Escutia	Martinez	Sweeney
Bordonaro	Figuroa	Mazzoni	Thomson
Bowen	Floyd	Migden	Torlakson
Brown	Gallegos	Morrissey	Washington
Bustamante	Havice	Murray	Wayne
Cardenas	Hertzberg	Ortiz	Wildman
Cardoza	Honda	Papan	Mr. Speaker
Cedillo	Keeley	Perata	
Cunneen	Knox	Scott	

NOES—29

Ackerman	Frusetta	McClintock	Richter
Alby	Granlund	Miller	Runner
Baldwin	House	Morrow	Takasugi
Battin	Kaloogian	Olberg	Thompson
Baugh	Kuykendall	Oller	Woods
Bowler	Leach	Pacheco	
Brewer	Machado	Pochigian	
Campbell	Margett	Pringle	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY NO. 2586**

At 7:16 p.m., on motion of Assembly Member Ortiz, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 7:17 p.m.

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

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

Pursuant to Assembly Rule 78, Assembly Member Aguiar announced his intention to request that Senate Bill No. 549 be removed from the inactive file.

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTION TO RECONSIDER ASSEMBLY BILL NO. 2436
Request for Reconsideration**

In compliance with a motion given on a previous day, Assembly Member Figuroa requested unanimous consent that the vote be reconsidered whereby Assembly Bill No. 2436 was refused passage.

Unanimous consent was withheld.

Motion

Assembly Member Figueroa moved that the vote be reconsidered whereby Assembly Bill No. 2436 was refused passage.

Assembly Bill No. 2436 reconsidered by the following vote:

AYES—41

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

NOES—15

Ackerman	Brewer	Leach	Takasugi
Baugh	Frusetta	Leonard	Thompson
Bordonaro	Granlund	Morrow	Woods
Bowler	Kaloogian	Olberg	

Further Consideration of Assembly Bill No. 2436

ASSEMBLY BILL NO. 2436 (Figueroa)—An act to add Section 1344.5 to the Health and Safety Code, relating to health care service plans.

Bill read third time.

Point of Order

Assembly Member Pacheco arose to the following point or order:

Assembly Member Thomson was recognized to speak on Assembly Bill No. 2436, and is not in order to speak a second time.

Ruling by Speaker Villaraigosa

The Speaker 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 Thompson moved a call of the Assembly.

Motion carried. Time, 7:48 p.m.

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

REQUEST TO GOVERNOR TO RETURN ASSEMBLY BILL NO. 1418

Assembly Member Ortiz was granted unanimous consent that the Chief Clerk be directed to request the Governor to return Assembly Bill No. 1418; and that the bill be held at the Desk.

BILLS RETURNED TO THIRD READING FILE

Pursuant to Assembly Rule 78, the following bill was withdrawn from the inactive file, and placed upon the third reading file:

Assembly Bill No. 2439, on request of Assembly Member Bowen.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 2586**

At 7:50 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. 2586 refused passage by the following vote:

AYES—31

Ackerman	Cunneen	Leach	Prenter
Aguiar	Ducheny	Lempert	Pringle
Alby	Escutia	Margett	Runner
Alquist	Floyd	Morrissey	Sweeney
Baca	Frusetta	Morrow	Torlakson
Baugh	Goldsmith	Murray	Vincent
Bustamante	Granlund	Ortiz	Wildman
Cardenas	Hertzberg	Perata	

NOES—18

Baldwin	House	Miller	Takasugi
Battin	Kaloogian	Olberg	Thompson
Bowler	Leonard	Oller	Woods
Campbell	McClintock	Poochigian	
Honda	Migden	Richter	

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 2436**

At 7:52 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.

Point of Order

Assembly Member Olberg arose to the following point of order:

Votes are recorded by Members who are not in the Chamber at this time.

Parliamentary Inquiry

Assembly Member Bowen arose to the following parliamentary inquiry:

Is it not true that if Members' votes are recorded when a Call of the Assembly is placed, those votes remain recorded when subsequent Calls of the Assembly are dispensed with?

Reply by Speaker Villaraigosa

The Speaker replied in the affirmative.

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, 8 p.m.

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

RECESS

By unanimous consent, at 8 p.m., Speaker Villaraigosa declared the Assembly recessed.

CAUCUS ANNOUNCEMENTS

At 10:30 p.m., Assembly Member Thompson announced that the Republican Caucus would meet in the Tom Bane Rules Committee Room.

**FIVE HUNDRED FORTY-FOURTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**

Assembly Chamber, May 29, 1998

At 12 midnight.

Speaker Antonio R. Villaraigosa, presiding.

REASSEMBLED

At 12:04 a.m., the Assembly reconvened.

Hon. Antonio R. Villaraigosa, Speaker of the Assembly, presiding.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 2436**

At 12:04 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. 2436 passed by the following vote:

AYES—43

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

NOES—28

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

Bill ordered transmitted to the Senate immediately.

CONSIDERATION OF CONSENT CALENDAR

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

Consent Calendar—Assembly Bills

ASSEMBLY BILL NO. 1801 (Davis)—An act to amend Sections 18986.40 and 18986.46 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. 2453 (Campbell)—An act to amend Sections 15381, 15382, 15383, 15384, 15385, 15386, and 15387 of the Government Code, relating to small 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.)*

Consent Calendar—Senate Bill

SENATE BILL NO. 432 (Lewis)—An act to amend Section 40458 of, and to repeal Section 44243.5 of, 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)*

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—67

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

NOES—None

SESSION SCHEDULE ANNOUNCEMENTS

Speaker Villaraigosa announced the following session schedule:

Monday, June 1, 1998, Check-in Session, 7 a.m.–7 p.m.;

Thursday, June 4, 1998, Floor Session, 10 a.m.

VOTE ADDS

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

Assembly Bill No. 2275: Kaloogian and Knox—Aye.

Assembly Bill No. 2377: Baca, Kaloogian, Keeley, Knox, Machado, Migden, and Torlakson—Aye; Hertzberg and Martinez—No.

Assembly Bill No. 2352: Battin, Bowen, Goldsmith, Martinez, Migden, Runner, and Torlakson—Aye.

Assembly Bill No. 1864: Baugh, Olberg, and Poochigian—Aye; Goldsmith, Martinez, and Runner—No.

Assembly Bill No. 1632: Goldsmith, Havice, and Leach—Aye; Poochigian—No.

Assembly Bill No. 1742: Baldwin, Goldsmith, and Poochigian—Aye; Morrow—No.

Assembly Bill No. 1857: Kuykendall—Aye; Campbell, Cunneen, Goldsmith, Granlund, and Morrow—No.

Assembly Bill No. 1961: Goldsmith and Pacheco—No.

Assembly Bill No. 2295: Kaloogian—No.

Assembly Bill No. 2621: Alby—Aye; Baldwin and Olberg—No.

Assembly Bill No. 2744: Baldwin, Goldsmith, and Havice—Aye; Alby, Campbell, Kaloogian, Morrow, and Runner—No.

Assembly Bill No. 2004, Motion to Reconsider: Baldwin, Battin, Kaloogian, Morrow, and Olberg—No.

Assembly Bill No. 2481: Cunneen, Goldsmith, Morrissey, and Woods—Aye; Granlund and Kaloogian—No.

Assembly Bill No. 2183: Keeley and Morrissey—Aye.

Assembly Bill No. 1654: Goldsmith and Morrissey—Aye.

Assembly Bill No. 2261: Goldsmith, Morrissey, and Strom-Martin—Aye.

Assembly Bill No. 2462: Morrissey and Prenter—Aye; Kaloogian—No.

Assembly Bill No. 1746: Baugh, Bowen, Goldsmith, Machado, and Martinez—Aye; Baldwin, Battin, Granlund, and Poochigian—No.

Assembly Bill No. 2041 and Urgency: Goldsmith, Granlund, and Poochigian—Aye.

Assembly Bill No. 1195, Urgency and Concurrence: Baugh, Goldsmith, Granlund, and Havice—Aye.

Assembly Bill No. 2482: Goldsmith, Prenter, and Wildman—Aye; Baldwin, Baugh, and Granlund—No.

Assembly Bill No. 1653: Cunneen and Goldsmith—Aye; Baugh and Granlund—No.

Assembly Bill No. 1644: Cunneen and Goldsmith—Aye; Baugh, Granlund, Leach, and Miller—No.

Assembly Bill No. 1830: Ducheny and Prenter—Aye; Campbell, Cunneen, Goldsmith, Granlund, and Kuykendall—No.

Assembly Bill No. 2660: Battin, Campbell, Ducheny, Goldsmith, and Granlund—Aye.

Assembly Bill No. 2421: Campbell, Goldsmith, and Granlund—No.

Assembly Bill No. 2234: Aroner and Goldsmith—Aye.

Assembly Bill No. 2368: Cunneen—No.

Assembly Bill No. 2373: Goldsmith—No.

Assembly Bill No. 1656, Shelley Motion to Table Pringle Amendments—Set 4: Havice—Aye; Campbell and Granlund—No.

Assembly Bill No. 1656, Shelley Motion to Table Bordonaro Amendments—Set 5: Kuykendall—Aye; Alby, Campbell, and Granlund—No.

Assembly Bill No. 1656, Shelley Motion to Table Kaloogian Amendments—Set 6: Campbell and Granlund—No.

Assembly Bill No. 1656, Shelley Motion to Table Margett Amendments—Set 7: Campbell and Granlund—No.

Assembly Bill No. 1656, Shelley Motion to Table Leonard Amendments—Set 8: Havice—Aye; Campbell and Granlund—No.

Assembly Bill No. 1656, Shelley Motion to Table Baldwin Amendments—Set 13: Campbell and Granlund—No.

Assembly Bill No. 1656, Shelley Motion to Table Woods Amendments—Set 15: Campbell and Scott—No.

Assembly Bill No. 1656, Shelley Motion to Table House Amendments—Set 16: Campbell—No.

Assembly Bill No. 1656, Shelley Motion to Table Amendments—Set 2: Campbell—No.

Assembly Bill No. 1656 and Urgency: Campbell—No.

Assembly Bill No. 1656: Campbell—No.

Assembly Bill No. 1948: Cunneen—Aye; Frusetta—No.

Assembly Bill No. 2436, Motion to Reconsider: Granlund and Kaloogian—No.

Assembly Bill No. 2586: Granlund—Aye; Campbell—No.

Consent Calendar: Kaloogian and Margett—Aye.

MOTION TO ADJOURN

At 12:07 a.m., Assembly Washington moved that the Assembly do now adjourn.

Assembly Member Migden seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 12:08 a.m., Speaker Villaraigosa declared the quorum call of the Assembly dispensed with.

MESSAGES FROM THE SENATE

Senate Chamber, May 28, 1998

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

Assembly Concurrent Resolution No. 144

Assembly Concurrent Resolution No. 151

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

Above resolutions ordered enrolled.

Senate Chamber, May 28, 1998

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

Assembly Bill No. 1211

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, 1998

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

Senate Bill No. 1391

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

Senate Chamber, May 28, 1998

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

Senate Bill No. 1365
Senate Bill No. 1370
Senate Bill No. 1393
Senate Bill No. 1397
Senate Bill No. 1407
Senate Bill No. 1408
Senate Bill No. 1416
Senate Bill No. 1446
Senate Bill No. 1448
Senate Bill No. 1456
Senate Bill No. 1461
Senate Bill No. 1482
Senate Bill No. 1483
Senate Bill No. 1486
Senate Bill No. 1492
Senate Bill No. 1496
Senate Bill No. 1513
Senate Bill No. 1521
Senate Bill No. 1536
Senate Bill No. 1623

Senate Bill No. 1628
Senate Bill No. 1629
Senate Bill No. 1630
Senate Bill No. 1635
Senate Bill No. 1639
Senate Bill No. 1644
Senate Bill No. 1645
Senate Bill No. 1657
Senate Bill No. 1666
Senate Bill No. 1691
Senate Bill No. 1692
Senate Bill No. 1702
Senate Bill No. 1704
Senate Bill No. 1712
Senate Bill No. 1724
Senate Bill No. 1733
Senate Bill No. 1775
Senate Bill No. 1791
Senate Bill No. 1796
Senate Bill No. 1802

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

Senate Chamber, May 28, 1998

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

Senate Bill No. 1813
Senate Bill No. 1823
Senate Bill No. 1825
Senate Bill No. 1832
Senate Bill No. 1852
Senate Bill No. 1854
Senate Bill No. 1868
Senate Bill No. 1895
Senate Bill No. 1897
Senate Bill No. 1898
Senate Bill No. 1901
Senate Bill No. 1911
Senate Bill No. 1913
Senate Bill No. 1947
Senate Bill No. 1973
Senate Bill No. 1976
Senate Bill No. 1981
Senate Bill No. 2017

Senate Bill No. 2044
Senate Bill No. 2047
Senate Bill No. 2055
Senate Bill No. 2064
Senate Bill No. 2081
Senate Bill No. 2085
Senate Bill No. 2115
Senate Bill No. 2116
Senate Bill No. 2132
Senate Bill No. 2141
Senate Bill No. 2143
Senate Bill No. 2145
Senate Bill No. 2147
Senate Bill No. 2159
Senate Bill No. 2177
Senate Bill No. 2187
Senate Bill No. 2196
Senate Bill No. 2222

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

Senate Chamber, May 28, 1998

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

Senate Bill No. 1406	Senate Bill No. 1756
Senate Bill No. 1415	Senate Bill No. 1765
Senate Bill No. 1453	Senate Bill No. 1799
Senate Bill No. 1467	Senate Bill No. 1818
Senate Bill No. 1485	Senate Bill No. 1833
Senate Bill No. 1497	Senate Bill No. 1834
Senate Bill No. 1504	Senate Bill No. 1839
Senate Bill No. 1529	Senate Bill No. 1848
Senate Bill No. 1530	Senate Bill No. 1887
Senate Bill No. 1546	Senate Bill No. 1900
Senate Bill No. 1561	Senate Bill No. 1909
Senate Bill No. 1607	Senate Bill No. 1912
Senate Bill No. 1610	Senate Bill No. 1933
Senate Bill No. 1611	Senate Bill No. 1941
Senate Bill No. 1653	Senate Bill No. 1950
Senate Bill No. 1668	Senate Bill No. 1963
Senate Bill No. 1678	Senate Bill No. 1966
Senate Bill No. 1694	Senate Bill No. 1968
Senate Bill No. 1740	Senate Bill No. 1975
Senate Bill No. 1751	Senate Bill No. 1979

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

Senate Chamber, May 28, 1998

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

Senate Bill No. 1989	Senate Bill No. 2080
Senate Bill No. 1991	Senate Bill No. 2083
Senate Bill No. 1997	Senate Bill No. 2092
Senate Bill No. 2016	Senate Bill No. 2120
Senate Bill No. 2020	Senate Bill No. 2138
Senate Bill No. 2022	Senate Bill No. 2180
Senate Bill No. 2042	Senate Bill No. 2188
Senate Bill No. 2048	Senate Bill No. 2199
Senate Bill No. 2070	Senate Bill No. 2200

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

Senate Chamber, May 28, 1998

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

Senate Concurrent Resolution No. 64
Senate Concurrent Resolution No. 80
Senate Concurrent Resolution No. 82

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. 1391—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.

SENATE BILL NO. 1365—An act to add Section 19775.17 to the Government Code, relating to state employees.

SENATE BILL NO. 1370—An act to amend Sections 37252 and 51216 of, to add Section 42239.2 to, and to add and repeal Section 42239.4 of the Education Code, relating to education, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1393—An act to add Section 14170.05 to the Welfare and Institutions Code, relating to health.

SENATE BILL NO. 1397—An act to amend Section 17155 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

SENATE BILL NO. 1407—An act to amend Sections 192 and 193 of the Penal Code, relating to homicide.

SENATE BILL NO. 1408—An act to repeal Section 24.30 of the Budget Act of 1997 (Chapter 282 of the Statutes of 1997), relating to school facilities, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1416—An act to add Section 19993.05 to the Government Code, relating to state employees.

SENATE BILL NO. 1446—An act to amend Section 12585.5 of, and to add Sections 12721.5 and 12721.7 to, the Water Code, relating to water.

SENATE BILL NO. 1448—An act to amend Section 48209.16 of the Education Code, relating to school attendance.

SENATE BILL NO. 1456—An act to add Article 6 (commencing with Section 60675) to Chapter 5 of Part 33 of the Education Code, relating to academic achievement, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1461—An act to add Section 19614.7 to the Business and Professions Code, relating to horse racing.

SENATE BILL NO. 1482—An act to amend Section 366.3 of the Welfare and Institutions Code, relating to adoption.

SENATE BILL NO. 1483—An act to add Section 12304.6 to the Welfare and Institutions Code, relating to human services.

SENATE BILL NO. 1486—An act to add Section 24305.5 to the Education Code, relating to the State Teachers' Retirement System.

SENATE BILL NO. 1492—An act to add and repeal Section 14132.76 of the Welfare and Institutions Code, relating to health.

SENATE BILL NO. 1496—An act to amend Sections 17024.5, 17052.12, 17052.25, 17062, 17073.5, 17088.5, 17088.6, 17132.6, 17152, 17276, 17279.5, 17507.6, 17559, 17564, 17570, 17760.5, 17856, 18037.3, 18178, 18505, 18510, 18572, 18641, 18645, 19057, 19132, 19133.5, 19136, 19141.2, 19141.5, 19182, 19184, 19524, 23456, 23609, 23701t, 23704, 23712, 23734, 23771, 23800.5, 23806, 24349, 24357.7, 24357.8, 24402, 24416, 24424, 24652.5, 24661.5, 24673.2, 24710, 24871.5, 24872.4, 24872.5, 24872.7, 24875.5, 24949.1, and 24994 of, to amend and renumber Section 19721.6 of, to add Sections 17062.5, 17138.4, 17279.4, 17751, 17752, 17865, 18038.4, 19066.5, 19136.6, 23455.5, 23704.3, 23711, 24309.5, 24355.4, 24357.9, and 24369.4 to, and to repeal Sections 17085.8, 17210.6, 17507.4, 18037.6, and 24954 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

SENATE BILL NO. 1513—An act to amend Section 19401 of the Business and Professions Code, relating to horse racing.

SENATE BILL NO. 1521—An act to amend Sections 25548.1 and 25548.5 of the Health and Safety Code, relating to hazardous materials liability.

SENATE BILL NO. 1536—An act to amend Section 1431.2 of the Civil Code, relating to liability.

SENATE BILL NO. 1623—An act relating to viatical settlements.

SENATE BILL NO. 1628—An act to add Article 6.5 (commencing with Section 14198) to Chapter 7 of Part 3 of Division 9 of, and to add and repeal Section 14198 of, the Welfare and Institutions Code, relating to health.

SENATE BILL NO. 1629—An act to amend Sections 42263 and 42267 of the Education Code, relating to year-round schools.

SENATE BILL NO. 1630—An act to amend Section 1569.38 of, and to add Section 1569.61 to, the Health and Safety Code, relating to residential care facilities.

SENATE BILL NO. 1635—An act to amend Section 12585.5 of, and to add Section 12706.3 to, the Water Code, relating to water.

SENATE BILL NO. 1639—An act to amend Sections 23220, 23222, 23223, 23225, and 23226 of the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1644—An act to add Section 8670.32 to the Government Code, relating to oil spills.

SENATE BILL NO. 1645—An act to amend Section 14664 of the Government Code, and to amend Section 2 of Chapter 625 of the Statutes of 1991, Section 1 of Chapter 648 of the Statutes of 1992, Section 1 of Chapter 317 of the Statutes of 1993, and Section 1 of Chapter 391 of the Statutes of 1994, relating to state property.

SENATE BILL NO. 1657—An act to add Article 18.8 (commencing with Section 749.4) to Chapter 2 of Part 1 of Division 2 of the Welfare and Institutions Code, relating to female juvenile offenders, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1666—An act to amend Sections 69560, 69561, 69562, 69563, 69564, and 69566 of, and to repeal Section 69567 of, the Education Code, relating to the Student Opportunity and Access Program.

SENATE BILL NO. 1691—An act to amend Section 11100 of the Health and Safety Code, relating to controlled substances.

SENATE BILL NO. 1692—An act relating to emergency services, and making an appropriation therefor.

SENATE BILL NO. 1702—An act to add Section 1373.21 to the Health and Safety Code, relating to health care coverage.

SENATE BILL NO. 1704—An act to amend Section 11517 of, and to add Section 12995.1 to, the Food and Agricultural Code, relating to pesticides.

SENATE BILL NO. 1712—An act relating to forest resources, and making an appropriation therefor.

SENATE BILL NO. 1724—An act relating to long-term care.

SENATE BILL NO. 1733—An act to add Section 41851.15 to the Education Code, relating to school finance, and making an appropriation therefor.

SENATE BILL NO. 1775—An act to amend Sections 7078, 91503, 91504, 91520, 91533, and 91574 of, to add Sections 91575, 91576, 91577, and 91578 to, to repeal Sections 91521.3, 91531, 91532, 91571, 91572, and 91573 of, to repeal Article 3 (commencing with Section 91550) of Chapter 1 of Title 10 of, and to repeal and add Section 91570 of, the Government Code, and to amend Section 44548 of the Health and Safety Code, relating to the California Industrial Development Financing Act.

SENATE BILL NO. 1791—An act to add Section 9714.5 to the Welfare and Institutions Code, relating to the State Ombudsman, and making an appropriation therefor.

SENATE BILL NO. 1796—An act to amend Section 1708.7 of the Civil Code, and to amend Sections 422, 646.9, and 653m of the Penal Code, relating to stalking.

SENATE BILL NO. 1802—An act to add Chapter 5.5 (commencing with Section 16540) to Part 4 of Division 9 of the Welfare and Institutions Code, relating to children's services.

SENATE BILL NO. 1813—An act to amend Section 40902 of the Vehicle Code, relating to vehicles.

SENATE BILL NO. 1823—An act to add Section 11466.24 to the Welfare and Institutions Code, relating to foster care.

SENATE BILL NO. 1825—An act to amend Sections 69899.5, 73565, 73566, 73567, 73568, 73604, 73759, 73772, 73773, 73794, 73798, 74000, 74001, 74001.5, 74002, 74004, 74005, 74603, 74604, 74607, 74610, 74642, 74643, 74905, 74907, 74909, 74910, 74911, 74912, and 74913 of, to repeal Sections 73775, 73778, 73778.5, 73780, 73795, 73799, and 74006 of, and to add Sections 73586.1 and 74727.5 to, the Government Code, relating to courts.

SENATE BILL NO. 1832—An act to amend Section 52488 of, and to add Article 9.5 (commencing with Section 52495) to Chapter 9 of Part 28 of, the Education Code, relating to an education incentive program.

SENATE BILL NO. 1852—An act to amend Section 13281 of the Water Code, relating to water.

SENATE BILL NO. 1854—An act to amend Section 12310 of the Water Code, relating to water, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1868—An act to add and repeal Chapter 4 (commencing with Section 2950) of Part 5 of Division 4 of the Probate Code, relating to elder and dependent adult abuse, and making an appropriation therefor.

SENATE BILL NO. 1895—An act to add Section 96.52 to the Revenue and Taxation Code, relating to local government finance.

SENATE BILL NO. 1897—An act to amend Section 16500.5 of, and to add Section 16500.51 to, the Welfare and Institutions Code, relating to child welfare services.

SENATE BILL NO. 1898—An act to amend Sections 33459, 33459.1, 33459.2, 33459.3, 33459.4, and 33459.7 of the Health and Safety Code, relating to hazardous substances.

SENATE BILL NO. 1901—An act to amend Sections 361.5, 366.21, 366.22, 366.3, and 15200 of, and to add Article 4.5 (commencing with Section 11360) to Chapter 2 of Part 3 of Division 9 of, the Welfare and Institutions Code, relating to guardianship, and making an appropriation therefor.

SENATE BILL NO. 1911—An act to amend Section 9101 of, and to add Section 9101.5 to, the Welfare and Institutions Code, relating to aging, and making an appropriation therefor.

SENATE BILL NO. 1913—An act to amend Sections 6125, 6127, 6128, and 6129 of, to add Sections 6126.1 and 6126.2 to, and to repeal and add Section 6126 of, the Penal Code, relating to the office of the Inspector General.

SENATE BILL NO. 1947—An act to add Sections 68099.5 and 68550 to the Government Code, relating to courts.

SENATE BILL NO. 1973—An act to amend Sections 128695, 128700, 128725, 128735, 128755, 128760, 128782, and 128815 of, to amend, add, and repeal Section 127280 of, and to add Sections 128681, 128736, 128737, 128738, and 128812 to, the Health and Safety Code, relating to health data, and making an appropriation therefor.

SENATE BILL NO. 1976—An act to add Section 4536.5 to the Penal Code, and to amend Sections 6600.05, 6601, 6602, 6602.5, 6603, 6604.1, 6609.1, 6609.2, and 6609.3 of the Welfare and Institutions Code, relating to sex offenses.

SENATE BILL NO. 1981—An act to amend Sections 651, 2001, 2020, 2460, 2462, 2472, 2475, 2496, 2569, 3501, 3504, 3505, 3535, and 3540 of, to amend and add Sections 2531, 2602, 2920, 3320, 3710, and 4928 of, to amend and repeal Section 3515 of, to amend, repeal, and add Section 3514 of, to add Sections 473.17, 2225.6, and 3503.5 to, to repeal Section 2473 of, to repeal Article 23 (commencing with Section 2500) of Chapter 5 of Division 2 of, and to repeal and add Section 3513 of, the Business and Professions Code, relating to healing arts.

SENATE BILL NO. 2017—An act to amend Sections 213.5 and 241.1 of, and to add Sections 726.5 and 728 to, the Welfare and Institutions Code, relating to juvenile court law.

SENATE BILL NO. 2044—An act to amend Sections 7583.9, 7583.10, and 7583.11 of, and to add Section 7583.43 to, the Business and Professions Code, relating to private patrol operators.

SENATE BILL NO. 2047—An act to add Sections 24306.7, 24307.5, and 24312 to, and to amend, repeal, and add Sections 24300, 24306, and 24307 of, the Education Code, relating to the State Teachers' Retirement System.

SENATE BILL NO. 2055—An act to amend Sections 912 and 912.5 of, and to add Sections 912.1 and 912.6 to, the Welfare and Institutions Code, relating to the Department of the Youth Authority, and making an appropriation therefor.

SENATE BILL NO. 2064—An act to amend Sections 66021.2 and 69532 of, and to add Section 66021.2 to, the Education Code, relating to student financial aid.

SENATE BILL NO. 2081—An act to add Section 223 to, the Welfare and Institutions Code, relating to youthful offenders.

SENATE BILL NO. 2085—An act to amend Sections 22110.1, 22122.5, 22155.5, 22202, 22307, 22311, 22402, 26000, 26112, 26115, 26128, 26129, 26134, 26200, 26201, 26202, 26204, 26206, 26207.5, 26209, and 28100 of, to add Sections 22001.5, 22403, and 26000.6 to, and to repeal Sections 26111 and 26207 of, the Education Code, relating to the State Teachers' Retirement System, and making an appropriation therefor.

SENATE BILL NO. 2115—An act to amend Section 1513 of the Code of Civil Procedure, relating to escheat.

SENATE BILL NO. 2116—An act to amend Section 290 of, to add Section 11055 to, and to add and repeal Section 290.01 of, the Penal Code, relating to sex offender registration.

SENATE BILL NO. 2132—An act to amend Section 35735.1 of the Education Code, relating to school finance.

SENATE BILL NO. 2141—An act to amend Section 8610.3 of, and to repeal, add, and repeal Section 8610.5 of, the Government Code, and to repeal and add Chapter 4 (commencing with Section 114650) of Part 9 of Division 104 of the Health and Safety Code, relating to nuclear powerplants.

SENATE BILL NO. 2143—An act to amend Section 11166.9 of the Penal Code, relating to child abuse.

SENATE BILL NO. 2145—An act to amend Section 2025 of the Code of Civil Procedure, relating to depositions.

SENATE BILL NO. 2147—An act to amend Sections 207.1, 207.5, 209, 210, 851, 871, 871.5, 880, 881, 881.5, 882, 883, 885, 888, 889, 891, and 893 of the Welfare and Institutions Code, relating to juvenile facilities.

SENATE BILL NO. 2159—An act to amend Section 17051 of, to add Section 17052 to, and to add Article 4 (commencing with Section 81840) to Chapter 4 of Part 49 of, the Education Code, relating to school facilities.

SENATE BILL NO. 2177—An act to amend Section 8353 of the Education Code, and to amend Section 11323.2 of the Welfare and Institutions Code, relating to welfare reform.

SENATE BILL NO. 2187—An act to amend Sections 1801 and 1801.5 of the Welfare and Institutions Code, relating to youthful offenders.

SENATE BILL NO. 2196—An act to amend Sections 15365.53 and 15365.57 of the Government Code, relating to employment services.

SENATE BILL NO. 2222—An act to amend Section 120440 of the Health and Safety Code, relating to health.

SENATE BILL NO. 1406—An act to add Section 3212.8 to the Labor Code, relating to workers' compensation.

SENATE BILL NO. 1415—An act relating to the Chabot Observatory and Science Center, and making an appropriation therefor.

SENATE BILL NO. 1453—An act to add Sections 21083.10 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. 1467—An act to add Section 42249.7 to the Education Code, relating to school desegregation.

SENATE BILL NO. 1485—An act to add and repeal Article 4 (commencing with Section 6045) of Chapter 5 of Title 7 of Part 3 of the Penal Code, relating to mentally ill criminal offenders, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1497—An act to amend Section 6258.1 of, and to add Section 6258.4 to, the Penal Code, relating to corrections.

SENATE BILL NO. 1504—An act to amend Sections 1368, 1368.01, 1368.03, and 1368.04 of, and to add Article 12 (commencing with Section 1399.80) to Chapter 2.2 of Division 2 of, the Health and Safety Code, and to add Article 2.55 (commencing with Section 10145.80) to Chapter 1 of Part 2 of Division 2 of the Insurance Code, relating to health insurance.

SENATE BILL NO. 1529—An act relating to trial court unification.

SENATE BILL NO. 1530—An act to amend Section 1523 of the Code of Civil Procedure, and to amend Section 12936 of, and to add Sections 790.15 and 12967 to, the Insurance Code, relating to insurance practices, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1546—An act to add Section 13003.5 to the Fish and Game Code, relating to fish and game, and making an appropriation therefor.

SENATE BILL NO. 1561—An act relating to public school accreditation.

SENATE BILL NO. 1607—An act relating to Medi-Cal.

SENATE BILL NO. 1610—An act to amend Section 1776 of, and to add Article 6 (commencing with Section 1870) to Chapter 1 of Part 7 of Division 2 of, the Labor Code, relating to public works.

SENATE BILL NO. 1611—An act to amend Section 3541 of the Government Code, relating to public employees.

SENATE BILL NO. 1653—An act to add Sections 1399.82, 1399.83, and 1399.84 to the Health and Safety Code, and to add Sections 10145.82, 10145.83, and 10145.84 to the Insurance Code, relating to health insurance.

SENATE BILL NO. 1668—An act to amend Section 22 of, and to add Section 1127g to, the Penal Code, relating to criminal procedure.

SENATE BILL NO. 1678—An act to amend Section 30052 of, and to repeal and add Section 30056 of, the Government Code, relating to local public safety.

SENATE BILL NO. 1694—An act relating to health care service plans.

SENATE BILL NO. 1740—An act to add Article 8 (commencing with Section 66090) to Chapter 2 of Part 40 of the Education Code, relating to service learning for postsecondary students.

SENATE BILL NO. 1751—An act to add Section 17052 to the Education Code, relating to school facilities.

SENATE BILL NO. 1756—An act to add Article 23 (commencing with Section 8490) to Part 6 of the Education Code, relating to after school programs, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1765—An act to amend Sections 116760.20, 116761.50, and 116761.65 of, to add Sections 116760.35, 116761.45, and 116761.46 to, and to repeal and add Section 116760.41 of, the Health and Safety Code, relating to drinking water, and making an appropriation therefor.

SENATE BILL NO. 1799—An act to amend Section 190.2 of the Penal Code, relating to murder.

SENATE BILL NO. 1818—An act to amend the heading of Division 6 (commencing with Section 1170) of, and to add Chapter 12 (commencing with Section 1400) to Division 6 of, the Military and Veterans Code, relating to veterans, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1833—An act to add Section 106.8 to the Water Code, relating to water.

SENATE BILL NO. 1834—An act to amend Section 12240 of the Business and Professions Code, and to amend Section 630 of the Harbors and Navigation Code, relating to marinas.

SENATE BILL NO. 1839—An act to amend Sections 12693.27 and 12693.39 of, and to add Section 12693.76 to, the Insurance Code, relating to children's health care.

SENATE BILL NO. 1848—An act to amend Section 87482.5 of the Education Code, relating to community colleges.

SENATE BILL NO. 1887—An act to add Section 11362.6 to the Health and Safety Code, relating to marijuana.

SENATE BILL NO. 1900—An act to amend Sections 1170, 1170.1, 1170.13, 1170.15, and 1170.95 of the Penal Code, relating to sentencing.

SENATE BILL NO. 1909—An act to amend Section 1280 of the Unemployment Insurance Code, relating to unemployment compensation, and making an appropriation therefor.

SENATE BILL NO. 1912—An act to amend Sections 44579.1 and 44579.5 of, and to amend and repeal Sections 44670.6, 52022, 52854, and 56242 of, the Education Code, relating to education finance, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1933—An act to add Section 3202.3 to the Labor Code, and to add Section 2601.5 to the Unemployment Insurance Code, relating to alien workers, and making an appropriation therefor.

SENATE BILL NO. 1941—An act to add Section 39518 to the Health and Safety Code, relating to air pollution.

SENATE BILL NO. 1950—An act to add Section 50800.7 to the Health and Safety Code, relating to housing, and making an appropriation therefor.

SENATE BILL NO. 1963—An act to add Chapter 6.1 (commencing with Section 52050) to Part 28 of the Education Code, relating to schools.

SENATE BILL NO. 1966—An act to add Section 4582.76 to the Public Resources Code, relating to resources.

SENATE BILL NO. 1968—An act to add Chapter 4 (commencing with Section 1400) to Part 4 of Division 2 of the Labor Code, relating to employment.

SENATE BILL NO. 1975—An act relating to school performance.

SENATE BILL NO. 1979—An act to amend Section 101 of the Elections Code, relating to initiative petitions.

SENATE BILL NO. 1989—An act to repeal and add Section 2079.10 of the Civil Code, relating to real property disclosure.

SENATE BILL NO. 1991—An act to amend Section 597 of the Penal Code, relating to cruelty to animals.

SENATE BILL NO. 1997—An act to amend Section 110 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

SENATE BILL NO. 2016—An act to add Section 5054.3 to the Penal Code, relating to prisons.

SENATE BILL NO. 2020—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. 2022—An act to add and repeal Section 8526 of the Government Code, relating to counties.

SENATE BILL NO. 2042—An act to amend Sections 44259 and 44277 of, to add Section 44320.2 to, to repeal Section 44259.2 of, and to repeal and add Section 44259.1 of, the Education Code, relating to school employees.

SENATE BILL NO. 2048—An act relating to sentencing.

SENATE BILL NO. 2070—An act to amend Sections 14009.5 and 14015 of the Welfare and Institutions Code, relating to health.

SENATE BILL NO. 2080—An act to add Division 28 (commencing with Section 37000) to the Public Resources Code, and to amend Sections 17039 and 23036 of, and to add Sections 17053.30 and 23630 to, the Revenue and Taxation Code, relating to land and water conservation.

SENATE BILL NO. 2083—An act relating to state employees, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 2092—An act to add Section 14005.22 to the Welfare and Institutions Code, relating to Medi-Cal.

SENATE BILL NO. 2120—An act to repeal and add Chapter 3 (commencing with Section 2200) of Division 2 of the Elections Code, relating to voter registration.

SENATE BILL NO. 2138—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. 2180—An act to add Section 18924 to the Welfare and Institutions Code, relating to human services.

SENATE BILL NO. 2188—An act to amend Section 10544 of the Welfare and Institutions Code, relating to CalWORKs.

SENATE BILL NO. 2199—An act to amend Sections 15610.07, 15610.10, 15610.17, 15610.30, 15610.55, 15610.57, 15630, 15640, 15650, 15658, and 15659 of, and to add Chapter 13.5 (commencing with Section 15760) to Part 3 of Division 9 of, the Welfare and Institutions Code, relating to adult abuse.

SENATE BILL NO. 2200—An act to add and repeal Chapter 11 (commencing with Section 49610) of Part 27 of the Education Code, relating to student financial assistance.

The following resolutions were read:

SENATE CONCURRENT RESOLUTION NO. 64—Relative to the International Year of the Ocean.

SENATE CONCURRENT RESOLUTION NO. 80—Relative to the CHP Officer Alfred R. Turner Memorial Highway.

SENATE CONCURRENT RESOLUTION NO. 82—Relative to the Bill of Rights of the United States Constitution.

INTRODUCTION OF GUESTS

Assembly Member Leonard, of the 63rd Assembly District, introduced Crossroads 1998, Franciscan University of Steubenville, Steubenville, Ohio.

ADJOURNMENT

At 12:08 a.m., pursuant to the motion by Assembly Member Washington the Assembly adjourned until 7 a.m., Monday, June 1, 1998, out of respect to the memory of Chester A. Sandri, Franklin K. Yanamura, and Peter E. Hewett, on motion of Assembly Member Sweeney; and out of respect to the memory of Kusuo Honda, on motion of Assembly Member Honda.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON MAY 28, 1998

The following measure was amended in the Assembly on this day:

AB	RN
1656	9812331

Daily Total:	1
Cumulative Total:	5626

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

AB

1656 (Alby amendments—Set 2, RN 9811647, laid upon the table)
 (McClintock amendments—Set 3, RN 9812371, laid upon the table)
 (Pringle amendments—Set 4, RN 9812185, laid upon the table)
 (Bordonaro amendments—Set 5, RN 9811345, laid upon the table)
 (Kaloogian amendments—Set 6, RN 9811653, laid upon the table)
 (Margett amendments—Set 7, RN 9811368, laid upon the table)
 (Leonard amendments—Set 8, RN 9812388, laid upon the table)
 (Miller amendments—Set 10, RN 9812189, laid upon the table)
 (Preter amendments—Set 11, RN 9812377, laid upon the table)
 (Miller amendments—Set 12, RN 9812389, laid upon the table)
 (Baldwin amendments—Set 13, RN 9811370, laid upon the table)
 (Frusetta amendments—Set 14, RN 9812358, laid upon the table)
 (Woods amendments—Set 15, RN 9812379, laid upon the table)
 (House amendments—Set 16, *, laid upon the table)
 (Olberg amendments—Set 17, RN 9812229, laid upon the table)

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

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, June 1, 1998

**TWO HUNDRED SEVENTEENTH SESSION DAY
FIVE 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.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, June 1, 1998

The Assembly met at 7 a.m.

Hon. Bernie Richter, Assembly Member, Third 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—51:

Ackerman	Cunneen	Migden	Strom-Martin
Aguiar	Ducheny	Olberg	Takasugi
Alby	Gallegos	Oller	Thompson
Alquist	Havice	Ortiz	Thomson
Aroner	Hertzberg	Pacheco	Torlakson
Ashburn	House	Papan	Vincent
Baca	Kaloogian	Poochigian	Washington
Battin	Kuykendall	Prenter	Wayne
Baugh	Leach	Pringle	Wildman
Bowler	Leonard	Richter	Woods
Brown	Machado	Runner	Wright
Cardenas	Martinez	Scott	Mr. Speaker
Cardoza	McClintock	Shelley	

Quorum present.

At 2:10 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 Bordonaro, Bowen, Brewer, Bustamante, Frusetta, Granlund, Keeley, Knox, Lempert, Margett, Mazzoni, Morrissey, Morrow, and Murray.

On personal business, and waiving per diem: Assembly Members Baldwin, Campbell, Davis, Figueroa, Firestone, Floyd, Kuehl, Miller, Napolitano, Perata, and Sweeney.

Because of illness: Assembly Members Cedillo and Escutia.

Because of a death in his family: Assembly Member Honda.

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

EXPLANATIONS OF ABSENCE

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

June 1, 1998

*Antonio Villaraigosa, Speaker
California State Assembly
State Capitol
Sacramento, California*

Dear Speaker Villaraigosa: I am writing this letter in order to request that I be excused from Assembly Check-In Session for today, June 1, due to Legislative business in my district.

Thank you in advance for your attention to this matter.

Sincerely,

TOM J. BORDONARO, JR., Assembly Member
Thirty-third District

June 1, 1998

*The Honorable Antonio Villaraigosa
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. I will be working in my district all day.

Please feel free to contact me should you have any questions.

Thank you for your attention to this request.

Sincerely,

DEBRA BOWEN, Assembly Member
Fifty-third District

May 28, 1998

*The Honorable Antonio R. Villaraigosa
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Villaraigosa: I am respectfully requesting to be excused from Assembly Floor Session, Monday, June 1, 1998, and Assembly Check-In Session, Tuesday, June 2, 1998, 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

June 1, 1998

Antonio R. Villaraigosa
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Villaraigosa: I respectfully request to be excused from check-in session on Monday, June 1, 1998 and Tuesday, June 2, 1998. I will be in my district on legislative business.

Thank you for your assistance in this matter.

Sincerely,

CRUZ M. BUSTAMANTE, Assembly Member
Thirty-first District

May 29, 1998

The Honorable Antonio Villaraigosa
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I humbly request that I be excused June 1, 1998 to attend to legislative business in my district. As you know, my district has experienced heavy flood related damage weakening the structural integrity of levee systems. I plan on touring and inspecting portions of the Pajaro River and its tributaries to assess their status.

Thank you for your consideration of this request, Mr. Speaker.

Sincerely,

PETER FRUSETTA, Assembly Member
Twenty-eighth District

May 28, 1998

The Honorable Antonio Villaraigosa
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I am requesting permission to be dismissed from session on June 1–June 3. I have district business that necessitates my absence.

Thank you in advance for your prompt attention to this matter.

Sincerely,

BRETT GRANLUND, Assembly Member
Sixty-fifth District

May 29, 1998

Hon. Antonio Villaraigosa
Speaker of the California State Assembly
State Capitol Building, Room 219
Sacramento, California

Dear Mr. Speaker: This letter is to request authorization to be excused from Session Check-In on Monday, June 1, 1998. The purpose of my absence is district related business.

Thank you for consideration of this request.

Sincerely,

FRED KEELEY, Assembly Member
Twenty-seventh District

May 28, 1998

The Honorable Antonio Villaraigosa
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Antonio: I respectfully request to be excused from Session on Monday, June 1 due to legislative business in my district. Thank you for your attention to this matter.

Sincerely,

WALLY KNOX, Assembly Member
Forty-second District

May 28, 1998

The Honorable Antonio Villaraigosa
Speaker, California State Assembly
Room 219, State Capitol
Sacramento, California

Dear Mr. Speaker: This letter is to inform you and our honorable body that I will be absent from Check-In Session on June 1st and June 2nd due to legislative business in my district. Note, that I will not be able to perform any of my unanticipated committee duties for the day.

Thank you for your attention.

Sincerely,

TED LEMPert, Assembly Member
Twenty-first District

May 29, 1998

Assemblyman Robert Hertzberg
Chairman, Assembly Rules Committee
Capitol Room 3016
Sacramento, California

Dear Chairman Hertzberg: I am writing this letter to ask to be excused from check-in session on Monday, June 1, 1998 to attend to Legislative business in my district.

Your attention to this request is greatly appreciated.

Kindest regards,

BOB MARGETT, Assembly Member
Fifty-ninth District

May 14, 1998

*The Honorable Antonio Villaraigosa
Speaker, California State Assembly
State Capitol—Room 219
Sacramento, California*

Dear Speaker Villaraigosa: This letter is to request that I be excused from Session on Monday, June 1, 1998. I will be in Chicago attending a day-long series of meetings with representatives from the Chicago school system. The focus will be on what Chicago is doing to promote excellence and accountability in their school system.

If you have any questions or need further information, please call Barbara Ann Guido at 319-2006. Thank you for your attention to this matter.

Sincerely,

KERRY MAZZONI, Assembly Member
Sixth District

May 29, 1998

*The Honorable Antonio R. Villaraigosa
Speaker of the California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Villaraigosa: I will be unable to attend check-in session Monday, June 1st, 1998 as I will be in my district on legislative business. Please contact Rebecca Ann Fontaine in my capitol office at (916) 319-2069 with any further questions.

Sincerely,

JIM MORRISSEY, Assembly Member
Sixty-ninth District

June 1, 1998

*The Honorable Antonio Villaraigosa
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Sir: Please excuse my absence from check-in on Monday June 1, 1998 as I have remained in my district on legislative business.

If you have any questions please contact Jayme Murray @ 319-2073.

Sincerely,

BILL MORROW, Assembly Member
Seventy-third District

June 1, 1998

*The Honorable Antonio Villaraigosa
Speaker of the Assembly
State Capitol
Sacramento, California*

Dear Mr. Speaker: I am requesting that I be excused from Session today because of legislative business in my district.

Thank you for your consideration.

Sincerely,

KEVIN MURRAY, Assembly Member
Forty-seventh District

COMMUNICATIONS

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

May 29, 1998

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

Dear Dotson: Please be advised that I have appointed Assemblymember Gil Cedillo to the Human Services Committee in place of Assemblymember Deborah Ortiz.

Sincerely,

ANTONIO R. VILLARAIGOSA
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. 1707

June 1, 1998

*E. Dotson Wilson Chief Clerk of the Assembly
State Capitol, Room 5150
Sacramento, California*

Dear Mr. Wilson: During floor session on May 26, 1998, I was called to the telephone to discuss an urgent matter. While I was away from my desk for a brief period of time, AB 1707 (Wildman) was taken up and voted on. The normal legislative courtesy accorded to members who are temporarily away from their desk and wish to add-on was withheld on this measure, so my vote was not recorded.

I want the record to reflect my strong intention to have been recorded as an "aye" vote instead of "not voting."

Sincerely,

SALLY M. HAVICE, Assembly Member
Fifty-sixth Assembly District

The following communication was presented by the Chief Clerk from:

Connie Lemus, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, transmitting copies of the title, summary, and text of the following proposed initiatives, pursuant to Section 9007, Elections Code:

**State Officers. Compensation.
Initiative Constitutional Amendment.**

Referred by the Speaker to the Committee on Rules.

REPORTS

The following letters of transmittal were presented by the Chief Clerk, and ordered printed in the Journal:

California State Auditor

97111
May 6, 1998

*The Honorable Speaker of the Assembly
The Honorable Members of the Assembly
of the Legislature of California
State Capitol, Room 3196
Sacramento, California*

Members of the Assembly: As requested by the Joint Legislative Audit Committee, the Bureau of State Audits presents its audit report concerning the Department of Alcoholic Beverage Control's (department) enforcement program and allegations of selective and discriminatory enforcement activities against minorities. This report concludes that, although we did not identify any pattern of discriminatory enforcement or individual instances of unjustified enforcement activity, inconsistencies in the department's enforcement activities and penalty assessments leave it vulnerable to accusations of discrimination. Further, the department should improve its management of enforcement activity.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Governmental Organization.

California State Auditor

97115

May 13, 1998

*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 Los Angeles County Office of AIDS Programs and Policy (OAPP). Our audit focussed on the OAPP's ability to properly allocate its available resources and ensure that AIDS funds are appropriately spent. This report concludes that the OAPP generally allocates and spends its AIDS funding in accordance with service priorities established by its local AIDS commission. However, we found that because the OAPP lacks an accurate time-reporting and cost-allocation system, it cannot ensure that grant funds are spent as intended. Also, because the OAPP does not regularly monitor its contracts, it cannot ensure that contractors spend AIDS funds as intended.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Health.

California State Auditor

98106

May 20, 1998

*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 Admissions Fund of the State Bar of California (State Bar). This report concludes that the State Bar's Office of Admissions (admissions) has inaccurately portrayed a bleak financial outlook for the Admissions Fund by basing its projections of revenues and expenses on questionable assumptions. As a result, rather than incurring a deficit of \$2.1 million by the end of calendar year 2000, we estimate the fund balance for admissions will range from a deficit no greater than \$629,000 to a positive balance of \$319,000.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Judiciary.

California State Auditor

98105

May 28, 1998

*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 Fair Political Practices Commission (commission). This report concludes that the commission's regulations and advice reasonably interpret the Political Reform Act (act). However, the commission's decision process for investigating complaints is flawed. Because of this flaw, the commission may inconsistently enforce similar violations of the act.

Further, the commission could improve customer service by obtaining more information on customer needs. Also, the commission's strategic plan lacks meaningful goals, objectives, and performance measures to determine if it is successfully meeting its mission. Finally, we noted that the act's dollar limits for disclosures of and restrictions on activities of public officials, some set as early as 1974, are low and may restrict normal and reasonable activities of public officials.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Elections, Reapportionment and Constitutional Amendments.

The following reports were presented by the Chief Clerk:

**Employment Services Program,
A Report to the California Legislature
(Pursuant to Section 9616.5, Unemployment Insurance Code)**

Above transmitted report, together with letter of transmittal from Ray Remy, Director, Health and Welfare Agency, dated May 13, 1998, referred by the Speaker to the Committee on Labor and Employment.

**Housing Element Status Report 1997
(Pursuant to Chapter 1441, Statutes of 1990)**

Above transmitted report, together with letter of transmittal from Richard E. Mallory, Director, Department of Housing and Community Development, Division of Housing Policy Development, Sacramento, dated April 27, 1998, referred by the Speaker to the Committee on Housing and Community Development.

**Feasibility Study of the Collection of Civil Settlement Data
(Pursuant to Section 68513, Government Code)**

Above transmitted report, together with letter of transmittal from William C. Vickrey, Administrative Director of the Courts, Judicial Council of California, San Francisco, dated May 7, 1998, referred by the Speaker to the Committee on Judiciary.

**1998 Office of Administrative Law Determination No. 2
(Pursuant to Section 11340.5, Government Code)**

Above transmitted report, together with letter of transmittal from Edward G. Heidig, Director, Office of Administrative Law, Sacramento, dated May 15, 1998, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

**Report to the Legislature on Unmet Placement Needs
(Pursuant to Senate Bill 370, Chapter 1294,
Statutes of 1989)**

Above transmitted report, together with letter of transmittal from Eloise Anderson, Director, Department of Social Services, Sacramento, dated May 1, 1998, referred by the Speaker to the Committee on Human Services.

**Office of Criminal Justice Planning
California's 1998 Application for Federal Assistance Under
Edward Byrne Memorial
State and Local Law Enforcement Assistance Program**

Above transmitted report, together with letter of transmittal from Ray Johnson, Executive Director, Office of Criminal Justice Planning, Sacramento, dated April 30, 1998, referred by the Speaker to the Committee on Public Safety.

JOB TRAINING PARTNERSHIP ACT (JTPA) REPORTS

The following reports required under the Job Training Partnership Act (JTPA) were presented by the Speaker and referred to the Committee on Labor and Employment.

City of Richmond Summary of Proposed Job Training Plan

Above transmitted report, together with letter of transmittal, dated April 7, 1998, submitted by Upesi Mtambuzi, Assistant Employment and Training Director, Office of Community and Economic Development, Richmond.

ENGISSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 1, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 1195

And reports the same correctly enrolled, and presented to the Governor at 10:30 a.m., June 1, 1998.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, June 1, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Concurrent Resolution No. 144
Assembly Concurrent Resolution No. 151
Assembly Concurrent Resolution No. 158

And reports the same correctly enrolled, and presented to the Secretary of State on the 1st day of June, 1998, at 11 a.m.

E. DOTSON WILSON, Chief Clerk

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 165—Kaloogian (Senators Haynes and Monteith, coauthors). Relative to the American Legislative Exchange Council.

ASSEMBLY CONCURRENT RESOLUTION NO. 166—Wayne. Relative to Fire Prevention Week.

ASSEMBLY CONCURRENT RESOLUTION NO. 167—Machado. Relative to California Pear Day.

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 1, 1998

Mr. Speaker: The Chair of your Committee on Judiciary reports:
 Senate Bill No. 213

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

ESCUTIA, Chairwoman

SENATE BILL NO. 213—An act to amend Section 11040 of the Government Code, and to amend Section 1036 of the Insurance Code, relating to legal services.

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

AUTHOR'S AMENDMENTS
Committee on Health

June 1, 1998

Mr. Speaker: The Chair of your Committee on Health reports:
 Senate Bill No. 694

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

GALLEGOS, Chairman

SENATE BILL NO. 694—An act to add Part 7 (commencing with Section 122400) to Division 105 of the Health and Safety Code, relating to hepatitis.

Bill read second time; author's amendments, 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 1, 1998

Mr. Speaker: The Chair of your Committee on Insurance reports:
 Senate Bill No. 858

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

FIGUEROA, Chairwoman

SENATE BILL NO. 858—An act to add Section 11624.8 to the Insurance Code, relating to insurance.

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

AUTHOR'S AMENDMENTS**Committee on Housing and Community Development**

June 1, 1998

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

Senate Bill No. 1405

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

TORLAKSON, Chairman

SENATE BILL NO. 1405—An act to amend Section 13113.9 of, and to add Sections 13114.1, 13114.2, and 17922.5 to, 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 Insurance**

June 1, 1998

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

Senate Bill No. 272

Senate Bill No. 1940

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

FIGUEROA, Chairwoman

SENATE BILL NO. 272—An act to add Section 733.1 to the Insurance Code, relating to insurance.

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

SENATE BILL NO. 1940—An act to add Section 3209.10 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 Housing and Community Development**

June 1, 1998

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

Senate Bill No. 1362

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

TORLAKSON, Chairman

SENATE BILL NO. 1362—An act to amend Sections 65850, 65860, 65915, 66021, 66452.6, and 66498.5 of, to add Section 65850.3 to, and to repeal Section 65587.1 of, the Government Code, to amend Sections 18035.3, 18062.2, 18070.5, and 116049.1 of, to amend and repeal Section 17959.3 of, to add and repeal Section 50710.2 of, and to repeal Section 18202 of, the Health and Safety Code, and to amend Section 423.3 of the Revenue and Taxation Code, relating to housing and 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 1, 1998

Mr. Speaker: The Chair of your Committee on Judiciary reports:
Senate Bill No. 262

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

ESCUTIA, Chairwoman

SENATE BILL NO. 262—An act to add Section 1708.8 to the Civil Code, relating to privacy.

Bill read second time; author's amendments, 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 1, 1998

Mr. Speaker: The Chair of your Committee on Insurance reports:
Senate Bill No. 859

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

FIGUEROA, Chairwoman

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.

Bill read second time; author's amendments, 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 1, 1998

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

Senate Bill No. 2240

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

WAYNE, Chairman

SENATE BILL NO. 2240—An act to amend Sections 25173.6, 25173.7, 25174, 25187.5, 25205.6, 25205.7, 25205.15, 25354, and 25354.5 of, and to repeal Section 25174.8 of, the Health and Safety Code, to amend Section 43551 of, and to add Sections 43055 and 43552 to, the Revenue and Taxation Code, relating to hazardous waste and 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 Appropriations

June 1, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Senate Bill No. 117
Senate Bill No. 487

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

MIGDEN, Chairwoman

SENATE BILL NO. 117—An act to amend Sections 7500.1 and 7503.3 of the Business and Professions Code, to amend Section 22202 of the Financial Code, and to amend Sections 14602.6, 14607.6, and 23198 of the Vehicle Code, relating to collateral recovery.

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

SENATE BILL NO. 487—An act to amend Sections 50880, 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 Local Government

June 1, 1998

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

Senate Bill No. 120

Senate Bill No. 1381

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

SWEENEY, Chairman

SENATE BILL NO. 120—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.

SENATE BILL NO. 1381—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.

AUTHOR'S AMENDMENTS
Committee on Rules

June 1, 1998

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

House Resolution No. 29

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

HERTZBERG, Chairman

HOUSE RESOLUTION NO. 29—Relative to Medicare.

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 Rules

June 1, 1998

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

Assembly Joint Resolution No. 67

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

HERTZBERG, Chairman

ASSEMBLY JOINT RESOLUTION NO. 67—Relative to radioactive-depleted uranium exposures to veterans during the Persian Gulf War.

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 Revenue and Taxation

June 1, 1998

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

Assembly Constitutional Amendment No. 43

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

KNOX, Chairman

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 43—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending subdivision (k) of Section 3 of Article XIII thereof, relating to property taxation.

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

AUTHOR'S AMENDMENTS
Committee on Transportation

June 1, 1998

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

Assembly Bill No. 2072

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

MURRAY, Chairman

ASSEMBLY BILL NO. 2072—An act to amend Sections 1101, 11310, 11600, 11602, and 11701 of, to add Sections 11809 and 11810 to, and to repeal and add Section 11401 of, the Streets and Highways Code, relating to streets.

Bill read second time; author's amendments, 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 1, 1998

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

Senate Bill No. 1690

Senate Bill No. 1728

Senate Bill No. 2202

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

PERATA, Chairman

SENATE BILL NO. 1690—An act to amend Section 219 of the Code of Civil Procedure, to amend Sections 148.1, 148.5, 148.9, 150, 190, 12027, and 12031 of the Penal Code, and to amend Section 2805 of the Vehicle Code, relating to peace officers.

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

SENATE BILL NO. 1728—An act to add Section 2624 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. 2202—An act to amend Section 13961.1 of the Government Code, relating to victims of crime, 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 Banking and Finance

June 1, 1998

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:
Senate Bill No. 1493

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

PAPAN, Chairman

SENATE BILL NO. 1493—An act to amend Section 1107 of the Corporations Code, relating to corporate mergers.

Bill read second time; author's amendments, 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 1, 1998

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 597
Senate Bill No. 1367

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

DAVIS, Chairwoman

SENATE BILL NO. 597—An act to amend Sections 17500, 17502, 17509, 17510.4, 17510.85, 17530, 17531, 17531.5, 17533, 17533.8, 17533.9, 17533.10, 17537.5, 17539.5, and 17539.55 of Business and Professions Code, relating to electronic commerce.

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

SENATE BILL NO. 1367—An act to add Section 11011.25 to the Government Code, relating to state property, and declaring the urgency thereof, to take effect immediately.

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

REPORTS OF STANDING COMMITTEES**Committee on Natural Resources**

May 29, 1998

Mr. Speaker: Your Committee on Natural Resources reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 1743

Assembly Bill No. 2422

BOWEN, Chairwoman

Above bills ordered filed with the Chief Clerk.

Committee on Public Employees, Retirement and Social Security

May 29, 1998

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 2357

HONDA, Chairman

Above bill ordered filed with the Chief Clerk.

Committee on Transportation

May 28, 1998

Mr. Speaker: Your Committee on Transportation reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 2588

MURRAY, Chairman

Above bill ordered filed with the Chief Clerk.

May 28, 1998

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

Assembly Bill No. 2478

MURRAY, Chairman

Above bill ordered filed with the Chief Clerk.

Committee on Health

May 28, 1998

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

Assembly Bill No. 2389

GALLEGOS, Chairman

Above bill ordered filed with the Chief Clerk.

Committee on Education

May 28, 1998

Mr. Speaker: Your Committee on Education reports the following bills pursuant to the Provisions of Joint Rule 62(a):

Assembly Bill No. 1674

Assembly Bill No. 2241

Assembly Bill No. 1901

Assembly Bill No. 2290

Assembly Bill No. 1990

Assembly Bill No. 2574

Assembly Bill No. 1993

MAZZONI, Chairwoman

Above bills ordered filed with the Chief Clerk.

MESSAGES FROM THE GOVERNOR

The following message from the Governor was received and ordered printed in the Journal:

Governor's Reorganization Plan No. 1 of 1998

Governor's Office, Sacramento
June 1, 1998

*The Honorable Antonio Villaraigosa
Speaker of the Assembly
and the Members of the Assembly
Room 219, State Capitol
Sacramento, California*

To the Honorable Antonio Villaraigosa:

By this letter, and pursuant to the authority granted me under Section 12080.1 and 12080.2 of the Government Code, I am delivering to both houses of the Legislature this day Governor's Reorganization Plan No. 1 of 1998, which includes the form and language of a bill (Legislative Counsel No. RN9812416) prepared as nearly as practicable. The reorganization reforms the organizational structure for regulating managed care and financial services.

I declare that, with respect to Governor's Reorganization Plan No. 1 of 1998, I have found the reorganization to be in the public interest and that it will promote the better execution of the laws, the more effective management of the executive and administrative branch of state government and its agencies and functions, and the expeditious administration of the public business.

The specific nature and purpose of Governor's Reorganization Plan No. 1 of 1998 is a more efficient and effective regulation of managed care and financial services by realigning the regulatory structure in a way that fosters, and offers consumers the benefits of, core competencies within each regulatory agency. Creating a department exclusively focused on the regulation of managed care will significantly improve quality control, accountability and efficiency in the administration of the Knox-Keene Health Care Service Plan Act of 1975, as amended (the "Knox-Keene Act"). Similarly, consolidating the regulation of financial services, while adhering to the principle of functional regulation, will provide more efficient and effective implementation and administration of programs that encourage efficiency, integrity and innovation in financial service industries and marketplaces. There are significant advantages to the reorganization.

In the managed care arena, Governor's Reorganization Plan No. 1 of 1998 creates a Department of Managed Health Care that will be solely focused on regulating the managed care industry. The regulatory structure would be significantly improved by: (i) a department director whose full time and attention is devoted to the oversight of managed care; (ii) enhanced consumer representation and input through the department's advisory committee; (iii) a stronger consumer services division augmented with additional staff and upgraded technology; and (iv) an enforcement division solely focused on systematic and case-specific violations of the Knox-Keene Act.

The Department of Financial Services will significantly improve the State's ability to provide enhanced consumer protection while facilitating free competition in the marketplace. Recognizing the trend toward industry consolidation, consumers could benefit from a single

regulatory agency that can more efficiently and effectively apply existing state laws to regulated products and services, regardless of the corporate structure under which they are offered.

The reorganization proposed by Governor's Reorganization Plan No. 1 of 1998 is structural. Consequently, no functions are proposed to be created or abolished.

The Legislature has declared that the public interest requires the carrying out of the purpose set forth in Section 12080.1 of the Government Code, and these purposes may be accomplished more speedily and effectively under an executive reorganization than by the enactment of specific legislation. The Governor's Reorganization Plan No. 1 of 1998 effectuates the legislative intent expressed in Section 12080.1.

Sincerely,

PETE WILSON

Governor's Reorganization Plan No. 1 of 1998 ordered held at the Desk.

RECEIPT

I acknowledge receipt this 1st day of June, 1998, at 3:02 p.m., of the Governor's Reorganization Plan No. 1, pursuant to Government Code Section 12080.2, delivered to me personally by Karen Morgan.

E. DOTSON WILSON
Chief Clerk of the Assembly

CONSIDERATION OF DAILY FILE SECOND READING OF SENATE BILLS

SENATE BILL NO. 1075—An act to amend Sections 29759, 29760, 29761.5, 29762, 29763, 29763.5, 29764, 29767, 29770, 29771, 29772, and 29780 of, to add Section 29756.5 to, and to repeal Section 29729 of, the Public Resources Code, relating to the Sacramento-San Joaquin Delta.

Bill read second time, and ordered to third reading.

UNFINISHED BUSINESS

MOTION TO RECONSIDER ASSEMBLY BILL NO. 23 CONTINUED

By unanimous consent, the motion to reconsider the vote on Assembly Bill No. 23 was continued until Thursday, June 4, 1998.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 2064 FROM COMMITTEE CONTINUED

By unanimous consent the notice of motion to withdraw Assembly Bill No. 2064 from the Committee on Consumer Protection, Governmental Efficiency and Economic Development was continued until Thursday, June 4, 1998.

BILLS RETURNED TO THIRD READING FILE

Pursuant to Assembly Rule 78, the following bill was withdrawn from the inactive file, and placed upon the third reading file:

Senate Bill No. 549, on request of Assembly Member Aguiar.

ADJOURNMENT

At 5:45 p.m., the Assembly adjourned until 10 a.m., Thursday, June 4, 1998.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 1, 1998

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

AB	RN
2072	9810871

ACA	RN
43	9811740

AJR	RN
67	9811666

HR	RN
29	9812293

SB	RN
117	9812296
120	9811547
213	9810442
262	9811614
272	9811790
487	9811270
597	9811789
694	9812097
858	9811681
859	9811682
1362	9811988
1367	9811895
1381	9811546
1405	9812322
1493	9812421
1690	9811767
1728	9811841
1940	9812160
2202	9810998
2240	9811254

Daily Total:	24
Cumulative Total:	5650

CALIFORNIA LEGISLATURE

1997-98 REGULAR SESSION

ASSEMBLY JOURNAL

RECESS JOURNAL NO. 25

Assembly Chamber, Sacramento
Wednesday, June 3, 1998

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 recess.

MESSAGES FROM THE SENATE

Senate Chamber, June 3, 1998

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

Assembly Bill No. 1656

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.

ADJOURNMENT

ANTONIO R. VILLARAIGOSA, Speaker

LAWRENCE A. MURMAN, Acting Minute Clerk

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, June 4, 1998

**TWO HUNDRED EIGHTEENTH SESSION DAY
FIVE HUNDRED FIFTIETH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, June 4, 1998

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 Morrissey 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 10:16 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—73:

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

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, You are faithful in Your words and truthful in Your promises. You call all of us to fight the good fight, to fulfill the course of godliness and to keep the true faith. Will You, Lord, grant us a share of Your inheritance, that being followers of Your commandments, we may obtain the good things which await Your faithful servants. For You are merciful, You love mankind, and we glorify You.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Assembly Member Scott, 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 Members Frusetta, Kaloogian, Miller, and Pringle.

On personal business, and waiving per diem: Assembly Members Firestone and Napolitano.

Because of illness: Assembly Member Escutia.

EXPLANATIONS OF ABSENCE

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

June 4, 1998

*The Honorable Antonio Villaraigosa
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I humbly request that I be excused June 4, 1998 to continue to attend to legislative business in my district. As you know, my district has experienced heavy flood related damage weakening the structural integrity of levee systems. I plan on continuing my tour and inspection of portions of the Pajaro River and its tributaries to assess their status.

Thank you for your consideration of this request, Mr. Speaker.
Sincerely,

PETER FRUSETTA, Assembly Member
Twenty-eighth District

May 4, 1998

*Speaker Antonio Villaraigosa
State Capitol, Room 219
Sacramento, California*

Dear Speaker Villaraigosa,

This is to request that I be excused from session on Thursday, June 4, 1998 on legislative business.

Thank you for your attention to this matter.

Respectfully,

HOWARD KALOOGIAN, Assembly Member
Seventy-fourth District

June 3, 1998

*Speaker Antonio Villaraigosa
State Capitol, Room 219
Sacramento, California*

Dear Honorable Villaraigosa: Please excuse me from session on Thursday, June 4, 1998. I will be in my district on legislative business.

Thank you for your consideration of this request. Please do not hesitate to contact my office if you have any questions.

Sincerely,

GARY G. MILLER, Assembly Member
Sixtieth District

May 29, 1998

*Honorable Antonio Villaraigosa
Speaker, California Assembly
Room 219, State Capitol
Sacramento, California*

Dear Speaker Villaraigosa: Please excuse me from session Thursday, June 4, 1998 as I will be in Washington, D.C. attending the National Summit on Retirement Savings.

Thank you for your consideration.

Sincerely,

CURT PRINGLE, Assembly Member
Sixty-eighth District

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 4, 1998

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

Assembly Bill No. 2072

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, June 4, 1998

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

Assembly Constitutional Amendment No. 43

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, June 4, 1998

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

Assembly Joint Resolution No. 67

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, June 4, 1998

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

House Resolution No. 29

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

<i>Amendment No.</i>	<i>Committee</i>
46 -----	E.,R. & C.A.
48 -----	E.,R. & C.A.

Assembly Concurrent

<i>Resolution No.</i>	<i>Committee</i>
161 -----	Trans.
162 -----	Rls.
163 -----	Trans.

Assembly Joint

<i>Resolution No.</i>	<i>Committee</i>
68 -----	Rls.

Senate

<i>Bill No.</i>	<i>Committee</i>
1383 -----	Rev. & Tax.
1401 -----	Jud.
1404 -----	Pub. S.
1424 -----	Rev. & Tax.
1430 -----	Ins.
1449 -----	E.,R. & C.A. and G.O.
1454 -----	C.P.,G.E. & E.D.
1468 -----	Ed. and G.O.
1479 -----	Ins.
1488 -----	L. Gov.
1501 -----	P.E.,R. & S.S.
1504 -----	Jud. and Health
1508 -----	Jud. and Rev. & Tax.
1557 -----	H. & C.D.
1560 -----	L. & E.
1612 -----	Pub. S. and Jud.
1622 -----	Jud. and B. & F.
1626 -----	Pub. S. and Ed.
1648 -----	Health and Hum. S.
1649 -----	L. Gov. and C.P.,G.E. & E.D.
1650 -----	Trans.
1653 -----	Jud. and Health
1654 -----	Health

1675	-----	Nat. Res.
1729	-----	Higher Ed. and Pub. S.
1734	-----	Pub. S.
1735	-----	Jud.
1760	-----	L. Gov.
1767	-----	Trans.
1768	-----	Pub. S.
1785	-----	Jud.
1835	-----	Agri. and Nat. Res.
1849	-----	Higher Ed. and C.P.,G.E. & E.D.
1850	-----	Pub. S.
1851	-----	Trans.
1876	-----	Jud.
1880	-----	Pub. S.
1915	-----	Health
1916	-----	E.S. & T.M.
1924	-----	E.S. & T.M.
1932	-----	Ed.
1939	-----	Jud.
1945	-----	P.E.,R. & S.S.
1951	-----	Health
2003	-----	Agri.
2004	-----	L. Gov. and Health
2005	-----	Jud. and L. Gov.
2009	-----	U. & C.
2010	-----	Nat. Res.
2021	-----	Pub. S.
2024	-----	C.P.,G.E. & E.D.
2028	-----	W.,P. & W.
2034	-----	Pub. S. and Jud.
2051	-----	Ins.
2067	-----	Trans.
2068	-----	Higher Ed.
2090	-----	E.,R. & C.A.
2095	-----	H. & C.D. and Jud.
2099	-----	L. Gov.
2103	-----	W.,P. & W. and Jud.
2111	-----	E.S. & T.M.
2119	-----	C.P.,G.E. & E.D.
2134	-----	Rev. & Tax.
2150	-----	U. & C.
2155	-----	Hum. S.
2163	-----	P.E.,R. & S.S.
2166	-----	Jud. and U. & C.
2168	-----	Pub. S.
2174	-----	G.O.
2178	-----	Ed.
2189	-----	B. & F.
2198	-----	E.S. & T.M. and Trans.
2201	-----	W.,P. & W.
2203	-----	E.,R. & C.A.
2215	-----	Pub. S.
2223	-----	Higher Ed. and Health
2227	-----	L. Gov. and Agri.

- 2230 ----- Rev. & Tax. and Trans.
- 2231 ----- Rev. & Tax.
- 2232 ----- Rev. & Tax. and Trans.
- 2233 ----- Rev. & Tax.

AUTHOR'S AMENDMENTS
Committee on Local Government

June 4, 1998

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

Senate Bill No. 1805

Senate Bill No. 1860

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

SWEENEY, Chairman

SENATE BILL NO. 1805—An act to amend Section 21166 of the Water Code, relating to water.

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

SENATE BILL NO. 1860—An act to amend Sections 20581, 20631, and 21031 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.

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 4, 1998

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

Senate Bill No. 1098

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

ESCUTIA, Chairwoman

SENATE BILL NO. 1098—An act to amend Section 12941 of the Government Code, relating to employment.

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

AUTHOR'S AMENDMENTS
Committee on Health

June 4, 1998

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

Assembly Constitutional Amendment No. 38

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

GALLEGOS, Chairman

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 38—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 32 to Article I thereof, relating to abortion.

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 Elections, Reapportionment and Constitutional Amendments**

June 4, 1998

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 627

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

VINCENT, Chairman

SENATE BILL NO. 627—An act to amend Sections 2142, 14405, 15500, 15501, 15505, and 15642 of, to amend the heading of Division 15 (commencing with Section 15000) of, to amend and renumber Sections 14421 and 14423 of, to amend and renumber the headings of Chapter 8 (commencing with Section 15400), Chapter 9 (commencing with Section 15450), Chapter 10 (commencing with Section 15500), Chapter 11 (commencing with Section 15550), Chapter 12 (commencing with Section 15600), and Chapter 13 (commencing with Section 15650) of Division 15 of, to add Sections 335.5, 336.5, and 353.5 to, to add Article 3 (commencing with Section 14430) and Article 4 (commencing with Section 14400) to Chapter 4 of Division 14 of, to add Chapter 2 (commencing with Section 15100) and Chapter 4 (commencing with Section 15300) to Division 15 of, to repeal Sections 13245, 14406, 14420, 14422, 15552, and 17500 of, to repeal Article 6 (commencing with Section 14320) of Chapter 3 of Division 14 of, to repeal Article 5 (commencing with Section 15645) of Chapter 12 of Division 15 of, to repeal Chapter 2 (commencing with Section 15050), Chapter 4 (commencing with Section 15200), Chapter 5 (commencing with Section 15250), Chapter 6 (commencing with Section 15300), and Chapter 7 (commencing with Section 15350) of Division 15 of, to repeal and add Sections 301, 14403, and 14404 of, and to repeal and add Chapter 1 (commencing with Section 15000) and Chapter 3 (commencing with Section 15150) of Division 15 of, the Elections Code, relating to elections.

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

AUTHOR'S AMENDMENTS**Committee on Environmental Safety and Toxic Materials**

June 4, 1998

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

Senate Bill No. 1033

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

WAYNE, Chairman

SENATE BILL NO. 1033—An act to amend Section 116275 of, and to add Section 116611 to, the Health and Safety Code, relating to drinking water.

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

AUTHOR'S AMENDMENTS**Committee on Judiciary**

June 4, 1998

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

Senate Bill No. 1620

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

ESCUTIA, Chairwoman

SENATE BILL NO. 1620—An act to amend Section 3482.1 of the Civil Code, relating to nuisance, 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 4, 1998

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

Senate Bill No. 1443

Senate Bill No. 1541

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

GALLEGOS, Chairman

SENATE BILL NO. 1443—An act to amend Section 1368 of, and to amend, repeal, and add Section 1368.02 of, the Health and Safety Code, relating to health care service plans.

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

SENATE BILL NO. 1541—An act to add Section 1259.3 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.

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 4, 1998

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

Senate Bill No. 1661

Senate Bill No. 1707

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

ESCUTIA, Chairwoman

SENATE BILL NO. 1661—An act to add and repeal Section 1021.1 of the Code of Civil Procedure, relating to attorney's fees, 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. 1707—An act to add Section 2080.10 to the Civil Code, relating to safekeeping of 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 Water, Parks and Wildlife

June 4, 1998

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

Senate Bill No. 1475

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

MACHADO, Chairman

SENATE BILL NO. 1475—An act to amend Sections 8496 and 8837 of the Fish and Game Code, relating to fishing.

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

AUTHOR'S AMENDMENTS
Committee on Human Services

June 4, 1998

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

Senate Bill No. 1522

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

ARONER, Chairwoman

SENATE BILL NO. 1522—An act to amend Sections 8277.5 and 8277.6 of, and to add Section 8277.65 to, the Education Code, relating to child care and development, 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 Judiciary

June 4, 1998

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

Senate Bill No. 2192

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

ESCUTIA, Chairwoman

SENATE BILL NO. 2192—An act to amend Section 12941 of the Government Code, relating to employment.

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

AUTHOR'S AMENDMENTS
Committee on Rules

June 4, 1998

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

Senate Concurrent Resolution No. 86

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

HERTZBERG, Chairman

SENATE CONCURRENT RESOLUTION NO. 86—Relative to school safety.

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

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 Eugenia Lopez, of Chula Vista.

Speaker pro Tempore Kuehl was granted unanimous consent that when the Assembly adjourn on this day it do so out of respect to the memory of Rose M. McKinney, of Sacramento.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 2638, on request of Assembly Member Gallegos.

ADJOURN IN MEMORY

Assembly Member Ackerman was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Richard E. "Red" Darringer, of Fullerton.

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 Elizabeth Kathryn Clark, longtime resident of Chino, survived by two daughters and a sister; and Peter J. Setlich of Claremont, a longtime area football coach, survived by his wife.

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 retired Sacramento County Sheriff Detective Gordon H. Lewis.

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 John B. Cella II, of San Francisco; and George David Hart, of San Francisco.

SPECIAL RECOGNITION

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

ADJOURN IN MEMORY

Assembly Members Aroner and Honda were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Kerman Lew, of Los Gatos.

RE-REFERENCE OF BILLS

Assembly Member Shelley was granted unanimous consent that the following bills be re-referred as noted:

Senate Bill No. 1730 from the Committee on Housing and Community Development, to the Committee on Judiciary;

Senate Bill No. 1855 from the Committee on Education, to the Committee on Budget.

RE-REFERENCE OF BILLS FROM FILE TO COMMITTEE

Assembly Member Shelley was granted unanimous consent that Senate Bill No. 184 be re-referred from the third reading file to the Committee on Consumer Protection, Governmental Efficiency and Economic Development; and that Senate Bill No. 549 be referred from the third reading file to the Committee on Local Government.

ADJOURN IN MEMORY

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 Don Rusk, Professor at San Bernardino Valley College, Redlands.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Upon request of Assembly Member Shelley, Assembly Member Knox was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 2318

June 4, 1998

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

Dear Mr. Wilson: On May 27, 1998 I introduced, and this house unanimously approved, Assembly Bill 2318. It was my intent to inform the house that technical amendments are necessary and have been agreed to by the counties, the airline industry and other concerned parties. These amendments will be introduced in the Senate Committee on Revenue and Taxation.

Sincerely,

WALLY KNOX, Assembly Member
Forty-second District

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 Paul Lee Bradford, of Bakersfield.

**CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS**

CONSIDERATION OF SENATE AMENDMENTS

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 presented by Assembly Member Washington.

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

(NOTE: Text of Senate amendments 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	Cunneen	Leonard	Prenter
Aguiar	Davis	Machado	Runner
Alby	Ducheny	Margett	Scott
Aroner	Figueroa	Martinez	Shelley
Ashburn	Gallegos	Mazzoni	Strom-Martin
Baca	Goldsmith	McClintock	Sweeney
Baldwin	Granlund	Migden	Thompson
Battin	Havice	Morrissey	Thomson
Bordonaro	Honda	Morrow	Torlakson
Bowen	House	Olberg	Vincent
Bowler	Keeley	Oller	Washington
Brown	Knox	Ortiz	Wayne
Campbell	Kuehl	Pacheco	Wildman
Cardenas	Kuykendall	Papan	Woods
Cardoza	Leach	Perata	Wright
Cedillo	Lempert	Poochigian	Mr. Speaker

NOES—None

Above bill ordered enrolled.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Upon request of Assembly Member Shelley, Assembly Member Ducheny was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1656, without reference to file.

ASSEMBLY BILL NO. 1656 (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—60

Ackerman	Cunneen	Machado	Runner
Aguiar	Davis	Margett	Scott
Alby	Figueroa	Mazzoni	Shelley
Alquist	Gallegos	McClintock	Strom-Martin
Aroner	Goldsmith	Migden	Sweeney
Ashburn	Granlund	Morrissey	Takasugi
Baca	Havice	Morrow	Thompson
Baldwin	Honda	Olberg	Thomson
Battin	House	Oller	Torlakson
Bordonaro	Keeley	Ortiz	Vincent
Bowen	Kuehl	Pacheco	Washington
Bowler	Kuykendall	Papan	Wayne
Campbell	Leach	Perata	Woods
Cardenas	Lempert	Poochigian	Wright
Cedillo	Leonard	Prenter	Mr. Speaker

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as a Committee on Conference concerning Assembly Bill No. 1656:

Ducheny, Runner, and Migden.

**MOTION TO WITHDRAW ASSEMBLY BILL NO. 2064
FROM COMMITTEE**

In compliance with a notice given on a previous day, Assembly Member Morrissey moved that Assembly Bill No. 2064 be withdrawn from the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

Assembly Member Cunneen seconded the motion.

Motion lost by the following vote:

AYES—30

Ackerman	Campbell	Margett	Poochigian
Aguiar	Cunneen	Martinez	Prenter
Alby	Goldsmith	McClintock	Runner
Ashburn	Granlund	Morrissey	Takasugi
Baldwin	House	Morrow	Thompson
Battin	Kuykendall	Olberg	Woods
Bordonaro	Leach	Oller	
Bowler	Leonard	Pacheco	

NOES—13

Bowen	Knox	Papan	Mr. Speaker
Davis	Kuehl	Thomson	
Ducheny	Mazzoni	Washington	
Floyd	Migden	Wright	

MOTION TO RECONSIDER ASSEMBLY BILL NO. 23 CONTINUED

By unanimous consent, the motion to reconsider the vote on Assembly Bill No. 23 was continued until the next legislative day.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 1699, on request of Assembly Member Ortiz.

REQUEST FOR PHOTOGRAPHER

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

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

SENATE BILL NO. 190 (Alpert)—An act to add Article 6 (commencing with Section 60675) to Chapter 5 of Part 33 of the Education Code, relating to academic achievement.

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

Bill passed by the following vote:

AYES—69

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

NOES—1

~~Aekerman~~

Bill ordered transmitted to the Senate.

(NOTE: On June 22, 1998, the action was rescinded whereby Senate Bill No. 190 was passed, and whereby the bill was ordered transmitted to the Senate. See page 7544.)

SENATE BILL NO. 1505 (Lewis)—An act to amend Sections 2151, 13203, 13206, 13300, 13301, and 13302 of the Elections Code, as amended by Proposition 198 of the March 26, 1996, primary election, relating to elections, and calling a special election to be consolidated with the general election of November 3, 1998, to take effect immediately, as an act called an election.

Bill read third time.

Motion to Amend

Assembly Member Leonard moved the adoption of amendments.

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

SENATE BILL NO. 1186 (Committee on Public Safety)—An act to amend Section 25666.5 of the Business and Professions Code, to amend Section 655.6 of the Harbors and Navigation Code, to amend Sections 11836, 11837, 11837.1, 11837.2, and 11837.4 of the Health and Safety Code, to amend Sections 670 and 1861.025 of the Insurance Code, to amend Sections 191.5, 193.7, 647.2, and 1203.1bb of the Penal Code, and to amend Sections 1803, 12802.5, 13106, 13202.8, 13350, 13352, 13352.3, 13352.4, 13352.5, 13353, 13353.1, 13353.2, 13353.3, 13353.7, 13551, 13557, 13558, 14601.2, 14601.3, 14905, 22651, 23103.5, 23158, 23217, and 23247 of, to add Sections 13380, 13382, 13384, 13386, 13386, 13388, 13390, and 13392 to, to add Division 11.5 (commencing with Section 23500) to, and to repeal Sections 13106, 13352.2, 14602, 23137, 23138, 23139, 23141, 23142, 23143, 23144, 23145, 23145.2, 23145.3, 23145.5, 23145.6, 23145.8, 23146, 23147, 23154, 23155, 23156, 23157, 23157.5, 23158.2, 23158.5, 23159, 23159.5, 23160, 23161, 23165, 23166, 23167, 23170, 23171, 23175, 23175.5, 23176, 23180, 23181, 23182, 23185, 23186, 23187, 23190, 23191, 23192, 23194, 23195, 23196, 23197, 23198, 23199, 23200, 23201, 23202, 23203, 23204, 23205, 23206, 23206.1, 23206.5, 23207, 23208, 23209, 23210, 23211, 23212, 23235, 23246, 23248, 23249, 23249.52, 23249.53, 23249.54, 23249.55, 23249.56, 23249.57, and 23249.58 of, the Vehicle Code, relating to vehicles.

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

Bill passed by the following vote:

AYES—70

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

NOES—None

Bill ordered transmitted to the Senate.

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

Pursuant to Assembly Rule 78, Assembly Member Washington announced his intention to request that Senate Bill No. 687 be removed from the inactive file.

Pursuant to Assembly Rule 78, Assembly Member Thomson announced her intention to request that Senate Bill No. 305 be removed from the inactive file.

Pursuant to Assembly Rule 78, Assembly Member Aroner announced her intention to request that Senate Bill No. 867 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—Senate Resolution

SENATE CONCURRENT RESOLUTION NO. 89 (Johnston)—Relative to America's Filipino Soldiers.

Resolution read, and adopted by the following vote:

AYES—71

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

NOES—None

Resolution ordered transmitted to the Senate.

VOTE ADDS

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

Assembly Bill No. 1211, Concurrence: Bowen, Brown, Martinez, Olberg, Pacheco, and Wildman—Aye.

Assembly Bill No. 1656, Concurrence: Martinez—Aye; Pacheco—No.

Senate Bill No. 190: Olberg, Pacheco, and Woods—Aye.

Senate Bill No. 1186: Brown, Cardenas, Ducheny, Pacheco, and Woods—Aye.

Consent Calendar: Pacheco and Woods—Aye.

MOTION TO ADJOURN

At 10:54 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 10:55 a.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 168—Cardoza (Principal Senate coauthor: Costa) Brown, Machado, and Thomson. Relative to June is Dairy Month.

AUTHOR'S AMENDMENTS
Committee on Education

June 4, 1998

Mr. Speaker: The Chair of your Committee on Education reports:
Senate Bill No. 12

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

MAZZONI, Chairwoman

SENATE BILL NO. 12—An act relating to education facilities funding.

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

AUTHOR'S AMENDMENTS
Committee on Health

June 4, 1998

Mr. Speaker: The Chair of your Committee on Health reports:
Senate Bill No. 1658

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

GALLEGOS, Chairman

SENATE BILL NO. 1658—An act to amend Section 1345 of, and to add Section 1351.2 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 Human Services

June 4, 1998

Mr. Speaker: The Chair of your Committee on Human Services reports:
Senate Bill No. 2031

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

ARONER, Chairwoman

SENATE BILL NO. 2031—An act to add Section 13967.6 to the Government Code, to amend and renumber Sections 18966 and 18966.1 of, to amend, renumber, and add Section 18965 of, and to add Sections 18965.1, 18965.2, and 18965.3 to, the Welfare and Institutions Code, relating to victims of crime, 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

June 4, 1998

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 610

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

HONDA, Chairman

SENATE BILL NO. 610—An act to amend Sections 22134, 23201, and 24201 of the Education Code, and to add Section 31840.8 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 Judiciary**

June 4, 1998

Mr. Speaker: The Chair of your Committee on Judiciary reports:
Senate Bill No. 1707

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

ESCUTIA, Chairwoman

SENATE BILL NO. 1707—An act to add Section 2080.10 to the Civil Code, relating to safekeeping of 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 Judiciary**

June 4, 1998

Mr. Speaker: The Chair of your Committee on Judiciary reports:
Senate Bill No. 1622

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

ESCUTIA, Chairwoman

SENATE BILL NO. 1622—An act to add Title 1.81 (commencing with Section 1798.80) to Part 4 of Division 3 of the Civil Code, relating to biometric identifiers.

Bill read second time; author’s amendments, 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, 1998

Mr. Speaker: The Chair of your Committee on Local Government reports:
Senate Bill No. 1498

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

SWEENEY, Chairman

SENATE BILL NO. 1498—An act to add Section 8961.13 to the Health and Safety Code, relating to dead bodies.

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

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 4, 1998

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

Senate Bill No. 1418

Senate Bill No. 1939

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

ESCUTIA, Chairwoman

SENATE BILL NO. 1418—An act to amend Section 6405 of, to amend the heading of Chapter 5.5 (commencing with Section 6400) of Division 3 of, to amend, repeal, and add Sections 6401, 6402, 6403, 6407, 6408, 6409, 6410, 6411, 6412, 6413, and 6415 of, to add and repeal Sections 6401.6, and 6412.1 of, and to repeal and add Section 6400 of, the Business and Professions Code, relating to legal document assistants.

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

SENATE BILL NO. 1939—An act to amend Section 340.15 of the Code of Civil Procedure, relating to limitations of 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 4, 1998

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

Senate Bill No. 1555

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

FIGUEROA, Chairwoman

SENATE BILL NO. 1555—An act to amend Section 779.14 of, and to add Sections 779.34 and 779.35 to, the Insurance Code, relating to insurance.

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

AUTHOR'S AMENDMENTS
Committee on Governmental Organization

June 4, 1998

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Senate Bill No. 27

Senate Bill No. 28

Senate Bill No. 957

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

BROWN, Chairwoman

SENATE BILL NO. 27—An act to add Section 19616.52 to 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.

SENATE BILL NO. 28—An act to amend Sections 19535, 19607, and 19607.1 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.

SENATE BILL NO. 957—An act to amend Section 25501 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 Appropriations

June 4, 1998

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

Senate Bill No. 117

Senate Bill No. 661

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

MIGDEN, Chairwoman

SENATE BILL NO. 117—An act to amend Sections 7500.1 and 7503.3 of the Business and Professions Code, to amend Section 22202 of the Financial Code, and to amend Sections 14602.6, 14607.6, and 23198 of the Vehicle Code, relating to collateral recovery.

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

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.

REPORTS OF STANDING COMMITTEES
Committee on Education

Date of Hearing: June 3, 1998

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 86

Senate Bill No. 2082

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.

Committee on Rules

Date of Hearing: June 4, 1998

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 157

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.

HERTZBERG, Chairman

Above resolution ordered on file.

MESSAGES FROM THE SENATE

Senate Chamber, June 4, 1998

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. 1656.

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

INTRODUCTION OF GUESTS

Assembly Member Bordonaro, of the 33rd Assembly District, introduced 8th grade students from Lillian Larsen School in San Miguel, who were accompanied by their teacher, Gary Shepard.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member House, the Assembly adjourned until 11 a.m., Monday, June 8, 1998, out of respect to the memory of Eugenia Lopez, on motion of Assembly Member Wayne; out of respect to the memory of Rose M. McKinney, on motion of Speaker pro Tempore Kuehl; out of respect to the memory of Gordon H. Lewis, on motion of Assembly Member Bowler; out of respect to the memory of Richard E. "Red" Darringer, on motion of Assembly Member Ackerman; out of respect to the memory of John B. Cella II and George David Hart, on motion of Assembly Member Shelley; out of respect to the memory of Kerman Lew, on motion of Assembly Members Aroner and Honda; out of respect to the memory of Elizabeth Kathryn Clark and Peter J. Setlich, on motion of Assembly Member Aguiar; out of respect to the memory of Professor Don Rusk, on motion of Assembly Member Baca; and out of respect to the memory of Paul Lee Bradford, on motion of Assembly Member Prenter.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 4, 1998

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

ACA	RN
38	9814524

SB	RN
12	9812581
27	9810534
28	9810444
117	9812611
610	9812439
627	9812502
661	9812591
957	9811151
1033	9812570
1098	9812630
1418	9812366
1443	9810241
1475	9812314
1498	9812619
1505	9811813
1522	9812572
1541	9812178
1555	9812367
1620	9812528
1622	9812546
1658	9812604
1661	9812483
1707	9812415
1707	9812663
1805	9812535
1860	9812498
1939	9812580
2031	9812565
2192	9812515

SCR	RN
86	9812501

Daily Total:	30
Cumulative Total:	5680

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, June 8, 1998

**TWO HUNDRED NINETEENTH SESSION DAY
FIVE 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.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, June 8, 1998

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 Brian Ebbert reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Thompson moved a quorum call of the Assembly. Motion carried. Time, 11:01 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—78:

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

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, You are eternal, without beginning; and have called all things into being from nothing. You dwell in light and have the heavens for Your throne and the earth for Your footstool. Heavenly Father, as we pray this morning we ask first for Your forgiveness, and further, Lord, we ask that You strengthen us with the Grace and inspiration of Your life-giving Holy Spirit, so that we may accomplish the tasks set before us this day to Your glory.—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 Bowler, seconded by Assembly Member Havice.

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 Granlund.

Because of illness: Assembly Member Wright.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

June 4, 1998

*Honorable Antonio R. Villaraigosa
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I am requesting permission to be dismissed from session on June 8 for legislative business. I will be giving a presentation to a city council in my district.

Thank you in advance for your prompt attention to this matter.

Sincerely,

BRETT GRANLUND, Assembly Member
Sixty-fifth District

COMMUNICATIONS

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

June 8, 1998

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Gil Cedillo to the Elections, Reapportionment and Constitutional Amendments Committee in place of Assemblymember Roderick Wright for today's hearing only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 8, 1998

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Lou Papan to the Water, Parks and Wildlife Committee in place of Assemblymember Martha Escutia for the hearing on Tuesday, June 9, 1998, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 8, 1998

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Kerry Mazzoni to the Public Safety Committee in place of Assemblymember Grace Napolitano for the hearing on Tuesday, June 9, 1998, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

REPORTS

The following reports were presented by the Chief Clerk:

**1998-99 Tax Expenditure Report
(Pursuant to Section 13305, Government Code)**

Above transmitted report, together with letter of transmittal from Craig L. Brown, Director, Department of Finance, Sacramento, dated June 3, 1998, referred by the Speaker to the Committee on Revenue and Taxation.

**Radiologic Health Branch
(Pursuant to Item 4260-001-0001 of
the Supplemental Report of the 1997 Budget Act)**

Above transmitted report, together with letter of transmittal from S. Kimberly Belshé, Director, Department of Health Services, Sacramento, dated May 27, 1998, referred by the Speaker to the Committee on Budget.

**Department of Fish and Game Annual Report to the Legislature on
the Use of Triploid Grass Carp
(Pursuant to Sections 6453 and 6459, Fish and Game Code)**

Above transmitted report, together with letter of transmittal from L. Ryan Broddrick, Chief Deputy Director, Department of Fish and Game, Sacramento, dated May 28, 1998, referred by the Speaker to the Committee on Water, Parks and Wildlife.

**Quarterly Report to the Governor and Legislature on
Pardon and Death Penalty Investigations
(Pursuant to Item 5440-001-0001 of
the Supplemental Report of the 1997 Budget Act)**

Above transmitted report, together with letter of transmittal from James W. Nielsen, Chairman, Board of Prison Terms, Sacramento, dated April 23, 1998, referred by the Speaker to the Committee on Budget.

**Third Quarterly Progress Report: Living Within California's
Annual Colorado River Apportionment
(Pursuant to Item 3460-001-0001 of
the Supplemental Report of the 1997 Budget Act)**

Above transmitted report, together with letter of transmittal from Gerald R. Zimmerman, Executive Director, Colorado River Board of California, Glendale, dated May 26, 1998, referred by the Speaker to the Committee on Budget.

**Implementation Issues Surrounding
The Child Welfare Services/Case Management System
(Pursuant to AB 107, Chapter 282, Statutes of 1997)**

Above transmitted report, together with letter of transmittal from Eloise Anderson, Director, Department of Social Services, Sacramento, referred by the Speaker to the Committee on Human Services.

**Long Term Care Integration Pilot Program
(Pursuant to Item 4260-001-0001, Provision 7 of
the Budget Act for 1997)**

Above transmitted report, together with letter of transmittal from S. Kimberly Belshé, Director, Department of Health Services, Sacramento, dated May 22, 1998, referred by the Speaker to the Committee on Budget.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Judiciary, on July 23, 1998;

Joint Committee on Headwaters Forest and Ecosystems Management Planning, on June 18, 1998, at 1:30 p.m.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 5, 1998

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

Assembly Bill No. 1211

And reports the same correctly enrolled, and presented to the Governor at 11 a.m., June 5, 1998.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, June 8, 1998

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

Assembly Constitutional Amendment No. 38

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, June 8, 1998

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

Assembly Concurrent Resolution No. 157

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

<i>Resolution No.</i>	<i>Committee</i>
165 -----	Rls.
166 -----	Rls.
167 -----	Rls.
168 -----	Rls.

Senate

<i>Bill No.</i>	<i>Committee</i>
933 -----	Hum S.
1382 -----	Health and Jud.
1398 -----	Health
1412 -----	Ed.
1431 -----	L. & E.
1433 -----	P.E.,R. & S.S.
1434 -----	Hum. S.
1450 -----	Pub. S.
1451 -----	Pub. S.
1466 -----	B. & F.
1481 -----	Ed.
1520 -----	Jud.
1525 -----	Hum. S.
1528 -----	P.E.,R. & S.S.
1535 -----	Pub. S.
1537 -----	Health
1551 -----	Ins.
1554 -----	B. & F.
1556 -----	Jud.
1559 -----	L. & E.
1613 -----	P.E.,R. & S.S.
1642 -----	Health

1647	-----	Ins.
1681	-----	Ed.
1683	-----	Ins.
1697	-----	Ed.
1700	-----	Pub. S.
1715	-----	Jud. and Pub. S.
1731	-----	Pub. S.
1737	-----	E.,R. & C.A.
1784	-----	W.,P. & W.
1787	-----	Higher Ed.
1816	-----	Health
1829	-----	Ed.
1878	-----	Pub. S.
1879	-----	P.E.,R. & S.S.
1886	-----	Trans.
1896	-----	Higher Ed.
1902	-----	Higher Ed.
1908	-----	Rev. & Tax.
1927	-----	Pub. S.
1930	-----	Health and C.P.,G.E. & E.D.
1944	-----	Jud.
1956	-----	W.,P. & W.
1959	-----	C.P.,G.E. & E.D.
1964	-----	Trans.
1970	-----	Pub. S.
1972	-----	Ed.
1980	-----	Health
1982	-----	Health and C.P.,G.E. & E.D.
1983	-----	Health
1984	-----	C.P.,G.E. & E.D.
1988	-----	H. & C.D.
2014	-----	E.S. & T.M.
2036	-----	G.O. and Trans.
2045	-----	Ed.
2049	-----	Pub. S.
2056	-----	Health
2058	-----	L. & E.
2075	-----	C.P.,G.E. & E.D.
2078	-----	G.O.
2101	-----	Ins.
2102	-----	C.P.,G.E. & E.D.
2126	-----	P.E.,R. & S.S.
2172	-----	E.S. & T.M.
2190	-----	L. & E.
2208	-----	Health
2224	-----	P.E.,R. & S.S.
2238	-----	C.P.,G.E. & E.D. and Health
2239	-----	C.P.,G.E. & E.D. and Health

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 8, 1998

Mr. Speaker: The Chair of your Committee on Judiciary reports:
Senate Bill No. 1410

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

ESCUTIA, Chairwoman

SENATE BILL NO. 1410—An act to amend Sections 15200.75 and 15200.81 of, and to repeal 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.

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 8, 1998

Mr. Speaker: The Chair of your Committee on Judiciary reports:
Senate Bill No. 1730

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

ESCUTIA, Chairwoman

SENATE BILL NO. 1730—An act to amend Sections 1950.5 and 1954.53 of, and to add Section 1942.6 to, the Civil Code, and to amend, add, and repeal Sections 12927 and 12955 of the Government Code, relating to housing.

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

AUTHOR'S AMENDMENTS
Committee on Local Government

June 8, 1998

Mr. Speaker: The Chair of your Committee on Local Government reports:
Senate Bill No. 549

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

SWEENEY, Chairman

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

AUTHOR'S AMENDMENTS
Committee on Consumer Protection, Governmental Efficiency and Economic Development

June 8, 1998

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 184

Senate Bill No. 1510

Senate Bill No. 289

Senate Bill No. 1836

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

DAVIS, Chairwoman

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

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.

SENATE BILL NO. 1510—An act to add and repeal Section 15347 of the Government Code, and to repeal Section 2 of Chapter 445 of the Statutes of 1993, relating to the California Defense Conversion Council.

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

SENATE BILL NO. 1836—An act to add Chapter 29 (commencing with Section 22930) to Division 8 of the Business and Professions Code, relating to donated 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 Rules

Date of Hearing: June 8, 1998

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 168

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.

HERTZBERG, Chairman

Above resolution ordered on file.

MESSAGES FROM THE SENATE

Senate Chamber, June 8, 1998

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. 190.

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

Senate Chamber, June 8, 1998

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

Assembly Bill No. 974

Assembly Bill No. 1044

Assembly Bill No. 1056

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 8, 1998

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

Assembly Concurrent Resolution No. 160

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

Above resolution ordered enrolled.

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 Rose B. Kelber, longtime resident of Ontario and community activist, survived by her husband and five children.

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 Dorothy Tresch, of Novato; and Richard Sangster, of Novato.

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 Karin Lynn Ramsey Woodard, of Hayward; Verna L. Anderson, of Hayward; and Levin E. Brodehl, of Hayward.

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 Wilda Patriquin, of Truro, Nova Scotia, Canada.

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 Kendall O'Connor, of Burbank.

SPECIAL RECOGNITION

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

ASSEMBLY BILL NO. 1418 RETURNED TO GOVERNOR

Assembly Member Ortiz was granted unanimous consent that Assembly Bill No. 1418 be enrolled and returned to the Governor.

REQUEST FOR PHOTOGRAPHER

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

Request for Unanimous Consent

Assembly Member Olberg introduced his daughter Linden Noell Olberg, and was granted unanimous consent that she be permitted to sit at his Desk during today's Floor session.

REQUEST FOR PHOTOGRAPHER

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

**ASSEMBLY CONCURRENT RESOLUTION NO. 168
REMOVED FROM CONSENT CALENDAR AND
TAKEN UP BY UNANIMOUS CONSENT**

Assembly Member Cardoza was granted unanimous consent that Assembly Concurrent Resolution No. 168 be removed from the Consent Calendar, and to take the resolution up at this time, without reference to file, for purpose of consideration.

ASSEMBLY CONCURRENT RESOLUTION NO. 168 (Cardoza)—Relative to June is Dairy Month.

Resolution read.

**Members Made Coauthors of
Assembly Concurrent Resolution No. 168**

Assembly Member Cardoza was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors to Assembly Concurrent Resolution No. 168.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Ackerman, Aguiar, Alby, Alquist, Aroner, Ashburn, Baca, Battin, Bordonaro, Bowen, Bowler, Bustamante, Campbell, Cardenas, Cedillo, Cunneen, Davis, Ducheny, Figueroa, Firestone, Frusetta, Goldsmith, Havice, Hertzberg, House, Kaloogian, Keeley, Kuehl, Kuykendall, Leach, Lempert, Leonard, Martinez, Mazzoni, McClintock, Migden, Miller, Morrissey, Murray, Olberg, Oller, Ortiz, Papan, Perata, Poochigian, Prenter, Pringle, Runner, Scott, Shelley, Strom-Martin, Sweeney, Takasugi, Thompson, Torlakson, Villaraigosa, Vincent, Washington, Wayne, Wildman, and Woods.

Request for Unanimous Consent

Assembly Member Cardoza was granted unanimous consent to take up Assembly Concurrent Resolution No. 168, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 168, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 168—Relative to June is Dairy Month.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Upon request of Assembly Member Shelley, Assembly Member Thomson was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 1100

June 8, 1998

*Honorable Antonio R. Villaraigosa
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Villaraigosa,

Assemblyman Don Perata and I are carrying AB 1100 which would create insurance parity between mental illnesses and other physical illnesses. Other states that have adopted mental illness parity legislation have found if medical services are managed that any additional costs are minimal.

I have included a provision in AB 1100 to allow disability insurers to “utilize case management, managed care, or utilization review.” It is my intent to allow insurers to use managed care techniques in providing cost-effective insurance for serious mental illnesses. While it is not my intent to include provider risk sharing such as capitation within the meaning of managed care, Section 3 of AB 1100 does permit disability insurers to contract with health care service plans which may share risk with providers.

Sincerely,

HELEN M. THOMSON, Assembly Member
Eighth District

ADJOURN IN MEMORY

Assembly Member Kaloogian was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Samuel W. Yorty, former Assembly Member, Congressman, and Mayor of Los Angeles.

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. 687, on request of Assembly Member Washington;

Senate Bill No. 305, on request of Assembly Member Thomson;

Senate Bill No. 867, on request of Assembly Member Aroner.

UNFINISHED BUSINESS**MOTION TO RECONSIDER ASSEMBLY BILL NO. 23 CONTINUED**

By unanimous consent, the motion to reconsider the vote on Assembly Bill No. 23 was continued until Thursday, June 11, 1998.

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

SENATE BILL NO. 625 (Rosenthal)—An act to add Sections 1367.20 and 1367.24 to the Health and Safety Code, relating to health care service plans.

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

Bill passed by the following vote:

AYES—70

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

NOES—2

Kaloogian McClintock

Bill ordered transmitted to the Senate.

SENATE BILL NO. 63 (Peace)—An act to amend Sections 12020, 12022, 12022.5, 12070, 12071, 12072, 12077, and 12078 of, and to amend, repeal, and add Sections 12275.5, 12276, 12276.5, 12280, 12285, 12286, and 12289 of, the Penal Code, relating to firearms.

Bill read third time.

Motion to Amend

Assembly Member Perata moved the adoption of amendments.

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

SENATE BILL NO. 30 (Kopp)—An act to add Section 5103 to the Revenue and Taxation Code, relating to taxation.

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

Bill passed by the following vote:

AYES—70

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	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	Havice	Morrow	Thomson
Bordonaro	Hertzberg	Murray	Torlakson
Bowen	Honda	Napolitano	Vincent
Bowler	House	Olberg	Washington
Brown	Kaloogian	Ortiz	Wayne
Bustamante	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Mr. Speaker
Cedillo	Leach	Poochigian	
Cunneen	Lempert	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1075 (Johnston)—An act to amend Sections 29759, 29760, 29761.5, 29762, 29763, 29763.5, 29764, 29767, 29770, 29771, 29772, and 29780 of, to add Section 29756.5 to, and to repeal Section 29729 of, the Public Resources Code, relating to the Sacramento-San Joaquin Delta.

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

Bill passed by the following vote:

AYES—72

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

NOES—None

Bill 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 FOR SPECIAL GUESTS

By unanimous consent, at 11:47 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Mazzoni introduced representatives of Loma Verde Elementary School, Henry C. Hall Middle School, Penngrove Elementary School, Bernard E. Eldredge Elementary School, Edna Maguire School, Old Mill Elementary School, and Glenwood Elementary School. Assembly Member Mazzoni commended the students of each of the schools for their dedication and commitment to academic achievement and presented a resolution to each school commending its selection as a "Distinguished School".

REASSEMBLED

At 11:49 a.m., the Assembly reconvened.

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

CONSIDERATION OF SENATE BILL NO. 867 WITHOUT REFERENCE TO FILE

Upon request of Assembly Member Shelley, Assembly Member Aroner was granted unanimous consent to take up Senate Bill No. 867, without reference to file, for purpose of amendment.

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

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.

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

SENATE BILL NO. 1505 (Lewis)—An act to amend Sections 2151, 13203, 13206, 13300, 13301, and 13302 of the Elections Code, as amended by Proposition 198 of the March 26, 1996, primary election, relating to elections, and calling a special election to be consolidated with the general election of November 3, 1998, to take effect immediately, as an act calling an election.

Bill read third time.

Motion to Amend

Assembly Member Leonard moved the adoption of amendments.

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

JOINT RULE 62(a) WAIVED

Assembly Member Shelley was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 933 for hearing in the Committee on Human Services.

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

SENATE BILL NO. 654 (Johnston)—An act to amend Section 12926 of the Government Code, relating to discrimination.

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

Bill passed by the following vote:

AYES—43

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

NOES—26

Ackerman	Campbell	Leach	Prenter
Aguiar	Cunneen	Leonard	Runner
Alby	Firestone	Miller	Takasugi
Ashburn	Frusetta	Morrow	Thompson
Baldwin	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Poochigian	

Bill ordered transmitted to the Senate.

VOTE ADDS

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

Assembly Concurrent Resolution No. 168, Coauthors: Ackerman, Alby, Aroner, Ashburn, Bordonaro, Brown, Bustamante, Cardoza, Goldsmith, House, Kaloogian, Martinez, Murray, Poochigian, Prenter, and Runner—Aye.

Senate Bill No. 625: Ackerman, Alby, Baca, Brown, House, Murray, Olberg, Prenter, and Runner—Aye; Kaloogian—No.

Senate Bill No. 30: Ackerman, Ashburn, Baca, Goldsmith, House, Kaloogian, Olberg, Prenter, and Runner—Aye.

Senate Bill No. 1075: Ackerman, House, Olberg, Prenter, and Runner—Aye.

Senate Bill No. 654: Ackerman and Runner—No.

MOTION TO ADJOURN

At 12:06 p.m., Assembly Member Washington moved that the Assembly do now adjourn.

Assembly Member Miller seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 12:07 p.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 169—Wayne and Machado.
Relative to Neighborhood Watch Month.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 8, 1998

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

Assembly Bill No. 1418

And reports the same correctly enrolled, and presented to the Governor at 12 m.,
June 8, 1998.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS

Committee on Local Government

June 8, 1998

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

Senate Bill No. 1032

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

SWEENEY, Chairman

SENATE BILL NO. 1032—An act to amend Section 41204.1 of the Education
Code, and to add Section 97.43 to the Revenue and Taxation 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.

AUTHOR'S AMENDMENTS

Committee on Housing and Community Development

June 8, 1998

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

Senate Bill No. 1987

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

TORLAKSON, Chairman

SENATE BILL NO. 1987—An act to amend Section 18603 of the Health and Safety
Code, relating to mobilehomes.

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

AUTHOR'S AMENDMENTS

Committee on Transportation

June 8, 1998

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

Senate Bill No. 1491

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

MURRAY, Chairman

SENATE BILL NO. 1491—An act to amend Sections 2802, 27900, 34501, 34507.5,
and 40000.15 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 Consumer Protection, Governmental Efficiency and Economic Development**

June 8, 1998

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1454

Senate Bill No. 1476

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

DAVIS, Chairwoman

SENATE BILL NO. 1454—An act to amend Sections 1786.2, 1786.10, 1786.12, 1786.16, 1786.18, 1786.20, 1786.24, 1786.26, 1786.30, 1786.40, and 1786.50 of, and to add Section 1786.11 to, the Civil Code, relating to investigative consumer reporting.

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

SENATE BILL NO. 1476—An act to amend Section 17539.5 of the Business and Professions Code, relating to sweepstakes solicitation.

Bill read second time; author's amendments, 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 8, 1998

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

Senate Bill No. 237

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

FIGUEROA, Chairwoman

SENATE BILL NO. 237—An act to amend Section 1765.1 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 Higher Education**

June 8, 1998

Mr. Speaker: The Chair of your Committee on Higher Education reports:

Senate Bill No. 1472

Senate Bill No. 1807

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

LEMPERT, Chairman

SENATE BILL NO. 1472—An act to amend Section 66720 of the Education Code, relating to higher 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. 1807—An act to add Section 66206 to the Education Code, relating to admissions criteria.

Bill read second time; author’s amendments, 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 8, 1998

Mr. Speaker: The Chair of your Committee on Natural Resources reports:
Senate Bill No. 1247

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

BOWEN, Chairwoman

SENATE BILL NO. 1247—An act to amend Section 40451 of, and to add Sections 39047.2 and 40471 to, the Health and Safety Code, relating to air pollution.

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

REPORTS OF STANDING COMMITTEES
Committee on Rules

Date of Hearing: June 8, 1998

Mr. Speaker: Your Committee on Rules reports:
Assembly Concurrent Resolution No. 162
Assembly Concurrent Resolution No. 167

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.

HERTZBERG, Chairman

Above resolutions ordered on file.

Date of Hearing: June 8, 1998

Mr. Speaker: Your Committee on Rules reports:
Senate Joint Resolution No. 41

With the recommendation: Be adopted.

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

HERTZBERG, Chairman

Above resolution ordered on file.

INTRODUCTION OF GUESTS

Assembly Member Havice, of the 56th Assembly District, introduced students from St. Timothy Luthern School, Lakewood.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Washington the Assembly adjourned until 7 a.m., Tuesday, June 9, 1998, out of respect to the memory of Dorothy Tresch and Richard Sangster, on motion of Assembly Member Mazzoni; out of respect to the memory of Karin Lynn Ramsey Woodard, Verna L. Anderson, and Levin E. Brodehl, on motion of Assembly Member Sweeney; out of respect to the memory of Rose B. Kelber, on motion of Assembly Member Aguiar; out of respect to the memory of Samuel W. Yorty, on motion of Assembly Member Kaloogian; out of respect to the memory of Wilda Patriquin, on motion of Assembly Member Pringle; and out of respect to the memory of Kendall O'Connor, on motion of Assembly Member Wildman.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JUNE 8, 1998**

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

SB	RN
63	9812557
184	9808360
237	9812708
289	9810130
549	9812633
867	9812127
1032	9811711
1247	9812433
1410	9812714
1454	9811825
1472	9812461
1476	9812609
1491	9812768
1505	9812786
1510	9811663
1836	9812660
1730	9812596
1807	9812711
1987	9812745
Daily Total:	19
Cumulative Total:	5699

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, June 9, 1998

**TWO HUNDRED TWENTIETH SESSION DAY
FIVE HUNDRED FIFTY-FIFTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, June 9, 1998

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—75:

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

Quorum present.

At 11:10 a.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 Members were granted leaves of absence for the day:

On legislative business: Assembly Members Miller and Napolitano.

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

Because of illness: Assembly Members Gallegos and Wright.

EXPLANATIONS OF ABSENCE

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

June 8, 1998

*Speaker Antonio Villaraigosa
State Capitol, Room 219
Sacramento, California*

Dear Honorable Villaraigosa: Please excuse me from check-in session on Tuesday, June 9, 1998 and Wednesday, June 10, 1998. I will be in my district on legislative business.

Thank you for your consideration of this request. Please do not hesitate to contact my office if you have any questions.

Sincerely,

GARY G. MILLER, Assembly Member
Sixtieth District

June 8, 1998

*The Honorable Antonio Villaraigosa
Speaker of the Assembly
State Capitol
Sacramento, California*

Dear Mr. Speaker: I respectfully request to be excused from Assembly Floor Session on June 9, 1998 to attend the "How To Do Business with the United Nations": Seminar on Multilateral Procurement, of which The International Trade and Development Committee is one of the organizers and I am delivering the welcoming remarks.

Warmest regards,

GRACE F. NAPOLITANO, Assembly Member
Fifty-eighth District

COMMUNICATIONS

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

June 8, 1998

*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 Section 77650 (Created by: Chapter 850 of 1997, AB 233—Escutia and Pringle), I have named Mr. Wylie A. Aitken to serve as the Representative of the State Bar or an associated attorney organization on the Task Force on Court Facilities.

The effective date of the appointment is June 8, 1998, and this is a pleasure appointment.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 8, 1998

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

Dear Mr. Wilson: Please be advised that pursuant to Unemployment Insurance Code, Section 10202 (Chapter 1074 of 1982); (amended by: Chapter 449 of 1985, SB 155—Seymour); (amended by Chapter 926 of 1989, AB 28—Johnston); (amended by: Chapter 1080 of 1993, SB 96—Johnston), I have reappointed Ms. Patricia Williams to serve on the Employment Training Panel.

The effective date of the appointment is June 8, 1998, and this is a term appointment.

Ms. Williams will continue serving the term that has been vacant since January 1, 1997, therefore making the term ending date January 1, 1999.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 8, 1998

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

Dear Dotson: Please be advised that I have appointed Assemblymember Susan Davis to the Water, Parks and Wildlife Committee in place of Assemblymember Denise Ducheny for the hearing on Tuesday, June 9, 1998, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 9, 1998

*E. Dotson Wilson
Chief Clerk
State Capitol
Sacramento, California*

Dear Dotson: Please be advised that I have made the following changes on Health Committee for today's hearing only:

Appointed Assemblymember Kevin Shelley in place of Assemblymember Martin Gallegos.

Appointed Assemblymember Valerie Brown to serve as Chairperson.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

REPORTS

The following reports were presented by the Chief Clerk:

**May 1998 Unemployment Insurance (UI) Fund Forecast
(Pursuant to Section 995, Unemployment Insurance Code)**

Above transmitted report, together with letter of transmittal from Ray Remy, Director, Employment Development Department, Health and Welfare Agency, Sacramento, dated June 8, 1998, referred by the Speaker to the Committee on Insurance.

**Report of the California Managed Health Care
Improvement Task Force
(Pursuant to AB 2343, Chapter 815, Statutes of 1996)**

Above transmitted report, together with letter of transmittal from Alain C. Enthoven, Ph.D., Chairman, Managed Health Care Improvement Task Force, Sacramento, dated May 21, 1998, referred by the Speaker to the Committee on Health.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 9, 1998

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

Assembly Concurrent Resolution No. 162

Assembly Concurrent Resolution No. 167

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions ordered to the Consent Calendar.

Assembly Chamber, June 9, 1998

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

Assembly Concurrent Resolution No. 160

And reports the same correctly enrolled, and presented to the Secretary of State on the 9th day of June, 1998, at 2:15 p.m.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS

Committee on Rules

June 9, 1998

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

Senate Joint Resolution No. 38

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

HERTZBERG, Chairman

SENATE JOINT RESOLUTION NO. 38—Relative to Lyme disease.

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 Revenue and Taxation

June 9, 1998

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

Senate Bill No. 956

Senate Bill No. 2231

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

KNOX, Chairman

SENATE BILL NO. 956—An act 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. 2231—An act to amend Section 25174.6 of the Health and Safety Code, and to amend Sections 41052.1, 43452, 43522, 50157, 60501, and 60503 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 Education

June 9, 1998

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

Senate Bill No. 896

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

MAZZONI, Chairwoman

SENATE BILL NO. 896—An act to amend Sections 49464, 51210, 51220, 51222, and 51223 of, and to add Article 5.5 (commencing with Section 55) to Chapter 1 of Part 1 of, the Education Code, relating to physical 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 9, 1998

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

Senate Bill No. 224

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

MAZZONI, Chairwoman

SENATE BILL NO. 224—An act to amend Sections 41365 and 47612 of the Education Code, relating to charter schools.

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

AUTHOR'S AMENDMENTS
Committee on Local Government

June 9, 1998

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

Senate Bill No. 139

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

SWEENEY, Chairman

SENATE BILL NO. 139—An act to amend Sections 54954.5 and 54956.8, and 54957.6 of the Government Code, relating to public 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 Water, Parks and Wildlife

June 9, 1998

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 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 Insurance

June 9, 1998

Mr. Speaker: The Chair of your Committee on Insurance reports:
Senate Bill No. 678
Senate Bill No. 1817

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

FIGUEROA, Chairwoman

SENATE BILL NO. 678—An act to amend Section 703 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. 1817—An act to amend Section 3368 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 Safety

June 9, 1998

Mr. Speaker: The Chair of your Committee on Public Safety reports:
Senate Bill No. 1500
Senate Bill No. 1794

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

PERATA, Chairman

SENATE BILL NO. 1500—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; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1794—An act to add Section 666.7 to the Penal Code, relating to sentencing.

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

AUTHOR'S AMENDMENTS
Committee on Public Safety

June 9, 1998

Mr. Speaker: The Chair of your Committee on Public Safety reports:
Senate Bill No. 1682

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

PERATA, Chairman

SENATE BILL NO. 1682—An act to amend Section 1109 of the Evidence Code, to amend Section 6380 of the Family Code, and to amend Section 1203.097 of the Penal Code, relating to domestic violence.

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

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 9, 1998

Mr. Speaker: The Chair of your Committee on Judiciary reports:
Senate Bill No. 1401

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

ESCUZIA, Chairwoman

SENATE BILL NO. 1401—An act to add Chapter 2 (commencing with Section 1798.80) to Title 1.8 of Part 4 of the Civil Code, relating to personal information.

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

REPORTS OF STANDING COMMITTEES
Committee on Education

Date of Hearing: June 3, 1998

Mr. Speaker: Your Committee on Education reports:
Senate Bill No. 2053

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

MAZZONI, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 3, 1998

Mr. Speaker: Your Committee on Education reports:
Senate Bill No. 409

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 Natural Resources

Date of Hearing: June 8, 1998

Mr. Speaker: Your Committee on Natural Resources reports:
Senate Bill No. 1664
Senate Bill No. 1762

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 Water, Parks and Wildlife

Date of Hearing: June 9, 1998

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

Senate Bill No. 2201

With the recommendation: Do pass.

MACHADO, Chairman

Above bill ordered to second reading.

Date of Hearing: June 9, 1998

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

Senate Bill No. 1392

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.

MACHADO, Chairman

Above bill ordered to second reading.

Date of Hearing: June 9, 1998

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

Senate Bill No. 2213

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 9, 1998

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

Senate Bill No. 1475

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.

Committee on Public Safety

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1844

Senate Bill No. 2074

Senate Bill No. 2202

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

PERATA, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1470

Senate Bill No. 1558

With the recommendation: Do pass.

PERATA, Chairman

Above bills ordered to second reading.

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1420

Senate Bill No. 1549

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.

PERATA, Chairman

Above bills ordered to second reading.

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 334

Senate Bill No. 1229

Senate Bill No. 1417

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

PERATA, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Judiciary

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 1098

Senate Bill No. 2192

With the recommendation: Do pass, and be re-referred to the Committee on Labor and Employment.

ESCUTIA, Chairwoman

Above bills re-referred to the Committee on Labor and Employment.

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 1608

With the recommendation: Do pass, and be re-referred to the Committee on Public Safety with recommendation: To Consent Calendar.

ESCUTIA, Chairwoman

Above bill re-referred to the Committee on Public Safety.

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 177

Senate Bill No. 1487

Senate Bill No. 1511

With the recommendation: Do pass.

ESCUTIA, Chairwoman

Above bills ordered to second reading.

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 1620

Senate Bill No. 1939

Senate Bill No. 1841

Senate Bill No. 2091

Senate Bill No. 1865

Senate Bill No. 2100

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.

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 1792

Senate Bill No. 2176

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

ESCUZIA, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Concurrent Resolution No. 65

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

ESCUZIA, Chairwoman

Above resolution re-referred to the Committee on Appropriations.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Assembly Water, Parks and Wildlife and Senate Agriculture and Water Resources, to convene jointly on June 22, 1998, at 3 p.m.;

Higher Education, on June 15, 1998, upon adjournment of Floor session, in Room 447;

Consumer Protection, Governmental Efficiency and Economic Development and Education, on June 23, 1998, at 9 a.m., in Room 447;

Judiciary and Legislative Audit Committee, on June 24, 1998, at 8:30 a.m.;

Elections, Reapportionment and Constitutional Amendments, on June 15, 1998, at 3 p.m., in Room 127;

Human Services, on June 17, 1998.

ADJOURNMENT

At 4:35 p.m., the Assembly adjourned until 7 a.m., Wednesday, June 10, 1998.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JUNE 9, 1998**

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

SB	RN
139	9812658
224	9811898
678	9812719
896	9812525
956	9812646
1336	9812703
1401	9810662
1500	9810724
1682	9812843
1794	9811392
1817	9810955
2231	9812170

SJR	RN
38	9812324

Daily Total:	13
Cumulative Total:	5712

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, June 10, 1998

**TWO HUNDRED TWENTY-FIRST SESSION DAY
FIVE HUNDRED FIFTY-SIXTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, June 10, 1998

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—72:

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

Quorum present.

At 2:10 p.m., Hon. Bill Campbell, 71st 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 Brown, Cunneen, and Miller.

On personal business, and waiving per diem: Assembly Members Firestone and Napolitano.

Because of illness: Assembly Members Gallegos and Wright.

Because of a family emergency: Assembly Member Perata.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

June 9, 1998

*The Honorable Antonio Villaraigosa
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 Wednesday, June 10, 1998, for legislative business.

Should you have any questions concerning the above, please call my Chief of Staff, John Latimer, at extension 2007.

Sincerely,

VALERIE K. BROWN, Assembly Member
Seventh District

June 9, 1998

*The Honorable Antonio Villaraigosa
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I respectfully request to be excused from Check-in Session, Wednesday, June 10, due to legislative business in my district. Thank you for your consideration of this request.

Sincerely,

JIM CUNNEEN, Assembly Member
Twenty-fourth District

(NOTE: For letter explaining the absence of Assembly Member Miller on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for June 9, 1998.)

COMMUNICATIONS

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

June 10, 1998

*E. Dotson Wilson
Chief Clerk
State Capitol
Sacramento, California*

Dear Dotson: Please be advised that I have made the following changes on Local Government Committee for today's hearing only:

Appointed Assemblymember Edward Vincent in place of Assemblymember Grace Napolitano.

Appointed Assemblymember Kevin Shelley in place of Assemblymember Don Perata.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

REPORTS

The following report was presented by the Chief Clerk:

**Hazardous Waste Fee Collections
January 1, 1998 to March 31, 1998
(Pursuant to Section 25178.1, Health and Safety Code)**

Above transmitted report, together with letter of transmittal from E.L. Sorensen, Jr., Executive Director, State Board of Equalization, Sacramento, dated June 4, 1998, referred by the Speaker to the Committee on Revenue and Taxation.

**AUTHOR'S AMENDMENTS
Committee on Education**

June 10, 1998

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

Senate Bill No. 2023

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

MAZZONI, Chairwoman

SENATE BILL NO. 2023—An act to add Section 42124.5 to the Education Code, relating to school finance.

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

**AUTHOR'S AMENDMENTS
Committee on Health**

June 10, 1998

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

Senate Bill No. 1800

Senate Bill No. 2015

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

GALLEGOS, Chairman

SENATE BILL NO. 1800—An act to amend Sections 124975 and 124980 of, and to amend and renumber Section 125005 of, the Health and Safety Code, relating to hereditary disorders, 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. 2015—An act relating to substance 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 Human Services**

June 10, 1998

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

Senate Bill No. 933

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

ARONER, Chairwoman

SENATE BILL NO. 933—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 Consumer Protection, Governmental Efficiency and Economic Development

June 10, 1998

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1360

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

DAVIS, Chairwoman

SENATE BILL NO. 1360—An act to amend Sections 7025, 7100, and 7100.1 of the Health and Safety Code, and to amend Section 7600.6 of the Probate Code, relating to human remains.

Bill read second time; author's amendments, 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 10, 1998

Mr. Speaker: The Chair of your Committee on Labor and Employment reports:

Senate Bill No. 1560

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

FLOYD, Chairman

SENATE BILL NO. 1560—An act to amend Section 10201 of the Unemployment Insurance Code, relating to the Employment Training Panel.

Bill read second time; author's amendments, 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 10, 1998

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

Senate Bill No. 1686

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

MAZZONI, Chairwoman

SENATE BILL NO. 1686—An act to amend Sections 33590, 33595, 33596, 56031, 56032, 56301, 56345, 56381, 56506, and 56507 of, to amend and renumber Section 56364.5, as added by Chapter 854 of the Statutes of 1997, of, to add Sections 56041.5, 56341.5, and 56342.5 to, to repeal Section 33594 of, to repeal and amend Sections 56001 and 56026 of, and to repeal and add Section 56345.1 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 Environmental Safety and Toxic Materials**

June 10, 1998

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

Senate Bill No. 2170

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

WAYNE, Chairman

SENATE BILL NO. 2170—An act to amend Sections 25318.5 and 25323 of, and to repeal Sections 25313.5, 25317.5, 25318, and 25326.6 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.

AUTHOR'S AMENDMENTS**Committee on Appropriations**

June 10, 1998

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

Senate Bill No. 2

Senate Bill No. 1176

Senate Bill No. 1475

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

MIGDEN, Chairwoman

SENATE BILL NO. 2—An act to add Chapter 1.692 (commencing with Section 5096.300) to Division 5 of the Public Resources Code, relating to financing a program for the acquisition, development, improvement, rehabilitation, restoration, enhancement, and protection of park, recreational, cultural, historical, fish and wildlife, lake, riparian, reservoir, delta, and coastal resources, 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.

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

SENATE BILL NO. 1475—An act to amend Sections 8496 and 8837 of the Fish and Game Code, and to amend Section 6217.1 of the Public Resources Code, relating to fish.

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

AUTHOR'S AMENDMENTS**Committee on Agriculture**

June 10, 1998

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

Senate Bill No. 1738

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

CARDOZA, Chairman

SENATE BILL NO. 1738—An act to amend Section 19227 of, and to amend and repeal Section 19315 of, the Food and Agricultural Code, relating to licensed renderers, 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 10, 1998

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

Senate Bill No. 1418

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

ESCUTIA, Chairwoman

SENATE BILL NO. 1418—An act to amend Section 6405 of, to amend the heading of Chapter 5.5 (commencing with Section 6400) of Division 3 of, to amend, repeal, and add Sections 6401, 6402, 6403, 6407, 6408, 6409, 6410, 6411, 6412, 6413, and 6415 of, to add and repeal Sections 6401.6, 6402.1, and 6412.1 of, and to repeal and add Section 6400 of, the Business and Professions Code, relating to legal document assistants.

Bill read second time; author’s amendments, 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 10, 1998

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.

KNOX, Chairman

SENATE BILL NO. 781—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 Human Services**

June 10, 1998

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

Senate Bill No. 831

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

ARONER, Chairwoman

SENATE BILL NO. 831—An act to amend Sections 8353, 8354, 8355, and 8358 of the Education 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 Elections, Reapportionment and Constitutional Amendments**

June 3, 1998

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. 2722

VINCENT, Chairman

Above bill ordered filed with the Chief Clerk.

Committee on Health

May 28, 1998

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

Assembly Bill No. 1758

GALLEGOS, Chairman

Above bill ordered filed with the Chief Clerk.

Committee on Labor and Employment

June 3, 1998

Mr. Speaker: Your Committee on Labor and Employment reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 1842

Assembly Bill No. 2378

FLOYD, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Elections, Reapportionment and Constitutional Amendments

June 3, 1998

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. 2159

VINCENT, Chairman

Above bill ordered filed with the Chief Clerk.

Committee on Housing and Community Development

May 27, 1998

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

Assembly Bill No. 2089

TORLAKSON, Chairman

Above bill ordered filed with the Chief Clerk.

May 27, 1998

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

Assembly Bill No. 1677

TORLAKSON, Chairman

Above bill ordered filed with the Chief Clerk.

Committee on Natural Resources

Date of Hearing: June 8, 1998

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 1182

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

BOWEN, Chairwoman

Above bill ordered to second reading.

Committee on Environmental Safety and Toxic Materials

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:
Senate Bill No. 2240

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

WAYNE, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Human Services

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Human Services reports:
Senate Bill No. 1522
Senate Bill No. 1542

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

ARONER, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Committee on Health

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Health reports:
Senate Bill No. 1385
Senate Bill No. 1443

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 9, 1998

Mr. Speaker: Your Committee on Health reports:
Senate Bill No. 34
Senate Bill No. 267
Senate Bill No. 274

Senate Bill No. 473
Senate Bill No. 1548
Senate Bill No. 1658

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 9, 1998

Mr. Speaker: Your Committee on Health reports:
Senate Bill No. 1403

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

GALLEGOS, Chairman

Above bill ordered to second reading.

Committee on Human Services

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Human Services reports:
Senate Bill No. 2031

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

ARONER, Chairwoman

Above bill ordered to second reading.

Committee on Natural Resources

Date of Hearing: June 8, 1998

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 676

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.

**CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS**

SENATE BILL NO. 2053—An act to amend Section 52740 of the Education Code, relating to educational materials.

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. 409—An act to add Chapter 4.5 (commencing with Section 18800) to Part 11 of the Education Code, relating to libraries.

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. 2201—An act to amend, repeal, and add Section 115825 of, and to add and repeal Section 115840.5 of, the Health and Safety Code, relating to public health.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1392—An act to amend Section 6592 of the Fish and Game Code, relating to fish.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1470—An act to amend Section 836 of the Penal Code, relating to criminal procedure.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1558—An act to amend Section 1382 of the Penal Code, relating to criminal procedure.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1420—An act to amend Sections 9000 and 9009 of the Penal Code, relating to electronic monitoring.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1549—An act to amend Section 4024.2 of the Penal Code, relating to work release.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 177—An act to amend the heading of Article 3 (commencing with Section 1550) of Chapter 2 of Division 11 of, to add Sections 1552 and 1553 to, to add Article 1 (commencing with Section 1520) to Chapter 2 of Division 11 of, and to repeal Article 1 (commencing with Section 1500) of Chapter 2 of Division 11 of, the Evidence Code, and to amend Section 1417.7 of, and to repeal and add Section 872.5 of, the Penal Code, relating to proof of the content of a writing.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1487—An act to amend Sections 2628, 2942, and 7666 of the Probate Code, relating to estates.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1511—An act to amend Section 128.6 of, and to amend and repeal Section 128.7 of, the Code of Civil Procedure, relating to civil procedure.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1620—An act to amend Section 3482.1 of the Civil Code, relating to nuisance, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1841—An act to amend Section 883 of the Code of Civil Procedure, and to amend Sections 2401.5, 8480, 9602, and 16441 of the Probate Code, relating to liability.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1865—An act to amend Section 1624 of the Civil Code, and to amend Sections 1206 and 2201 of the Commercial Code, relating to contracts.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1939—An act to amend Section 340.15 of the Code of Civil Procedure, relating to limitation of actions.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2091—An act to amend Section 361.5 of the Welfare and Institutions Code, relating to dependent children.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2100—An act to add Section 929 to the Penal Code, relating to grand jury reports.

Bill read second time, and ordered to Consent Calendar.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Assembly Select Committee on Aerospace and the Senate Committee on Economic Development, on June 17, 1998, at 3:30 p.m., in Room 127;

Local Government, on June 17, 1998, at 1:30 p.m., in Room 444 and on July 1, 1998, at 1:30 p.m., in Room, 444.

ADJOURNMENT

At 5:52 p.m., the Assembly adjourned until 8:30 a.m., Thursday, June 11, 1998.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JUNE 10, 1998**

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

SB	RN
2	9812313
409	9812644
781	9813067
831	9812706
933	9812917
1176	9812756
1360	9812960
1418	9812991
1475	9812765
1560	9812529
1686	9812676
1738	9812763
1800	9812678
2015	9812748
2023	9812916
2053	9812647
2170	9812784
Daily Total:	17
MCumulative Total:	5729

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, June 11, 1998

**TWO HUNDRED TWENTY-SECOND SESSION DAY
FIVE HUNDRED FIFTY-SEVENTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, June 11, 1998

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 Firestone moved a quorum call of the Assembly. Motion carried. Time, 8:31 a.m.

CAUCUS ANNOUNCEMENTS

At 8:35 a.m., Assembly Member Aguiar announced that the Republican Caucus would meet in the Tom Bane Rules Committee Room.

At 8:55 a.m., Speaker pro Tempore Kuehl announced that the Democratic Caucus would meet in the Assembly Lounge.

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—77:

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

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Assembly Member Tom Woods, of the Second Assembly District:

Our Most Heavenly Lord God, Omniscient, Omnipresent, You are worshipped and glorified at all times and at every hour, in Heaven and on earth. You love the righteous and have mercy on sinners. Heavenly Father, receive our prayer at this hour and guide our life toward Your commandments. Sanctify our souls, correct our thoughts, purify our intentions, and deliver us from every sorrow, evil and pain. For You are long-suffering and most compassionate and we praise Your name forever.—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 Baca, seconded by Assembly Member Thompson.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

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

Because of illness: Assembly Members Gallegos and Wright.

COMMUNICATIONS

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

June 10, 1998

E. Dotson Wilson
Chief Clerk

State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Kerry Mazzoni to the Governmental Organization Committee in place of Assemblymember Roderick Wright for the hearing on Monday, June 15, 1998, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 11, 1998

E. Dotson Wilson
Chief Clerk

State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Carl Washington to the Human Services Committee in place of Assemblymember Roderick Wright for the month of June.

Sincerely,

ANTONIO R. VILLARAIGOSA
 Speaker of the Assembly

June 11, 1998

E. Dotson Wilson
Chief Clerk

State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Kevin Shelley to the Revenue and Taxation Committee in place of Assemblymember Roderick Wright for the hearing on Monday, June 15, 1998, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
 Speaker of the Assembly

June 11, 1998

E. Dotson Wilson
Chief Clerk

State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Gil Cedillo to the Elections, Reapportionment and Constitutional Amendments Committee in place of Assemblymember Roderick Wright for Monday, June 15, 1998 hearing, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
 Speaker of the Assembly

The following qualified initiative was received by the Chief Clerk from:

Bill Jones, Secretary of State, dated May 27, 1998, transmitting a copy of the following qualified initiative entitled:

**Tribal-State Gaming Compacts. Tribal Casinos.
 Initiative Statute.**

Referred pursuant to Elections Code, Section 9034, to the Committees on Governmental Organization and Elections, Reapportionment and Constitutional Amendments.

REFERENCE OF BILLS TO COMMITTEE

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

Assembly Concurrent

<i>Resolution No.</i>	<i>Committee</i>
169 -----	Rls.

Senate

<i>Bill No.</i>	<i>Committee</i>
1365 -----	P.E.,R. & S.S.
1393 -----	Health
1406 -----	Ins.
1407 -----	Pub. S.
1415 -----	W.,P. & W.
1416 -----	P.E.,R. & S.S.
1446 -----	W.,P. & W.
1448 -----	Ed.
1461 -----	Agri.
1467 -----	Ed.
1482 -----	Jud.
1483 -----	Hum. S.
1485 -----	Pub. S.
1492 -----	Health
1496 -----	Rev. & Tax.
1497 -----	Pub. S.
1513 -----	G.O.
1521 -----	Jud.
1530 -----	Ins.
1536 -----	Jud.
1546 -----	W.,P. & W.
1562 -----	L. & E.
1607 -----	Health
1628 -----	Health
1629 -----	Ed.
1630 -----	Hum. S.
1635 -----	W.,P. & W.
1639 -----	Pub. S.
1645 -----	C.P.,G.E. & E.D. and Nat. Res.
1666 -----	Higher Ed.
1668 -----	Pub. S.
1691 -----	Pub. S.
1692 -----	G.O.
1694 -----	Health
1702 -----	Health and Jud.
1712 -----	Nat. Res.
1724 -----	Hum. S. and Health
1733 -----	Ed.
1740 -----	Higher Ed.
1751 -----	Ed.
1756 -----	Ed.
1775 -----	C.P.,G.E. & E.D. and B. & F.
1791 -----	Hum. S.
1799 -----	Pub. S.
1818 -----	G.O.

1823	-----	Hum. S.
1824	-----	E.S. & T.M.
1825	-----	Jud.
1832	-----	Ed.
1839	-----	Health
1848	-----	Higher Ed.
1852	-----	E.S. & T.M.
1854	-----	W.,P. & W. and E.S. & T.M.
1887	-----	Health
1897	-----	Hum. S.
1900	-----	Pub. S.
1901	-----	Jud. and Hum. S.
1909	-----	Ins.
1913	-----	Pub. S.
1933	-----	Ins.
1941	-----	Nat. Res.
1947	-----	Jud.
1950	-----	H. & C.D.
1966	-----	W.,P. & W. and Nat. Res.
1968	-----	L. & E.
1973	-----	Health
1976	-----	Pub. S.
1979	-----	E.,R. & C.A.
1981	-----	Health
1991	-----	Pub. S.
1997	-----	Rev. & Tax.
2016	-----	Pub. S.
2020	-----	Ins.
2022	-----	L. Gov.
2042	-----	Ed.
2047	-----	P.E.,R. & S.S.
2048	-----	Pub. S.
2055	-----	Pub. S.
2064	-----	Higher Ed.
2070	-----	Health
2080	-----	W.,P. & W. and Rev. & Tax.
2081	-----	Pub. S.
2085	-----	P.E.,R. & S.S.
2092	-----	Health
2115	-----	Jud.
2116	-----	Pub. S.
2120	-----	E.,R. & C.A.
2138	-----	Ed.
2143	-----	Pub. S.
2145	-----	Jud.
2147	-----	Pub. S.
2159	-----	Ed.
2177	-----	Hum. S.
2180	-----	Hum. S.
2187	-----	Pub. S.
2188	-----	Hum. S.
2200	-----	Ed.
2222	-----	Health and Jud.

*Senate Concurrent
Resolution No.*

Committee

64	-----	Rls.
80	-----	Trans.
82	-----	Rls.

MESSAGES FROM THE SENATE

Senate Chamber, June 11, 1998

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

Senate Bill No. 432
Senate Bill No. 625

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

Senate Chamber, June 11, 1998

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

Assembly Bill No. 1694
Assembly Bill No. 1874
Assembly Bill No. 1898

Assembly Bill No. 2038
Assembly Bill No. 2240

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

Above bills ordered enrolled.

Senate Chamber, June 11, 1998

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

Assembly Joint Resolution No. 61

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

Above resolution ordered enrolled.

Senate Chamber, June 11, 1998

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

Assembly Bill No. 1100

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 11, 1998

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

Assembly Concurrent Resolution No. 168

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.

June 11, 1998

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

Dear Dotson: The Senate this day rescinded the action whereby it refused to concur in Assembly amendments to SB 190. 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 Aroner was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Debutante "Debi" Burnett Coln, of Richmond.

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 Edward J. Dennis, 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 Muriel R. Coady, of Davis; Brigitte Hirschfeld Bodenheimer, of Davis; Daniel Isaac Axelrod, Ph.D, Professor Emeritus, UCD, of Davis; and Reverend Norman Schnaible, of Woodland.

**At 10:45 a.m., Assistant Speaker pro Tempore Joe Baca,
 62nd District, presiding**

REQUEST FOR PHOTOGRAPHER

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

RECESS FOR SPECIAL GUESTS

By unanimous consent, at 10:46 a.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 whereupon she presented a resolution commending them for winning the U.S. Academic Decathlon:

Taimur Baig, Michael Beatty, Steve Chae, Nancy Fu, Bruce Ngo, Elana Pelman, Carina Yuen, and Adi Zarchi.

The students were accompanied by coaches Mark Johnson, David Roberson, and Rebecca Gessert; Assistant Principal Penny Gwin; Judy Combs, Executive Director of the California Academic Decathlon; and John Schade and Chuck Smithers, of the California Lottery Commission (sponsors of the California Academic Decathlon).

REASSEMBLED

At 10:47 a.m., the Assembly reconvened.

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

RE-REFERENCE OF BILLS

Assembly Member Shelley was granted unanimous consent that Senate Bill No. 2223 be re-referred from the Committee on Higher Education to the Committee on Health.

VOTE ADDS PERMITTED BY UNANIMOUS CONSENT

Assembly Member Shelley was granted unanimous consent that the Budget conferees, Assembly Members Ducheny, Migden, and Runner, be permitted to add their votes to roll call votes taken on any session day while they are attending the Budget Conference Committee on Assembly Bill No. 1656, and that their votes not be recorded separately in that day's Journal.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Upon request of Assembly Member Shelley, Assembly Member Bowen was granted unanimous consent that the following statement of clarification be printed in the Journal:

Senate Bill No. 1182

June 8, 1998

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

Dear Dotson: We are writing to clarify amendments to Senate Bill 1182 (Costa) taken today in the Assembly Natural Resources Committee.

As presented to the Committee, SB 1182 established within the Williamson Act a "farmland security zone" contract and exempted the conversion of a Williamson Act contract to a farmland security zone contract from review under the California Environmental Quality Act (CEQA).

We agree that the conversion of a Williamson Act contract to a farmland security zone contract is not likely to have a significant adverse effect on the environment. However, a categorical exemption currently exists within CEQA's regulatory guidelines for "the making and renewing of open space contracts under the Williamson Act" (CCR Title 14, Chapter 3, Section 15317).

We believe it is clear that this existing categorical exemption includes the process established by 1182. As a result, we concluded that it was unnecessary and potentially confusing to establish a duplicate exemption in statute and elected to remove those sections from the bill.

If any question arises as to CEQA's applicability to making or renewing farmland security zone contracts pursuant to SB 1182, we suggest that it be addressed by a minor revision of the existing CEQA guideline.

Sincerely,

DEBRA BOWEN, Chairwoman
Assembly Natural Resources Committee

JIM COSTA, Senator
Sixteenth District

ACTION RESCINDED ON SENATE BILL NO. 1089

Assembly Member Kuehl was granted unanimous consent to rescind the action whereby the Assembly, on April 30, 1998 (Assembly Journal, page 6529), adopted the urgency clause and passed Senate Bill No. 1089, and whereby the bill was ordered transmitted to the Senate.

Consideration of Senate Bill No. 1089 Without Reference to File

Upon request of Assembly Member Shelley, Assembly Member Kuehl was granted unanimous consent to take up Senate Bill No. 1089, without reference to file, for purpose of amendment.

SENATE BILL NO. 1089 (Lockyer)—An act to add Section 11380.5 to the Health and Safety Code, relating to controlled substances, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Kuehl moved the adoption of amendments.

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

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 CHP Officer Chris Lydon, of El Cajon.

ADJOURN IN MEMORY**Moment of Silence**

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 Emil Roberti, of Los Angeles, and that the Assembly observe a moment of silence in his honor.

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. 2053, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 1182—An act to amend Sections 16140, 16141, 16142, and 16146 of, to add Sections 56375.4 and 56375.45 to, and to add Article 7 (commencing with Section 51296) to Chapter 7 of Part 7 of Division 1 of Title 5 of, the Government Code, to add Section 21080.34 to the Public Resources Code, to amend Section 426 of, and to add Section 423.4 to, the Revenue and Taxation Code, relating to agricultural land.

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. 1403—An act to amend Section 27491.47 of the Government Code, and to amend Section 7151.5 of the Health and Safety Code, relating to anatomical gifts.

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. 676—An act to add Section 16304.02 to the Government Code, relating to 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. 2031—An act relating to victims of crime, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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 Judiciary.

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 974 (Gallegos)—An act to add Sections 1363.01, 1367.20, and 1367.22 to the Health and Safety Code, relating to health care service plans.

Bill presented by Assembly Member Shelley.

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

(NOTE: Text of Senate amendments 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	Cedillo	Lempert	Prenter
Aguiar	Cunneen	Leonard	Richter
Alby	Davis	Machado	Runner
Alquist	Escutia	Margett	Scott
Aroner	Figueroa	Martinez	Shelley
Ashburn	Firestone	Mazzoni	Strom-Martin
Baca	Floyd	Migden	Sweeney
Baldwin	Frusetta	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Morrow	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Olberg	Vincent
Bowler	Honda	Oller	Washington
Brewer	House	Ortiz	Wayne
Brown	Keeley	Pacheco	Wildman
Bustamante	Kuehl	Papan	Woods
Campbell	Kuykendall	Perata	Mr. Speaker
Cardoza	Leach	Poochigian	

NOES—1

McClintock

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1044 (Knox)—An act relating to taxation.

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

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

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

AYES—3

Keeley	Knox	Martinez
--------	------	----------

NOES—71

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

At 10:58 a.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

ASSEMBLY BILL NO. 1056 (Mazzoni)—An act to add Article 6 (commencing with Section 60675) to Chapter 5 of Part 33 of the Education Code, relating to school accountability.

The question being: Shall the Assembly concur in the Senate amendments 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

Martinez	Mazzoni
----------	---------

NOES—70

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

MOTION TO RECONSIDER ASSEMBLY BILL NO. 23 CONTINUED

By unanimous consent, the motion to reconsider the vote on Assembly Bill No. 23 was continued until the next legislative day.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 687 (Hughes)—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 third time.

Motion to Amend

Assembly Member Murray moved the adoption of amendments.

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

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.

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. 867 (Alpert)—An act relating to taxation.

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

Bill passed by the following vote:

AYES—70

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

NOES—3

Cunneen	McClintock	Thompson
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Bill ordered transmitted to the Senate.

SENATE BILL NO. 2201 (Monteith)—An act to amend, repeal, and add Section 115825 of, and to add and repeal Section 115840.5 of, the Health and Safety Code, relating to public health.

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

Bill passed by the following vote:

AYES—67

Ackerman	Davis	Leonard	Richter
Aguiar	Escutia	Machado	Runner
Alby	Figueroa	Margett	Scott
Alquist	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	Murray	Torlakson
Bowler	House	Olberg	Vincent
Brewer	Kaloogian	Oller	Washington
Brown	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuykendall	Perata	Woods
Cardoza	Leach	Poohigian	Mr. Speaker
Cunneen	Lempert	Prenter	

NOES—3

Aroner	Bowen	Martinez
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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 Resolutions

ASSEMBLY CONCURRENT RESOLUTION NO. 157 (Wayne)—Relative to the Fourth of July.

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. 162 (Wildman)—Relative to Sober Graduation.

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. 167 (Machado)—Relative to California Pear Day.

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 Resolution

SENATE JOINT RESOLUTION NO. 41 (Thompson)—Relative to marine weather buoys.

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—76

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

NOES—None**ADJOURN IN MEMORY**

Assembly Members Bustamante and Ashburn were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mayor Claude Retherford, of the City of Tulare and that the following statement be printed in the Journal:

*In Memoriam**City of Tulare Mayor Claude Retherford**Born 12-18-25**Died 6-10-98*

City of Tulare flags are flying at half-staff in honor of the passing of Tulare Mayor Claude Retherford.

First elected to the Tulare City Council in November 1981, Mr. Retherford was subsequently reelected in November of 1985, 1990 and, most recently, in 1994. Mr. Retherford served as Vice Mayor from November 1983 until November 1985 and then served as Mayor from November 1992 until his passing. In addition to being Mayor for the City of Tulare, Mr. Retherford was currently the Executive Director for the National Council on Alcoholism and Drug Dependence, Inc.

Always dedicated to his community, Mr. Retherford was active in a number of service oriented boards. He was a member of the Board of Governors for the Tulare County Association of Governments, a member of the San Joaquin Valley Air Pollution Control District Board, a member of the Tulare County Local Agency Formation Commission, the Tulare County Mayors Committee for Employment of Persons with Disabilities and the Citizens Advisory Committee for the Tulare County Master Plan.

Mr. Retherford coached against the legendary Jerry Tarkanian from French Lick, Indiana. He was a basketball pioneer—a person to whom Larry Bird looked up.

Mr. Retherford leaves his wife Reatha, his daughter and son-in-law Karla and Brian Parreria and his grandson Jonathan. Mr. Retherford will be greatly missed by his community and his family.

VOTE ADDS

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

Assembly Bill No. 974, Concurrence: Keeley—Aye; McClintock—No.

Assembly Bill No. 1044, Concurrence: Keeley—Aye; Hertzberg and McClintock—No.

Assembly Bill No. 1056, Concurrence: Keeley and McClintock—No.

Senate Bill No. 867: Keeley—Aye, McClintock—No.

Senate Bill No. 2201: Brown, Davis, and Keeley—Aye.

Consent Calendar: Papan—Aye.

MOTION TO ADJOURN

At 11:10 a.m., Assembly Member Woods moved that the Assembly do now adjourn.

Assembly Member Washington seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 11:11 a.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

AUTHOR'S AMENDMENTS**Committee on Health**

June 11, 1998

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

Senate Bill No. 1194

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

GALLEGOS, Chairwoman

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.

Bill read second time; author's amendments, 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 11, 1998

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

Senate Bill No. 2194

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

ARONER, Chairwoman

SENATE BILL NO. 2194—An act to amend Sections 1569.17 and 1569.725 of the Health and Safety Code, relating to community 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 Public Safety

June 11, 1998

Mr. Speaker: The Chair of your Committee on Public Safety reports:
Senate Bill No. 1734

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

PERATA, Chairman

SENATE BILL NO. 1734—An act to amend Sections 502.01, 13848, 13848.2, 13848.4, and 13848.6 of the Penal Code, relating to computer crimes, 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 11, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Senate Bill No. 155
Senate Bill No. 409

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

MIGDEN, Chairwoman

SENATE BILL NO. 155—An act to add Section 4846.5 to the Business and Professions Code, relating to veterinary 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. 409—An act to add Chapter 4.5 (commencing with Section 18800) to Part 11 of the Education Code, relating to libraries.

Bill read second time; author's amendments, 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 11, 1998

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:
Senate Bill No. 2224

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

HONDA, Chairman

SENATE BILL NO. 2224—An act to add Section 24312 to the Education Code, relating to the State Teachers' Retirement System, and making an appropriation therefor.

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

REPORTS OF STANDING COMMITTEES
Committee on Environmental Safety and Toxic Materials

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:
Senate Bill No. 1033

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 Local Government

Date of Hearing: June 10, 1998

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 1805

With the recommendation: Do pass.

SWEENEY, Chairman

Above bill ordered to second reading.

Date of Hearing: June 10, 1998

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 120

Senate Bill No. 1380

Senate Bill No. 1381

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.

Committee on Judiciary

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 1410

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

ESCUTIA, Chairwoman

Above bill ordered to second reading.

Committee on Rules

Date of Hearing: June 11, 1998

Mr. Speaker: Your Committee on Rules reports:

Assembly Joint Resolution No. 67

With the recommendation: Be adopted.

HERTZBERG, Chairman

Above resolution ordered on file.

Committee on Budget

Date of Hearing: May 19, 1998

Mr. Speaker: Your Committee on Budget reports:

Senate Constitutional Amendment No. 13

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

DUCHENY, Chairwoman

Above resolution ordered to second reading.

Committee on Local Government

Date of Hearing: June 10, 1998

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 1860

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

SWEENEY, Chairman

Above bill ordered to second reading.

Committee on Health

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 694

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 Education

Date of Hearing: June 3, 1998

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 1507

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

MAZZONI, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 3, 1998

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 1866

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.

SPECIAL COMMITTEE MEETINGS

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

Environmental Safety and Toxic Materials, on June 30, 1998.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Woods, the Assembly adjourned until 11 a.m., Monday, June 15, 1998, out of respect to the memory of Edward J. Dennis, on motion of Assembly Member Papan; out of respect to the memory of Muriel R. Coady, Brigitte Hirschfeld Bodenheimer, Daniel Isaac Axelrod, Ph.D., and Rev. Norman Schnaible, on motion of Assembly Member Thomson; out of respect to the memory of CHP Officer Chris Lydon, on motion of Assembly Member Baldwin; out of respect to the memory of Emil Roberti, on motion of Assembly Member Cardenas; out of respect to the memory of Mayor Claude Retherford, on motion of Assembly Members Bustamante and Ashburn; and out of respect to the memory of Debutante "Debi" Burnett Coln, on motion of Assembly Member Aroner.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JUNE 11, 1998**

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

SB	RN
155	9812983
305	9811379
409	9812959
676	9812972
687	9812662
1089	9811678
1182	9812887
1194	9812915
1403	9812895
1734	9811112
2031	9813071
2194	9812931
2224	9812582
Daily Total:	13
Cumulative Total:	5742

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, June 15, 1998

**TWO HUNDRED TWENTY-THIRD SESSION DAY
FIVE HUNDRED SIXTY-FIRST CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, June 15, 1998

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 Leonard 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 11:23 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	Cunneen	Lempert	Prenter
Aguiar	Davis	Leonard	Pringle
Alby	Ducheny	Machado	Richter
Alquist	Escutia	Margett	Runner
Aroner	Figuroa	Martinez	Scott
Ashburn	Firestone	Mazzoni	Shelley
Baca	Floyd	McClintock	Strom-Martin
Baldwin	Frusetta	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
Bustamante	Keeley	Ortiz	Wildman
Campbell	Knox	Pacheco	Woods
Cardenas	Kuehl	Papan	Mr. Speaker
Cardoza	Kuykendall	Perata	
Cedillo	Leach	Poochigian	

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 have revealed to us that You want us to “Love one another, for love is of God; and everyone who loves is born of God and knows God.” (1 John 4:7)

Lord, we know that love is a word that is always in fashion, but whose contemporary meaning is often distorted and obscured by a love of material things and a fascination with the secular.

Help us to show a sacrificial love, even when it isn't easy or convenient, so that we may be able to disagree and not be disagreeable.

Lord, fill us with the nurturing love that comes from You, that we may share it with others, for You have showered it upon us.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Wayne 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 Aguiar.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

Because of illness: Assembly Members Gallegos and Wright.

COMMUNICATIONS

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

June 12, 1998

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that I have increased the size of the Governmental Organization Committee to 17 members and have appointed Assemblymember Ted Lempert to fill the vacancy.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 12, 1998

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

Dear Dotson: Please be advised that I have appointed Assemblymember Tom Woods to the Higher Education Committee in place of Assemblymember Dick Ackerman for the hearing on Monday, June 15, 1998, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
 Speaker of the Assembly

June 15, 1998

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

Dear Dotson: Please be advised that I have appointed Assemblymember Virginia Strom-Martin to the Banking and Finance Committee in place of Assemblymember Martin Gallegos for today's hearing only.

Sincerely,

ANTONIO R. VILLARAIGOSA
 Speaker of the Assembly

The following qualified initiative was received by the Chief Clerk from:

Bill Jones, Secretary of State, dated June 5, 1998, transmitting a copy of the following qualified initiative entitled:

**Prohibition on Slaughter of Horses and Sale of Horsemeat
 for Human Consumption.
 Initiative Statute.**

Referred pursuant to Elections Code, Section 9034, to the Committees on Public Safety and Elections, Reapportionment and Constitutional Amendments.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 15, 1998

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

Assembly Bill No. 974

Assembly Bill No. 1898

Assembly Bill No. 1694

Assembly Bill No. 2038

Assembly Bill No. 1874

Assembly Bill No. 2240

And reports the same correctly enrolled, and presented to the Governor at 10:45 a.m., June 15, 1998.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS
Committee on Insurance

June 15, 1998

Mr. Speaker: The Chair of your Committee on Insurance reports:
Senate Bill No. 1940

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

FIGUEROA, Chairwoman

SENATE BILL NO. 1940—An act to amend 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 Revenue and Taxation

June 15, 1998

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:
Assembly Constitutional Amendment No. 6
Assembly Constitutional Amendment No. 45

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

KNOX, 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.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 45—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by repealing Section 15 of Article XI thereof, by amending Section 3 of Article XIII thereof, and by adding Article XXIII thereto, relating to vehicle license fees.

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

AUTHOR'S AMENDMENTS
Committee on Human Services

June 15, 1998

Mr. Speaker: The Chair of your Committee on Human Services reports:
Senate Bill No. 645
Senate Bill No. 1434
Senate Bill No. 478

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

ARONER, Chairwoman

SENATE BILL NO. 645—An act to amend Section 361.3 of, and to add Sections 324.5 and 361.4 to, the Welfare and Institutions 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.

SENATE BILL NO. 1434—An act to amend, repeal, and add Section 10214.7 of the Unemployment Insurance Code, relating to job training.

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

SENATE BILL NO. 478—An act to amend Section 1569.193 of 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 Labor and Employment

June 15, 1998

Mr. Speaker: The Chair of your Committee on Labor and Employment reports:
Senate Bill No. 1559

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

FLOYD, Chairman

SENATE BILL NO. 1559—An act to amend Section 15037.1 of the Unemployment Insurance Code, relating to job training.

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

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 15, 1998

Mr. Speaker: The Chair of your Committee on Judiciary reports:
Senate Bill No. 1876

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

ESCUTIA, Chairwoman

SENATE BILL NO. 1876—An act to add Section 820.3 to the Government Code, relating to public employee liability.

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

AUTHOR'S AMENDMENTS
Committee on Local Government

June 15, 1998

Mr. Speaker: The Chair of your Committee on Local Government reports:
Senate Bill No. 529

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

SWEENEY, Chairman

SENATE BILL NO. 529—An act to amend Section 7205.1 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.

MESSAGES FROM THE SENATE

Senate Chamber, June 15, 1998

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

Assembly Bill No. 1681

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

Above bill ordered enrolled.

Senate Chamber, June 15, 1998

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

Assembly Concurrent Resolution No. 87

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

Above resolution ordered enrolled.

Senate Chamber, June 15, 1998

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

Assembly Bill No. 1056.

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

Senate Chamber, June 15, 1998

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

Assembly Bill No. 1044.

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

Senate Chamber, June 15, 1998

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. 867.

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

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 Barney Breslauer, of Hollister; and Karla and Angel Ramirez, of Salinas.

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 James Altieri, of San Mateo.

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

Pursuant to Assembly Rule 78, Assembly Member Papan announced his intention to request that Assembly Constitutional Amendment No. 21 be removed from the inactive file.

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 John Petrakos, of Sacramento.

REQUEST FOR PHOTOGRAPHER

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

RECESS FOR SPECIAL GUESTS

By unanimous consent, at 11:28 a.m., Speaker pro Tempore Kuehl, declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Takasugi introduced Moorpark High School Academic Decathlon Team members: Kevin Chou, Alexandra Dove, Ajay Jayant, Valerie Lake, Nicholas Lange, Michael Liu, Vanessa Mancinelli, Navroop Mitter, and Rebecca Wershba; coaches Larry Jones and Michelle Bergman, and Judy Combs, Director of the California Academic Decathlon, whereupon he presented a resolution to the students for winning second place at the California Academic Decathlon State Finals. Assembly Member Takasugi also introduced John Schade and Tessfa Wossne of the California Lottery Commission, sponsor of the decathlon.

REASSEMBLED

At 11:30 a.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 Lempert announced his intention to request that Senate Bill No. 989 be removed from the inactive file.

REQUEST FOR PHOTOGRAPHER

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

RECESS FOR SPECIAL GUESTS

By unanimous consent, at 11:31 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Frusetta introduced Cherie Marie Becker Legislative Aide in his Capitol office and presented a resolution commending her outstanding professional services to the 28th Assembly District as she leaves her employment with the Assembly.

REASSEMBLED

At 11:33 a.m., the Assembly reconvened.

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

ADJOURN IN MEMORY

Assembly Member Miller was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jim Nitchals, of San Jose.

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 Marianne Bond Webster, of Atlanta, Georgia.

REQUEST FOR PHOTOGRAPHER

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

ADJOURN IN MEMORY

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 renowned lecturer and author Dr. Leo Buscaglia, who said "I know for certain that we never lose the people we love, even to death."

ADJOURN IN MEMORY

Assembly Member Aroner was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Julius L. Jacobs, of Napa.

RE-REFERENCE OF BILLS

Assembly Member Migden was granted unanimous consent that Senate Bill No. 676 be re-referred from the Committee on Appropriations to the Committee on Water, Parks and Wildlife.

SPECIAL RECOGNITION

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

RE-REFERENCE OF BILLS

Assembly Member Shelley was granted unanimous consent that the following bills be re-referred as noted:

Senate Bill No. 1849 from the Committee on Higher Education, to the Committee on Consumer Protection, Governmental Efficiency and Economic Development;

Senate Bill No. 1510 from the Committee on Consumer Protection, Governmental Efficiency and Economic Development, to the Committee on Elections, Reapportionment and Constitutional Amendments;

Senate Bill No. 831 from the Committee on Human Services, to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

JOINT RULE 62(a) WAIVED

Assembly Member Shelley was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 1501 for hearing in the Committee on Public Employees, Retirement and Social Security on Wednesday, June 17, 1998.

**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. 1182 and 1403, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 1033—An act to amend Section 116275 of, and to add Section 116611 to, the Health and Safety Code, relating to drinking 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. 1805—An act to amend Section 21166 of the Water Code, relating to water.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 120—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. 1380—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. 1381—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. 1410—An act to amend Sections 15200.75 and 15200.81 of, and to repeal Section 15200.91 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 re-referred to the Committee on Human Services.

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.

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

SENATE BILL NO. 1860—An act to amend Sections 20201, 20206.4, 20581, 20631, 20642, 20685, 20783, 20803, 21031, 21042, 21161, 21201, 21321, 21511, 21541, and 21621 of the Public Contract Code, to amend Section 65 of the Antelope Valley-East Kern Water Agency Law (Chapter 2146 of the Statutes of 1959), to amend Section 13 of the Fresno Metropolitan Flood Control Act (Chapter 503 of the Statutes of 1955), and to amend Section 28 of the Kings River Conservation District Act (Chapter 931 of the Statutes of 1951), relating to public works.

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. 694—An act to add Part 7 (commencing with Section 122400) to Division 105 of the Health and Safety Code, relating to hepatitis.

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. 1507—An act to add and repeal Section 37254 of the Education Code, relating to the Oxnard Union High School District, 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.

SENATE BILL NO. 1866—An act to amend Sections 41601.1 and 48200.7 of the Education Code, 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 Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Lempert announced that the Committee on Higher Education would meet today, upon adjournment of Floor session, in Room 447.

ADJOURN IN MEMORY

Assembly Member Cunneen was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Marci Patterson, of San Jose.

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. 1392 (Alpert)—An act to amend Section 6592 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. 1420 (Rainey)—An act to amend Sections 9000 and 9009 of the Penal Code, relating to electronic monitoring.

Bill read 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. 1549 (Knight)—An act to amend Section 4024.2 of the Penal Code, relating to work release.

Bill read 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. 1620 (Haynes)—An act to amend Section 3482.1 of the Civil Code, relating to nuisance, 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. 1841 (Burton)—An act to amend Section 883 of the Code of Civil Procedure, and to amend Sections 2401.5, 8480, 9602, and 16441 of the Probate Code, relating to 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. 1865 (Maddy)—An act to amend Section 1624 of the Civil Code, and to amend Sections 1206 and 2201 of the Commercial 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.)*

SENATE BILL NO. 1939 (Alpert)—An act to amend Section 340.15 of the Code of Civil Procedure, relating to limitation of actions.

Bill read 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. 2091 (Watson)—An act to amend Section 361.5 of the Welfare and Institutions Code, relating to dependent children.

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

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

SENATE BILL NO. 2100 (Polanco)—An act to add Section 929 to the Penal Code, relating to grand jury reports.

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

NOES—None

ANNOUNCEMENTS

Speaker pro Tempore Kuehl announced that the panoramic photo of the Assembly Chamber, would be taken on June 29, 1998, at 11:15 a.m.

ADJOURN IN MEMORY

Speaker Villaraigosa was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Andy T. Kurokawa, of Lodi.

CONSIDERATION OF DAILY FILE (RESUMED)**UNFINISHED BUSINESS (RESUMED)****MOTION TO RECONSIDER ASSEMBLY BILL NO. 23 CONTINUED**

By unanimous consent, the motion to reconsider the vote on Assembly Bill No. 23 was continued until the next legislative day.

VOTE ADDS

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

Consent Calendar: Brewer, Brown, Kaloogian, and Prenter—Aye.

MOTION TO ADJOURN

At 11:40 a.m., Assembly Member Washington moved that the Assembly do now adjourn.

Assembly Member Kuykendall seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Members McClintock, Migden, Papan, Floyd, Granlund, Ducheny, Campbell, and Morrissey arose to speak on the condition of the file.

Second to Motion to Adjourn Withdrawn

Assembly Member Kuykendall withdrew his second to the motion to adjourn.

MOTION TO ADJOURN SECONDED

Assembly Member Floyd seconded the motion to adjourn.

Further Consideration of Motion to Adjourn

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

Roll Call Demanded

Assembly Members Morrissey, Campbell, and Firestone, demanded a roll call.

The roll was called, and the motion to adjourn carried by the following vote:

AYES—36

Alquist	Davis	Lempert	Strom-Martin
Aroner	Ducheny	Mazzoni	Sweeney
Baca	Figueroa	Migden	Thomson
Bowen	Floyd	Murray	Torlakson
Brown	Havice	Ortiz	Vincent
Bustamante	Hertzberg	Papan	Washington
Cardenas	Honda	Perata	Wayne
Cardoza	Keeley	Scott	Wildman
Cedillo	Knox	Shelley	Mr. Speaker

NOES—35

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

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 11:50 a.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY JOINT RESOLUTION NO. 70—Ortiz. Relative to Mai Thi Kim Nguyen's request for entry into the United States.

ASSEMBLY JOINT RESOLUTION NO. 71—Ortiz. Relative to the Hmong Veterans' Naturalization Act of 1997.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 15, 1998

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

Assembly Joint Resolution No. 61

And reports the same correctly enrolled, and presented to the Secretary of State on the 15th day of June, 1998, at 2:15 p.m.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS**Committee on Environmental Safety and Toxic Materials**

June 15, 1998

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

Senate Bill No. 1924

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

WAYNE, Chairman

SENATE BILL NO. 1924—An act to add Section 25216.3 to the Health and Safety Code, relating to hazardous waste.

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

AUTHOR'S AMENDMENTS
Committee on Transportation

June 15, 1998

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

Senate Bill No. 1203

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

MURRAY, Chairman

SENATE BILL NO. 1203—An act to add Sections 40429 and 40472 to the Health and Safety Code, relating to air pollution.

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

AUTHOR'S AMENDMENTS
Committee on Appropriations

June 15, 1998

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

Senate Bill No. 180

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

MIGDEN, Chairwoman

SENATE BILL NO. 180—An act to amend Sections 17260, 17261, and 17262 of, to add Section 17009.5 to, and to add Chapter 12.5 (commencing with Section 17070.10) to Part 10 of, and to repeal Section 15101 of, the Education Code, relating to school facilities, and making an appropriation therefor.

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

AUTHOR'S AMENDMENTS
Committee on Education

June 15, 1998

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

Senate Bill No. 1412

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

MAZZONI, Chairwoman

SENATE BILL NO. 1412—An act to amend Sections 48980, 60119, 60242, 60242.5, 60246, and 60248 of, to add Section 60240.5 to, and to add Article 1.5 (commencing with Section 60007) to Chapter 1 of Part 33 of, the Education Code, relating to education, making an appropriation therefore., 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**

June 15, 1998

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 1433

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

HONDA, Chairman

SENATE BILL NO. 1433—An act to add Sections 16649.96 and 16649.98 to the Government Code, relating to state funds.

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

AUTHOR'S AMENDMENTS**Committee on Budget**

June 15, 1998

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

Senate Bill No. 1517

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

DUCHENY, Chairwoman

SENATE BILL NO. 1517—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 Transportation**

June 15, 1998

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

Senate Bill No. 1638

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

MURRAY, Chairman

SENATE BILL NO. 1638—An act to amend Sections 15250, 24605, and 27454 of, to add Sections 15309 and 15320 to, and to repeal Section 4608 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 Local Government**

June 15, 1998

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

Senate Bill No. 1649

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

SWEENEY, Chairman

SENATE BILL NO. 1649—An act to amend Sections 1481, 5956.3, 14670.15, 24352, 25537, 29065.5, 53750, and 61601.25 of, and to repeal Section 17580 of, the Government Code, to amend Section 40002 of, and to add Sections 39014.3 and 39014.5 to, the Health and Safety Code, to amend Sections 1600 and 21061 of the Public Contract Code, to amend Sections 8320, 8322, 8323, and 8324 of the Streets and Highways Code, to amend Section 21101 of the Vehicle Code, and to amend Section 1 of Chapter 213 of the Statutes of 1907, relating to local agencies.

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

AUTHOR'S AMENDMENTS
Committee on Natural Resources

June 15, 1998

Mr. Speaker: The Chair of your Committee on Natural Resources reports:
Senate Bill No. 1675

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

BOWEN, Chairwoman

SENATE BILL NO. 1675—An act to add Division 20.6 (commencing with Section 30960) to the Public Resources Code, relating to Santa Monica Bay.

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

AUTHOR'S AMENDMENTS
Committee on Governmental Organization

June 15, 1998

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:
Senate Bill No. 1696

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

BROWN, Chairwoman

SENATE BILL NO. 1696—An act to amend Section 25658 of, to add Section 25658.3 to, and to add and repeal Section 25658.2 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 Agriculture

June 15, 1998

Mr. Speaker: The Chair of your Committee on Agriculture reports:
Senate Bill No. 1738
Senate Bill No. 2003

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

CARDOZA, Chairman

SENATE BILL NO. 1738—An act to amend Section 19227 of, and to amend and repeal Section 19315 of, the Food and Agricultural Code, and to add Article 5 (commencing with Section 2460) to Chapter 2 of Division 2 of the Vehicle Code, relating to licensed renderers, 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. 2003—An act to amend Section 4848 of the Business and Professions Code, relating to veterinary 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 Transportation

June 15, 1998

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

Senate Bill No. 1886

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

MURRAY, Chairman

SENATE BILL NO. 1886—An act to add Division 19.3 (commencing with Section 183000) to the Public Utilities Code, relating to transportation.

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

AUTHOR'S AMENDMENTS
Committee on Higher Education

June 15, 1998

Mr. Speaker: The Chair of your Committee on Higher Education reports:

Senate Bill No. 2064

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

LEMPERT, Chairman

SENATE BILL NO. 2064—An act to amend Sections 66021.2 and 69532 of, and to add Section 66021.2 to, the Education Code, relating to student financial aid.

Bill read second time; author's amendments, 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 15, 1998

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

Senate Bill No. 2139

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

ESCUTIA, Chairwoman

SENATE BILL NO. 2139—An act to amend Section 911 of, and to add Sections 46, 76, and 80 to, the Code of Civil Procedure, and to add Chapter 5.1 (commencing with Section 70200) to Title 8 of the Government Code, relating to courts, and declaring the urgency thereof, to take effect immediately.

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

AUTHOR'S AMENDMENTS
Committee on Human Services

June 15, 1998

Mr. Speaker: The Chair of your Committee on Human Services reports:
Senate Bill No. 2155

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

ARONER, Chairwoman

SENATE BILL NO. 2155—An act to add Division 11 (commencing with Section 20000) to the Welfare and Institutions Code, relating to minors, and making an appropriation therefor.

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

AUTHOR'S AMENDMENTS
Committee on Local Government

June 15, 1998

Mr. Speaker: The Chair of your Committee on Local Government reports:
House Resolution No. 58

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

SWEENEY, Chairman

HOUSE RESOLUTION NO. 58—Relative to anticompetitive practices in the California oil industry.

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 Health

June 15, 1998

Mr. Speaker: The Chair of your Committee on Health reports:
Senate Bill No. 1694

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

GALLEGOS, Chairman

SENATE BILL NO. 1694—An act 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 Public Employees, Retirement and Social Security

June 15, 1998

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 1501

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

HONDA, Chairman

SENATE BILL NO. 1501—An act relating to state 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.

REPORTS OF STANDING COMMITTEES

Committee on Utilities and Commerce

Date of Hearing: June 8, 1998

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Senate Bill No. 1838

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 Governmental Organization

Date of Hearing: June 15, 1998

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 1884

With the recommendation: Do pass.

BROWN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 15, 1998

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 1138

Senate Bill No. 1158

Senate Bill No. 1469

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.

Committee on Judiciary

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 1707

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 Human Services

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Human Services reports:

Senate Bill No. 1809

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

ARONER, Chairwoman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1632

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.

PERATA, Chairman

Above bill ordered to second reading.

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1422

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.

PERATA, Chairman

Above bill ordered to second reading.

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1728

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

PERATA, Chairman

Above bill ordered to second reading.

Committee on Environmental Safety and Toxic Materials

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 658

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 Utilities and Commerce

Date of Hearing: June 8, 1998

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Senate Bill No. 606

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 Judiciary

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 213

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Insurance.

ESCUZIA, Chairwoman

Above bill ordered to second reading.

Committee on Health

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 1331

Senate Bill No. 1790

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

GALLEGOS, Chairman

Above bills ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, June 15, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 1564

Senate Bill No. 1575

Senate Bill No. 1567

Senate Bill No. 1579

Senate Bill No. 1568

Senate Bill No. 1586

Senate Bill No. 1569

Senate Bill No. 1601

Senate Bill No. 1573

Senate Bill No. 1603

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. 1564—An act relating to education finance, and declaring the urgency thereof, to take effect immediately.**SENATE BILL NO. 1567**—An act relating to human services, and declaring the urgency thereof, to take effect immediately.**SENATE BILL NO. 1568**—An act relating to health, and declaring the urgency thereof, to take effect immediately.**SENATE BILL NO. 1569**—An act relating to human services, and declaring the urgency thereof, to take effect immediately.**SENATE BILL NO. 1573**—An act relating to health, and declaring the urgency thereof, to take effect immediately.**SENATE BILL NO. 1575**—An act relating to public resources, and declaring the urgency thereof, to take effect immediately.**SENATE BILL NO. 1579**—An act relating to human services, and declaring the urgency thereof, to take effect immediately.**SENATE BILL NO. 1586**—An act relating to state government administration, and declaring the urgency thereof, to take effect immediately.**SENATE BILL NO. 1601**—An act relating to taxation, and declaring the urgency thereof, to take effect immediately.**SENATE BILL NO. 1603**—An act relating to the state budget, and declaring the urgency thereof, to take effect immediately.**SPECIAL COMMITTEE MEETINGS**

By unanimous consent, the following committee was permitted to meet:

Joint Legislative Audit Committee, on July 8, 1998, at 8:30 a.m., in Room 126; on July 15, 1998, at 10 a.m., in Room 126, and on July 29, 1998, at 10 a.m., in Room 126. NOTE: The hearing scheduled on June 24, 1998 has been cancelled.

INTRODUCTION OF GUESTS

Assembly Member Hertzberg, of the 40th Assembly District, introduced Hon. Napoleon Saltos, Congressman Nuevo Pais Party, Pichincha Province, National Congress of Ecuador, Quito, Ecuador.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Washington, the Assembly adjourned until 7 a.m., Tuesday, June 16, 1998, out of respect to the memory of James Altieri on motion of Assembly Member Lempert; out of respect to the memory of Barney Breslauer and Karla and Angel Ramirez, on motion of Assembly Member Frusetta; out of respect to the memory of John Petrakos, on motion of Assembly Member Papan; out of respect to the memory of Jim Nitchals, on motion of Assembly Member Miller; out of respect to the memory of Marianne Bond Webster, on motion of Speaker pro Tempore Kuehl; out of respect to the memory of Dr. Leo Buscaglia, on motion of Assembly Member Mazzoni; out of respect to the memory of Julius L. Jacobs, on motion of Assembly Member Aroner; out of respect to the memory of Marci Patterson, on motion of Assembly Member Cunneen; and out of respect to the memory of Andy T. Kurokawa, on motion of Speaker Villaraigosa.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 15, 1998

The following measures were amended in the Assembly on this day:

ACA	RN	SB	RN
6	9813098	1559	9813196
45	9813167	1638	9813151
		1649	9812825
		1675	9813223
HR	RN	1694	9813087
58	9813285	1696	9813008
		1738	9813257
SB	RN	1860	9813168
180	9812952	1866	9812655
478	9813231	1876	9812689
529	9813230	1886	9813116
645	9812945	1924	9812597
694	9813088	1940	9813235
1033	9813070	2003	9813050
1203	9813016	2064	9813096
1410	9813059	2139	9812741
1412	9813000	2155	9813226
1433	9813201		
1434	9812751		
1501	9813251	SCA	RN
1507	9812921	13	9811726
1517	9811408		

Daily Total: 35
Cumulative Total: 5777

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, June 16, 1998

**TWO HUNDRED TWENTY-FOURTH SESSION DAY
FIVE HUNDRED SIXTY-SECOND CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, June 16, 1998

The Assembly met at 7 a.m.

Hon. Peter Frusetta, Assembly Member, 28th 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	Cunneen	Leonard	Pringle
Aguiar	Davis	Machado	Richter
Alby	Ducheny	Margett	Runner
Alquist	Escutia	Martinez	Scott
Aroner	Figuroa	Mazzoni	Shelley
Ashburn	Floyd	McClintock	Strom-Martin
Baca	Frusetta	Migden	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
Brewer	Kaloogian	Oller	Wayne
Brown	Keeley	Ortiz	Wildman
Bustamante	Knox	Pacheco	Woods
Campbell	Kuehl	Papan	Mr. Speaker
Cardenas	Kuykendall	Perata	
Cardoza	Leach	Poochigian	
Cedillo	Lempert	Prenter	

Quorum present.

At 2:22 p.m., Hon. Valerie Brown , 7th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On personal business, and waiving per diem: Assembly Member Firestone.

Because of illness: Assembly Members Gallegos and Wright.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

June 16, 1998

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Kevin Shelley to the Select Committee on Aging.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 16, 1998

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have removed Assemblymember Barbara Alby from the Select Committee on Insurance Reform.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 16, 1998

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Cruz M. Bustamante to the Select Committee on California-Mexico Affairs.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 16, 1998

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Kevin Murray to the Insurance Committee in place of Assemblymember Martin Gallegos for Wednesday, June 17, 1998 hearing, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 16, 1998

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Nao Takasugi to the Education Committee in place of Assemblymember Jan Goldsmith for the hearing on Wednesday, June 17, 1998, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 16, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Constitutional Amendment No. 6
Assembly Constitutional Amendment No. 45
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions re-referred to committee.

Assembly Chamber, June 16, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
House Resolution No. 58
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, June 16, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Concurrent Resolution No. 87
And reports the same correctly enrolled, and presented to the Secretary of State on the 16th day of June, 1998, at 10:45 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, June 16, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 1681
And reports the same correctly enrolled, and presented to the Governor at 11 a.m., June 16, 1998.

E. DOTSON WILSON, Chief Clerk

RESOLUTIONS

The following resolution was offered:
ASSEMBLY CONCURRENT RESOLUTION NO. 170—Wildman. Relative to Grandchildren's Week.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

<i>Senate</i>	<i>Committee</i>
<i>Bill No.</i>	
1043 -----	L. & E.
1370 -----	Ed.
1373 -----	C.P.,G.E. & E.D.

1397	-----	Rev. & Tax.
1408	-----	Ed.
1453	-----	Nat. Res.
1456	-----	Ed.
1486	-----	P.E.,R. & S.S.
1502	-----	G.O.
1524	-----	Health
1550	-----	Pub. S.
1561	-----	Ed.
1610	-----	L. & E.
1611	-----	P.E.,R. & S.S.
1641	-----	C.P.,G.E. & E.D.
1644	-----	Nat. Res. and Jud.
1656	-----	L. Gov.
1657	-----	Pub. S.
1663	-----	Health
1665	-----	Higher Ed.
1678	-----	L. Gov.
1701	-----	Hum. S.
1704	-----	Agri. and E.S. & T.M.
1742	-----	Trans. and C.P.,G.E. & E.D.
1744	-----	L. & E.
1753	-----	P.E.,R. & S.S. and E.,R. & C.A.
1757	-----	Trans.
1771	-----	W.,P. & W.
1796	-----	Pub. S. and Jud.
1802	-----	Pub. S.
1813	-----	Jud.
1833	-----	W.,P. & W.
1834	-----	U. & C.
1837	-----	Budget
1868	-----	Jud.
1875	-----	W.,P. & W. and E.,R. & C.A.
1895	-----	L. Gov.
1898	-----	E.S. & T.M. and Jud.
1912	-----	Ed.
1923	-----	Higher Ed.
1934	-----	C.P.,G.E. & E.D.
1942	-----	E.S. & T.M. and Ed.
1946	-----	Hum. S.
1963	-----	Ed.
1975	-----	Ed.
1989	-----	Jud.
2017	-----	Jud.
2044	-----	C.P.,G.E. & E.D.
2060	-----	B. & F.
2062	-----	L. Gov. and Jud.
2083	-----	P.E.,R. & S.S.
2121	-----	Budget
2141	-----	G.O. and U. & C.
2181	-----	C.P.,G.E. & E.D.
2196	-----	Hum. S.
2199	-----	Pub. S. and Hum. S.

AUTHOR'S AMENDMENTS
Committee on Governmental Organization

June 16, 1998

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:
 Assembly Constitutional Amendment No. 40

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairwoman

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 40—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 8 of Article III thereof, relating to state officers.

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 Local Government

June 16, 1998

Mr. Speaker: The Chair of your Committee on Local Government reports:
 Senate Bill No. 677

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SWEENEY, Chairman

SENATE BILL NO. 677—An act to amend Section 6 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 Environmental Safety and Toxic Materials

June 16, 1998

Mr. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 2014

Senate Bill No. 2111

With author's amendments with the recommendation: Amend, and re-refer to the committee.

WAYNE, Chairman

SENATE BILL NO. 2014—An act to amend Section 25205.5 of, and to add Sections 25205.5.2 and 25205.9 to, the Health and Safety Code, relating to hazardous waste.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 2111—An act to amend Sections 25200.3 and 25201.5 of, to add Section 25143.13 to, and to repeal Section 25201.5.1 of, the Health and Safety Code, relating to hazardous waste.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 16, 1998

Mr. Speaker: The Chair of your Committee on Judiciary reports:
Senate Bill No. 2166

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 2166—An act to amend Sections 10009.6, 10016, 12811.1, 12811.5, and 12822.6 of the Public Utilities Code, relating to public utilities.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Human Services

June 16, 1998

Mr. Speaker: The Chair of your Committee on Human Services reports:
Senate Bill No. 1038

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ARONER, Chairwoman

SENATE BILL NO. 1038—An act to add Section 4681.4 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 Housing and Community Development

June 16, 1998

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:
Senate Bill No. 1156

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TORLAKSON, Chairman

SENATE BILL NO. 1156—An act to add Sections 65913.3 and 65913.4 to the Government Code, relating to housing.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

June 16, 1998

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:
Senate Bill No. 2232

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOX, Chairman

SENATE BILL NO. 2232—An act to amend Sections 7308, 7313, 7314, 7355, 7356, 7506.5, 7651, 7855, 8171, 8172, 8173, 8708, 8957, 9181, 9182, 9183, 30177, 30315, 30381, 30383, 32387, 32431, 40155, 41123.5, 43444.2, 43481, 45605, 45751, 46406, 46541, 50136, 51050, 55205, 55261, 60122, 60407, and 60561 of, and to add Sections 7305.5, 7316, 7652.5, 7983, 30382, 32432, 32433, 43482, 43483, 45752, 45753, 46542, 46543, 50150.1, 50150.2, 55262, 55263, 60562, and 60563 to, to add Article 4 (commencing with Section 40135) to Chapter 5 of Part 19 of, and to add Article 4 (commencing with Section 41114.1) to Chapter 5 of Part 20 of, Division 2 of, and to repeal Section 7356.5 of, the Revenue and Taxation Code, relating to taxation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Consumer Protection, Governmental Efficiency and Economic Development

June 16, 1998

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1652

With author's amendments with the recommendation: Amend, and re-refer to the committee.

DAVIS, Chairwoman

SENATE BILL NO. 1652—An act to amend Sections 312, 6715, 16728, 22389, 22391, 22391.1, 22443.1, and 22447 of the Business and Professions Code, to amend Sections 1789.18, 1789.24, 1789.25, 1789.26, 1812.54, 1812.64, 1812.66, 1812.69, 1812.103, 1812.105, 1812.107, 1812.129, 1812.503, 1812.510, 1812.515, 1812.525, 1812.600, 1812.604, 1812.607, and 1812.608 of the Civil Code, to amend Section 1279 of the Code of Civil Procedure, to add Section 319 to, and to repeal Section 318 of, the Corporations Code, to amend Sections 12511, 18342, and 19420 of the Education Code, to amend Sections 113, 126, 12302, 12402, 13299, 23600, 23713, 25004, 34460, 61230, 65584.3, 68083, and 68116 of the Government Code, to amend Sections 2224, 2226, 4739.5, 6501, 13830, 13876, 25395, 32137, 33102, and 34116 of the Health and Safety Code, to amend Sections 9626, 29728, 29731, and 30150 of the Public Resources Code, to amend Sections 7578, 11895, 22258, and 30205 of, and to repeal Sections 7579, 29254, 30944, and 100464 of, the Public Utilities Code, to amend Section 27123 of the Streets and Highways Code, to amend Section 40305.5 of the Vehicle Code, to amend Sections 30321.5, 30322, 30323, 31006, 34501, and 71598 of, and to repeal Section 34503 of, the Water Code, and to amend Sections 10 and 10.2 of Chapter 545 of the Statutes of 1943, relating to 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 Health

June 16, 1998

Mr. Speaker: The Chair of your Committee on Health reports:

Senate Bill No. 998

Senate Bill No. 2035

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

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.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 2035—An act to add Section 1374.17 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 Water, Parks and Wildlife

June 16, 1998

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:
Senate Bill No. 2080

With author’s amendments with the recommendation: Amend, and re-refer to the committee.

MACHADO, Chairman

SENATE BILL NO. 2080—An act to add Division 28 (commencing with Section 37000) to the Public Resources Code, and to amend Sections 17039 and 23036 of, and to add Sections 17053.30 and 23630 to, the Revenue and Taxation Code, relating to land and water conservation.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR’S AMENDMENTS
Committee on Consumer Protection, Governmental Efficiency and Economic Development

June 16, 1998

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1386

With author’s amendments with the recommendation: Amend, and re-refer to the committee.

DAVIS, Chairwoman

SENATE BILL NO. 1386—An act to add Section 11015.5 to the Government Code, relating to state computer technology.

Bill read second time; author’s amendments, 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, 1998

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 Article 5 (commencing with Section 4665) to Chapter 9 of Part 2 of Division 4 of the Public Resources Code, relating to forest 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 Governmental Organization

Date of Hearing: June 15, 1998

Mr. Speaker: Your Committee on Governmental Organization reports:
 Senate Bill No. 1437

With the recommendation: Do pass.

BROWN, Chairwoman

Above bill ordered to second reading.

Committee on Higher Education

Date of Hearing: June 15, 1998

Mr. Speaker: Your Committee on Higher Education reports:
 Senate Bill No. 836

With the recommendation: Do pass, and be re-referred to the Committee on Revenue and Taxation.

LEMPERT, Chairman

Above bill re-referred to the Committee on Revenue and Taxation.

Date of Hearing: June 15, 1998

Mr. Speaker: Your Committee on Higher Education reports:
 Senate Bill No. 1729

With the recommendation: Do pass, and be re-referred to the Committee on Public Safety.

LEMPERT, Chairman

Above bill re-referred to the Committee on Public Safety.

Committee on Transportation

Date of Hearing: June 15, 1998

Mr. Speaker: Your Committee on Transportation reports:
 Senate Bill No. 1532

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 15, 1998

Mr. Speaker: Your Committee on Transportation reports:
 Senate Joint Resolution No. 36

With the recommendation: Be adopted.

MURRAY, Chairman

Above resolution ordered to third reading.

Date of Hearing: June 15, 1998

Mr. Speaker: Your Committee on Transportation reports:
 Senate Concurrent Resolution No. 69
 Senate Concurrent Resolution No. 74

With the recommendation: Be adopted, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

MURRAY, Chairman

Above resolutions re-referred to the Committee on Appropriations.

Date of Hearing: June 15, 1998

Mr. Speaker: Your Committee on Transportation reports:

Senate Concurrent Resolution No. 78

With the recommendation: Be adopted, and be re-referred to the Committee on Appropriations.

MURRAY, Chairman

Above resolution re-referred to the Committee on Appropriations.

Date of Hearing: June 15, 1998

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 1907

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Local Government.

MURRAY, Chairman

Above bill ordered to second reading.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: June 15, 1998

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 1693

Senate Bill No. 1840

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.

VINCENT, Chairman

Above bills ordered to second reading.

Date of Hearing: June 15, 1998

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 627

Senate Bill No. 1533

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: June 15, 1998

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Constitutional Amendment No. 39

With the recommendation: Be adopted, and be re-referred to the Committee on Appropriations.

VINCENT, Chairman

Above resolution re-referred to the Committee on Appropriations.

Committee on Governmental Organization

June 15, 1998

Mr. Speaker: Your Committee on Governmental Organization reports the following resolution pursuant to the provisions of Joint Rule 62(a):

Assembly Constitutional Amendment No. 31

BROWN, Chairwoman

Above resolution ordered filed with the Chief Clerk.

Committee on Utilities and Commerce

June 8, 1998

Mr. Speaker: Your Committee on Utilities and Commerce reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 2433

MARTINEZ, Chairwoman

Above bill ordered filed with the Chief Clerk.

June 8, 1998

Mr. Speaker: Your Committee on Utilities and Commerce reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 2684

MARTINEZ, Chairwoman

Above bill ordered filed with the Chief Clerk.

June 8, 1998

Mr. Speaker: Your Committee on Utilities and Commerce reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 2703

MARTINEZ, Chairwoman

Above bill ordered filed with the Chief Clerk.

Committee on Revenue and Taxation

Date of Hearing: June 15, 1998

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 781

With amendments with the recommendation: Amend, and do pass, as amended.

KNOX, Chairman

Above bill ordered to second reading.

Committee on Banking and Finance

Date of Hearing: June 15, 1998

Mr. Speaker: Your Committee on Banking and Finance reports:

Senate Bill No. 1512

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: June 15, 1998

Mr. Speaker: Your Committee on Banking and Finance reports:

Senate Bill No. 1419

With the recommendation: Do pass.

PAPAN, Chairman

Above bill ordered to second reading.

Date of Hearing: June 15, 1998

Mr. Speaker: Your Committee on Banking and Finance reports:

Senate Joint Resolution No. 43

With the recommendation: Be adopted.

PAPAN, Chairman

Above resolution ordered to third reading.

Committee on Public Safety

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1936

With amendments with the recommendation: Amend, and do pass, as amended.

PERATA, 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 Constitutional Amendment No. 13 and Senate Bills Nos. 1860, and 1507, ordered to third reading.**SECOND READING OF SENATE BILLS****SENATE BILL NO. 1884**—An act to amend Sections 987.2 and 989.7 of the Military and Veterans Code, relating to veterans, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1707—An act to add Section 2080.10 to the Civil Code, relating to safekeeping of property.

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. 1809—An act to amend Section 15636 of, to add Section 9721.5 to, and to add Article 13 (commencing with Section 15680) to Chapter 11 of Part 3 of Division 9 of, the Welfare and Institutions Code, relating to elderly persons.

Bill read second time; amendments proposed by the Committee on Human Services read and adopted, bill ordered reprinted and to be re-referred to the Committee on Public Safety.

SENATE BILL NO. 1632—An act to amend Section 1196 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, and to be placed upon the Consent Calendar.

SENATE BILL NO. 1422—An act to amend Sections 886 and 886.5 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. 1728—An act to add Section 2624 to the Penal Code, relating to prisoners.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 658—An act to amend Section 57004 of the Health and Safety Code, relating to environmental protection.

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. 606—An act to amend Section 25648.4 of the Public Resources Code, to amend Sections 383.5, 384, and 445 of the Public Utilities Code, and to amend Section 1 of Chapter 905 of the Statutes of 1997, relating to public utilities.

Bill read second time; amendments proposed by the Committee on Utilities and Commerce read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

SENATE BILL NO. 213—An act to amend Section 11040 of the Government Code, and to amend Section 1036 of the Insurance Code, relating to legal services.

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 Insurance.

SENATE BILL NO. 1331—An act to amend Sections 1247.63, 1247.64, 1247.66, and 1247.95 of the Business and Professions Code, relating to hemodialysis.

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. 1790—An act to amend Section 1357 of the Health and Safety Code, and to amend Section 10700 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.

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 Constitutional Amendment No. 21, on request of Assembly Member Papan;

Senate Bill No. 989, on request of Assembly Member Lempert.

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as a Committee on Conference concerning:

Assembly Bill No. 1044: Knox, Hertzberg, and Cunneen;

Senate Bill No. 867: Knox, Hertzberg, and Cunneen.

MESSAGES FROM THE SENATE

Senate Chamber, June 16, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senator Johnston vice Senator Burton as a Committee on Conference concerning:

Assembly Bill No. 1044.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, June 16, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Alpert, Johnston and Maddy as a Committee on Conference concerning:

Senate Bill No. 867.

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:

Select Committee on Aging to convene jointly with the Senate Subcommittee on Alzheimer's Disease, on August 4, 1998, at 9 a.m.; Human Services, on July 1, 1998, in Room 447.

ADJOURNMENT

At 4:40 p.m., the Assembly adjourned until 7 a.m., Wednesday, June 17, 1998.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 16, 1998

The following measures were amended in the Assembly on this day:

ACA	RN
40	9813365

SB	RN
213	9813302
251	9813397
606	9812934
658	9813018
677	9812720
998	9813341
1038	9813164
1156	9813095
1331	9813092
1386	9813411
1422	9813005
1632	9813022
1652	9813097
1707	9812967
1728	9813025
1790	9813104
1809	9813261
2014	9813335
2035	9812940
2080	9813198
2111	9813180
2166	9813331
2232	9813190

Daily Total:	24
Cumulative Total:	5801

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, June 17, 1998

**TWO HUNDRED TWENTY-FIFTH SESSION DAY
FIVE HUNDRED SIXTY-THIRD CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, June 17, 1998

The Assembly met at 7 a.m.

Hon. Peter Frusetta, Assembly Member, 28th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The following were placed upon the morning roll call—76:

Ackerman	Cunneen	Lempert	Poochigian
Aguiar	Davis	Leonard	Prenter
Alby	Ducheny	Machado	Pringle
Alquist	Escutia	Margett	Richter
Aroner	Figueroa	Martinez	Runner
Ashburn	Floyd	Mazzoni	Scott
Baca	Frusetta	McClintock	Shelley
Baldwin	Goldsmith	Migden	Strom-Martin
Battin	Granlund	Miller	Sweeney
Baugh	Havice	Morrissey	Takasugi
Bordonaro	Hertzberg	Morrow	Thompson
Bowler	Honda	Murray	Thomson
Brewer	House	Napolitano	Torlakson
Brown	Kaloojian	Olberg	Vincent
Bustamante	Keeley	Oller	Washington
Campbell	Knox	Ortiz	Wayne
Cardenas	Kuehl	Pacheco	Wildman
Cardoza	Kuykendall	Papan	Woods
Cedillo	Leach	Perata	Mr. Speaker

Quorum present.

At 2:45 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 Bowen.

On personal business, and waiving per diem: Assembly Member Firestone.

Because of illness: Assembly Members Gallegos and Wright.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

June 17, 1998

*The Honorable Antonio Villaraigosa
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. I will be working in my district all day.

Please feel free to contact me should you have any questions.

Thank you for your attention to this request.

Sincerely,

DEBRA BOWEN, Assembly Member
Fifty-third District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

June 17, 1998

*E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: Please be advised that I have appointed Assemblymember Kerry Mazzoni to the Governmental Organization Committee in place of Assemblymember Roderick Wright for Monday, June 22, 1998 hearing, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 17, 1998

*E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: Please be advised that I have appointed Assemblymember Fred Keeley to the Revenue and Taxation Committee in place of Assemblymember Roderick Wright for the hearing on Monday, June 22, 1998, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as a Committee on Conference concerning Assembly Bill No. 1056:

Mazzoni, Strom-Martin, and Firestone.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 171—Lempert. Relative to the Military Servicewomen's Memorial Highway.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 17, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Constitutional Amendment No. 40

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

AUTHOR'S AMENDMENTS**Committee on Governmental Organization**

June 17, 1998

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Senate Bill No. 143

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairwoman

SENATE BILL NO. 143—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, and to repeal Sections 6253.1, 6256, 6256.1, 6256.2, and 6257 of, the Government Code, relating to records.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS**Committee on Local Government**

June 17, 1998

Mr. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 2099

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SWEENEY, Chairman

SENATE BILL NO. 2099—An act to amend Section 22558 of the Public Utilities Code, relating to the Santa Maria Public Airport District.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS**Committee on Environmental Safety and Toxic Materials**

June 17, 1998

Mr. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 1916

Senate Bill No. 2198

With author's amendments with the recommendation: Amend, and re-refer to the committee.

WAYNE, Chairman

SENATE BILL NO. 1916—An act to amend Section 12805.5 of the Government Code, and to amend Sections 25173.6, 25173.7, 25205.15, 25244.13, 25244.14, 25244.22, and 57000 of, and to add Sections 25244.1, 25244.17.1, 25244.17.2, 57007, and 57008 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.

SENATE BILL NO. 2198—An act to amend Sections 25299.9 and 40440.8 of, and to add Section 43830.5 to, the Health and Safety Code, relating to 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

June 17, 1998

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 1508

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUZIA, Chairwoman

SENATE BILL NO. 1508—An act to add and repeal Section 11475.17 of the Welfare and Institutions Code, relating to support, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Environmental Safety and Toxic Materials

June 17, 1998

Mr. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 1824

With author's amendments with the recommendation: Amend, and re-refer to the committee.

WAYNE, Chairman

SENATE BILL NO. 1824—An act to amend Sections 25250.1, 25250.4, and 25250.7 of the Health and Safety Code, and to amend Section 48620 of the Public Resources Code, relating to used oil.

Bill read second time; author's amendments, 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, 1998

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Senate Bill No. 1988

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TORLAKSON, Chairman

SENATE BILL NO. 1988—An act to amend Sections 1102, 1102.1, 1102.2, and 1102.9 of, and to add Sections 1102.3a and 1102.6d to, the Civil Code, and to amend Sections 18025 and 18046 of the Health and Safety Code, relating to property disclosures.

Bill read second time; author's amendments, 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 17, 1998

Mr. Speaker: The Chair of your Committee on Transportation reports:
Senate Bill No. 1767

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

SENATE BILL NO. 1767—An act to amend Section 1156.6 of, and to add Section 1114.5 to, 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 Water, Parks and Wildlife

June 17, 1998

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:
Senate Bill No. 1854

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MACHADO, Chairman

SENATE BILL NO. 1854—An act to amend Section 12310 of the Water Code, 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

June 17, 1998

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:
Senate Bill No. 1546

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MACHADO, Chairman

SENATE BILL NO. 1546—An act to add Section 13003.5 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.

AUTHOR'S AMENDMENTS**Committee on Housing and Community Development**

June 17, 1998

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Senate Bill No. 2095

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TORLAKSON, Chairman

SENATE BILL NO. 2095—An act to amend Sections 798.55 and 798.56a of the Civil Code, and to amend Section 18035.2 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 Education**

June 17, 1998

Mr. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 1561

Senate Bill No. 1912

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MAZZONI, Chairwoman

SENATE BILL NO. 1561—An act relating to public school accreditation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1912—An act to amend Section 44579.1 and 44579.5 of, and to amend and repeal Sections 44670.6, 52022, and 52854, 56242 of, the Education Code, relating to education finance, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS**Committee on Governmental Organization**

June 17, 1998

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Senate Bill No. 1818

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairwoman

SENATE BILL NO. 1818—An act to amend the heading of Division 6 (commencing with Section 1170) of, and to add Chapter 12 (commencing with Section 1400) to Division 6 of, the Military and Veterans Code, relating to veterans, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 17, 1998

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 1340

Senate Bill No. 1735

Senate Bill No. 1989

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 1340—An act to amend Sections 752 and 753 of, and to add Section 68567 to, the Government Code, relating to courts.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1735—An act to add Section 11139.6 to the Government Code, relating to civil rights.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1989—An act to repeal and add Section 2079.10 of the Civil Code, relating to real property disclosure.

Bill read second time; author's amendments, 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 17, 1998

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:

Senate Bill No. 2060

With author's amendments with the recommendation: Amend, and re-refer to the committee.

PAPAN, Chairman

SENATE BILL NO. 2060—An act to amend Sections 25215, 25233, 25242, and 25535 of, and to add Sections 25248, 25249, 25250, 25251, 25252, 25253, 25254, 25255, and 25403 to, the Corporations Code, relating to investment 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 Elections, Reapportionment and Constitutional Amendments

June 17, 1998

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 1736

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VINCENT, Chairman

AUTHOR'S AMENDMENTS
Committee on Public Safety

June 17, 1998

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Senate Bill No. 469
Senate Bill No. 1659
Senate Bill No. 1913

With author's amendments with the recommendation: Amend, and re-refer to the committee.

PERATA, Chairman

SENATE BILL NO. 469—An act to amend Section 790 of the Penal Code, relating to murder.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1659—An act to repeal Chapter 12 (commencing with Section 13200) of Division 5 of the Business and Professions Code, and to amend Sections 597v, 597w, and 597y of, and to repeal Sections 597u and 597z of, the Penal Code, relating to animal euthanasia.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1913—An act to amend Sections 6125, 6127, 6128, and 6129 of, to add Sections 6126.1 and 6126.2 to, and to repeal and add Section 6126 of, the Penal Code, relating to the Office of the Inspector General.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Housing and Community Development

June 17, 1998

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Senate Bill No. 1615

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TORLAKSON, Chairman

SENATE BILL NO. 1615—An act to amend Section 33492.127 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 Utilities and Commerce

June 17, 1998

Mr. Speaker: The Chair of your Committee on Utilities and Commerce reports:

Senate Bill No. 405
Senate Bill No. 1070

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MARTINEZ, Chairwoman

SENATE BILL NO. 405—An act to add Section 2889.4 to the Public Utilities Code, relating to public utilities.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1070—An act to amend Section 41137 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

June 17, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 1548

Senate Bill No. 2202

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 1548—An act to amend Section 1373.621 of the Health and Safety Code, and to amend Section 10116.5 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. 2202—An act to amend Section 13961.1 of the Government Code, relating to victims of crime, 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

June 17, 1998

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1373

Senate Bill No. 2175

Senate Bill No. 1849

Senate Bill No. 2239

With author's amendments with the recommendation: Amend, and re-refer to the committee.

DAVIS, Chairwoman

SENATE BILL NO. 1373—An act to add Sections 8760 and 8761 to the Government Code, relating to the California Arts Council.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1849—An act to amend Sections 10708 and 10710 of the Public Contract Code, relating to the California State University.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 2175—An act to amend Sections 17550.3, 17550.5, 17550.9, 17550.10, 17550.13, 17550.14, 17550.15, 17550.16, 17550.17, 17550.19, 17550.20, 17550.21, 17550.23, 17550.24, 17550.30, 17550.37, 17550.38, 17550.41, 17550.43, 17550.44, 17550.46, 17550.53, 17550.57, and 17550.58 of, to repeal and add Section 17550.47 of, and to repeal Sections 17550.12, 17550.32, 17550.33, 17550.34, and 17550.59 of, the Business and Professions Code, relating to travel.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 2239—An act to amend Sections 125.7, 1621.1, 1632, 1633.5, 1763, 2067, 2101, 2102, 2103, 2135, 2239, 2242, 2350, 2836.2, 4008, 4202, 4301, 4322, 5053, 5055, 5056, 5060, 5070.6, 5071, 5072, 5073, 5081.1, 5084, 5153, 7622.3, 7651, 8741, 8742, 8773.2, and 13660 of, to add Sections 2225.6, 4301.5, and 5058.1 to, to repeal Sections 1621.2, 5059, 5074, 5075, and 5076 of, and to repeal and add Section 5082.3 of, the Business and Professions Code, to amend Sections 11371 and 11529 of the Government Code, and to amend Section 11166 of, and to repeal and add Section 11167 of the Health and Safety 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 Judiciary**

June 17, 1998

Mr. Speaker: The Chair of your Committee on Judiciary reports:
Senate Bill No. 1715

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 1715—An act to amend Sections 237 and 368 of the Penal Code, to amend Section 2583 of, to amend the heading of Part 7 (commencing with Section 250) of Division 2 of, and to add Section 259 to, the Probate Code, relating to elder 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.

REPORTS OF STANDING COMMITTEES **Committee on Rules**

Date of Hearing: June 16, 1998

Mr. Speaker: Your Committee on Rules reports:
Senate Concurrent Resolution No. 75

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.

HERTZBERG, Chairman

Above resolution ordered on file.

Date of Hearing: June 16, 1998

Mr. Speaker: Your Committee on Rules reports:
Assembly Concurrent Resolution No. 82

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.

HERTZBERG, Chairman

Above resolution ordered on file.

Committee on Judiciary

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 1661

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

ESCUTIA, Chairwoman

Above bill ordered to second reading.

Committee on Public Employees, Retirement and Social Security

Date of Hearing: June 17, 1998

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 1789

Senate Bill No. 2137

With the recommendation: Do pass

Pursuant to the provisions of the Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bills be placed on the Consent Calendar.

HONDA, Chairman

Above bills ordered to second reading.

Date of Hearing: June 17, 1998

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 1365

Senate Bill No. 1709

With the recommendation: Do pass.

HONDA, Chairman

Above bills ordered to second reading.

Date of Hearing: June 17, 1998

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 610

Senate Bill No. 1613

Senate Bill No. 1433

Senate Bill No. 2163

Senate Bill No. 1501

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

HONDA, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Local Government

Date of Hearing: June 10, 1998

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 2026

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 Agriculture

Date of Hearing: June 17, 1998

Mr. Speaker: Your Committee on Agriculture reports:

Senate Bill No. 1738

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 17, 1998

Mr. Speaker: Your Committee on Agriculture reports:

Senate Bill No. 1460

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: June 17, 1998

Mr. Speaker: Your Committee on Agriculture reports:

Senate Bill No. 1835

With the recommendation: Do pass, and be re-referred to the Committee on Natural Resources with recommendation: To Consent Calendar.

CARDOZA, Chairman

Above bill re-referred to the Committee on Natural Resources.

Committee on Insurance

Date of Hearing: June 17, 1998

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 237

Senate Bill No. 663

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 17, 1998

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 164

Senate Bill No. 165

Senate Bill No. 1940

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.

Committee on Labor and Employment

Date of Hearing: June 17, 1998

Mr. Speaker: Your Committee on Labor and Employment reports:

Senate Bill No. 1098

Senate Bill No. 2192

With the recommendation: Do pass.

FLOYD, 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 Bill No. 1728, ordered to third reading;

Senate Bills Nos. 1632 and 606, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 1437—An act to amend Section 8607.1 of the Government Code, relating to fire suppression.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1907—An act to amend Section 50474 of, and to add Section 50474.1 to, the Government Code, relating to airports.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Local Government.

SENATE BILL NO. 781—An act to add Chapter 2.97 (commencing with Section 7286.70) to Part 1.7 of Division 2 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 returned to the second reading file.

SENATE BILL NO. 1512—An act to amend Section 22250 of, and to add Section 22320.5 to, the Financial Code, relating to finance lenders.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1419—An act to amend Sections 18566 and 18567 of, and to add Section 18632 to, the Financial Code, relating to financing.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1693—An act to amend Sections 10262 and 10263 of the Elections Code, relating to the canvass of city election returns.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1840—An act to amend Section 26802.5 of the Government Code, relating to local government.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1936—An act to amend Sections 830.7, 830.13, and 830.14 of the Penal Code, relating to law enforcement, 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.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Information Technology, on July 1, 1998, at 9 a.m. in Room 127;

Water, Parks and Wildlife and Senate Agriculture and Water Resources, to convene jointly on June 30, 1998, at 9:30 a.m.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 8:30 a.m., Thursday, June 18, 1998.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 17, 1998

—————

The following measures were amended in the Assembly on this day:

SB	RN	SB	RN
143	9813423	1767	9812957
405	9812338	1818	9813245
469	9813324	1824	9813598
555	9813259	1849	9813383
781	9813431	1854	9812830
858	9813559	1907	9812975
1070	9812050	1912	9812919
1340	9813434	1913	9813509
1373	9812995	1916	9813275
1479	9813524	1936	9813026
1508	9813481	1988	9813408
1546	9813170	1989	9812740
1548	9813442	2051	9813028
1551	9813286	2060	9813153
1561	9812868	2095	9813492
1615	9813685	2099	9813314
1659	9813234	2175	9813483
1715	9813452	2198	9813141
1735	9813531	2202	9813086
1736	9813421	2239	9813561

Daily Total: 40
Cumulative Total: 5841

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, June 18, 1998

**TWO HUNDRED TWENTY-SIXTH SESSION DAY
FIVE HUNDRED SIXTY-FOURTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, June 18, 1998

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 Wayne 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 8:50 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—76:

Ackerman	Cedillo	Lempert	Poochigian
Aguiar	Cunneen	Leonard	Prenter
Alby	Davis	Machado	Pringle
Alquist	Ducheny	Margett	Richter
Aroner	Escutia	Martinez	Runner
Ashburn	Figueroa	Mazzoni	Scott
Baca	Floyd	McClintock	Shelley
Baldwin	Frusetta	Migden	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
Bustamante	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Leach	Perata	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:

Most High God, You work great and extraordinary deeds beyond number. You have given us sleep to rest from our daily toils, and have raised us up to glorify Your dominion. As we begin this day, Lord, we ask that You encompass us with Your holy angels, so that, guided and guarded by them, we may reach the unity of faith and the knowledge of Your unapproachable glory.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Speaker pro Tempore Kuehl then led the Assembly in the pledge of allegiance to the Flag.

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Assembly Member Perata, seconded by Assembly Member Thompson.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Member Kuykendall.

On personal business, and waiving per diem: Assembly Member Firestone.

Because of illness: Assembly Members Gallegos and Wright.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

June 9, 1998

*Hon. Antonio Villaraigosa
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Villaraigosa: On Wednesday, June 17, 1998, I will be flying from Sacramento to Los Angeles to attend the Long Beach Aquarium Dedication Ceremony. I respectfully request that I be excused from Session on Thursday, June 18, for legislative business in my district.

Thank you for your consideration of this request. Please call Stacey Neese in my office at 319-2054 if you have any questions.

Sincerely,

STEVEN T. KUYKENDALL, Assembly Member
Fifty fourth District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

June 17, 1998

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Tom Torlakson to the Revenue and Taxation Committee in place of Assemblymember Dion Aroner for the hearing on Monday, June 22, 1998, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 17, 1998

E. Dotson Wilson

Chief Clerk

State Capitol

Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Dick Ackerman to Revenue and Taxation Committee in place of Assemblymember Gary Miller for the June 22, 1998 hearing only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 17, 1998

E. Dotson Wilson
Chief Clerk
State Capitol
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Scott Baugh to Transportation Committee in place of Assemblymember Gary Miller for the June 22, 1998 hearing only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 18, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined: Assembly Concurrent Resolution No. 82

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

AUTHOR'S AMENDMENTS

Committee on Housing and Community Development

June 18, 1998

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Senate Bill No. 1950

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TORLAKSON, Chairman

SENATE BILL NO. 1950—An act to add Section 50800.7 to 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 Water, Parks and Wildlife

June 18, 1998

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports: Senate Bill No. 1635

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MACHADO, Chairman

SENATE BILL NO. 1635—An act to amend Section 12585.5 of, and to add Section 12706.3 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 18, 1998

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:
 Senate Bill No. 2028

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MACHADO, Chairman

SENATE BILL NO. 2028—An act to amend Sections 6596, 8561.5, 8562, 8568, 8569, 9000, 9001.5, and 9001.6 of, and to repeal Section 8255 of, the Fish and Game Code, relating to fishing.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Water, Parks and Wildlife

June 18, 1998

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:
 Senate Bill No. 1446

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MACHADO, Chairman

SENATE BILL NO. 1446—An act to amend Section 12585.5 of, and to add Sections 12721.5 and 12721.7 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.

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 Judy White, of Glendale.

RE-REFERENCE OF BILLS

Assembly Member Shelley was granted unanimous consent that the following bills be re-referred as noted:

Senate Bill No. 1875 from the Committee on Water, Parks and Wildlife, to the Committee on Elections, Reapportionment and Constitutional Amendments;

Senate Bill No. 2005 from the Committee on Judiciary, to the Committee on Local Government;

Senate Bill No. 1638 from the Committee on Transportation, to the Committee on Judiciary;

Senate Bill No. 956 from the Committee on Revenue and Taxation, to the Committee on Insurance.

JOINT RULE 62(a) WAIVED

Assembly Member Shelley was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Constitutional Amendment No. 6 for hearing in the Committee on Elections, Reapportionment and Constitutional Amendments, on Monday, June 22, 1998, pending re-referral from the Committee on Revenue and Taxation.

MOTION TO SUSPEND JOINT RULE 29.5(b)

Assembly Member Shelley moved that Joint Rule 29.5(b) be suspended, to permit the Conference Committee on Assembly Bill No. 1656 (Budget), to meet after Friday, June 19, 1998.

Motion carried by the following vote:

AYES—76

Ackerman	Cedillo	Lempert	Poochigian
Aguiar	Cunneen	Leonard	Prenter
Alby	Davis	Machado	Pringle
Alquist	Ducheny	Margett	Richter
Aroner	Escutia	Martinez	Runner
Ashburn	Figueroa	Mazzoni	Scott
Baca	Floyd	McClintock	Shelley
Baldwin	Frusetta	Migden	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
Bustamante	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Leach	Perata	Mr. Speaker

NOES—None

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 Eleanor Zimmerman, Norwalk City Councilmember.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

Assembly Concurrent

<i>Resolution No.</i>	<i>Committee</i>
170 -----	Rls.

Assembly Joint

<i>Resolution No.</i>	<i>Committee</i>
70 -----	Rls.
71 -----	Rls.

Senate

<i>Bill No.</i>	<i>Committee</i>
1564 -----	Budget
1567 -----	Budget
1568 -----	Budget
1569 -----	Budget
1573 -----	Budget
1575 -----	Budget
1579 -----	Budget
1586 -----	Budget
1601 -----	Budget
1603 -----	Budget
1623 -----	Jud.

**At 9:02 a.m., Assistant Speaker pro Tempore Joe Baca,
62nd District, presiding**

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Shelley was granted unanimous consent that Senate Bill No. 1410 be withdrawn from the Committee on Human Services and placed on the second reading file.

CONSIDERATION OF DAILY FILE

**SENATE BILLS RETURNED TO SECOND READING FILE
PURSUANT TO THE RULES**

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 781 and 1936, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 1661—An act to add and repeal Section 1021.1 of the Code of Civil Procedure, relating to attorney's fees, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1789—An act to add Section 31461.5 to the Government Code, relating to county employees.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2137—An act to amend Sections 31725.7, 31760.1, 31760.2, 31785, 31785.1, 31786, and 31786.1 of, and to amend and renumber Section 31458.6 of, the Government Code, relating to county employee retirement systems.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1365—An act to add Section 19775.17 to the Government Code, relating to state employees.

Bill read second time, and ordered to third reading.

(NOTE: Later this day Senate Bill No. 1365 was re-referred to the Committee on Appropriations.)

SENATE BILL NO. 1709—An act to add Section 21635.5 to the Government Code, relating to public employees.

Bill read second time, and ordered to third reading.

(NOTE: Later this day Senate Bill No. 1709 was re-referred to the Committee on Appropriations.)

SENATE BILL NO. 2026—An act to add Chapter 12 (commencing with Section 19985) to Part 11 of the Education Code, relating to financing a public library construction and renovation 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 Local Government read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1098—An act to amend Section 12941 of the Government Code, relating to employment.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2192—An act to add Section 12941.2 to the Government Code, relating to employment.

Bill read second time, and ordered to third reading.

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 bills were ordered re-referred to the Committee on Appropriations:

Senate Bills Nos. 1365 and 1709.

**CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS**

MOTION TO RECONSIDER ASSEMBLY BILL NO. 23 CONTINUED

By unanimous consent, the motion to reconsider the vote on Assembly Bill No. 23 was continued until the next legislative day.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 1558 (McPherson)—An act to amend Section 1382 of the Penal Code, relating to criminal procedure.

Bill read third time, and presented by Assembly Member Cunneen.

Bill passed by the following vote:

AYES—76

Ackerman	Cedillo	Lempert	Poochigian
Aguiar	Cunneen	Leonard	Prenter
Alby	Davis	Machado	Pringle
Alquist	Ducheny	Margett	Richter
Aroner	Escutia	Martinez	Runner
Ashburn	Figueroa	Mazzoni	Scott
Baca	Floyd	McClintock	Shelley
Baldwin	Frusetta	Migden	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
Bustamante	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Leach	Perata	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

**UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY CONCURRENT RESOLUTION NO. 168 (Cardoza)—Relative to June is Dairy Month.

The question being: Shall the Assembly concur in the Senate amendments to the above resolution?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The Assembly concurred in Senate amendments.

Above resolution ordered enrolled.

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 177 (Kopp)—An act to amend the heading of Article 3 (commencing with Section 1550) of Chapter 2 of Division 11 of, to add Sections 1552 and 1553 to, to add Article 1 (commencing with Section 1520) to Chapter 2 of Division 11 of, and to repeal Article 1 (commencing with Section 1500) of Chapter 2 of Division 11 of, the Evidence Code, and to amend Section 1417.7 of, and to repeal and add Section 872.5 of, the Penal Code, relating to proof of the content of a writing.

Bill read third time, and presented by Assembly Member Wayne.

Bill passed by the following vote:

AYES—56

Ackerman	Cardenas	Leach	Poochigian
Aguiar	Cunneen	Lempert	Richter
Alquist	Davis	Machado	Runner
Aroner	Ducheny	Margett	Scott
Ashburn	Escutia	Martinez	Shelley
Baca	Figueroa	Mazzoni	Strom-Martin
Battin	Frusetta	McClintock	Sweeney
Baugh	Goldsmith	Murray	Takasugi
Bordonaro	Hertzberg	Napolitano	Thomson
Bowen	Honda	Olberg	Torlakson
Brewer	Kaloogian	Oller	Vincent
Brown	Keeley	Ortiz	Wayne
Bustamante	Knox	Papan	Wildman
Campbell	Kuehl	Perata	Mr. Speaker

NOES—15

Alby	Granlund	Miller	Prenter
Baldwin	House	Morrissey	Thompson
Bowler	Leonard	Morrow	Woods
Floyd	Migden	Pacheco	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 177: Assembly Member Prenter, from "Aye" to "No".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1487 (Rainey)—An act to amend Sections 2628, 2942, and 7666 of the Probate Code, relating to estates.

Bill read third time, and presented by Assembly Member Alquist.

Bill passed by the following vote:

AYES—60

Ackerman	Cunneen	Machado	Poochigian
Aguiar	Davis	Margett	Prenter
Alquist	Ducheny	Martinez	Runner
Aroner	Escutia	Mazzoni	Scott
Ashburn	Figueroa	McClintock	Shelley
Baca	Frusetta	Migden	Strom-Martin
Battin	Goldsmith	Miller	Sweeney
Baugh	Havice	Morrissey	Takasugi
Bowen	Hertzberg	Morrow	Thomson
Bowler	Honda	Murray	Torlakson
Brown	House	Napolitano	Vincent
Bustamante	Keeley	Ortiz	Washington
Cardenas	Knox	Pacheco	Wayne
Cardoza	Kuehl	Papan	Wildman
Cedillo	Lempert	Perata	Mr. Speaker

NOES—15

Alby	Campbell	Leach	Richter
Baldwin	Floyd	Leonard	Thompson
Bordonaro	Granlund	Olberg	Woods
Brewer	Kaloogian	Pringle	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 2053 (Wright)—An act to amend Section 52740 of the Education Code, relating to education materials.

Bill read third time, and presented by Assembly Member Mazzoni.

Bill passed by the following vote:

AYES—73

Ackerman	Cedillo	Lempert	Pringle
Aguiar	Cunneen	Leonard	Richter
Alby	Davis	Machado	Scott
Alquist	Ducheny	Margett	Shelley
Aroner	Escutia	Martinez	Strom-Martin
Ashburn	Figueroa	Mazzoni	Sweeney
Baca	Floyd	Migden	Takasugi
Baldwin	Frusetta	Miller	Thompson
Battin	Goldsmith	Morrissey	Thomson
Baugh	Granlund	Murray	Torlakson
Bordonaro	Havice	Napolitano	Vincent
Bowen	Hertzberg	Olberg	Washington
Bowler	Honda	Oller	Wayne
Brewer	House	Ortiz	Wildman
Brown	Kaloogian	Pacheco	Woods
Bustamante	Keeley	Papan	Mr. Speaker
Campbell	Knox	Perata	
Cardenas	Kuehl	Poochigian	
Cardoza	Leach	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1089 (Lockyer)—An act to add and repeal Section 11380.5 of the Health and Safety Code, relating to controlled substances, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Kuehl.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—72

Ackerman	Cardoza	Lempert	Poochigian
Aguiar	Cunneen	Leonard	Prenter
Alby	Davis	Machado	Pringle
Alquist	Ducheny	Margett	Richter
Aroner	Escutia	Martinez	Runner
Ashburn	Figueroa	Mazzoni	Scott
Baca	Frusetta	Migden	Shelley
Baldwin	Goldsmith	Miller	Strom-Martin
Battin	Granlund	Morrissey	Sweeney
Baugh	Havice	Morrow	Takasugi
Bordonaro	Hertzberg	Murray	Thompson
Bowen	Honda	Napolitano	Thomson
Bowler	House	Olberg	Torlakson
Brewer	Kaloogian	Oller	Vincent
Brown	Keeley	Ortiz	Wayne
Bustamante	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Leach	Perata	Mr. Speaker

NOES—None

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—72

Ackerman	Cardoza	Lempert	Poochigian
Aguiar	Cunneen	Leonard	Prenter
Alby	Davis	Machado	Pringle
Alquist	Ducheny	Margett	Richter
Aroner	Escutia	Martinez	Runner
Ashburn	Figueroa	Mazzoni	Scott
Baca	Frusetta	Migden	Shelley
Baldwin	Goldsmith	Miller	Strom-Martin
Battin	Granlund	Morrissey	Sweeney
Baugh	Havice	Morrow	Takasugi
Bordonaro	Hertzberg	Murray	Thompson
Bowen	Honda	Napolitano	Thomson
Bowler	House	Olberg	Torlakson
Brewer	Kaloogian	Oller	Vincent
Brown	Keeley	Ortiz	Wayne
Bustamante	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Leach	Perata	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE CONSTITUTIONAL AMENDMENT NO. 13 (O'Connell)—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 12 of Article IV thereof, relating to the state budget.

Resolution read third time, and presented by Assembly Member Wayne.

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, 9:39 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

At 9:40 a.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

SENATE BILL NO. 1403 (Polanco)—An act to amend Section 27491.47 of the Government Code, and to amend Sections 7055 and 7151.5 of the Health and Safety Code, relating to anatomical gifts.

Bill read third time, and presented by Assembly Member Washington.

Bill passed by the following vote:

AYES—74

Ackerman	Cedillo	Machado	Pringle
Aguilar	Cunneen	Margett	Richter
Alby	Davis	Martinez	Runner
Alquist	Ducheny	Mazzoni	Scott
Aroner	Escutia	McClintock	Shelley
Ashburn	Figueron	Migden	Strom-Martin
Baen	Floyd	Miller	Sweeney
Baldwin	Frusetta	Morrissey	Takasugi
Battin	Goldsmith	Morrow	Thompson
Baugh	Havice	Murray	Thomson
Bordonaro	Hertzberg	Napolitano	Torlakson
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Bustamante	Kuehl	Papan	Woods
Campbell	Leach	Perata	Mr. Speaker
Cardenas	Lempert	Poehigian	
Cardoza	Leonard	Prenter	

NOES—1

Granlund

Bill ordered transmitted to the Senate.

(NOTE: On June 25, 1998, the action was rescinded whereby Senate Bill No. 1403 was passed, and whereby the bill was ordered transmitted to the Senate. See page 7621.)

SENATE BILL NO. 1129 (Sher)—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 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.

RECESS FOR SPECIAL GUESTS

By unanimous consent, at 9:41 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Mazzoni introduced the following delegation from the Region of Umbria, Italy:

The Honorable Bruno Bracalente, President of the Region of Umbria; The Honorable Carlo Liviantoni, President of the Regional Council of Umbria; The Honorable Federico Di Bartolo, Member of Umbria Regional Government, Head of Industry, Labor, Professional Training, Scientific Research and Technological Innovation; The Honorable Riccardo Pongelli, Vice President of the Regional Council of Umbria; Mr. Massimiliano Benelli, Coordinator, Executive Offices of Region of Umbria; Mr. Luciano Tortoioli, Coordinator, Environment and Infrastructures Division, Region of Umbria; Mr. Antonio Bellini, Attorney; Dr. Maurizio Semplice, Professor, Multimedia University in Gualdo Tadino; and Mr. Angelo Colussi, CEO, Colussi Perugia Inc.

The Honorable Bruno Bracalente then addressed the assemblage.

REASSEMBLED

At 9:47 a.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, 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. 120 (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. 1380 (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. 1381 (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.)*

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	Cedillo	Lempert	Poochigian
Aguiar	Cunneen	Leonard	Prenter
Alby	Davis	Machado	Pringle
Alquist	Ducheny	Margett	Richter
Aroner	Escutia	Martinez	Runner
Ashburn	Figueroa	Mazzoni	Scott
Baca	Floyd	McClintock	Shelley
Baldwin	Frusetta	Migden	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
Bustamante	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Leach	Perata	Mr. Speaker

NOES—None**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE CONSTITUTIONAL AMENDMENT NO. 13**

At 9:53 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.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Wayne moved to continue the call of the Assembly.

Motion carried. Time, 9:54 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON SENATE CONSTITUTIONAL AMENDMENT NO. 13**

At 9:56 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.

Senate Constitutional Amendment No. 13 refused adoption by the following vote:

AYES—52

Ackerman	Cardoza	Lempert	Poochigian
Aguiar	Cunneen	Margett	Prenter
Alby	Figueroa	Mazzoni	Pringle
Alquist	Frusetta	McClintock	Scott
Aroner	Goldsmith	Miller	Shelley
Baca	Granlund	Morrow	Strom-Martin
Baldwin	Havice	Murray	Sweeney
Battin	Hertzberg	Napolitano	Takasugi
Baugh	Honda	Olberg	Thompson
Bordonaro	House	Oller	Thomson
Bowler	Kaloogian	Ortiz	Vincent
Brewer	Keeley	Pacheco	Wayne
Bustamante	Leach	Perata	Woods

NOES—12

Ashburn	Campbell	Kuehl	Morrissey
Bowen	Cedillo	Martinez	Richter
Brown	Floyd	Migden	Runner

**Motion to Reconsider Senate Constitutional Amendment No. 13
on Next Legislative Day**

Assembly Member Wayne moved to reconsider on the next legislative day the vote whereby Senate Constitutional Amendment No. 13 was this day refused adoption.

Senate Constitutional Amendment No. 13 ordered to the unfinished business file.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Senate Bill No. 1558: Honda, Kaloogian, Machado, Morrow, Murray, Oller, and Pacheco—Aye.

Senate Bill No. 177: Bowen, Cardenas, Honda, Kaloogian, Machado, Murray, and Olberg—Aye; Morrow and Pacheco—No.

Senate Bill No. 1487: Aroner, Honda, Morrow, Murray, and Pacheco—Aye; Bordonaro, Kaloogian, and Olberg—No.

Senate Bill No. 2053: Honda, Kaloogian, Murray, and Pacheco—Aye.

Senate Bill No. 1089 and Urgency: Honda, Morrow, and Murray—Aye.

Senate Bill No. 1403: Goldsmith—Aye.

MOTION TO ADJOURN

At 9:56 a.m., Assembly Member Washington moved that the Assembly do now adjourn.

Assembly Member Keeley seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 9:57 a.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 172—Cunneen. Relative to the CHP Officer Scott M. Greenly Memorial Freeway.

AUTHOR'S AMENDMENTS**Committee on Consumer Protection, Governmental Efficiency and Economic Development**

June 18, 1998

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1454

Senate Bill No. 2238

With author's amendments with the recommendation: Amend, and re-refer to the committee.

DAVIS, Chairwoman

SENATE BILL NO. 1454—An act to amend Sections 1786.2, 1786.10, 1786.12, 1786.16, 1786.18, 1786.20, 1786.24, 1786.26, 1786.30, 1786.40, and 1786.50 of, and to add Section 1786.11 to, the Civil Code, relating to investigative consumer reporting.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 2238—An act to amend Sections 2532.2, 2960, 2960.1, 3356, 4826.1, 4980.40, 4980.80, 4980.90, 4982.25, 4984.1, 4984.4, 4984.7, 4986.70, 4986.80, 4992.36, 4996.3, 4996.4, 4996.6, 4996.7, 4996.18, 5615, 5616, 5621, 5622, 5624, 5626, 5629, 5630, 5640, 5641, 5642, 5644, 5652, 5653, 5654, 5655, 5656, 5657, 5659, 5660, 5662, 5665, 5666, 5667, 5668, 5669, 5670, 5671, 5672, 5673, 5676, 5678.5, 5679.5, 5680, 5680.05, 5680.1, 5680.2, 5681, 9880.1, 9882.5, and 9884.7 of, to add Sections 138, 2532.3, 4980.31, 4984.8, 4986.41, 4986.82, 4997, 5675.5, and 22448 to, and to repeal Sections 5677, 5678, 5679, and 9889.30 of, the Business and Professions Code, to amend Sections 8214.1, 8214.15, 8219.5, and 8223 of the Government Code, and to amend Section 803 of the Penal Code, relating to professions, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS**Committee on Environmental Safety and Toxic Materials**

June 18, 1998

Mr. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 442

Senate Bill No. 913

With author's amendments with the recommendation: Amend, and re-refer to the committee.

WAYNE, Chairman

SENATE BILL NO. 442—An act to add Section 57006 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.

SENATE BILL NO. 913—An act to amend Section 25353 of, to add Sections 25313.1, 25315.1, 25317.1, 25317.2, 25317.6, 25318.2, 25318.6, 25319.1, 25323.2, 25323.3, 25323.7, 25323.8, 25324.1, 25324.2, 25356.11, 25356.12, 25356.13, 25356.14, 25356.15, 25356.16, and 25356.17 to, to repeal Sections 25358.3 and 25358.7 of, and to repeal and add Sections 25312, 25313, 25356.6, 25356.7, 25356.8, 25356.9, and 25356.10 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 Education

June 18, 1998

Mr. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 1975

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MAZZONI, Chairwoman

SENATE BILL NO. 1975—An act relating to school performance.

Bill read second time; author's amendments, 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, 1998

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:

Senate Bill No. 1554

With author's amendments with the recommendation: Amend, and re-refer to the committee.

PAPAN, Chairman

SENATE BILL NO. 1554—An act to amend Sections 10229, 10230, 10231, 1023.1, 10231.2, 10232.2, 10232.5, 10233, 10234.5, 10236.4, and 10471 of, and to add Sections 10236.6 and 10236.7 to, the Business and professions Code, and to amend Section 17006 of the Financial Code, relating to real estate brokers, 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 Governmental Organization

June 18, 1998

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Senate Bill No. 1502

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairwoman

SENATE BILL NO. 1502—An act to add Section 12012.5 to the Government Code, and to add Section 337t to the Penal Code, relating to gaming.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Health

June 18, 1998

Mr. Speaker: The Chair of your Committee on Health reports:

Senate Bill No. 955

Senate Bill No. 1930

Senate Bill No. 1382

Senate Bill No. 1982

Senate Bill No. 1702

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

SENATE BILL NO. 955—An act to amend Sections 1386, 1388, 1391, 1392, and 1393 of the Health and Safety 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. 1382—An act to amend Sections 56.10, 56.11, 56.16, 56.26, 56.35, and 56.37 of, and to repeal Section 56.14 of, the Civil Code, and to amend Section 791.22 of the Insurance Code, relating to private information.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1702—An act to add Section 1373.21 to the Health and Safety 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. 1930—An act to amend Sections 2435, 2534.2, 2895, 3456, 3774, 4984.7, 4986.80, and 4996.6 of, and to add Sections 3753.8 and 3766 to, the Business and Professions Code, relating to professional license fees, 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. 1982—An act to amend Sections 2531, 2531.75, 2535.3, 2535.4, 3320, and 3330 of the Business and Professions Code, relating to regulatory boards and committees.

Bill read second time; author's amendments, 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 18, 1998

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 304

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VINCENT, Chairman

SENATE BILL NO. 304—An act to repeal and add Article 5 (commencing with Section 84501) of Chapter 4 of, and to repeal and add Article 6 (commencing with Section 85600) of Chapter 5 of, Title 9 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 Health

June 18, 1998

Mr. Speaker: The Chair of your Committee on Health reports:
Assembly Constitutional Amendment No. 44

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 44—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 32 to Article I thereof, relating to health.

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 Rules

June 18, 1998

Mr. Speaker: The Chair of your Committee on Rules reports:
Assembly Concurrent Resolution No. 98

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HERTZBERG, Chairman

ASSEMBLY CONCURRENT RESOLUTION NO. 98—Relative to Native Americans.

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 Natural Resources

June 18, 1998

Mr. Speaker: The Chair of your Committee on Natural Resources reports:
Senate Bill No. 681
Senate Bill No. 1712
Senate Bill No. 2010

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWEN, Chairwoman

SENATE BILL NO. 681—An act to amend Section 14551 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.

SENATE BILL NO. 1712—An act 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.

SENATE BILL NO. 2010—An act to amend Sections 33000, 33102, and 33200 of, to amend the heading of Division 23 (commencing with Section 33000) of, to add Section 33106 to, and to add Chapter 4 (commencing with Section 33300) to Division 23 of, the Public Resources Code, relating to the Santa Monica Mountains and Rivers Conservancy.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Governmental Organization

June 18, 1998

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:
Senate Bill No. 141
Senate Bill No. 2141

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairwoman

SENATE BILL NO. 141—An act to amend Section 19603 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.

SENATE BILL NO. 2141—An act to amend Section 8610.3 of, and to repeal, add, and repeal Section 8610.5 of, the Government Code, and to repeal and add Chapter 4 (commencing with Section 114650) of Part 9 of Division 104 of the Health and Safety Code, relating to nuclear power plants.

Bill read second time; author's amendments, 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 18, 1998

Mr. Speaker: The Chair of your Committee on Judiciary reports:
Senate Bill No. 1521
Senate Bill No. 1622
Senate Bill No. 1785

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCIUTIA, Chairwoman

SENATE BILL NO. 1521—An act to amend Sections 25548.1 and 25548.5 of the Health and Safety Code, relating to hazardous materials liability.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1622—An act to add Title 1.81 (commencing with Section 1798.80) to Part 4 of Division 3 of the Civil Code, relating to biometric identifiers.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1785—An act to amend Sections 1815, 1816, 1834, 1840, 1845, 1846, 1847, and 2080 of, and to add Section 1834.4 to, the Civil Code, to amend Sections 31108, 31752, and 32001 of, and to add Sections 17005, 31753, 31754, 32002, and 32003 to, the Food and Agricultural Code, and to amend Sections 597, 597.1, and 597t of, and to add Section 599d to, the Penal Code, relating to stray animals.

Bill read second time; author's amendments, 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 18, 1998

Mr. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 1436

Senate Bill No. 1488

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SWEENEY, Chairman

SENATE BILL NO. 1436—An act to amend Section 6840 of, to add Section 6835.1 to, and to repeal Sections 6831, 6832, and 6842 of, the Harbors and Navigation Code, to add Section 116556 to the Health and Safety Code, to amend Section 5782.27 of the Public Resources Code, and to amend Section 55310.2 of the Water Code, relating to local government, 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. 1488—An act to add Section 5540.7 to the Public Resources Code, relating to regional park and open-space districts.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Public Employees, Retirement and Social Security

June 18, 1998

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 2472

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HONDA, Chairman

ASSEMBLY BILL NO. 2472—An act relating to state 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 Local Government

June 18, 1998

Mr. Speaker: The Chair of your Committee on Local Government reports:
Senate Bill No. 139

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SWEENEY, Chairman

SENATE BILL NO. 139—An act to amend Sections 54953, 54954.5, 54956.8, 54957.5, and 54957.6 of the Government Code, relating to public 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 Public Safety

June 18, 1998

Mr. Speaker: The Chair of your Committee on Public Safety reports:
Senate Bill No. 1450
Senate Bill No. 1626
Senate Bill No. 1700

With author's amendments with the recommendation: Amend, and re-refer to the committee.

PERATA, Chairman

SENATE BILL NO. 1450—An act to amend Sections 2541 and 5058 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.

SENATE BILL NO. 1626—An act to add Section 7583.31 to the Business and Professions Code, to amend Section 35021.5 of, and to add Sections 38001.5 and 72330.5 to, the Education Code, and to amend Section 832.2 of the Penal Code, relating to peace officers.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1700—An act to amend Sections 13825.2 and 13825.4 of the Penal Code and to amend Section 1915 of the Welfare and Institutions Code, relating to crime prevention, 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

June 18, 1998

Mr. Speaker: The Chair of your Committee on Health reports:
Senate Bill No. 1648

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

SENATE BILL NO. 1648—An act to amend Sections 17600, 17606.05, and 17606.20 of 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 Insurance

June 18, 1998

Mr. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 1413

Senate Bill No. 1718

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FIGUEROA, Chairwoman

SENATE BILL NO. 1413—An act to add Section 10111.2 to the Insurance Code, relating to insurance.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1718—An act to amend Section 10509.6 of the Insurance Code, relating to life 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 18, 1998

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 2154

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 2154—An act to add Chapter 3.4 (commencing with Section 6223) to Division 7 of Title 1 of the Government Code, relating to harassment against public officials.

Bill read second time; author's amendments, 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, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 844

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 844—An act to add Section 13005.27 to the Public Utilities Code, relating to transportation, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

Date of Hearing: June 17, 1998

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 2004

With the recommendation: Do pass, and be re-referred to the Committee on Health.

SWEENEY, Chairman

Above bill re-referred to the Committee on Health.

Date of Hearing: June 17, 1998

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 2227

With the recommendation: Do pass, and be re-referred to the Committee on Agriculture.

SWEENEY, Chairman

Above bill re-referred to the Committee on Agriculture.

Date of Hearing: June 17, 1998

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 1649

With the recommendation: Do pass, and be re-referred to the Committee on Consumer Protection, Governmental Efficiency and Economic Development with recommendation: To Consent Calendar.

SWEENEY, Chairman

Above bill re-referred to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

Committee on Human Services

Date of Hearing: June 17, 1998

Mr. Speaker: Your Committee on Human Services reports:

Senate Bill No. 478

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.

ARONER, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 17, 1998

Mr. Speaker: Your Committee on Human Services reports:

Senate Bill No. 1630

Senate Bill No. 2194

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

ARONER, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 17, 1998

Mr. Speaker: Your Committee on Human Services reports:

Senate Bill No. 1361

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.

ARONER, Chairwoman

Above bill ordered to second reading.

Committee on Rules

Date of Hearing: June 18, 1998

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 166

Assembly Concurrent Resolution No. 169

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.

HERTZBERG, Chairman

Above resolutions ordered on file.

Committee on Labor and Employment

Date of Hearing: June 17, 1998

Mr. Speaker: Your Committee on Labor and Employment reports:

Senate Bill No. 1514

Senate Bill No. 2054

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

FLOYD, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Education

Date of Hearing: June 17, 1998

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 1640

Senate Bill No. 1770

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.

Committee on Higher Education

Date of Hearing: June 15, 1998

Mr. Speaker: Your Committee on Higher Education reports:

Senate Concurrent Resolution No. 71

With amendments with the recommendation: Amend, be adopted, as amended, and be re-referred to the Committee on Appropriations.

LEMPERT, Chairman

Above resolution ordered to second reading.

Committee on Education

Date of Hearing: June 17, 1998

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 2023

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 17, 1998

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 1490

Senate Bill No. 2178

With the recommendation: Do pass.

MAZZONI, Chairwoman

Above bills ordered to second reading.

Committee on Transportation

Date of Hearing: June 15, 1998

Mr. Speaker: Your Committee on Transportation reports:
Senate Bill No. 1869

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.

MESSAGES FROM THE SENATE

June 18, 1998

*Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber*

Dear Dotson: The Senate this day by a two-thirds vote suspended Joint Rule 29.5(b) on AB 1656.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Senate Chamber, June 18, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 1751
Assembly Bill No. 1766
Assembly Bill No. 1795
Assembly Bill No. 2042

Assembly Bill No. 2293
Assembly Bill No. 2409
Assembly Bill No. 2507

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, June 18, 1998

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. 126
Assembly Bill No. 1199
Assembly Bill No. 1449
Assembly Bill No. 1646

Assembly Bill No. 2164
Assembly Bill No. 2307
Assembly Bill No. 2609
Assembly Bill No. 2763

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 18, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 654
Senate Bill No. 1075

Senate Bill No. 1174
Senate Bill No. 1186

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, June 18, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 67

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. 67—Relative to the Joint Legislative Committee on Prison Construction and Operations.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Elections, Reapportionment and Constitutional Amendments, on June 29, 1998, at 3 p.m., in Room 127.

INTRODUCTION OF GUESTS

Assembly Member Scott, of the 44th Assembly District, introduced his daughter Sharon Mitchell and granddaughter Sarah Mitchell.

Assembly Member Napolitano, of the 58th Assembly District, introduced Manuel Marin Jr., of Whittier.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Washington, the Assembly adjourned until 11:30 a.m., Monday, June 22, 1998, out of respect to the memory of Eleanor Zimmerman on motion of Assembly Member Napolitano; and out of respect to the memory of Judy White on motion of Assembly Member Wildman.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 18, 1998

The following measures were amended in the Assembly on this day:

AB	RN	SB	RN
2472	9813157	1488	9807293
		1502	9813705
ACA	RN	1521	9813665
44	9811761	1554	9813623
		1622	9813513
ACR	RN	1626	9813625
98	9813634	1635	9812893
		1648	9813565
SB	RN	1661	9813538
139	9813674	1700	9813453
141	9813283	1702	9813698
304	9813535	1712	9813527
442	9813605	1718	9812883
681	9812584	1785	9813647
844	9810269	1930	9813530
913	9813581	1950	9813500
955	9813440	1975	9813195
1129	9813695	1982	9813240
1382	9813357	2010	9813562
1413	9812556	2026	9813316
1436	9813030	2028	9812914
1446	9813488	2141	9813391
1450	9813629	2154	9813763
1454	9813752	2238	9813521

Daily Total: 42
Cumulative Total: 5883

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, June 22, 1998

**TWO HUNDRED TWENTY-SEVENTH SESSION DAY
FIVE HUNDRED SIXTY-EIGHTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, June 22, 1998

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

At 11:31 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 bring in the absent Members.

Quorum Present

At 11:53 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	Cedillo	Kuehl	Papan
Aguiar	Cunneen	Kuykendall	Perata
Alby	Davis	Leach	Poochigian
Alquist	Ducheny	Lempert	Prenter
Aroner	Escutia	Leonard	Richter
Ashburn	Figueroa	Machado	Runner
Baca	Firestone	Margett	Scott
Baldwin	Floyd	Martinez	Shelley
Battin	Frusetta	Mazzoni	Strom-Martin
Baugh	Gallegos	McClintock	Sweeney
Bordonaro	Goldsmith	Migden	Thompson
Bowen	Granlund	Morrissey	Thomson
Bowler	Havice	Morrow	Torlakson
Brewer	Hertzberg	Murray	Vincent
Brown	Honda	Napolitano	Washington
Bustamante	House	Olberg	Wayne
Campbell	Kaloogian	Oller	Wildman
Cardenas	Keeley	Ortiz	Woods
Cardoza	Knox	Pacheco	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 Creator of All Things, You are uncreated nature, without beginning and existing forever. We raise our hearts and minds to You this morning and proclaim that You, O God, are holy. In imitation of the angelic powers on high, we who are on earth offer a hymn of victory to You saying, Holy, Holy, Holy are You O God, have mercy on us.—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 Sweeney, seconded by Assembly Member Granlund.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On personal business, and waiving per diem: Assembly Members Miller and Pringle.

Because of illness: Assembly Members Takasugi and Wright.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

June 19, 1998

E. Dotson Wilson

Chief Clerk

State Capitol

Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Bill Campbell to the Housing and Community Development Committee in place of Assemblymember Gary Miller for the June 24, 1998 hearing only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 22, 1998

E. Dotson Wilson
Chief Clerk

State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Wally Knox to the Public Employees, Retirement and Social Security Committee in place of Assemblymember Jack Scott.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 22, 1998

E. Dotson Wilson
Chief Clerk

State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Brett Granlund to the Natural Resources Committee in place of Assemblymember Keith Olberg for today's hearing only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 22, 1998

E. Dotson Wilson
Chief Clerk

State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Kevin Murray to the Elections, Reapportionment and Constitutional Amendments Committee in place of Assemblymember Roderick Wright for today's hearing only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 22, 1998

E. Dotson Wilson
Chief Clerk

State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Steve Baldwin to the Revenue and Taxation Committee in place of Assemblymember Nao Takasugi for today's hearing only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 22, 1998

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Tom Bordonaro to the Transportation Committee in place of Assemblymember Nao Takasugi for today's hearing only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 22, 1998

E. Dotson Wilson
Chief Clerk
State Capitol
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Marilyn Brewer to the Consumer Protection, Governmental Efficiency and Economic Development Committee in place of Assemblymember Nao Takasugi for the June 23, 1998 hearing only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 22, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 2472

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, June 22, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Constitutional Amendment No. 44

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, June 22, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Concurrent Resolution No. 98

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, June 22, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 166

Assembly Concurrent Resolution No. 169

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions ordered to the Consent Calendar.

Assembly Chamber, June 22, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1751

Assembly Bill No. 1766

Assembly Bill No. 1795

Assembly Bill No. 2042

Assembly Bill No. 2409

Assembly Bill No. 2507

And reports the same correctly enrolled, and presented to the Governor at 12 m., June 22, 1998.

E. DOTSON WILSON, Chief Clerk

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

Assembly Concurrent

<i>Resolution No.</i>	<i>Committee</i>
171 -----	Trans.
172 -----	Trans.

Senate

<i>Bill No.</i>	<i>Committee</i>
17 -----	Ins.
309 -----	Hum. S.
1459 -----	Jud. and Higher Ed.
2204 -----	U. & C.

AUTHOR'S AMENDMENTS

Committee on Elections, Reapportionment and Constitutional Amendments

June 22, 1998

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 2090

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VINCENT, Chairman

SENATE BILL NO. 2090—An act to add Section 83111.5 to the Government Code, relating to the Political Reform Act of 1974.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Education

June 22, 1998

Mr. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 1681

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MAZZONI, Chairwoman

SENATE BILL NO. 1681—An act relating to school district reorganization.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR’S AMENDMENTS
Committee on Education

June 22, 1998

Mr. Speaker: The Chair of your Committee on Education reports:
Senate Bill No. 2200

With author’s amendments with the recommendation: Amend, and re-refer to the committee.

MAZZONI, Chairwoman

SENATE BILL NO. 2200—An act to add and repeal Chapter 11 (commencing with Section 49610) of Part 27 of the Education Code, relating to student financial 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.

AUTHOR’S AMENDMENTS
Committee on Judiciary

June 22, 1998

Mr. Speaker: The Chair of your Committee on Judiciary reports:
Senate Bill No. 1989

With author’s amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 1989—An act to repeal and add Section 2079.10 of the Civil Code, relating to real property disclosure.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR’S AMENDMENTS
Committee on Human Services

June 22, 1998

Mr. Speaker: The Chair of your Committee on Human Services reports:
Senate Bill No. 1823

With author’s amendments with the recommendation: Amend, and re-refer to the committee.

ARONER, Chairman

SENATE BILL NO. 1823—An act to add Section 11466.24 to the Welfare and Institutions Code, relating to foster 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 Transportation

June 22, 1998

Mr. Speaker: The Chair of your Committee on Transportation reports:
Senate Bill No. 1742

With author’s amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

SENATE BILL NO. 1742—An act to add and repeal Section 15318 of the Government Code, relating to the Alameda Corridor.

Bill read second time; author's amendments, 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 22, 1998

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:

Senate Bill No. 1685

With author's amendments with the recommendation: Amend, and re-refer to the committee.

PAPAN, Chairman

SENATE BILL NO. 1685—An act to repeal Sections 21200.5 and 21200.7 of, and to repeal and add Section 21200 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 Banking and Finance

June 22, 1998

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:

Senate Bill No. 1466

With author's amendments with the recommendation: Amend, and re-refer to the committee.

PAPAN, Chairman

SENATE BILL NO. 1466—An act to amend Sections 510, 547, 558, 3845, and 14254.5 of the Financial Code, relating to bank closings.

Bill read second time; author's amendments, 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 22, 1998

Mr. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 1190

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SWEENEY, Chairman

SENATE BILL NO. 1190—An act to add Division 35 (commencing with Section 72000) to the Public Resources Code, relating to trees.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Natural Resources

June 22, 1998

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 988

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWEN, Chairwoman

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.

Bill read second time; author's amendments, 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 22, 1998

Mr. Speaker: The Chair of your Committee on Utilities and Commerce reports:
Senate Bill No. 116
Senate Bill No. 378

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MARTINEZ, Chairwoman

SENATE BILL NO. 116—An act to add and repeal Sections 17052.5 and 23601.5 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. 378—An act to add Section 761.7 to the Public Utilities Code, relating to public utilities.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

MESSAGES FROM THE SENATE

Senate Chamber, June 22, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended: Assembly Bill No. 2087

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 22, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 147

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered enrolled.

Senate Chamber, June 22, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 1089

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, June 22, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 96

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. 96—Relative to the 25th anniversary of the Department of Transportation.

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 Reginald F. Infante, of Suisun City.

Assembly Member Ackerman was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Joseph Jean, of Fullerton; and Bonnie Ellis, of Fullerton.

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 Susan Yoachum, of San Francisco.

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 Thomas Butler and Anthony Godinez, of Castro Valley.

RE-REFERENCE OF BILLS

Assembly Member Migden was granted unanimous consent that the following bills be re-referred from the Committee on Appropriations as noted:

Senate Bill No. 844, to the Committee on Transportation;

Senate Bill No. 2194, to the Committee on Health.

Assembly Member Shelley was granted unanimous consent that the following bills be re-referred as noted:

Senate Bill No. 2031 from the Committee on Judiciary, to the Committee on Appropriations;

Senate Bill No. 1466 from the Committee on Banking and Finance, to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

REQUEST TO RESCIND ACTION ON SENATE BILL NO. 190

Assembly Member Mazzoni requested unanimous consent to rescind the action whereby the Assembly, on June 4, 1998 (Assembly Journal, page 7361), passed Senate Bill No. 190, and whereby the bill was ordered transmitted to the Senate.

Unanimous consent was withheld.

Motion to Rescind Action

Assembly Member Mazzoni moved that the action be rescinded whereby on June 4, 1998 (Assembly Journal, page 7361) the Assembly passed Senate Bill No. 190 and whereby the bill was transmitted to the Senate.

Assembly Member Shelley 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, 12 noon.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

RE-REFERENCE OF BILLS

Assembly Member Shelley was granted unanimous consent that Senate Bill No. 1190 be re-referred from the Committee on Local Government to the Committee on Rules.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Martinez announced that the Committee on Utilities and Commerce would meet today, upon adjournment of Floor session, in the Tom Bane Rules Committee Room.

ADJOURN IN HONOR

Assembly Member Knox was granted unanimous consent that when the Assembly adjourns on this day it do so in honor of the birth of Juanita Maricela Munoz, born on June 15, 1998 to John and Cathy Munoz, of Sacramento.

CONSIDERATION OF DAILY FILE**UNFINISHED BUSINESS****CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 112 (Escutia)—An act to amend Sections 1357.06, 1357.50, 1357.51, 1357.52, 1366.21, 1366.22, 1366.23, 1366.24, 1366.25, 1366.26, 1366.27, and 1373.621 of, to amend and repeal Section 1357.16 of, to repeal Section 1373.62 of, the Health and Safety Code, and to amend Sections 10116.5, 10128.51, 10128.52, 10128.53, 10128.54, 10128.55, 10128.56, 10128.57, 10128.58, 10194.8, 10198.6, 10273.4, 10273.6, 10700, 10705, and 10708 of, and to amend and repeal Section 10718.55 of, the Insurance Code, relating to health and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

Ackerman	Cunneen	Lempert	Prenter
Aguiar	Davis	Leonard	Richter
Alby	Ducheny	Machado	Runner
Alquist	Escutia	Margett	Scott
Aroner	Figueroa	Martinez	Shelley
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Goldsmith	Migden	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
Campbell	Knox	Pacheco	Mr. Speaker
Cardenas	Kuehl	Papan	
Cardoza	Kuykendall	Perata	
Cedillo	Leach	Poochigian	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—73

Ackerman	Cunneen	Lempert	Prenter
Aguiar	Davis	Leonard	Richter
Alby	Ducheny	Machado	Runner
Alquist	Escutia	Margett	Scott
Aroner	Figueroa	Martinez	Shelley
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Goldsmith	Migden	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
Campbell	Knox	Pacheco	Mr. Speaker
Cardenas	Kuehl	Papan	
Cardoza	Kuykendall	Perata	
Cedillo	Leach	Poochigian	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1449 (Brown)—An act to add Section 4980.08 to the Business and Professions Code, relating to healing arts.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Cedillo	Kuykendall	Perata
Aguiar	Cunneen	Leach	Poochigian
Alby	Davis	Lempert	Prenter
Alquist	Ducheny	Leonard	Richter
Aroner	Escutia	Machado	Runner
Ashburn	Figueroa	Margett	Scott
Baca	Floyd	Martinez	Shelley
Baldwin	Frusetta	Mazzoni	Strom-Martin
Battin	Goldsmith	Migden	Sweeney
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Vincent
Brewer	House	Olberg	Washington
Brown	Kaloogian	Oller	Wayne
Campbell	Keeley	Ortiz	Wildman
Cardenas	Knox	Pacheco	Woods
Cardoza	Kuehl	Papan	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1646 (Battin)—An act to amend Section 3003 of the Penal Code, relating to parole.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—70

Ackerman	Cedillo	Lempert	Prenter
Aguiar	Cunneen	Leonard	Richter
Alby	Davis	Machado	Runner
Alquist	Ducheny	Margett	Scott
Aroner	Escutia	Martinez	Shelley
Ashburn	Figueroa	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Gallegos	Morrissey	Thompson
Battin	Goldsmith	Morrow	Thomson
Baugh	Granlund	Murray	Torlakson
Bordonaro	Havice	Napolitano	Vincent
Bowen	Hertzberg	Olberg	Washington
Bowler	House	Oller	Wayne
Brewer	Kaloogian	Ortiz	Wildman
Brown	Knox	Pacheco	Woods
Campbell	Kuehl	Papan	Mr. Speaker
Cardenas	Kuykendall	Perata	
Cardoza	Leach	Poochigian	

NOES—None**Vote Changes**

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1646: Assembly Member Migden, from "Aye" to "Not Voting".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2164 (Wayne)—An act to add Article 16 (commencing with Section 11475) 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.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Cunneen	Leach	Poochigian
Aguiar	Davis	Lempert	Prenter
Alby	Ducheny	Leonard	Richter
Alquist	Escutia	Machado	Runner
Aroner	Figuroa	Margett	Scott
Ashburn	Floyd	Martinez	Shelley
Baca	Frusetta	Mazzoni	Strom-Martin
Baldwin	Gallegos	McClintock	Sweeney
Battin	Goldsmith	Migden	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
Campbell	Keeley	Ortiz	Woods
Cardenas	Knox	Pacheco	Mr. Speaker
Cardoza	Kuehl	Papan	
Cedillo	Kuykendall	Perata	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 126 (Papan)—An act to amend Sections 1346 and 1347.5 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—71

Ackerman	Cardoza	Kuehl	Poochigian
Aguiar	Cunneen	Kuykendall	Prenter
Alby	Davis	Leach	Richter
Alquist	Ducheny	Lempert	Runner
Aroner	Escutia	Leonard	Scott
Ashburn	Figueroa	Machado	Shelley
Baca	Floyd	Margett	Strom-Martin
Baldwin	Frusetta	Martinez	Sweeney
Battin	Gallegos	Mazzoni	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowen	Havice	Murray	Vincent
Bowler	Hertzberg	Napolitano	Washington
Brewer	Honda	Olberg	Wayne
Brown	House	Ortiz	Wildman
Bustamante	Kaloogian	Pacheco	Woods
Campbell	Keeley	Papan	Mr. Speaker
Cardenas	Knox	Perata	

NOES—2

McClintock	Migden
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Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 126: Assembly Member Migden, from “Aye” to “No”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2307 (McClintock)—An act to add Section 53356.9 to the Government Code, relating to community facilities districts.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—75

Ackerman	Cedillo	Kuykendall	Perata
Aguiar	Cunneen	Leach	Poochigian
Alby	Davis	Lempert	Prenter
Alquist	Ducheny	Leonard	Richter
Aroner	Escutia	Machado	Runner
Ashburn	Figueroa	Margett	Scott
Baca	Floyd	Martinez	Shelley
Baldwin	Frusetta	Mazzoni	Strom-Martin
Battin	Gallegos	McClintock	Sweeney
Baugh	Goldsmith	Migden	Thompson
Bordonaro	Granlund	Morrissey	Thomson
Bowen	Havice	Morrow	Torlakson
Bowler	Hertzberg	Murray	Vincent
Brewer	Honda	Napolitano	Washington
Brown	House	Olberg	Wayne
Bustamante	Kaloogian	Oller	Wildman
Campbell	Keeley	Ortiz	Woods
Cardenas	Knox	Pacheco	Mr. Speaker
Cardoza	Kuehl	Papan	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2609 (Lempert)—An act to amend Section 626.9 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—46

Alquist	Figueroa	Machado	Shelley
Aroner	Floyd	Martinez	Strom-Martin
Bowen	Frusetta	Mazzoni	Sweeney
Brown	Gallegos	Migden	Thomson
Bustamante	Havice	Morrissey	Torlakson
Cardenas	Hertzberg	Murray	Vincent
Cardoza	Honda	Napolitano	Washington
Cedillo	Keeley	Ortiz	Wayne
Cunneen	Knox	Pacheco	Wildman
Davis	Kuehl	Papan	Mr. Speaker
Ducheny	Leach	Perata	
Escutia	Lempert	Scott	

NOES—24

Ackerman	Baugh	Kaloogian	Olberg
Alby	Bordonaro	Kuykendall	Oller
Ashburn	Bowler	Leonard	Poochigian
Baca	Campbell	Margett	Runner
Baldwin	Granlund	McClintock	Thompson
Battin	House	Morrow	Woods

Above bill ordered enrolled.

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 23 and Senate Constitutional Amendment No. 13 were continued until the next legislative day.

ASSEMBLY MEMBER GALLEGOS WELCOMED BACK

Speaker pro Tempore Kuehl was joined by the Members of the Assembly in welcoming Assembly Member Gallegos back to the Assembly following his recent illness.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS**

SENATE BILL NO. 1129 (Sher)—An act to amend Section 1363 of, and to add Section 1373.96 to, the Health and Safety Code, and to add Section 10133.56 to the Insurance Code, relating to health coverage.

Bill read third time, and presented by Assembly Member Gallegos.

Bill passed by the following vote:

AYES—72

Ackerman	Cardoza	Knox	Papan
Aguiar	Cedillo	Kuehl	Perata
Alby	Cunneen	Kuykendall	Poochigian
Alquist	Davis	Leach	Prenter
Aroner	Ducheny	Lempert	Richter
Ashburn	Escutia	Leonard	Runner
Baca	Figueroa	Machado	Scott
Baldwin	Floyd	Margett	Shelley
Battin	Frusetta	Martinez	Strom-Martin
Baugh	Gallegos	Mazzoni	Sweeney
Bordonaro	Goldsmith	Migden	Thompson
Bowen	Granlund	Morrissey	Thomson
Bowler	Havice	Morrow	Torlakson
Brewer	Hertzberg	Murray	Washington
Brown	Honda	Napolitano	Wayne
Bustamante	House	Olberg	Wildman
Campbell	Kaloogian	Oller	Woods
Cardenas	Keeley	Ortiz	Mr. Speaker

NOES—2

McClintock Pacheco

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1728 (Thompson)—An act to add Section 2624 to the Penal Code, relating to prisoners.

Bill read third time, and presented by Assembly Member Hertzberg.

Bill passed by the following vote:

AYES—71

Ackerman	Cardoza	Kuehl	Perata
Aguiar	Cunneen	Kuykendall	Poochigian
Alby	Davis	Leach	Prenter
Alquist	Ducheny	Lempert	Richter
Aroner	Escutia	Leonard	Runner
Ashburn	Figueroa	Machado	Scott
Baca	Floyd	Margett	Shelley
Baldwin	Frusetta	Martinez	Strom-Martin
Battin	Gallegos	Mazzoni	Sweeney
Baugh	Goldsmith	Morrissey	Thompson
Bordonaro	Granlund	Morrow	Thomson
Bowen	Havice	Murray	Torlakson
Bowler	Hertzberg	Napolitano	Vincent
Brewer	Honda	Olberg	Wayne
Brown	House	Oller	Wildman
Bustamante	Kaloogian	Ortiz	Woods
Campbell	Keeley	Pacheco	Mr. Speaker
Cardenas	Knox	Papan	

NOES—2

McClintock Migden

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 1728: Assembly Member Migden, from "Aye" to "No"; Assembly Member Washington, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1437 (Kopp)—An act to amend Section 8607.1 of the Government Code, relating to fire suppression.

Bill read third time, and presented by Assembly Member Richter.

Bill passed by the following vote:

AYES—66

Ackerman	Cedillo	Leonard	Richter
Aguiar	Cunneen	Machado	Runner
Alby	Davis	Margett	Scott
Alquist	Ducheny	Martinez	Shelley
Aroner	Figueroa	Mazzoni	Strom-Martin
Ashburn	Floyd	McClintock	Sweeney
Baca	Frusetta	Migden	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Vincent
Bowler	Honda	Olberg	Washington
Brewer	Kaloogian	Oller	Wayne
Brown	Keeley	Ortiz	Wildman
Bustamante	Kuehl	Papan	Woods
Campbell	Kuykendall	Perata	Mr. Speaker
Cardenas	Leach	Poochigian	
Cardoza	Lempert	Prenter	

NOES—4

Granlund House Morrow Pacheco

Bill ordered transmitted to the Senate.

**UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 2763 (Committee on Public Employees, Retirement and Social Security)—An act to amend Sections 31625.3 and 31657 of, and to add Section 31835.02 to, the Government Code, relating to county employee retirement systems.

Bill presented by Assembly Member Honda.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Cardoza	Kuehl	Papan
Aguiar	Cedillo	Kuykendall	Perata
Alby	Cunneen	Leach	Poochigian
Alquist	Davis	Lempert	Prenter
Aroner	Ducheny	Leonard	Richter
Ashburn	Escutia	Machado	Scott
Baca	Figuroa	Margett	Shelley
Baldwin	Floyd	Martinez	Strom-Martin
Battin	Frusetta	Mazzoni	Sweeney
Baugh	Gallegos	McClintock	Thompson
Bordonaro	Goldsmith	Migden	Thomson
Bowen	Granlund	Morrissey	Torlakson
Bowler	Havice	Morrow	Vincent
Brewer	Hertzberg	Murray	Washington
Brown	Honda	Napolitano	Wayne
Bustamante	Kaloogian	Olberg	Wildman
Campbell	Keeley	Oller	Woods
Cardenas	Knox	Ortiz	Mr. Speaker

NOES—2

House Pacheco

Above bill ordered enrolled.

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 305 (Sher)—An act to amend Section 48981 of, and to add Section 48986 to, the Education Code, relating to education.

Bill read third time, and presented by Assembly Member Thomson.

Bill passed by the following vote:

AYES—47

Alquist	Escutia	Leach	Scott
Aroner	Figueroa	Lempert	Shelley
Baca	Floyd	Machado	Strom-Martin
Bowen	Frusetta	Martinez	Sweeney
Brown	Gallegos	Mazzoni	Thomson
Bustamante	Havice	Migden	Torlakson
Cardenas	Hertzberg	Morrissey	Vincent
Cardoza	Honda	Murray	Washington
Cedillo	Keeley	Napolitano	Wayne
Cunneen	Knox	Ortiz	Wildman
Davis	Kuehl	Papan	Mr. Speaker
Ducheny	Kuykendall	Perata	

NOES—27

Ackerman	Bordonaro	Kaloogian	Pacheco
Aguiar	Bowler	Leonard	Poochigian
Alby	Brewer	Margett	Richter
Ashburn	Campbell	McClintock	Runner
Baldwin	Goldsmith	Morrow	Thompson
Battin	Granlund	Olberg	Woods
Baugh	House	Oller	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
MAZZONI MOTION TO RESCIND ACTION**

At 12:36 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 Mazzoni motion to rescind the action whereby Senate Bill No. 190 was passed carried by the following vote:

AYES—41

Alquist	Escutia	Machado	Sweeney
Aroner	Figueroa	Martinez	Thomson
Baca	Floyd	Mazzoni	Torlakson
Bowen	Gallegos	Migden	Vincent
Brown	Havice	Murray	Washington
Bustamante	Hertzberg	Napolitano	Wayne
Cardenas	Honda	Ortiz	Wildman
Cardoza	Keeley	Perata	Mr. Speaker
Cedillo	Knox	Scott	
Davis	Kuehl	Shelley	
Ducheny	Lempert	Strom-Martin	

NOES—33

Ackerman	Brewer	Kuykendall	Poochigian
Aguiar	Campbell	Leach	Prenter
Alby	Cunneen	Leonard	Richter
Ashburn	Firestone	Margett	Runner
Baldwin	Frusetta	McClintock	Thompson
Battin	Goldsmith	Morrissey	Woods
Baugh	Granlund	Morrow	
Bordonaro	House	Olberg	
Bowler	Kaloogian	Oller	

Consideration of Senate Bill No. 190 Without Reference to File

Assembly Member Mazzoni was granted unanimous consent to take up Senate Bill No. 190, without reference to file, for purpose of amendment.

SENATE BILL NO. 190 (Alpert)—An act to add Article 6 (commencing with Section 60675) to Chapter 5 of Part 33 of the Education Code, relating to academic achievement.

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.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Murray announced that the Committee on Transportation would meet today at 2 p.m.

**CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS**

SENATE BILL NO. 478—An act to amend Section 1569.193 of the Health and Safety Code, relating to residential care facilities for the elderly.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1361—An act to add Sections 1531.2 and 1584 to the Health and Safety Code, relating to day care centers.

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, to be placed upon the Consent Calendar.

SENATE CONCURRENT RESOLUTION NO. 71—Relative to postsecondary education.

Resolution read; amendments proposed by the Committee on Higher Education read and adopted, resolution ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1490—An act to add Section 60602.5 to the Education Code, relating to pupils.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2178—An act to amend Sections 45105, 45246, 45249, and 45286 of the Education Code, relating to school employees.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1869—An act 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.

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. 82 (Baca)—Relative to diabetes awareness.

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. 1632 (Johnson)—An act to amend Section 1196 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. 606 (Sher)—An act to amend Section 25648.4 of the Public Resources Code, to amend Sections 383.5, 384, and 445 of the Public Utilities Code, and to amend Section 1 of Chapter 905 of the Statutes of 1997, relating to public utilities.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

SENATE BILL NO. 1512 (Maddy)—An act to amend Section 22250 of, and to add Section 22320.5 to, the Financial Code, relating to finance lenders.

Bill read 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. 1693 (Dills)—An act to amend Sections 10262 and 10263 of the Elections Code, relating to the canvass of city election returns.

Bill read 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. 1840 (Costa)—An act to amend Section 26802.5 of the Government Code, relating to local government.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

SENATE CONCURRENT RESOLUTION NO. 75 (Kopp)—Relative to Stepfamily Day.

Resolution read, adopted, and ordered transmitted to the Senate.

*(For the vote on the above resolution, see this day's
Consent Calendar roll call.)*

Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar passed, by the following vote:

AYES—75

Ackerman	Cedillo	Kuykendall	Perata
Aguiar	Cunneen	Leach	Poochigian
Alby	Davis	Lempert	Prenter
Alquist	Ducheny	Leonard	Richter
Aroner	Escutia	Machado	Runner
Ashburn	Figueroa	Margett	Scott
Baca	Floyd	Martinez	Shelley
Baldwin	Frusetta	Mazzoni	Strom-Martin
Battin	Gallegos	McClintock	Sweeney
Baugh	Goldsmith	Migden	Thompson
Bordonaro	Granlund	Morrissey	Thomson
Bowen	Havice	Morrow	Torlakson
Bowler	Hertzberg	Murray	Vincent
Brewer	Honda	Napolitano	Washington
Brown	House	Olberg	Wayne
Bustamante	Kaloogian	Oller	Wildman
Campbell	Keeley	Ortiz	Woods
Cardenas	Knox	Pacheco	Mr. Speaker
Cardoza	Kuehl	Papan	

NOES—None**ANNOUNCEMENTS**

Assembly Member Leonard announced that Assembly Member Takasugi had been taken to Sutter Memorial Hospital earlier today and was joined by the Members of the Assembly in extending best wishes for a speedy recovery.

MOTION TO ADJOURN

At 12:40 p.m., Assembly Member Baugh 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:

Assembly Bill No. 112, Urgency and Concurrence: Battin, Cardenas, Kaloogian, Morrow, Ortiz, Pacheco, and Runner—Aye.

Assembly Bill No. 1449, Concurrence: Cardenas, Kaloogian, Morrow, Ortiz, Pacheco, and Runner—Aye.

Assembly Bill No. 1646, Concurrence: Cardenas, Ducheny, Kaloogian, Morrow, Ortiz, Pacheco, and Runner—Aye.

Assembly Bill No. 2164, Concurrence: Cardenas, Ortiz, and Runner—Aye.

Assembly Bill No. 126, Concurrence: Cardenas, Ortiz, and Runner—Aye.

Assembly Bill No. 2307, Concurrence: Cardenas, Ortiz, and Runner—Aye.

Assembly Bill No. 2609, Concurrence: Cardenas, Cardoza, Morrissey, and Ortiz—Aye; Battin and Runner—No.

Senate Bill No. 1129: Cardoza and Ortiz—Aye.

Senate Bill No. 1728: Ortiz and Runner—Aye.

Senate Bill No. 1437: Aguiar, Bordonaro, Martinez, Olberg, Ortiz, and Runner—Aye.

Assembly Bill No. 2763, Concurrence: Ortiz—Aye.

QUORUM CALL OF THE ASSEMBLY

At 12:40 p.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 22, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 168

And reports the same correctly enrolled, and presented to the Secretary of the State on the 22nd day of June, 1998, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 173—Figueroa. Relative to the Class Size Reduction Program in California Schools.

ASSEMBLY CONCURRENT RESOLUTION NO. 174—Strom-Martin, Aroner, Baca, Bowen, Brown, Davis, Figueroa, House, Keeley, Knox, Kuykendall, Mazzoni, Migden, Perata, Shelley, and Sweeney, (Senators Alpert, Costa, Dills, Hughes, Karnette, Lockyer, Polanco, Rosenthal, Sher, Solis, Vasconcellos, and Watson, coauthors). Relative to the women's rights movement.

AUTHOR'S AMENDMENTS

Committee on Judiciary

June 22, 1998

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Assembly Joint Resolution No. 26

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

ASSEMBLY JOINT RESOLUTION NO. 26—Relative to the State Initiative Fairness Act.

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 Governmental Organization

June 22, 1998

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Senate Bill No. 2174

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairwoman

SENATE BILL NO. 2174—An act to add Section 6257.5 to, and to add Chapter 3 (commencing with Section 15650) to Part 9 of Division 3 of Title 2 of, the Government Code, relating to the State Board of Equalization.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 22, 1998

Mr. Speaker: The Chair of your Committee on Judiciary reports:
Senate Bill No. 1459

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 1459—An act to amend Section 6061 of the Business and Professions Code, relating to the State Bar.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 22, 1998

Mr. Speaker: The Chair of your Committee on Judiciary reports:
Senate Bill No. 1623

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 1623—An act relating to viatical settlements.

Bill read second time; author's amendments, 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 22, 1998

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:
Senate Bill No. 1439

With author's amendments with the recommendation: Amend, and re-refer to the committee.

PAPAN, Chairman

SENATE BILL NO. 1439—An act to amend Sections 14157, 14250, 14254.5, 14256, 14400, 14407, 14408, 14409, 14410, 14450, 14553, 14601, 14602, 14653, 14700, 14703, 14766, 14800, 14803, 14806, 14858, 14903, 14951, 14959, 15001, 15050, 15201, 15250, and 15251 of, to add Section 14353.5 to, to repeal Sections 14254, 14859, 15000, and 15307 of, to repeal Chapter 11 (commencing with Section 16100) of Division 5 of, and to repeal and add Sections 14252, 14350, 14351, 14352, 14353, and 15203 of, the Financial Code, relating to credit unions.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Human Services

June 22, 1998

Mr. Speaker: The Chair of your Committee on Human Services reports:
Senate Bill No. 309

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ARONER, Chairwoman

SENATE BILL NO. 309—An act relating to education.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Elections, Reapportionment and Constitutional Amendments

June 22, 1998

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 287

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VINCENT, Chairman

SENATE BILL NO. 287—An act to amend Section 3011 of, and to add Section 14309 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 Labor and Employment

June 22, 1998

Mr. Speaker: The Chair of your Committee on Labor and Employment reports:

Senate Bill No. 1744

With author's amendment with the recommendation: Amend, and re-refer to the committee.

FLOYD, Chairman

SENATE BILL NO. 1744—An act to amend Sections 11010, 11011, 11013, and 15037 of, and to repeal Section 15076.7 of, the Unemployment Insurance Code, relating to job training.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Governmental Organization

June 22, 1998

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Senate Bill No. 1513

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairwoman

SENATE BILL NO. 1513—An act to amend Section 19401 of the Business and Professions Code, relating to horse racing.

Bill read 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 22, 1998

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 170

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.

HERTZBERG, Chairman

Above resolution ordered on file.

Committee on Local Government

Date of Hearing: June 10, 1998

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 1873

With amendments with the recommendation: Amend, and do pass, as amended.

SWEENEY, Chairman

Above bill ordered to second reading.

Committee on Transportation

Date of Hearing: June 15, 1998

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 1491

Senate Bill No. 2128

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 Education

Date of Hearing: June 17, 1998

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 1389

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Revenue and Taxation.

MAZZONI, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 17, 1998

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 1932

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 Insurance

Date of Hearing: June 17, 1998

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 924

Senate Bill No. 1948

With amendments with the recommendation: Do pass, as amended, and be re-referred to the Committee on Appropriations.

FIGUEROA, Chairwoman

Above bills ordered to second reading.

Committee on International Trade and Development

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on International Trade and Development reports:
Assembly Bill No. 2809

With the recommendation: Do pass, and re-refer to Committee on Appropriations with
recommendation: To Consent Calendar.

NAPOLITANO, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Committee on Education

Date of Hearing: June 17, 1998

Mr. Speaker: Your Committee on Education reports:
Senate Bill No. 896

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 Labor and Employment

Date of Hearing: June 17, 1998

Mr. Speaker: Your Committee on Labor and Employment reports:
Senate Bill No. 1431

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.

Committee on Utilities and Commerce

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on Utilities and Commerce reports:
Senate Bill No. 2009

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 Revenue and Taxation

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on Revenue and Taxation reports:
Assembly Constitutional Amendment No. 6

With the recommendation: Be adopted, and be re-referred to the Committee on
Elections, Reapportionment and Constitutional Amendments.

KNOX, Chairman

Above resolution re-referred to the Committee on Elections,
Reapportionment and Constitutional Amendments

Committee on Human Services

Date of Hearing: June 17, 1998

Mr. Speaker: Your Committee on Human Services reports:
Senate Bill No. 1897

With amendments with the recommendation: Amend, do pass, as amended, and be
re-referred to the Committee on Appropriations.

ARONER, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 17, 1998

Mr. Speaker: Your Committee on Human Services reports:

Senate Bill No. 645

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Public Safety.

ARONER, Chairwoman

Above bill ordered to second reading.

Committee on Governmental Organization

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 2007

With the recommendation: Do pass.

BROWN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 2039

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.

INTRODUCTION OF GUESTS

Assembly Member Floyd, of the 55th Assembly District, introduced Ron and Leila Sarabi, and their sons Sean and Rami, of Huntington Beach; and Greg Miller and his daughters, Katie and Lauren, of Rolling Hills.

Assembly Member Bordonaro, of the 33rd Assembly District, introduced his nephews Josh Peters and Kyle Peters, and Shari Venturini and her sons, Will Venturini and Alex Venturini, Shannon Conoway, and Justin Colbert.

Assembly Member Washington, of the 52nd Assembly District, introduced former Member of the Assembly Yvonne W. Brathwaite-Burke.

Assembly Member Shelley, of the 12th Assembly District, introduced his mother, Thelma Shelley and his sister, Kate Shelley.

Assembly Member Brown, of the 7th Assembly District, introduced Sarah-Maye Miller and Allison Tallmann, of Sonoma County 4-H.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Baugh, the Assembly adjourned until 7 a.m., Tuesday, June 23, 1998, out of respect to the memory of Reginald F. Infante, on motion of Assembly Member Brown; out of respect to the memory of Joseph Jean and Bonnie Ellis, on motion of Assembly Member Ackerman; out of respect to the memory of Thomas Butler and Anthony Godinez on motion of Assembly Member Sweeney; out of respect to the memory of Susan Yoachum, on motion of Assembly Member Migden; and in honor of the birth of Juanita Maricela Munoz on motion of Assembly Member Knox.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JUNE 22, 1998**

The following measures were amended in the Assembly on this day:

AJR	RN
26	9812736

SB	RN
116	9813579
190	9813214
287	9813821
309	9813729
378	9813575
988	9813449
1190	9813801
1361	9813299
1439	9813345
1459	9813406
1466	9813829
1513	9813641
1623	9812465
1681	9813277
1685	9813859
1742	9813172
1744	9811069
1823	9813945
1869	9813577
1989	9813893
2090	9813520
2174	9813761
2200	9813485

SCR	RN
71	9813642

Daily Total:	25
Cumulative Total:	5908

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, June 23, 1998

**TWO HUNDRED TWENTY-EIGHTH SESSION DAY
FIVE HUNDRED SIXTY-NINTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, June 23, 1998

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—75:

Ackerman	Cedillo	Kuehl	Perata
Aguiar	Cunneen	Kuykendall	Poochigian
Alby	Davis	Leach	Prenter
Alquist	Ducheny	Lempert	Richter
Aroner	Escutia	Leonard	Runner
Ashburn	Figueroa	Machado	Scott
Baca	Firestone	Margett	Shelley
Baldwin	Floyd	Martinez	Strom-Martin
Battin	Frusetta	Mazzoni	Sweeney
Baugh	Gallegos	McClintock	Thompson
Bordonaro	Goldsmith	Migden	Thomson
Bowen	Granlund	Morrissey	Torlakson
Bowler	Havice	Morrow	Vincent
Brewer	Hertzberg	Murray	Washington
Brown	Honda	Napolitano	Wayne
Bustamante	House	Oller	Wildman
Campbell	Kaloogian	Ortiz	Woods
Cardenas	Keeley	Pacheco	Mr. Speaker
Cardoza	Knox	Papan	

Quorum present.

At 1:46 p.m., Hon. Mike Honda, 23rd 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 Olberg.

On personal business, and waiving per diem: Assembly Members Miller and Pringle.

Because of illness: Assembly Members Takasugi and Wright.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

June 18, 1998

*The Honorable Antonio Villaraigosa
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Villaraigosa: The purpose of this letter is to respectfully request that I be excused from session on Tuesday, June 23, 1998 as I will be in my district meeting with constituents and matters related to legislative business.

Thank you for your consideration of this request. Please contact Nikki Verrett in my Capitol office at 445-8102, with any questions.

Sincerely,

R. KEITH OLBERG, Assembly Member
Thirty-fourth District

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

June 23, 1998

*E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: Please be advised that I have appointed Assemblymember Don Perata to the Housing Committee in place of Assemblymember Roderick Wright for Wednesday, June 24, 1998, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

REPORTS

The following reports were presented by the Chief Clerk:

**1998 OAL Determination No. 4 (Docket No. 90-049)
(Pursuant to Section 11340.5, Government Code)**

Above transmitted report, together with letter of transmittal from Edward G. Heidig, Director, Office of Administrative Law, Sacramento, dated June 5, 1998, referred by the Speaker to the Committee on Judiciary.

**Department of Justice Asset Forfeiture Annual Report, 1997
(Pursuant to Section 11495, Health and Safety Code)**

Above transmitted report, together with letter of transmittal from Wayne Smith, Special Assistant, Office of the Attorney General, Sacramento, dated June 15, 1998, referred by the Speaker to the Committee on Public Safety.

AB 748 (Escutia) (Chapter 936)
Progress Report to the Legislature
Regarding Bilingual Education: Assessment of Language Skills
(Pursuant to Section 9795, Government Code)

Above transmitted report, together with letter of transmittal from Daniel Alvarez, Deputy Superintendent, External Affairs Branch, dated June 12, 1998, referred by the Speaker to the Committee on Education.

Quarterly Status Report of Major Capital Outlay Projects

Above transmitted report, together with letter of transmittal from Peter G. Stamison, Director, Department of General Services, Sacramento, dated June 9, 1998, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

**Volumes I and II of the Judicial Council Annual Reports:
The Court Statistics Report and the State Court Outlook**

Above transmitted report, together with letter of transmittal from Ronald M. George, Chief Justice of California, Chair, Judicial Council of California, San Francisco, dated June 8, 1998, referred by the Speaker to the Committee on Judiciary.

**May 1998 Disability Insurance (DI) Fund Forecast
(Pursuant to Section 995, Unemployment Insurance Code)**

Above transmitted report, together with letter of transmittal from Ray Remy, Director, Employment Development Department, Sacramento, dated June 10, 1998, referred by the Speaker to the Committee on Insurance.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 23, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 26

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, June 23, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 170

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

Assembly Chamber, June 23, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 2293

And reports the same correctly enrolled, and presented to the Governor at 2:15 p.m., June 23, 1998.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS
Committee on Labor and Employment

June 23, 1998

Mr. Speaker: The Chair of your Committee on Labor and Employment reports:
Senate Bill No. 1610

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FLOYD, Chairman

SENATE BILL NO. 1610—An act to amend Section 1776 of, and to add Article 6 (commencing with Section 1870) to Chapter 1 of Part 7 of Division 2 of, the Labor 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.

AUTHOR'S AMENDMENTS
Committee on Natural Resources

June 23, 1998

Mr. Speaker: The Chair of your Committee on Natural Resources reports:
Senate Bill No. 533
Senate Bill No. 1453

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWEN, Chairwoman

SENATE BILL NO. 533—An act 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.

SENATE BILL NO. 1453—An act to add Sections 21083.10 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, 1998

Mr. Speaker: The Chair of your Committee on Health reports:
Senate Bill No. 1398

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

SENATE BILL NO. 1398—An act to amend Sections 12693.41 and 12693.70 of, and to add Section 12693.705 to, the Insurance Code, relating to insurance.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

June 23, 1998

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:
Assembly Bill No. 2311

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOX, Chairman

ASSEMBLY BILL NO. 2311—An act to add and repeal Sections 17053 and 23605 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

June 23, 1998

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:
Senate Bill No. 2236

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOX, Chairman

SENATE BILL NO. 2236—An act to amend Section 2611.6 of the Revenue and Taxation Code, relating to taxation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Transportation

June 23, 1998

Mr. Speaker: The Chair of your Committee on Transportation reports:
Senate Bill No. 2207

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

SENATE BILL NO. 2207—An act to amend Section 9860 of the Vehicle Code, relating to vehicles.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

June 23, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Senate Bill No. 2082

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 2082—An act relating to education, 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 Consumer Protection, Governmental Efficiency and Economic Development

June 23, 1998

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1984

With author's amendments with the recommendation: Amend, and re-refer to the committee.

DAVIS, Chairwoman

SENATE BILL NO. 1984—An act to amend Sections 7841 and 7887 of the Business and Professions Code, relating to regulated professions, 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

June 23, 1998

Mr. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 1964

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

SENATE BILL NO. 1964—An act to add Article 17 (commencing with Section 28150) to Chapter 5 of Division 12 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 Education

June 23, 1998

Mr. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 1733

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MAZZONI, Chairwoman

SENATE BILL NO. 1733—An act to add Section 41851.15 to the Education Code, relating to school finance, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Agriculture

June 23, 1998

Mr. Speaker: The Chair of your Committee on Agriculture reports:
Senate Bill No. 1704

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CARDOZA, Chairman

SENATE BILL NO. 1704—An act to amend Section 11517 of, and to add Section 12995.1 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.

AUTHOR'S AMENDMENTS
Committee on Transportation

June 23, 1998

Mr. Speaker: The Chair of your Committee on Transportation reports:
Senate Bill No. 1250
Senate Bill No. 1637

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

SENATE BILL NO. 1250—An act to amend Section 10770 of, and to repeal Section 10707 of, the Revenue and Taxation Code, and to amend Sections 16000 and 24400 of, and to repeal Section 677 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. 1637—An act to amend Sections 9105 and 12804.9 of, to add Section 40520 to, and to repeal Article 5.5 (commencing with Section 4650) of Chapter 1 of Division 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 Judiciary

June 23, 1998

Mr. Speaker: The Chair of your Committee on Judiciary reports:
Senate Bill No. 704
Senate Bill No. 1901

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 704—An act to amend Section 7160 of the Business and Professions Code, relating to contracting.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1901—An act to amend Sections 361.5, 366.21, 366.22, 266.3, and 15200 of, and to add Article 4.5 (commencing with Section 11360) to Chapter 2 of Part 3 of Division 9 of, the Welfare and Institutions Code, relating to guardianship, 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

June 23, 1998

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 149

Senate Bill No. 2024

Senate Bill No. 648

Senate Bill No. 2044

Senate Bill No. 937

With author's amendments with the recommendation: Amend, and re-refer to the committee.

DAVIS, Chairwoman

SENATE BILL NO. 149—An act to amend Section 7319 of the Business and Professions Code, relating to corrections.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 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.

Bill read second time; author'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 Section 3320 of the Civil Code, to amend Sections 17793, 33310, and 89045 of the Education Code, to amend Section 210 of the Fish and game Code, to amend Sections 4533, 7084, 11712, 11740, 12990, 14600, 14837, 14838, and 14860 of, to add Sections 14612, 14612.1, 14612.2, and 14626 to, to amend and repeal Section 13332.17 of, to repeal Sections 926.17, 13332.06, and 13332.09 of, to repeal Chapter 4 (commencing with Section 4300) of Division 5 of Title 1 of, and to repeal and add Section 926.15 of, the Government Code, to amend Section 72.7 of the Harbors and Navigation Code, to amend Sections 2051 and 12078 of, and to amend, repeal, and add Section 2807 of, the Penal Code, and to amend Sections 6108, 10101, 10295, and 10702 of, to amend the heading of Chapter 2 (commencing with Section 10295) of Part 1 of Division 2 of, to add Division 3 (commencing with Section 25000) to, to repeal Section 10290 of, to repeal Article 3 (commencing with Section 10300) of Chapter 2 of, and to repeal Chapter 3 (commencing with Section 12100) and Chapter 3.5 (commencing with Section 12120) of, Part 2 of, the Public Contract Code, relating to public acquisition.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 2024—An act to amend Section 1739.7 of the Civil Code, relating to collectibles.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 2044—An act to amend Sections 7583.9, 7583.10, 7583.11 of, and to add Section 7583.43 to, the Business and Professions Code, relating to private patrol operators.

Bill read second time; author's amendments, 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, 1998

Mr. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 17

Senate Bill No. 266

Senate Bill No. 2020

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FIGUEROA, Chairwoman

SENATE BILL NO. 17—An act relating to insurance, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 266—An act to amend Section 10089.28 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. 2020—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.

AUTHOR'S AMENDMENTS
Committee on Governmental Organization

June 23, 1998

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Senate Bill No. 539

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairwoman

SENATE BILL NO. 539—An act to amend Section 19401 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 Transportation

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 1503

Senate Bill No. 1767

Senate Bill No. 1650

Senate Bill No. 1851

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 22, 1998

Mr. Speaker: Your Committee on Transportation reports:

Assembly Concurrent Resolution No. 161

With the recommendation: Be adopted, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

MURRAY, Chairman

Above resolution re-referred to the Committee on Appropriations.

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on Transportation reports:

Senate Concurrent Resolution No. 72

Senate Concurrent Resolution No. 80

With the recommendation: Be adopted, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

MURRAY, Chairman

Above resolutions re-referred to the Committee on Appropriations.

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on Transportation reports:

Assembly Concurrent Resolution No. 163

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 the Consent Calendar.

Committee on Natural Resources

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 1712

Senate Bill No. 1763

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 Governmental Organization

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 2008

With amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 143

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 Revenue and Taxation

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 1782

With the recommendation: Do pass, and be re-referred to the Committee on Transportation.

KNOX, Chairman

Above bill re-referred to the Committee on Transportation.

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 2230

Senate Bill No. 2232

With the recommendation: Do pass, and be re-referred to the Committee on Transportation with recommendation: To Consent Calendar.

KNOX, Chairman

Above bills re-referred to the Committee on Transportation.

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 1424

With the recommendation: Do pass.

KNOX, Chairman

Above bill ordered to second reading.

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Bill No. 2107

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.

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 2231

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

KNOX, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Joint Resolution No. 58

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.

KNOX, Chairman

Above resolution ordered to Consent Calendar.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Constitutional Amendment No. 6

With the recommendation: Be adopted, and be re-referred to the Committee on Appropriations.

VINCENT, Chairman

Above resolution re-referred to the Committee on Appropriations.

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 304

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: June 22, 1998

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 1999

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 22, 1998

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 2203

With the recommendation: Do pass.

VINCENT, Chairman

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 1785

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: June 23, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 489

With the recommendation: Do pass, and be re-referred to the Committee on Elections, Reapportionment and Constitutional Amendments.

ESCUTIA, Chairwoman

Above bill re-referred to the Committee on Elections, Reapportionment and Constitutional Amendments.

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 1715

With the recommendation: Do pass, and be re-referred to the Committee on Public Safety.

ESCUTIA, Chairwoman

Above bill re-referred to the Committee on Public Safety.

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 1556

Senate Bill No. 1876

Senate Bill No. 1862

Senate Bill No. 2154

With the recommendation: Do pass.

ESCUTIA, Chairwoman

Above bills ordered to second reading.

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 1521

Senate Bill No. 2145

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.

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 1813

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.

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 1482

Senate Bill No. 2017

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

ESCUTIA, Chairwoman

Above bills ordered to second reading.

Committee on Governmental Organization

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 1710

With amendments with the recommendation: Amend, and do pass, as amended.

BROWN, 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 bill was this day on the second reading file:

Senate Bill No. 1361, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 1873—An act to add Section 96.18 to 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 Local Government read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1491—An act to amend Sections 27900, 34501, 34507.5, and 40000.15 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. 1389—An act to amend section 18179 of, and to add Section 33315 to, the Education Code, and to amend Section 18816 of the Revenue and Taxation Code, relating to schools.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Revenue and Taxation.

SENATE BILL NO. 2128—An act to add Section 104.21 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. 1932—An act relating to teachers, 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. 924—An act to amend Section 3722 of the Labor Code, relating to workers' compensation, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Insurance read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1948—An act to add Section 12921.15 to the Insurance Code, relating to the Insurance Commissioner.

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. 896—An act to amend Section 49464 of, to add Section 51223.7 to, and to add Article 5.5 (commencing with Section 55) to Chapter 1 of Part 1 of, the Education Code, relating to physical 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. 1431—An act to add Section 1965 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 BILL NO. 2009—An act to add and repeal Section 20193 of the Public Contract Code, relating to municipal utility district contracts.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1897—An act to amend Section 16500.5 of, and to add Section 16500.51 to, the Welfare and Institutions Code, relating to child welfare 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. 645—An act to amend Section 361.3 of, and to add Sections 324.5 and 361.4 to, the Welfare and Institutions Code, relating to children.

Bill read second time; amendments proposed by the Committee on Human Services read and adopted, bill ordered reprinted and to be re-referred to the Committee on Public Safety.

SENATE BILL NO. 2007—An act to amend Section 19401 of the Business and Professions Code, relating to horse racing.

Bill read second time, and ordered to third reading.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, June 24, 1998.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 23, 1998

—————

The following measures were amended in the Assembly on this day:

AB	RN	SB	RN
2311	9814058	1491	9813576
		1610	9812770
		1637	9813843
		1704	9812732
		1733	9814134
		1873	9813776
		1897	9813870
		1901	9814130
		1932	9813712
		1948	9813738
		1964	9813664
		1984	9813512
		2020	9814012
		2024	9813988
		2044	9813994
		2082	9812155
		2128	9813681
		2207	9814127
		2236	9813901

Daily Total: 36
Cumulative Total: 5944

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, June 24, 1998

**TWO HUNDRED TWENTY-NINTH SESSION DAY
FIVE HUNDRED SEVENTIETH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, June 24, 1998

The Assembly met at 7 a.m.

Hon. Carl Washington, Assembly Member, 52nd District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The following were placed upon the morning roll call—74:

Ackerman	Cedillo	Kuehl	Perata
Aguiar	Cunneen	Leach	Poochigian
Alby	Davis	Lempert	Prenter
Alquist	Ducheny	Leonard	Richter
Aroner	Escutia	Machado	Runner
Ashburn	Figueroa	Margett	Scott
Baca	Firestone	Martinez	Shelley
Baldwin	Floyd	Mazzoni	Strom-Martin
Battin	Frusetta	McClintock	Sweeney
Baugh	Gallegos	Migden	Thomson
Bordonaro	Goldsmith	Morrissey	Torlakson
Bowen	Granlund	Morrow	Vincent
Bowler	Havice	Murray	Washington
Brewer	Hertzberg	Napolitano	Wayne
Brown	Honda	Olberg	Wildman
Bustamante	House	Oller	Woods
Campbell	Kaloogian	Ortiz	Mr. Speaker
Cardenas	Keeley	Pacheco	
Cardoza	Knox	Papan	

Quorum present.

At 1:52 p.m., Hon. Jan Goldsmith, 75th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On personal business, and waiving per diem: Assembly Members Kuykendall, Miller, Pringle, and Thompson.

Because of illness: Assembly Members Takasugi and Wright.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

June 24, 1998

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Marilyn C. Brewer to the Consumer Protection, Governmental Efficiency and Economic Development Committee in place of Assemblymember Nao Takasugi for the hearing on Tuesday, June 30, 1998, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 24, 1998

E. Dotson Wilson
Chief Clerk
State Capitol
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Sheila Kuehl to replace Assemblymember Don Perata on the Local Government Committee for today's hearing only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 24, 1998

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Steve Baldwin to the Revenue and Taxation Committee in place of Assemblymember Nao Takasugi for the hearing on Monday, June 29, 1998, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 24, 1998

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Tom Bordonaro to the Transportation Committee in place of Assemblymember Nao Takasugi for the hearing on Monday, June 29, 1998, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
 Speaker of the Assembly

The following qualified initiative was received by the Chief Clerk from:

Bill Jones, Secretary of State, dated June 17, 1998, transmitting a copy of the following qualified initiative entitled:

**Air Quality Improvement. Tax Credits.
 Initiative Statute.**

Referred pursuant to Elections Code, Section 9034, to the Committees on Transportation, Revenue and Taxation, and Elections, Reapportionment and Constitutional Amendments.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 24, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 2311

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, June 24, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 163

Assembly Joint Resolution No. 58

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions ordered to the Consent Calendar.

Assembly Chamber, June 24, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 112

Assembly Bill No. 126

Assembly Bill No. 1449

Assembly Bill No. 1646

Assembly Bill No. 2164

Assembly Bill No. 2307

Assembly Bill No. 2609

Assembly Bill No. 2763

And reports the same correctly enrolled, and presented to the Governor at 2:30 p.m., June 24, 1998.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 24, 1998

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 1520

Senate Bill No. 1536

Senate Bill No. 1759

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 1520—An act to repeal Section 27081.5 of the Government Code, relating to jury fees.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1536—An act to amend Section 1431.2 of the Civil Code, relating to liability.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1759—An act to add Section 1785.135 to the Civil Code, to add Article 6 (commencing with Section 765.010) to Chapter 4 of Title 10 of Part 2 of the Code of Civil Procedure, and to amend Section 27201 of, and to add Chapter 3.4 (commencing with Section 6223) to Division 7 of Title 1 to, the Government Code, relating to liens and encumbrances.

Bill read second time; author's amendments, 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, 1998

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:
Assembly Constitutional Amendment No. 40

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairwoman

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 40—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 8 of Article III thereof, relating to state officers.

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 Revenue and Taxation

June 24, 1998

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Bill No. 2085

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOX, Chairman

ASSEMBLY BILL NO. 2085—An act to add and repeal Sections 6053 and 6202.5 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 Health

June 24, 1998

Mr. Speaker: The Chair of your Committee on Health reports:

Senate Bill No. 1800

Senate Bill No. 1981

Senate Bill No. 1887

Senate Bill No. 1983

Senate Bill No. 1980

Senate Bill No. 2004

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

SENATE BILL NO. 1800—An act to amend Sections 124975 and 124980 of, and to amend and renumber Section 125005 of, the Health and Safety Code, relating to hereditary disorders, 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. 1887—An act to add Section 11362.6 to the Health and Safety Code, relating to marijuana.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1980—An act to amend Sections 473, 2602, 2603, 2604, 2607.5, 3010, 3010, 3014.5, 3710, 3711, 3712, 3713, 3716, 3775, 3775.1, 3776, 4925, 4928, 4929, 4934, 4935, 4970, 8000, and 8005 of, to amend and repeal Section 2620.5 of, and to add Sections 104, 3712.5, and 3775.2 to, the Business and Professions Code, relating to regulatory boards and committees, 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. 1981—An act to amend Sections 651, 2001, 2020, 2460, 2462, 2472, 2475, 2496, 2569, 3501, 3504, 3505, 3535, and 3540 of, to amend and add Sections 2531, 2602, 2920, 3320, 3710, and 4928 of, to amend and repeal Section 3515 of, to amend, repeal, and add Section 3514 of, to add Sections 473.17, 2225.6, and 3503.5 to, to repeal Section 2473 of, to repeal Article 23 (commencing with Section 2500) of Chapter 5 of Division 2 of, and to repeal and add Section 3513 of, the Business and Professions Code, relating to healing arts.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1983—An act to amend Sections 2920, 2922, 2925, 2933, 2936, 2942, 2946, 4980.34, 4989, 4990.1, 4990.8, 4996.3, 4996.4, 4996.18, and 4996.20 of, and to add Sections 2964.3, 2966, and 4996.1 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.

SENATE BILL NO. 2004—An act to repeal Sections 6523.5, 6523.6, 6523.7, and 6523.75 of, and to repeal and add Section 6524 of, the Government Code, relating to joint powers agreement.

Bill read second time; author's amendments, 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, 1998

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 add Article 17 (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 Employees, Retirement and Social Security

June 24, 1998

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 2047

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HONDA, Chairman

SENATE BILL NO. 2047—An act to add Sections 24306.7, 24307.5, and 24312 to, and to amend, repeal, and add Sections 24300, 24306, and 24307 of, the Education Code, relating to the State Teachers' Retirement System.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Public Employees, Retirement and Social Security

June 24, 1998

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 1416

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HONDA, Chairman

SENATE BILL NO. 1416—An act to add Section 19993.05 to 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 Human Services

June 24, 1998

Mr. Speaker: The Chair of your Committee on Human Services reports:
Senate Bill No. 1946

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ARONER, Chairwoman

SENATE BILL NO. 1946—An act to add Chapter 4 (commencing with Section 11758.80) to Part 1 of Division 8.5 of the Health and Safety Code, relating to substance 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 24, 1998

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 1945

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HONDA, Chairman

SENATE BILL NO. 1945—An act to add Section 22360.5 to the Education Code, relating to State Teachers' Retirement System.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Public Safety

June 24, 1998

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Senate Bill No. 1497

Senate Bill No. 2168

With author's amendments with the recommendation: Amend, and re-refer to the committee.

PERATA, Chairman

SENATE BILL NO. 1497—An act to amend Section 6258.1 of, and to add Section 6258.4 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.

SENATE BILL NO. 2168—An act to amend Section 11379.9 of the Health and Safety Code, to amend Sections 245.1, 290, 368, 422.75, 667.61, 667.7, 1170.11, 1174.4, 1192.7, 1269b, 2933.5, 2962, 3003, 3057, and 12022.53 of the Penal Code, and to amend Sections 676, 707, and 3052 of the Welfare and Institutions Code, relating to crimes, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS**Committee on Consumer Protection, Governmental Efficiency and Economic Development**

June 24, 1998

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1641

Senate Bill No. 2119

With author's amendments with the recommendation: Amend, and re-refer to the committee.

DAVIS, Chairwoman

SENATE BILL NO. 1641—An act to repeal and add Section 5006.8 of the Public Resources Code, relating to Candlestick Park, 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. 2119—An act to amend Section 9795 of the Government Code, relating to public records.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS**Committee on Education**

June 24, 1998

Mr. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 1686

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MAZZONI, Chairwoman

SENATE BILL NO. 1686—An act to amend Sections 33590, 33595, 33596, 56031, 56032, 56301, 56329, 56343, 56345, 56364, 56366.3, 56366.4, 56381, 56505, 56505.1, 56506, and 56507 of, to amend and renumber Section 56364.5, as added by Chapter 854 of the Statutes of 1997, of, to add Sections 56041.5, 56302.5, 56341.5, and 56342.5 to, to add Article 3.5 (commencing with Section 56145) and Article 5.6 (commencing with Section 56170) to Chapter 2 of, and to add Article 7 (commencing with Section 56837) to Chapter 7.2 of, Part 30 of, to repeal Sections 33594 and 56365.5 of, to repeal and amend Sections 56001 and 56026 of, and to repeal and add Section 56345.1 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 Public Safety**

June 24, 1998

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Senate Bill No. 1691

Senate Bill No. 2055

With author's amendments with the recommendation: Amend, and re-refer to the committee.

PERATA, Chairman

SENATE BILL NO. 1691—An act to amend Section 11100 of the Health and Safety Code, relating to controlled 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. 2055—An act to amend Sections 912 and 912.5 of, and to add Sections 912.1 and 912.6 to, the Welfare and Institutions Code, relating to the Department of the Youth Authority, 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

June 24, 1998

Mr. Speaker: The Chair of your Committee on Health reports:
Senate Bill No. 2035

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

SENATE BILL NO. 2035—An act to add Section 56.115 to the Civil Code, to add Section 1374.17 to the Health and Safety Code, to amend Sections 791.06, 791.08, and 791.13 of, and to add Section 791.135 to, the Insurance Code, relating to mental health records.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Health

June 24, 1998

Mr. Speaker: The Chair of your Committee on Health reports:
Senate Bill No. 379
Senate Bill No. 1839

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

SENATE BILL NO. 379—An act to add Section 1363.3 to the Health and Safety 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. 1839—An act to amend Sections 12693.27 and 12693.39 of, and to add Section 12693.76 to, the Insurance Code, relating to children's 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 Transportation

June 24, 1998

Mr. Speaker: The Chair of your Committee on Transportation reports:
Senate Bill No. 479

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

SENATE BILL NO. 479—An act to add Section 6109 to the Public Contract Code, relating to public contracts.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Higher Education

June 24, 1998

Mr. Speaker: The Chair of your Committee on Higher Education reports:

Senate Bill No. 1902

Senate Bill No. 2064

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LEMPERT, Chairman

SENATE BILL NO. 1902—An act relating to public 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.

SENATE BILL NO. 2064—An act to amend Sections 66021.2, 69532, and 69535 of, and to add Sections 66021.2 and 69540 to, the Education Code, relating to student financial aid.

Bill read second time; author's amendments, 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, 1998

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Senate Bill No. 2174

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairwoman

SENATE BILL NO. 2174—An act to add Section 6257.5 to, and to add Chapter 3 (commencing with Section 15650) to Part 9 of Division 3 of Title 2 of, the Government Code, relating to the State Board of Equalization.

Bill read second time; author's amendments, 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, 1998

Mr. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 2051

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FIGUEROA, Chairwoman

SENATE BILL NO. 2051—An act to amend Section 1153 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 Elections, Reapportionment and Constitutional Amendments**

June 24, 1998

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 1875

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VINCENT, Chairman

SENATE BILL NO. 1875—An act to add Sections 126.5, 126.7, 130.5, and 130.7 to the Metropolitan Water District Act (Chapter 209 of the Statutes of 1969), relating to the Metropolitan Water District of Southern 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 Natural Resources**

June 24, 1998

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 1835

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWEN, Chairwoman

SENATE BILL NO. 1835—An act to amend Sections 51243, 51243.5, 51255, 51257, 51290, 51290.5, 51291, and 51295 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 Governmental Organization**

June 24, 1998

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Senate Bill No. 1513

Senate Bill No. 1696

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairwoman

SENATE BILL NO. 1513—An act to add Section 23320.4 to, and to add Article 4 (commencing with Section 25680) to Chapter 16 of Division 9 of, the Business and Professions Code, to add Section 18934.9 to the Health and Safety Code, and to amend Section 6404.5 of the Labor 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.

SENATE BILL NO. 1696—An act to amend Sections 25658 and 25659 of, to add Section 25658.3 to, and to add and repeal Section 25658.2 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 Appropriations

June 24, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Senate Bill No. 180

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 180—An act to amend Sections 17260 and 17262 of, to add Sections 17009.3 and 17009.5 to to add Chapter 12.5 (commencing with Section 17070.10) to Part 10 of, to add Part 68 (commencing with Section 100400) to, to repeal Section 15101 of, and to repeal and add Section 17261 of, the Education Code, and to amend Section 1003 of the Elections Code, relating to education facilities funding, making an appropriation therefor, and by providing the funds necessary therefor through an election for, and 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.

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 24, 1998

Mr. Speaker: The Chair of your Committee on Judiciary reports:
Senate Bill No. 14

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 14—An act to amend Sections 204, 215, 234, 631, 631.2, and 1033.5 of, and to add Sections 191.5, 214.5, and 219.5 to, the Code of Civil Procedure, to add Sections 17053 and 23635 to the Revenue and Taxation Code, and to add Section 1253.9 to the Unemployment Insurance Code, relating to juries.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Utilities and Commerce

June 24, 1998

Mr. Speaker: The Chair of your Committee on Utilities and Commerce reports:
Senate Bill No. 2204

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MARTINEZ, Chairwoman

SENATE BILL NO. 2204—An act to add Section 8037.5 to the Public Utilities Code, relating to public utilities.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES**Committee on Water, Parks and Wildlife**

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 2080

With the recommendation: Do pass, and be re-referred to the Committee on Revenue and Taxation.

MACHADO, Chairman

Above bill re-referred to the Committee on Revenue and Taxation.

Committee on Health

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 1541

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 Water, Parks and Wildlife

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 2184

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.

MACHADO, Chairman

Above bill ordered to second reading.

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 2028

Senate Bill No. 2161

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

MACHADO, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 676

Senate Bill No. 1546

Senate Bill No. 1415

Senate Bill No. 1635

Senate Bill No. 1446

Senate Bill No. 1771

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: June 23, 1998

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 1363

Senate Bill No. 1956

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 Human Services

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Human Services reports:

Senate Bill No. 1483

Senate Bill No. 1823

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: June 23, 1998

Mr. Speaker: Your Committee on Human Services reports:

Senate Bill No. 1791

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ARONER, Chairwoman

Above bill ordered to second reading.

Committee on Environmental Safety and Toxic Materials

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 1916

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

WAYNE, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 1942

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Education.

WAYNE, Chairman

Above bill ordered to second reading.

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 2170

With the recommendation: Do pass.

WAYNE, Chairman

Above bill ordered to second reading.

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 2014

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

WAYNE, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1367

Senate Bill No. 1476

Senate Bill No. 1471

Senate Bill No. 1780

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: June 23, 1998

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1454

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 23, 1998

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1386

With the recommendation: Do pass, and be re-referred to the Committee on Televising the Assembly and Information Technology with recommendation: To Consent Calendar.

DAVIS, Chairwoman

Above bill re-referred to the Committee on Televising the Assembly and Information Technology.

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 597

With the recommendation: Do pass, and be re-referred to the Committee on Judiciary with recommendation: To Consent Calendar.

DAVIS, Chairwoman

Above bill re-referred to the Committee on Judiciary.

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1849

With the recommendation: Do pass, and be re-referred to the Committee on Higher Education.

DAVIS, Chairwoman

Above bill re-referred to the Committee on Higher Education.

Committee on Public Safety

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Public Safety reports:

- | | |
|----------------------|----------------------|
| Senate Bill No. 1390 | Senate Bill No. 1539 |
| Senate Bill No. 1404 | Senate Bill No. 1639 |
| Senate Bill No. 1407 | Senate Bill No. 1682 |
| Senate Bill No. 1450 | Senate Bill No. 1750 |
| Senate Bill No. 1480 | Senate Bill No. 1799 |
| Senate Bill No. 1500 | Senate Bill No. 1900 |
| Senate Bill No. 1535 | Senate Bill No. 1913 |

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

PERATA, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Public Safety reports:

- Senate Bill No. 1878
- Senate Bill No. 1991

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

PERATA, Chairman

Above bills ordered to second reading.

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Public Safety reports:

- Senate Bill No. 1442
- Senate Bill No. 1802
- Senate Bill No. 2061

With the recommendation: Do pass.

PERATA, Chairman

Above bills ordered to second reading.

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Public Safety reports:

- Senate Bill No. 1608
- Senate Bill No. 1794

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.

PERATA, Chairman

Above bills ordered to second reading.

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Public Safety reports:

- Senate Bill No. 2199

With the recommendation: Do pass, and be re-referred to the Committee on Human Services.

PERATA, Chairman

Above bill re-referred to the Committee on Human Services.

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 55

Senate Bill No. 1627

Senate Bill No. 1451

Senate Bill No. 1662

Senate Bill No. 1485

Senate Bill No. 1729

Senate Bill No. 1626

Senate Bill No. 2081

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

PERATA, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 2034

With the recommendation: Do pass, and be re-referred to the Committee on Judiciary.

PERATA, Chairman

Above bill re-referred to the Committee on Judiciary.

Committee on Human Services

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Human Services reports:

Senate Bill No. 1724

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Health.

ARONER, Chairwoman

Above bill ordered to second reading.

Committee on Health

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 955

Senate Bill No. 1702

With the recommendation: Do pass, and be re-referred to the Committee on Judiciary.

GALLEGOS, Chairman

Above bills re-referred to the Committee on Judiciary.

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 1382

Senate Bill No. 2098

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Judiciary.

GALLEGOS, Chairman

Above bills ordered to second reading.

Committee on Judiciary

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 2166

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Utilities and Commerce.

ESCUTIA, Chairwoman

Above bill ordered to second reading.

Committee on Health

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 2093

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: June 23, 1998

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 1694

Senate Bill No. 2015

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 23, 1998

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 1930

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 Public Safety

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1796

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Judiciary.

PERATA, Chairman

Above bill ordered to second reading.

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1970

With amendments with the recommendation: Amend, and do pass, as amended.

PERATA, Chairman

Above bill ordered to second reading.

Committee on Human Services

Date of Hearing: June 17, 1998

Mr. Speaker: Your Committee on Human Services reports:

Senate Bill No. 1434

Senate Bill No. 2180

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 Health

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Health reports:
Senate Bill No. 1830

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: June 23, 1998

Mr. Speaker: Your Committee on Health reports:
Senate Bill No. 2222

With the recommendation: Do pass, and be re-referred to the Committee on Judiciary with recommendation: To Consent Calendar.

GALLEGOS, Chairman

Above bill re-referred to the Committee on Judiciary.

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Health reports:
Senate Bill No. 1648

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Human Services.

GALLEGOS, Chairman

Above bill ordered to second reading.

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Health reports:
Senate Bill No. 1982

With the recommendation: Do pass, and be re-referred to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

GALLEGOS, Chairman

Above bill re-referred to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

Committee on Water, Parks and Wildlife

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:
Senate Bill No. 1966

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Natural Resources.

MACHADO, Chairman

Above bill ordered to second reading.

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:
Senate Bill No. 2103

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Judiciary.

MACHADO, Chairman

Above bill ordered to second reading.

Committee on Insurance

Date of Hearing: June 24, 1998

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 858

Senate Bill No. 1706

Senate Bill No. 1479

Senate Bill No. 1718

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.

Date of Hearing: June 24, 1998

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 1933

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

FIGUEROA, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Committee on Governmental Organization

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 1692

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 Elections, Reapportionment and Constitutional Amendments

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 1737

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 Natural Resources

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 251

Senate Bill No. 1856

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 Insurance

Date of Hearing: June 24, 1998

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 1716

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.

Committee on Natural Resources

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 715

Senate Bill No. 1047

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Televising the Assembly and Information Technology.

BOWEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 1644

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Judiciary.

BOWEN, Chairwoman

Above bill ordered to second reading.

Committee on Housing and Community Development

Date of Hearing: June 24, 1998

Mr. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No. 1988

With the recommendation: Do pass.

TORLAKSON, Chairman

Above bill ordered to second reading.

Date of Hearing: June 24, 1998

Mr. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No. 2095

With the recommendation: Do pass, and be re-referred to the Committee on Judiciary with recommendation: To Consent Calendar.

TORLAKSON, Chairman

Above bill re-referred to the Committee on Judiciary.

Date of Hearing: June 24, 1998

Mr. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No. 1362

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

TORLAKSON, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 24, 1998

Mr. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No. 1405

With the recommendation: Do pass, and be re-referred to the Committee on Governmental Organization.

TORLAKSON, Chairman

Above bill re-referred to the Committee on Governmental Organization.

Date of Hearing: June 24, 1998

Mr. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No. 1615

With the recommendation: Do pass, and be re-referred to the Committee on Natural Resources.

TORLAKSON, Chairman

Above bill re-referred to the Committee on Natural Resources.

Date of Hearing: June 24, 1998

Mr. Speaker: Your Committee on Housing and Community Development reports:
Senate Bill No. 1987

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 24, 1998

Mr. Speaker: Your Committee on Housing and Community Development reports:
Senate Bill No. 1156

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 Local Government

Date of Hearing: June 24, 1998

Mr. Speaker: Your Committee on Local Government reports:
Senate Bill No. 2005

With the recommendation: Do pass, and be re-referred to the Committee on Judiciary.

SWEENEY, Chairman

Above bill re-referred to the Committee on Judiciary.

Committee on Revenue and Taxation

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on Revenue and Taxation reports:
Assembly Constitutional Amendment No. 34

With amendments with the recommendation: Amend, be adopted, as amended, and be re-referred to the Committee on Elections, Reapportionment and Constitutional Amendments.

KNOX, Chairman

Above resolution 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. 1873, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 2008—An act to amend Sections 11126 and 11126.3 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 returned to the second reading file.

SENATE BILL NO. 143—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, and to repeal Sections 6253.1, 6256, 6256.1, 6256.2, and 6257 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 Judiciary.

SENATE BILL NO. 1424—An act to add Chapter 2.91 (commencing with Section 7286.48) 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. 304—An act to amend and repeal and add Section 13307 of the Elections Code, and to repeal and add Article 5 (commencing with Section 84501) of Chapter 4 of Title 9 of the Government Code, relating to the Political Reform Act of 1974.

Bill read second time; amendments proposed by the Committee on Elections, Reapportionment and Constitutional Amendments read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 2203—An act to add Section 4001 to the Elections Code, relating to ballots.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1556—An act to amend Sections 581c and 1008 of the Code of Civil Procedure, relating to civil actions.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1862—An act to amend Section 26726 of the Government Code, relating to keeper fees.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1876—An act to add Section 820.3 to the Government Code, relating to public employee liability.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2154—An act to add Chapter 3.4 (commencing with Section 6223) to Division 7 of Title 1 of the Government Code, relating to harassment against public officials.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1521—An act to amend Section 25548.1 of the Health and Safety Code, relating to hazardous materials liability.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2145—An act to amend Section 2025 of the Code of Civil Procedure, relating to depositions.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1482—An act to amend Section 366.3 of the Welfare and Institutions Code, relating to adoption.

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. 2017—An act to amend Sections 213.5 and 241.1 of, and to add Sections 726.5 and 728 to, the Welfare and Institutions Code, relating to juvenile court 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. 1710—An act to add Section 23398.5 to 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 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 resolution was ordered re-referred to the Committee on Appropriations:

Assembly Joint Resolution No. 58.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

International Trade and Development, on June 29, 1998.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 8:30 a.m., Thursday, June 25, 1998.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 24, 1998

The following measures were amended in the Assembly on this day:

AB	RN	SB	RN
2085	9813631	1759	9814068
		1800	9814034
ACA	RN	1835	9814192
40	9814144	1839	9814237
		1875	9813839
SB	RN	1887	9814165
14	9813888	1902	9814377
143	9814074	1945	9813615
180	9814187	1946	9814319
304	9807700	1980	9813422
379	9814269	1981	9813887
479	9813966	1983	9813429
1336	9813910	2004	9814161
1416	9813646	2008	9813999
1482	9814089	2017	9814067
1497	9814153	2035	9814294
1513	9814268	2047	9812617
1520	9813814	2051	9814217
1536	9813828	2055	9812507
1641	9814183	2064	9813731
1686	9814122	2119	9813632
1691	9811090	2168	9814169
1696	9814244	2174	9814285
1710	9814115	2204	9813448

Daily Total: 44

Cumulative Total: 5988

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, June 25, 1998

**TWO HUNDRED THIRTIETH SESSION DAY
FIVE HUNDRED SEVENTY-FIRST CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, June 25, 1998

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 Scott moved a quorum call of the Assembly.

Motion carried. Time, 8:30 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 8:41 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	Cedillo	Kuehl	Perata
Aguiar	Cunneen	Leach	Poochigian
Alby	Davis	Lempert	Prenter
Alquist	Ducheny	Leonard	Richter
Aroner	Escutia	Machado	Runner
Ashburn	Figueroa	Margett	Scott
Baca	Firestone	Martinez	Shelley
Baldwin	Floyd	Mazzoni	Strom-Martin
Battin	Frusetta	McClintock	Sweeney
Baugh	Gallegos	Migden	Thompson
Bordonaro	Goldsmith	Morrissey	Thomson
Bowen	Granlund	Morrow	Torlakson
Bowler	Havice	Murray	Vincent
Brewer	Hertzberg	Napolitano	Washington
Brown	Honda	Olberg	Wayne
Bustamante	House	Oller	Wildman
Campbell	Kaloogian	Ortiz	Woods
Cardenas	Keeley	Pacheco	Mr. Speaker
Cardoza	Knox	Papan	

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 race through each passing day, and we consider a host of issues and regulations, laws and matters of social prosperity and adversity. Our thoughts are concerned with these things. Yet, You, Lord, have told us not to hold worldly things in high esteem. You have taught us to keep our focus elsewhere. Help us to raise our attention to Heaven and to remember that the greatest good to achieve is virtue, which unites us to God.—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 Papan, 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 personal business, and waiving per diem: Assembly Members Kuykendall, Miller, and Pringle.

Because of illness: Assembly Members Takasugi and Wright.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

June 25, 1998

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Sheila Kuehl to the Natural Resources Committee in place of Assemblymember Carole Migden for Monday, June 29, 1998 hearing, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 25, 1998

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Kerry Mazzone to the Governmental Organization Committee in place of Assemblymember Roderick Wright for Monday, June 29, 1998 hearing, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

June 24, 1998

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that on June 22, 1998, the Assembly Rules Committee approved the following administrative items:

Delta Dental and Vision Service Plan two-year contract renewals

Adoption of a prohibition on Assembly mailings sent 60 days prior to the 1998 General Election

Please ensure this information is printed in the Assembly Journal. Thank you for prompt attention.

Sincerely,

ROBERT M. HERTZBERG
Chairman, Assembly Rules Committee

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

<i>Senate</i>	
<i>Bill No.</i>	<i>Committee</i>
1376 -----	Nat. Res.
1529 -----	Jud.
1765 -----	E.S. & T.M.
1911 -----	Hum. S.
2108 -----	Pub. S.
2132 -----	Ed.

<i>Senate Concurrent</i>	
<i>Resolution No.</i>	<i>Committee</i>
67 -----	Rls.
70 -----	Trans.
96 -----	Trans.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 25, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 2085
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, June 25, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Constitutional Amendment No. 40
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

SPECIAL RECOGNITION

The Members of the Assembly joined in extending best wishes to Assembly Member Brooks Firestone and his wife Kate on the occasion of their 40th Wedding Anniversary.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:
Senate Bill No. 2145, on request of Assembly Member Keeley.

BILLS RETURNED TO UNFINISHED BUSINESS FILE

Pursuant to Assembly Rule 78, the following bill was withdrawn from the inactive file, and placed upon the unfinished business file.

Assembly Bill No. 1377, on request of Assembly Member Gallegos.

RE-REFERENCE OF BILLS

Assembly Member Shelley was granted unanimous consent that the following bills be re-referred as noted:

Assembly Constitutional Amendment No. 32 from the Committee on Rules, to the Committee on Elections, Reapportionment and Constitutional Amendments; Senate Bill No. 14 from the Committee on Judiciary, to the Committee on Local Government; Senate Bill No. 479 from the Committee on Transportation, to the Committee on Public Employees, Retirement and Social Security; Senate Bill No. 1340 from the Committee on Judiciary, to the Committee on Natural Resources; Senate Bill No. 1488 from the Committee on Local Government, to the Committee on Transportation; Senate Bill No. 1753 from the Committee on Public Employees, Retirement and Social Security, to the Committee on Elections, Reapportionment and Constitutional Amendments.

**REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY
SUSPEND THE RULES**

Assembly Member Shelley was granted unanimous consent that Assembly Rule 56 and Joint Rule 62(a) be temporarily suspended for the purpose of permitting the Committee on Utilities and Commerce to notice hearing of Senate Bill No. 2141 in the Assembly Daily File, prior to re-referral to the committee, on Monday, June 29, 1998; and to permit the Committee on Water, Parks and Wildlife to notice hearing of Senate Bill No. 1875 in the Assembly Daily File, prior to re-referral to the committee.

Assembly Member Shelley was granted unanimous consent that Assembly Rule 56 be temporarily suspended for the purpose of permitting the Committee on Public Employees, Retirement and Social Security to notice hearing of Senate Bill No. 1753 in the Assembly Daily File, for Wednesday, July 1, 1998, prior to re-referral to the committee.

ACTION RESCINDED ON ASSEMBLY BILL NO. 471

Assembly Member Shelley was granted unanimous consent to rescind the action whereby the Assembly, on May 4, 1998 (Assembly Journal, page 6556), re-referred Assembly Bill No. 471 to the Committee on Health, pursuant to Assembly Rule 77.2, and that the bill be returned to the Senate for further action.

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Napolitano announced her intention to request that Senate Bill No. 1338 be removed from the inactive file.

BILLS REMOVED FROM CONSENT CALENDAR

The following bill was removed from the Consent Calendar, and placed on the third reading file, pursuant to Joint Rule 22.2:

Senate Bill No. 1361, on request of Assembly Member Davis.

**CONSIDERATION OF SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 2087 BY UNANIMOUS CONSENT**

Assembly Member Gallegos was granted unanimous consent to take up Assembly Bill No. 2087, out of order, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 2087 (Gallegos)—An act to amend Sections 14105.98 and 14163 of the Welfare and Institutions Code, relating to health, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—72

Ackerman	Cardoza	Kuehl	Papan
Aguiar	Cedillo	Leach	Perata
Alby	Cunneen	Lempert	Poochigian
Alquist	Davis	Leonard	Prenter
Aroner	Ducheny	Machado	Runner
Ashburn	Escutia	Margett	Scott
Baca	Figueroa	Martinez	Shelley
Baldwin	Firestone	Mazzoni	Strom-Martin
Battin	Frusetta	McClintock	Sweeney
Baugh	Gallegos	Migden	Thompson
Bordonaro	Goldsmith	Morrissey	Thomson
Bowen	Granlund	Morrow	Torlakson
Bowler	Havice	Murray	Vincent
Brewer	Hertzberg	Napolitano	Washington
Brown	Honda	Olberg	Wayne
Bustamante	House	Oller	Wildman
Campbell	Kaloogian	Ortiz	Woods
Cardenas	Keeley	Pacheco	Mr. Speaker

NOES—None

Above bill ordered enrolled immediately.

ADJOURN IN MEMORY

Assembly Members Aroner, Migden, and Shelley were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Susan Yoachum, well-known political columnist for the *San Francisco Chronicle*.

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 Dredd, of Compton.

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 David Maculsay, of Yorba Linda.

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 Howard "Duke" Lockwood, of San Lorenzo; and Lee Truett Waters, of San Lorenzo.

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 Cody Roper of Chino Hills, seven-year-old by whose brave fight against cancer brought a community together.

At 9:01 a.m., Hon. Fred Keeley, 27th District, presiding

**CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS**

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 34—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 property 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.

**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. 2008 and 1710, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 1541—An act to add Section 1259.3 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. 2184—An act to amend Section 8043 of the Fish and Game Code, relating to commercial fishing.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1363—An act to add Section 1702 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. 1956—An act to add Section 5003.04 to the Public Resources Code, relating to parks and recreation, 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. 1791—An act to add Section 9714.5 to the Welfare and Institutions Code, relating to the State Ombudsman, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Human Services read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1942—An act to add Section 49411.3 to the Education Code, relating to school pest management practices, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Environmental Safety and Toxic Materials read and adopted, bill ordered reprinted and to be re-referred to the Committee on Education.

SENATE BILL NO. 2170—An act to amend Sections 25318.5, 25323, and 25395 of, and to repeal Sections 25313.5, 25317.5, 25318, and 25326.6 of, the Health and Safety Code, relating to hazardous substances.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1454—An act to amend Sections 1786.2, 1786.10, 1786.12, 1786.16, 1786.18, 1786.20, 1786.24, 1786.26, 1786.30, 1786.40, and 1786.50 of, and to add Section 1786.11 to, the Civil Code, relating to investigative consumer reporting.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1878—An act to amend Section 190.2 of the Penal Code, relating to murder.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1991—An act to amend Section 597 of the Penal Code, relating to cruelty to animals.

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. 1442—An act to amend Section 13511.5 of the Penal Code, relating to crime prevention.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1802—An act to add Chapter 5.5 (commencing with Section 16540) to Part 4 of Division 9 of the Welfare and Institutions Code, relating to children's services.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2061—An act to add Section 7.5 to the Penal Code, relating to interpretation of criminal provisions.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1608—An act to amend Sections 1202.4 and 1203.1 of the Penal Code, relating to restitution.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1794—An act to add Section 666.7 to the Penal Code, relating to sentencing.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1724—An act relating to long-term care.

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 Health.

SENATE BILL NO. 1382—An act to amend Sections 56.10, 56.11, 56.26, 56.35, and 56.37 of, and to repeal Section 56.14 of, the Civil Code, and to amend Section 791.22 of the Insurance Code, relating to private information.

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. 2098—An act to amend Sections 5330 and 5610 of the Welfare and Institutions Code, relating to mental health, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Judiciary.

SENATE BILL NO. 2166—An act to amend Sections 10009.6, 12811.1, 12811.5, and 12822.6 of, and to repeal Section 10016 of, the Public Utilities Code, relating to public utilities.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be re-referred to the Committee on Utilities and Commerce.

SENATE BILL NO. 1930—An act to amend Sections 2435, 2534.2, 2895, and 3456 of, and to add Sections 3753.8 and 3766 to, the Business and Professions Code, relating to professional license fees, 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. 1796—An act to amend Section 1708.7 of the Civil Code, and to amend Sections 422, 646.9, and 653m of the Penal Code, relating to stalking.

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 Judiciary.

SENATE BILL NO. 1970—An act to amend Sections 817 and 1526 of the Penal Code, relating to arrest warrants.

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. 1434—An act to amend, repeal, and add Section 10214.7 of the Unemployment Insurance Code, relating to job training.

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. 2180—An act to add Section 18924 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. 1648—An act to amend Sections 17600, 17606.05, and 17606.20 of the Welfare and Institutions Code, relating to human services, 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 Human Services.

SENATE BILL NO. 1966—An act to add Section 4582.76 to the Public Resources Code, relating to resources.

Bill read second time; amendments proposed by the Committee on Water, Parks and Wildlife read and adopted, bill ordered reprinted and to be re-referred to the Committee on Natural Resources.

SENATE BILL NO. 2103—An act to add Section 13557 to the Water Code, relating to recycled water service.

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 Judiciary.

SENATE BILL NO. 858—An act to amend Sections 10094.2 and 10095 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1479—An act to amend Sections 10127.11 and 10509.974 of the Insurance Code, relating to life insurance.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1706—An act to amend Sections 10113.5 and 10206 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1718—An act to amend Sections 10509.6 and 10541 of the Insurance Code, relating to life insurance.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1692—An act relating to emergency services, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Governmental Organization read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1737—An act relating to the Bipartisan Commission on the Political Reform Act of 1974.

Bill read second time; amendments proposed by the Committee on Elections, Reapportionment and Constitutional Amendments read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 251—An act relating to forest resources, 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. 1856—An act relating to forest practices.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

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.

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 Televising the Assembly and Information Technology.

SENATE BILL NO. 1047—An act to amend Section 21087 of the Public Resources Code, relating to environmental protection, 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 Televising the Assembly and Information Technology.

SENATE BILL NO. 1644—An act to add Section 8670.32 to the Government Code, relating to oil spills.

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 Judiciary.

SENATE BILL NO. 1988—An act to amend Sections 1102, 1102.1, 1102.2, and 1102.9 of, and to add Sections 1102.3a and 1102.6e to, the Civil Code, and to amend Sections 18025 and 18046 of the Health and Safety Code, relating to property disclosures.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1156—An act to amend Sections 7260 and 7262.5 of the Government Code, relating to housing.

Bill read second time; amendments proposed by the Committee on Housing and Community Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 1199, on request of Assembly Member Alby.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 23 and Senate Constitutional Amendment No. 13 were continued until the next legislative day.

**At 9:04 a.m., Assistant Speaker pro Tempore Joe Baca,
62nd District, presiding**

THIRD READING OF SENATE BILLS

SENATE BILL NO. 1470 (Thompson)—An act to amend Section 836 of the Penal Code, relating to criminal procedure.

Bill read third time.

Motion to Amend

Assembly Member Kuehl moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 1511 (Haynes)—An act to amend Section 128.6 of, and to amend and repeal Section 128.7 of, the Code of Civil Procedure, relating to civil procedure.

Bill read third time, and presented by Assembly Member Morrow.

Bill passed by the following vote:

AYES—72

Ackerman	Cardoza	Kuehl	Papan
Aguiar	Cunneen	Leach	Perata
Alby	Davis	Lempert	Poochigian
Alquist	Ducheny	Leonard	Prenter
Aroner	Escutia	Machado	Runner
Ashburn	Figueroa	Margett	Scott
Baca	Firestone	Martinez	Shelley
Baldwin	Floyd	Mazzoni	Strom-Martin
Battin	Frusetta	McClintock	Sweeney
Baugh	Goldsmith	Migden	Thompson
Bordonaro	Granlund	Morrissey	Thomson
Bowen	Havice	Morrow	Torlakson
Bowler	Hertzberg	Murray	Vincent
Brewer	Honda	Napolitano	Washington
Brown	House	Olberg	Wayne
Bustamante	Kaloogian	Oller	Wildman
Campbell	Keeley	Ortiz	Woods
Cardenas	Knox	Pacheco	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1182 (Costa)—An act to amend Sections 16140, 16141, 16142, and 16146 of, to add Sections 56375.4 and 56375.45 to, and to add Article 7 (commencing with Section 51296) to Chapter 7 of Part 7 of Division 1 of Title 5 of, the Government Code, to amend Section 426 of, and to add Section 423.4 to, the Revenue and Taxation Code, relating to agricultural land.

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.

SENATE BILL NO. 1805 (Kelley)—An act to amend Section 21166 of the Water Code, relating to water.

Bill read third time, and presented by Assembly Member Vincent.

Bill passed by the following vote:

AYES—58

Ackerman	Davis	Kuehl	Scott
Aguiar	Ducheny	Leach	Shelley
Alquist	Escutia	Lempert	Strom-Martin
Aroner	Figueroa	Leonard	Sweeney
Baca	Firestone	Machado	Thompson
Baldwin	Floyd	Margett	Thomson
Bordonaro	Frusetta	Mazzoni	Torlackson
Bowen	Gallegos	Migden	Vincent
Brewer	Granlund	Morrissey	Washington
Brown	Havice	Murray	Wayne
Bustamante	Hertzberg	Napolitano	Wildman
Campbell	Honda	Olberg	Woods
Cardenas	House	Ortiz	Mr. Speaker
Cardoza	Keeley	Papan	
Cunneen	Knox	Perata	

NOES—10

Ashburn	Martinez	Oller	Runner
Baugh	McClintock	Poochigian	
Kaloogian	Morrow	Prenter	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1860 (Costa)—An act to amend Sections 20201, 20206.4, 20581, 20631, 20642, 20685, 20783, 20803, 21031, 21042, 21161, 21201, 21321, 21511, 21541, and 21621 of the Public Contract Code, to amend Section 65 of the Antelope Valley-East Kern Water Agency Law (Chapter 2146 of the Statutes of 1959), to amend Section 13 of the Fresno Metropolitan Flood Control Act (Chapter 503 of the Statutes of 1955), and to amend Section 28 of the Kings River Conservation District Act (Chapter 931 of the Statutes of 1951), relating to public works.

Bill read third time, and presented by Assembly Member Prenter.

Bill passed by the following vote:

AYES—64

Ackerman	Cardenas	House	Ortiz
Aguiar	Cardoza	Kaloogian	Papan
Alquist	Cedillo	Keeley	Perata
Aroner	Cunneen	Knox	Poochigian
Ashburn	Davis	Kuehl	Prenter
Baca	Ducheny	Leach	Shelley
Baldwin	Escutia	Lempert	Strom-Martin
Battin	Figueroa	Machado	Sweeney
Baugh	Firestone	Margett	Thomson
Bordonaro	Floyd	Migden	Torlackson
Bowen	Frusetta	Morrissey	Vincent
Bowler	Goldsmith	Morrow	Washington
Brewer	Granlund	Murray	Wayne
Brown	Havice	Napolitano	Wildman
Bustamante	Hertzberg	Olberg	Woods
Campbell	Honda	Oller	Mr. Speaker

NOES—7

Alby	Martinez	McClintock	Thompson
Leonard	Mazzoni	Pacheco	

Bill ordered transmitted to the Senate.

SENATE JOINT RESOLUTION NO. 36 (Johannessen)—Relative to air pollution.

Resolution read, and presented by Assembly Member Woods.

Members Made Coauthors of Senate Joint Resolution No. 36

Assembly Member Woods was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Senate Joint Resolution No. 36.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Ackerman, Alby, Alquist, Ashburn, Baca, Baugh, Bowen, Bowler, Brown, Bustamante, Campbell, Cardoza, Cunneen, Figueroa, Frusetta, Granlund, Havice, Hertzberg, Honda, Kuehl, Lempert, Machado, Margett, Martinez, Mazzoni, McClintock, Morrissey, Morrow, Murray, Napolitano, Olberg, Ortiz, Poochigian, Prenter, Sweeney, Torlakson, Villaraigosa, Wayne, and Wildman.

Request for Unanimous Consent

Assembly Member Woods was granted unanimous consent to take up Senate Joint Resolution No. 36, as amended, without reference to print or file.

Consideration of Senate Joint Resolution No. 36, as Amended

SENATE JOINT RESOLUTION NO. 36—Relative to air pollution.

Resolution read, as amended, and adopted by the following vote:

AYES—70

Ackerman	Cunneen	Lempert	Poochigian
Aguiar	Davis	Leonard	Prenter
Alby	Ducheny	Machado	Runner
Alquist	Escutia	Margett	Scott
Ashburn	Figueroa	Martinez	Shelley
Baca	Firestone	Mazzoni	Strom-Martin
Baldwin	Floyd	McClintock	Sweeney
Baugh	Frusetta	Migden	Thompson
Bordonaro	Goldsmith	Morrissey	Thomson
Bowen	Granlund	Morrow	Torlakson
Bowler	Havice	Murray	Vincent
Brewer	Hertzberg	Napolitano	Washington
Brown	Honda	Olberg	Wayne
Bustamante	House	Oller	Wildman
Campbell	Kaloogian	Ortiz	Woods
Cardenas	Knox	Pacheco	Mr. Speaker
Cardoza	Kuehl	Papan	
Cedillo	Leach	Perata	

NOES—None

Resolution ordered transmitted to the Senate.

CAUCUS ANNOUNCEMENTS

At 9:13 a.m., Assembly Member Keeley was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

RECESS

By unanimous consent, at 9:13 a.m., Assistant Speaker pro Tempore Baca declared the Assembly recessed.

REASSEMBLED

At 10:05 a.m., the Assembly reconvened.

Hon. Joe Baca, Assistant Speaker pro Tempore of the Assembly, presiding.

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Leach announced her intention to request that Senate Bill No. 918 be removed from the inactive file.

MESSAGES FROM THE SENATE

Senate Chamber, June 25, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Constitutional Amendment No. 30

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.

**REQUEST TO TAKE UP CONSIDERATION OF SENATE AMENDMENTS TO
ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 30
WITHOUT REFERENCE TO FILE**

Assembly Member Shelley requested unanimous consent that Assembly Member Murray be permitted to take up consideration of Senate amendments to Assembly Constitutional Amendment No. 30, without reference to file.

Parliamentary Inquiry

Assembly Member Leonard arose to the following parliamentary inquiry:

For what purpose is the request made to take up Assembly Constitutional Amendment No. 30, without reference to file?

Reply

The Assistant Speaker pro Tempore deferred to Assembly Member Murray whereupon he replied that today is the deadline for consideration of constitutional amendments for the November ballot.

Parliamentary Inquiry

Assembly Member Leonard arose to the following parliamentary inquiry:

Is today the deadline for consideration of all measures for the November ballot?

Reply by Assistant Speaker pro Tempore Baca

The Assistant Speaker pro Tempore replied that today is the statutory deadline pursuant to the Elections Code.

Parliamentary Inquiry

Assembly Member Leonard arose to the following parliamentary inquiry:

Would measures for the November ballot, presented to the Body after today's date, be ruled out of order by the Presiding Officer?

Point of Information

Assembly Member Hertzberg arose to the following point of information:

Pursuant to a communication from the Secretary of State the deadline for late measures passed by the Legislature and signed by the Governor, is midnight July 13, 1998, for inclusion on the November ballot pamphlet.

Consideration of Senate Amendments by Unanimous Consent

Assembly Member Murray was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Constitutional Amendment No. 30, without reference to file.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 30 (Murray)—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by repealing and adding Section 6 of Article XIX thereof, and by adding Article XIX A thereto, relating to transportation.

The question being: Shall the Assembly concur in the Senate amendments to the above resolution?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—71

Ackerman	Cardoza	Leach	Perata
Aguiar	Cedillo	Lempert	Poochigian
Alby	Cunneen	Leonard	Prenter
Alquist	Davis	Machado	Runner
Aroner	Ducheny	Margett	Scott
Ashburn	Escutia	Martinez	Shelley
Baca	Figueroa	Mazzoni	Strom-Martin
Baldwin	Frusetta	McClintock	Sweeney
Battin	Gallegos	Migden	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowen	Havice	Murray	Vincent
Bowler	Hertzberg	Napolitano	Washington
Brewer	Honda	Olberg	Wayne
Brown	House	Oller	Wildman
Bustamante	Kaloojian	Ortiz	Woods
Campbell	Knox	Pacheco	Mr. Speaker
Cardenas	Kuehl	Papan	

NOES—2

Firestone Floyd

Above resolution ordered enrolled immediately.

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 John Lauzine LeFlore, Jr., of Compton.

MESSAGES FROM THE SENATE

Senate Chamber, June 25, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1807

Assembly Bill No. 2318

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

Upon request of Assembly Member Shelley, Assembly Member Knox was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 2318, without reference to file.

ASSEMBLY BILL NO. 2318 (Knox)—An act to add Section 107.9 to the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—73

Ackerman	Cedillo	Kuehl	Poochigian
Aguiar	Cunneen	Leach	Prenter
Alby	Davis	Lempert	Runner
Alquist	Ducheny	Leonard	Scott
Aroner	Escutia	Machado	Shelley
Ashburn	Figueroa	Margett	Strom-Martin
Baca	Firestone	Martinez	Sweeney
Baldwin	Floyd	Mazzoni	Thompson
Battin	Frusetta	McClintock	Thomson
Baugh	Gallegos	Migden	Torlakson
Bordonaro	Goldsmith	Morrissey	Vincent
Bowen	Granlund	Morrow	Washington
Bowler	Havice	Murray	Wayne
Brewer	Hertzberg	Napolitano	Wildman
Brown	Honda	Olberg	Woods
Bustamante	House	Ortiz	Mr. Speaker
Campbell	Kaloogian	Pacheco	
Cardenas	Keeley	Papan	
Cardoza	Knox	Perata	

NOES—None

Above bill ordered enrolled.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Upon request of Assembly Member Shelley, Assembly Member Knox was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1807, without reference to file.

ASSEMBLY BILL NO. 1807 (Takasugi)—An act to add Sections 401.15 and 5096.3 to the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Knox.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Cardoza	Knox	Papan
Aguiar	Cedillo	Kuehl	Perata
Alby	Cunneen	Leach	Poochigian
Alquist	Davis	Lempert	Prenter
Aroner	Ducheny	Leonard	Runner
Ashburn	Escutia	Machado	Scott
Baca	Figueroa	Margett	Shelley
Baldwin	Firestone	Martinez	Strom-Martin
Battin	Floyd	Mazzoni	Sweeney
Baugh	Frusetta	McClintock	Thompson
Bordonaro	Gallegos	Migden	Thomson
Bowen	Goldsmith	Morrissey	Torlakson
Bowler	Granlund	Morrow	Vincent
Brewer	Havice	Murray	Washington
Brown	Hertzberg	Napolitano	Wayne
Bustamante	Honda	Olberg	Wildman
Campbell	House	Ortiz	Woods
Cardenas	Kaloogian	Pacheco	Mr. Speaker

NOES—None

Above bill ordered enrolled.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE JOINT RESOLUTION NO. 43 (Polanco)—Relative to credit unions.

Resolution read, presented by Assembly Member Vincent, and adopted by the following vote:

AYES—62

Aguiar	Ducheny	Margett	Runner
Alby	Escutia	Martinez	Scott
Alquist	Figueroa	Mazzoni	Shelley
Aroner	Floyd	McClintock	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Bordonaro	Gallegos	Morrissey	Thompson
Bowen	Havice	Morrow	Thomson
Bowler	Hertzberg	Murray	Torlakson
Brown	Honda	Napolitano	Vincent
Bustamante	Keeley	Olberg	Washington
Campbell	Knox	Ortiz	Wayne
Cardenas	Kuehl	Pacheco	Wildman
Cardoza	Leach	Papan	Woods
Cedillo	Lempert	Perata	Mr. Speaker
Cunneen	Leonard	Poochigian	
Davis	Machado	Prenter	

NOES—7

Ackerman	Baugh	Granlund	Oller
Battin	Brewer	Kaloogian	

Resolution ordered transmitted to the Senate.

SENATE BILL NO. 781 (Maddy)—An act to add Chapter 2.97 (commencing with Section 7286.70) to Part 1.7 of Division 2 of the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Oller.

Urgency Clause

Urgency clause read, and refused adoption by the following vote:

AYES—23

Aguiar	Brown	Leach	Murray
Alquist	Campbell	Lempert	Oller
Ashburn	Figueroa	Leonard	Perata
Bordonaro	Firestone	Margett	Washington
Bowler	Granlund	Martinez	Woods
Brewer	House	Mazzoni	

NOES—13

Ackerman	Floyd	Morrow	Thompson
Baldwin	Havice	Olberg	
Battin	Kaloogian	Pacheco	
Baugh	McClintock	Prenter	

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause to Senate Bill No. 781: Assembly Member Baugh, from "Aye" to "No".

**Motion to Reconsider Urgency Clause to Senate Bill No. 781
on Next Legislative Day**

Assembly Member Oller moved to reconsider on the next legislative day the vote whereby the urgency clause to Senate Bill No. 781 was this day refused adoption.

Senate Bill No. 781 ordered to the unfinished business file.

SENATE BILL NO. 1098 (Kopp)—An act to amend Section 12941 of the Government Code, relating to employment.

Bill read third time, and presented by Assembly Member Escutia.

Bill passed by the following vote:

AYES—42

Alquist	Escutia	Lempert	Strom-Martin
Aroner	Figueroa	Martinez	Sweeney
Baca	Floyd	Mazzoni	Thomson
Bowen	Frusetta	Migden	Torlakson
Brown	Gallegos	Murray	Vincent
Bustamante	Havice	Napolitano	Washington
Cardenas	Hertzberg	Ortiz	Wayne
Cardoza	Honda	Papan	Wildman
Cedillo	Keeley	Perata	Mr. Speaker
Davis	Knox	Scott	
Ducheny	Kuehl	Shelley	

NOES—27

Ackerman	Campbell	Margett	Poochigian
Ashburn	Firestone	McClintock	Prenter
Baldwin	Goldsmith	Morrissey	Richter
Battin	House	Morrow	Runner
Baugh	Kaloogian	Olberg	Thompson
Bordonaro	Leach	Oller	Woods
Brewer	Leonard	Pacheco	

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Shelley requested unanimous consent to waive the motion to reconsider as it relates to Senate Bill No. 781.

Assembly Member Papan withheld unanimous consent.

MESSAGES FROM THE SENATE

June 25, 1998

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: By direction of the Senate I am returning SB 1403 to the Assembly for further action.

Sincerely,

GREGORY SCHMIDT
 Secretary of the Senate

Above bill held at the Desk.

ACTION RESCINDED ON SENATE BILL NO. 1403

Upon request of Assembly Member Shelley, Assembly Member Washington was granted unanimous consent to rescind the action whereby the Assembly, on June 18, 1998 (Assembly Journal, page 7507), passed Senate Bill No. 1403, and whereby the bill was ordered transmitted to the Senate.

At 10:34 a.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1490 (Greene)—An act to add Section 60602.5 to the Education Code, relating to pupils.

Bill read third time, and presented by Assembly Member Mazzoni.

Bill passed by the following vote:

AYES—46

Alquist	Ducheny	Lempert	Shelley
Aroner	Escutia	Machado	Strom-Martin
Baca	Figueroa	Martinez	Sweeney
Bowen	Firestone	Mazzoni	Thomson
Brown	Floyd	Migden	Torlakson
Bustamante	Frusetta	Morrissey	Vincent
Campbell	Havice	Murray	Washington
Cardenas	Hertzberg	Napolitano	Wayne
Cardoza	Honda	Ortiz	Wildman
Cedillo	Keeley	Papan	Mr. Speaker
Cunneen	Knox	Perata	
Davis	Kuehl	Scott	

NOES—24

Ackerman	Baugh	Leach	Oller
Aguiar	Bordonaro	Leonard	Pacheco
Alby	Bowler	Margett	Poochigian
Ashburn	Brewer	McClintock	Prenter
Baldwin	House	Morrow	Runner
Battin	Kaloogian	Olberg	Thompson

Bill ordered transmitted to the Senate.

SENATE BILL NO. 190 (Alpert)—An act to add Article 6 (commencing with Section 60675) to Chapter 5 of Part 33 of the Education Code, relating to academic achievement.

Bill read third time, and presented by Assembly Member Mazzoni.

Bill passed by the following vote:

AYES—54

Aguiar	Davis	Lempert	Prenter
Alquist	Ducheny	Machado	Scott
Aroner	Escutia	Martinez	Shelley
Baca	Figueroa	Mazzoni	Strom-Martin
Battin	Floyd	Migden	Sweeney
Bowen	Frusetta	Morrissey	Thomson
Bowler	Gallegos	Morrow	Torlakson
Brown	Havice	Murray	Vincent
Bustamante	Hertzberg	Napolitano	Washington
Campbell	Honda	Olberg	Wayne
Cardenas	Keeley	Ortiz	Wildman
Cardoza	Knox	Pacheco	Mr. Speaker
Cedillo	Kuehl	Papan	
Cunneen	Leach	Perata	

NOES—15

Ackerman	Baugh	Kaloogian	Oller
Alby	Brewer	Leonard	Richter
Ashburn	Firestone	Margett	Thompson
Baldwin	House	McClintock	

Bill ordered transmitted to the Senate.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 25, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 2087

And reports the same correctly enrolled, and presented to the Governor at 9:30 a.m.,
June 25, 1998.

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 CONCURRENT RESOLUTION NO. 166 (Wayne)—Relative to Fire Prevention 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 CONCURRENT RESOLUTION NO. 169 (Wayne)—Relative to Neighborhood Watch Month.

Resolution read, adopted, and ordered transmitted to the Senate.

*(For the vote on the above resolution, see this day's
Consent Calendar roll call.)*

ASSEMBLY CONCURRENT RESOLUTION NO. 170 (Wildman)—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 CONCURRENT RESOLUTION NO. 163 (House)—Relative to the Department of the California Highway Patrol.

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. 1789 (Peace)—An act to add Section 31461.5 to the Government Code, relating to county 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. 2137 (Karnette)—An act to amend Sections 31725.7, 31760.1, 31760.2, 31785, 31785.1, 31786, and 31786.1 of, and to amend and renumber Section 31458.6 of, the Government Code, relating to county employee retirement systems.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 478 (Haynes)—An act to amend Section 1569.193 of the Health and Safety Code, relating to residential care facilities for the elderly.

Bill read 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. 2009 (Greene)—An act to add and repeal Section 20193 of the Public Contract Code, relating to municipal utility district 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—75

Ackerman	Cedillo	Kuehl	Perata
Aguiar	Cunneen	Leach	Poochigian
Alby	Davis	Lempert	Prenter
Alquist	Ducheny	Leonard	Richter
Aroner	Escutia	Machado	Runner
Ashburn	Figueroa	Margett	Scott
Baca	Firestone	Martinez	Shelley
Baldwin	Floyd	Mazzoni	Strom-Martin
Battin	Frusetta	McClintock	Sweeney
Baugh	Gallegos	Migden	Thompson
Bordonaro	Goldsmith	Morrissey	Thomson
Bowen	Granlund	Morrow	Torlakson
Bowler	Havice	Murray	Vincent
Brewer	Hertzberg	Napolitano	Washington
Brown	Honda	Olberg	Wayne
Bustamante	House	Oller	Wildman
Campbell	Kaloogian	Ortiz	Woods
Cardenas	Keeley	Pacheco	Mr. Speaker
Cardoza	Knox	Papan	

NOES—None

PARLIAMENTARY INQUIRY

Assembly Member Woods arose to the following parliamentary inquiry:

Will measures passed temporarily on this day's file be passed on file at the end of the session day?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied in the negative that those measures passed temporarily on this day's file would be passed and retained at the end of the session day.

PARLIAMENTARY INQUIRY

Assembly Member Leonard arose to the following parliamentary inquiry:

Is it not appropriate that those measures on the Senate third reading file without designated Assembly Floor authors be passed on file at the end of the session day?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that numerous Senate bills are on the Senate third reading file for the first day and that the Senate is being contacted to designate Assembly Floor authors.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 2087, Concurrence: Alquist, Baldwin, Brown, Bustamante, Cunneen, Martinez, Morrow, and Pacheco—Aye.

Senate Bill No. 1511: Baugh, Machado, Margett, and Martinez—Aye.

Senate Bill No. 1805: Havice, Machado, Margett, and Olberg—Aye; Baugh and Martinez—No.

Senate Bill No. 1860: Baugh and Margett—Aye; Martinez—No.

Senate Joint Resolution No. 36, Coauthors: Ashburn, Baugh, Havice, Margett, Martinez, Olberg, and Sweeney—Aye.

Senate Joint Resolution No. 36: Baugh, Margett, Martinez, and Morrow—Aye.

Assembly Constitutional Amendment No. 30, Concurrence: Bustamante—Aye.

Assembly Bill No. 2318, Concurrence: Bustamante, Kaloogian, and Machado—Aye.

Assembly Bill No. 1807, Concurrence: Bustamante, Kaloogian, and Machado—Aye.

Senate Joint Resolution No. 43: Bustamante and Olberg—Aye.

Senate Bill No. 781 and Urgency: Alquist, Brown, Figueroa, Lempert, Martinez, Murray, Perata, and Washington—Aye; Kaloogian, Morrow, and Prenter—No.

Senate Bill No. 1098: Bustamante—Aye; Prenter—No.

Senate Bill No. 1490: Bustamante, Cunneen, and Machado—Aye; Ashburn, Baldwin, Kaloogian, Olberg, Pacheco, Poochigian, and Prenter—No.

Senate Bill No. 190: Bustamante, Machado, and Prenter—Aye; Brewer, Kaloogian, and Oller—No.

Consent Calendar: Bustamante and Kaloogian—Aye.

MOTION TO ADJOURN

At 10:41 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 10:42 a.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 25, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 147

And reports the same correctly enrolled, and presented to the Secretary of State on the 25th day of June, 1998, at 10:45 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, June 25, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Constitutional Amendment No. 30

And reports the same correctly enrolled, and presented to the Secretary of State on the 25th day of June, 1998, at 10:45 a.m.

E. DOTSON WILSON, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber, June 25, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 1719

Assembly Bill No. 1757

Assembly Bill No. 1905

Assembly Bill No. 2270

Assembly Bill No. 2556

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, June 25, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 302

Assembly Bill No. 333

Assembly Bill No. 438

Assembly Bill No. 528

Assembly Bill No. 598

Assembly Bill No. 621

Assembly Bill No. 742

Assembly Bill No. 1645

Assembly Bill No. 1693

Assembly Bill No. 1926

Assembly Bill No. 1946

Assembly Bill No. 2360

Assembly Bill No. 2384

Assembly Bill No. 2683

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 25, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Joint Resolution No. 63

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 25, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Joint Resolution No. 51

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered enrolled.

Senate Chamber, June 25, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 30

Senate Bill No. 1939

Senate Bill No. 1620

Senate Bill No. 2053

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

AUTHOR'S AMENDMENTS
Committee on Appropriations

June 25, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 1140

Senate Bill No. 1410

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 1140—An act to amend Section 14007.5 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.

SENATE BILL NO. 1410—An act to amend Sections 15200.75, 15200.81, and 15200.95 of, and to repeal 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.

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 25, 1998

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 1702

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 1702—An act to add Section 1373.21 to the Health and Safety 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 Judiciary

June 25, 1998

Mr. Speaker: The Chair of your Committee on Judiciary reports:
Senate Bill No. 1529

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 1529—An act relating to trial court unification.

Bill read second time; author's amendments, 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, 1998

Mr. Speaker: The Chair of your Committee on Natural Resources reports:
Senate Bill No. 1340

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWEN, Chairwoman

SENATE BILL NO. 1340—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 Public Safety

June 25, 1998

Mr. Speaker: The Chair of your Committee on Public Safety reports:
Assembly Bill No. 2816

With author's amendments with the recommendation: Amend, and re-refer to the committee.

PERATA, Chairman

ASSEMBLY BILL NO. 2816—An act to add Section 701.5 to the Penal Code, relating to minors, 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

June 25, 1998

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:
Senate Bill No. 930

With author's amendments with the recommendation: Amend, and re-refer to the committee.

PAPAN, Chairman

SENATE BILL NO. 930—An act to amend Sections 1785.16 and 1785.17 of, and to add Sections 1747.82 and 1785.11.5 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.

AUTHOR'S AMENDMENTS
Committee on Agriculture

June 25, 1998

Mr. Speaker: The Chair of your Committee on Agriculture reports:

Senate Bill No. 1222

Senate Bill No. 2003

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CARDOZA, Chairman

SENATE BILL NO. 1222—An act to amend Sections 61411, 62071, 62074.5, 62191, 62722, and 62750 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.

SENATE BILL NO. 2003—An act to amend and repeal Section 4848 of, and to add Section 4848.3 to, the Business and Professions Code, relating to veterinary 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 Natural Resources

June 25, 1998

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 988

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWEN, Chairwoman

SENATE BILL NO. 988—An act to amend and repeal Section 12159 of the Public Contract Code, and to amend Sections 40183, 40184, 40507, 40912, 40973, 41700, 41736, 41751, 41760, 41770, 41780.1, 41780.2, 41781.1, 41800, 41813, 41820.5, 41821, 41821.5, 41825, 41850, 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 41700.5, 41722, 41722.5, 41782.1, 48645, 48671.8, and 48692 to, to add Article 4 (commencing with Section 40985) to Chapter 1 of, to add Chapter 2.5 (commencing with Section 41270) to, and to add Chapter 3.3 (commencing with Section 41470) to, Part 2 of, and to add Article 7 (commencing with Section 42858) to Chapter 16 of Part 3 of, Division 30 of, 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 solid waste 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.

AUTHOR'S AMENDMENTS
Committee on Education

June 25, 1998

Mr. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 1468

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MAZZONI, Chairwoman

SENATE BILL NO. 1468—An act to amend Sections 2550.3, 35120, 42238, 42238.5, 42238.7, 42238.8, 42238.9, 42243.7, 42280, 42281, 42282, 42284, 42285, 46010, 48205, 48664, 48980, 49067, 52335.2, 56836.08, 56836.10, 56836.11, 56836.12, 56836.15, and 56836.24 of, and to add Section 42289.5 to, the Education Code, and to amend Section 8880.5 of the Government Code, relating to school revenue limits, 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 25, 1998

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 1418

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 1418—An act to amend Section 6405 of, to amend the heading of Chapter 5.5 (commencing with Section 6400) of Division 3 of, to amend, repeal, and add Sections 6401, 6402, 6403, 6407, 6408, 6409, 6410, 6411, 6412, 6413, and 6415 of, to add and repeal Sections 6401.6, 6402.1, and 6412.1 of, and to repeal and add Section 6400 of, the Business and Professions Code, relating to legal document assistants.

Bill read second time; author's amendments, 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 25, 1998

Mr. Speaker: The Chair of your Committee on Human Services reports:

Senate Bill No. 2196

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ARONER, Chairwoman

SENATE BILL NO. 2196—An act to amend Sections 15365.53 and 15365.57 of the Government Code, relating to employment 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

June 25, 1998

Mr. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 1774

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MAZZONI, Chairwoman

SENATE BILL NO. 1774—An act relating to vocational education.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Insurance

June 25, 1998

Mr. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 1551

Senate Bill No. 1683

Senate Bill No. 1555

Senate Bill No. 2084

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FIGUEROA, Chairwoman

SENATE BILL NO. 1551—An act to amend Section 129.5 of the Labor Code, relating to workers' compensation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1555—An act to amend Section 779.14 of, and to add Sections 779.34 and 779.35 to, the Insurance Code, relating to insurance.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1683—An act to add Sections 1057.61 and 1057.62 to the Civil Code, and to amend Section 12409 of, and to add Sections 12401.11, 12406.5, and 12413 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. 2084—An act to amend Section 9080.3 of the Insurance Code, relating to insurance.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Public Safety

June 25, 1998

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Senate Bill No. 491

Senate Bill No. 1809

Senate Bill No. 1731

Senate Bill No. 2108

Senate Bill No. 1768

With author's amendments with the recommendation: Amend, and re-refer to the committee.

PERATA, Chairman

SENATE BILL NO. 491—An act to amend, repeal, and add Section 852 of the Welfare and Institutions Code, relating to minors.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1731—An act to add and repeal Chapter 3.6 (commencing with Section 13827) 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. 1768—An act to amend Section 2033.5 of the Code of Civil Procedure, and to amend Sections 1202.4, 1214, and 11177.2 of the Penal Code, relating to criminal restitution.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1809—An act to amend Section 15636 of, to add Section 9721.5 to, and to add Article 13 (commencing with Section 15680) to Chapter 11 of Part 3 of Division 9 of, the Welfare and Institutions Code, relating to elderly persons, 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. 2108—An act relating to the Department of Corrections Pre-Release Program.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Governmental Organization

June 25, 1998

Mr. Speaker: The Chair of your Committee on Governmental Organization reports: Senate Bill No. 1502

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairwoman

SENATE BILL NO. 1502—An act to add Section 12012.5 to the Government Code, relating to gaming.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Elections, Reapportionment and Constitutional Amendments

June 25, 1998

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 2090

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VINCENT, Chairman

SENATE BILL NO. 2090—An act to amend Section 91007 of, to repeal Section 91015 of, and to repeal and add Section 83116.5 of, the Government Code, relating to the Political Reform Act of 1974.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Health

June 25, 1998

Mr. Speaker: The Chair of your Committee on Health reports:

- Senate Bill No. 440
- Senate Bill No. 998
- Senate Bill No. 1642
- Senate Bill No. 1654

- Senate Bill No. 1951
- Senate Bill No. 2070
- Senate Bill No. 2194
- Senate Bill No. 2208

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

SENATE BILL NO. 440—An act to amend Sections 4027 and 4052 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. 998—An act to amend, repeal, and add Sections 2590, 2591, 2592, 2593, and 2596 of, and to add Sections 2597 and 2598 to, the Business and Professions Code, relating to perfusion, 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. 1642—An act to add Section 22790.6 to the Government Code, and to add Section 14016.8 to 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. 1654—An act to amend and repeal Sections 1374.7 of the Health and Safety Code, and to amend Section 742.405 of, and to amend and repeal Sections 10123.3 and 10140 of, 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. 1951—An act to add Section 1395.5 to the Health and Safety Code, and to add Section 10127.4 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. 2070—An act to amend Sections 14009.5 and 14015 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. 2194—An act to amend Sections 1568.02, 1569.17, and 1569.725 of the Health and Safety Code, relating to community 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. 2208—An act to add Chapter 6 (commencing with Section 104310) to Part 1 of Division 103 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 Labor and Employment

June 25, 1998

Mr. Speaker: The Chair of your Committee on Labor and Employment reports:
Senate Bill No. 2190

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FLOYD, Chairman

SENATE BILL NO. 2190—An act to add and repeal Chapter 2.5 (commencing with Section 9800) to Part 1 of Division 3 of the Unemployment Insurance Code, relating to job training.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Education

June 25, 1998

Mr. Speaker: The Chair of your Committee on Education reports:
Senate Bill No. 1697
Senate Bill No. 2042

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MAZZONI, Chairwoman

SENATE BILL NO. 1697—An act to add and repeal Chapter 8 (commencing with Section 60830) of Part 33 of the Education Code, relating to the College Preparation Partnership 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. 2042—An act to amend Sections 44259 and 44277 of, to add Section 44320.2 to, to repeal Section 44259.2 of, and to repeal and add Section 44259.1 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 Local Government

June 25, 1998

Mr. Speaker: The Chair of your Committee on Local Government reports:
Senate Bill No. 1678

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SWEENEY, Chairman

SENATE BILL NO. 1678—An act to amend Section 30052 of, and to repeal and add Section 30056 of, the Government Code, relating to local 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 International Trade and Development

June 25, 1998

Mr. Speaker: The Chair of your Committee on International Trade and Development reports:

Senate Bill No. 1169

With author's amendments with the recommendation: Amend, and re-refer to the committee.

NAPOLITANO, Chairwoman

SENATE BILL NO. 1169—An act to amend Section 15363.10 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.

AUTHOR'S AMENDMENTS

Committee on Consumer Protection, Governmental Efficiency and Economic Development

June 25, 1998

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1934

Senate Bill No. 2075

Senate Bill No. 1982

Senate Bill No. 2102

With author's amendments with the recommendation: Amend, and re-refer to the committee.

DAVIS, Chairwoman

SENATE BILL NO. 1934—An act to add Section 14669.20 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. 1982—An act to amend Sections 101, 144, 149, 205, and 655.2 of, to add Article 8 (commencing with Section 2539.5) to Chapter 5.3 of, to add Chapter 7.3 (commencing with Section 3200) to, and to add Article 8 (commencing with Section 3460) to Chapter 7.5 of, Division 2 of, and to repeal Chapter 5.3 (commencing with Section 2530) and Chapter 7.5 (commencing with Section 3300) of Division 2 of, the Business and Profession Code, to amend Section 10176 of the Insurance Code, and to amend Section 14132.55 of the Welfare and Institutions Code, relating to regulatory boards and commissions.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 2075—An act to amend Sections 9855 and 9873 of the Business and Professions Code, and to amend Section 12741 of the Insurance Code, relating to service 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. 2102—An act to amend Sections 122045 and 122060 of the Health and Safety Code, relating to animals.

Bill read second time; author's amendments, 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, 1998

Mr. Speaker: The Chair of your Committee on Health reports:

Senate Bill No. 555

Senate Bill No. 1607

Senate Bill No. 1537

Senate Bill No. 1689

Senate Bill No. 1606

Senate Bill No. 2223

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

SENATE BILL NO. 555—An act to add Article 6.5 (commencing with Section 124115) to Chapter 3 of Part 2 of Division 106 of the Health and Safety Code, and to add Section 14132.26 to the Welfare and Institutions Code, relating to child health, making an appropriation 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. 1537—An act to amend Section 10232.25 of, to add Section 10232.23 to, and to repeal Section 10232.2 of, the Insurance Code, relating to long-term care 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. 1606—An act to add Article 12.5 (commencing with Section 4177) to Chapter 9 of Division 2 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. 1607—An act to amend Sections 14105.31 and 14105.33 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1689—An act to add and repeal Section 1348.7 of 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.

SENATE BILL NO. 2223—An act relating to the University of California.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES
Committee on Rules

Date of Hearing: June 25, 1998

Mr. Speaker: Your Committee on Rules reports:

Senate Bill No. 1190

With the recommendation: That the bill be re-referred to the Committee on Natural Resources.

HERTZBERG, Chairman

Above bill re-referred to the Committee on Natural Resources.

Committee on Revenue and Taxation

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 2134

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

KNOX, Chairman

Above bill ordered to second reading.

Committee on Local Government

Date of Hearing: June 17, 1998

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 1885

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: June 24, 1998

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 139

Senate Bill No. 1498

Senate Bill No. 1676

With the recommendation: Do pass.

SWEENEY, Chairman

Above bills ordered to second reading.

Date of Hearing: June 24, 1998

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 529

Senate Bill No. 1895

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: June 24, 1998

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 2099

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.

SWEENEY, Chairman

Above bill ordered to second reading.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Constitutional Amendment No. 26

With amendments with the recommendation: Amend, be adopted, as amended, and be re-referred to the Committee on Appropriations.

VINCENT, Chairman

Above resolution ordered to second reading.

**Committee on Consumer Protection, Governmental Efficiency and
Economic Development**

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 2238

Senate Bill No. 2239

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Health with the recommendation: To Consent Calendar.

DAVIS, Chairwoman

Above bills ordered to second reading.

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1775

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: June 23, 1998

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1645

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Natural Resources.

DAVIS, Chairwoman

Above bill ordered to second reading.

Committee on Environmental Safety and Toxic Materials

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 1824

Senate Bill No. 2111

Senate Bill No. 1852

Senate Bill No. 2172

Senate Bill No. 1898

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 Human Services

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Human Services reports:

Senate Bill No. 2188

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ARONER, Chairwoman

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 1944

With amendments with the recommendation: Amend, and do pass, as amended.

ESCUTIA, Chairwoman

Above bill ordered to second reading.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 25, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1807

Assembly Bill No. 2318

And reports the same correctly enrolled, and presented to the Governor at 3 p.m., June 25, 1998.

E. DOTSON WILSON, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber, June 25, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 1955

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, June 25, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 92

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. 1955—An act relating to public social services.

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 92—Relative to the proposed City of Chula Vista site as a future University of California campus.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Agriculture, on July 17, 1998;

Water, Parks and Wildlife, on June 30, 1998, at 8:30 a.m.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

Governor's Reorganization Plan No. 1

June 25, 1998

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: I refer the Governor's Reorganization Plan #1 to the Assembly Health Committee.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member House, the Assembly adjourned until 11 a.m., Monday, June 29, 1998, out of respect to the memory of Susan Yoachum, on motion of Assembly Members Aroner, Migden, and Shelley; out of respect to the memory of Bernice Dredd, on motion of Assembly Member Washington; out of respect to the memory of John Lauzine LeFlore, Jr., on motion of Assembly Member Murray; out of respect to the memory of Cody Roper, on motion of Assembly Member Aguiar; out of respect to the memory of David Maculsay, on motion of Assembly Member Campbell; and out of respect to the memory of Howard "Duke" Lockwood and Lee Truett Waters, on motion of Assembly Member Sweeney.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 25, 1998

The following measures were amended in the Assembly on this day:

AB	RN	SB	RN
2816	9814620	1644	9814275
		1648	9814266
ACA	RN	1654	9814568
34	9814390	1678	9814100
		1683	9814458
		1689	9814492
SB	RN	1692	9814060
251	9814206	1697	9814358
440	9814393	1702	9814257
491	9812849	1724	9813849
555	9814616	1731	9814150
715	9814273	1737	9814339
930	9814409	1768	9814093
988	9814582	1774	9814499
998	9814287	1791	9814164
1047	9814276	1796	9814351
1140	9814131	1809	9814270
1156	9814088	1856	9814312
1169	9814532	1878	9812413
1182	9814300	1930	9814227
1222	9814502	1934	9814265
1340	9814200	1942	9813989
1363	9813777	1951	9814046
1382	9814303	1956	9813854
1410	9814245	1966	9814298
1418	9814530	1970	9814097
1434	9814155	1982	9814449
1468	9814621	1991	9813662
1470	9814070	2003	9814283
1502	9814399	2042	9812897
1529	9813614	2070	9814286
1537	9814462	2075	9814278
1541	9813169	2084	9814421
1551	9814042	2090	9814348
1555	9814520	2098	9814282
1606	9814246	2102	9814565
1607	9813405	2103	9814261
1642	9814255		

SB	RN	SB	RN
2108	9814478	2194	9814487
2166	9814242	2196	9814016
2180	9814259	2208	9814470
2190	9814415	2223	9814224

Daily Total: 78
Cumulative Total: 6066

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, June 29, 1998

**TWO HUNDRED THIRTY-FIRST SESSION DAY
FIVE HUNDRED SEVENTY-FIFTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, June 29, 1998

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 Washington 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 11:15 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	Cunneen	Leach	Prenter
Aguiar	Davis	Lempert	Pringle
Alby	Ducheny	Leonard	Richter
Alquist	Escutia	Machado	Runner
Aroner	Figueroa	Margett	Scott
Ashburn	Firestone	Martinez	Shelley
Baca	Floyd	Mazzoni	Strom-Martin
Baldwin	Frusetta	McClintock	Sweeney
Battin	Gallegos	Migden	Thompson
Baugh	Goldsmith	Miller	Thomson
Bordonaro	Granlund	Morrissey	Torlakson
Bowen	Havice	Morrow	Vincent
Bowler	Hertzberg	Murray	Washington
Brewer	Honda	Napolitano	Wayne
Brown	House	Olberg	Wildman
Bustamante	Kaloogian	Oller	Woods
Campbell	Keeley	Ortiz	Wright
Cardenas	Knox	Pacheco	Mr. Speaker
Cardoza	Kuehl	Papan	
Cedillo	Kuykendall	Poochigian	

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, The life-span of the average person in our society today, has reached 76 years and it is said that Methuselah lived to the age of 970. Yet all these years, Lord, seem as nothing compared to Eternity, which is everlasting and ageless. Our years on this earth are numbered, but You have created our soul to live forever. Help us to live this life according to Your commandments, to prepare us for the eternal rewards in the life to come.—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 Bustamante, seconded by Assembly Member Miller.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On personal business, and waiving per diem: Assembly Member Perata.

Because of illness: Assembly Member Takasugi.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

June 26, 1998

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Tom Torlakson to the Revenue and Taxation Committee in place of Assemblymember Deborah Ortiz for the hearing on Monday, June 29, 1998, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 29, 1998

*E. Dotson Wilson**Chief Clerk**State Capitol, Room 3196**Sacramento, California*

Dear Dotson: Please be advised that I have removed Assemblymember Kerry Mazzone from the Governmental Organization Committee. Assemblymember Roderick Wright will be attending committee on Monday, June 29, 1998 hearing.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 29, 1998

*E. Dotson Wilson**Chief Clerk**State Capitol, Room 3196**Sacramento, California*

Dear Dotson: Please be advised that I have appointed Assemblymember Scott Baugh to the Governmental Organization Committee in place of Assemblymember Brett Granlund for Monday, June 29, 1998 hearing, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 29, 1998

*E. Dotson Wilson**Chief Clerk**State Capitol**Sacramento, California*

Dear Dotson: Please be advised that I have appointed Assemblymember Ed Vincent to the Water, Parks and Wildlife Committee in place of Assemblymember Martha Escutia for the June 30, 1998 hearing only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 26, 1998

*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 reappointed Mr. James Daniel Levine to serve on the San Francisco Bay Conservation and Development Commission. The effective date of this reappointment is June 23, 1998, and this is a pleasure appointment.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 29, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 2816

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, June 29, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Constitutional Amendment No. 34

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, June 29, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 1757
Assembly Bill No. 1905
Assembly Bill No. 2270

And reports the same correctly enrolled, and presented to the Governor at 11:15 a.m.,
June 29, 1998.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, June 29, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Joint Resolution No. 51

And reports the same correctly enrolled, and presented to the Secretary of State on the
29th day of June, 1998, at 11:15 a.m.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS
Committee on Insurance

June 29, 1998

Mr. Speaker: The Chair of your Committee on Insurance reports:
Senate Bill No. 678

With author's amendments with the recommendation: Amend, and re-refer to the
committee.

FIGUEROA, Chairwoman

SENATE BILL NO. 678—An act to amend Sections 703 and 1760.5 of, and to add
Sections 703.1 and 1773 to, the Insurance Code, relating to insurance.

Bill read second time; author's amendments, presented pursuant to
Assembly Rules, read and adopted; bill ordered reprinted, and to be
re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Labor and Employment

June 29, 1998

Mr. Speaker: The Chair of your Committee on Labor and Employment reports:
Senate Bill No. 1562

With author's amendments with the recommendation: Amend, and re-refer to the
committee.

FLOYD, Chairman

SENATE BILL NO. 1562—An act to amend Section 15051 of the Unemployment Insurance Code, and to amend Section 11324.6 of the Welfare and Institutions Code, relating to unemployment.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Public Safety

June 29, 1998

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Senate Bill No. 822

Senate Bill No. 1690

With author's amendments with the recommendation: Amend, and re-refer to the committee.

PERATA, Chairman

SENATE BILL NO. 822—An act to add Chapter 3 (commencing with Section 2050) to Division 2.5 of the Welfare and Institutions Code, relating to youth.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1690—An act to amend Sections 218 of the Code of Civil Procedure, to amend Sections 148.1, 148.5, 148.9, 150, 190, 12027, and 12031 of the Penal Code, relating to peace officers.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Elections, Reapportionment and Constitutional Amendments

June 29, 1998

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 1753

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VINCENT, Chairman

SENATE BILL NO. 1753—An act to add Sections 22203.5, 22363, and 22364 to the Education Code, and to amend Section 20153 of, and to add Sections 20096.5, 20152.5, and 20191.5 to, the Government Code, relating to public retirement system governing boards.

Bill read second time; author's amendments, 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 29, 1998

Mr. Speaker: The Chair of your Committee on Human Services reports:
Senate Bill No. 933

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ARONER, Chairwoman

SENATE BILL NO. 933—An act to add Section 7911 to the Family Code, to amend Sections 1522, 1522.03, 1522.04, 1522.4, 1534, 1538.5, 1550, 1558, 1558.1, 1563, 1568.082, 1568.09, 1568.092, 1569.093, 1569.17, 1569.172, 1569.50, 1569.58, 1569.59, 1569.617, 1596.603, 1596.871, 1596.8713, 1596.885, 1596.8897, and 1596.8898 of, to add Sections 1520.1, 1520.11, 1522.02, 1522.05, 1522.41, 1522.42, 1534.5, 1568.042, 1569.1515, and 1596.952 to, the Health and Safety Code, and to amend Sections 366, 727.1, 827, 10609.3, 11402, 11462, 16501, and 16501.1 of, to add Sections 361.21, 727.2, 5867.5, 11402.4, 11466.21, 16501.2, and 16516.5 to, to add Chapter 5 (commencing with Section 1350) to part 1 of Division 2 of, to add Chapter 12.86 (commencing with Section 18987.6) to Part 6 of Division 9 of, and to repeal Sections 11404.5 and 11467 of, 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 Human Services

June 29, 1998

Mr. Speaker: The Chair of your Committee on Human Services reports:
Senate Bill No. 1525

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ARONER, Chairwoman

SENATE BILL NO. 1525—An act to add Chapter 14.1 (commencing with Section 18994) to Part 6 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.

AUTHOR'S AMENDMENTS
Committee on Education

June 29, 1998

Mr. Speaker: The Chair of your Committee on Education reports:
Senate Bill No. 1467

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MAZZONI, Chairwoman

SENATE BILL NO. 1467—An act to add Section 42249.7 to the Education Code, relating to school desegregation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

Assembly Concurrent

<i>Resolution No.</i>	<i>Committee</i>
173 -----	Rls.
174 -----	Rls.

Senate

<i>Bill No.</i>	<i>Committee</i>
1874 -----	Hum. S.
1955 -----	Hum. S.

Senate Concurrent

<i>Resolution No.</i>	<i>Committee</i>
92 -----	Higher Ed.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 1868

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 Elections, Reapportionment and Constitutional Amendments

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 1736

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 Water, Parks and Wildlife

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 1784

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: June 23, 1998

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Assembly Joint Resolution No. 62

With amendments with the recommendation: Amend, and be adopted, as amended.

MACHADO, Chairman

Above resolution ordered to second reading.

Committee on Public Safety

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 2187

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

PERATA, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1440

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.

DAVIS, Chairwoman

Above bill ordered to second reading.

Committee on Transportation

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 1203

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 Revenue and Taxation

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 1383

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

KNOX, Chairman

Above bill ordered to second reading.

Committee on Transportation

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 1462

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.

Committee on Insurance

Date of Hearing: June 24, 1998

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 1817

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: June 24, 1998

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 1413

With amendments with the recommendation: Amend, and do pass, as amended.

FIGUEROA, Chairwoman

Above bill ordered to second reading.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1652

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Governmental Organization.

DAVIS, Chairwoman

Above bill ordered to second reading.

Committee on Governmental Organization

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 2141

With the recommendation: Do pass, and be re-referred to the Committee on Utilities and Commerce.

BROWN, Chairwoman

Above bill re-referred to the Committee on Utilities and Commerce.

Committee on Rules

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Rules reports:

Senate Joint Resolution No. 30

With the recommendation: Be adopted

HERTZBERG, Chairman

Above resolution ordered on file.

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Rules reports:

Assembly Joint Resolution No. 70

Assembly Joint Resolution No. 71

With the recommendation: Be adopted

HERTZBERG, Chairman

Above resolutions ordered on file.

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 90

With the recommendation: Be adopted.

HERTZBERG, Chairman

Above resolution ordered on file.

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 86

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.

HERTZBERG, Chairman

Above resolution ordered on file.

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Rules reports:

House Resolution No. 29

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

HERTZBERG, Chairman

Above resolution ordered on file.

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 159

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.

HERTZBERG, Chairman

Above resolution ordered on file.

Committee on Local Government

Date of Hearing: June 10, 1998

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 1660

With amendments with the recommendation: Amend, and do pass, as amended.

SWEENEY, Chairman

Above bill ordered to second reading.

Committee on Revenue and Taxation

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 1908

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

KNOX, Chairman

Above bill ordered to second reading.

Committee on International Trade and Development

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on International Trade and Development reports:

Senate Bill No. 1169

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

NAPOLITANO, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 2175

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 Human Services

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Human Services reports:

Senate Bill No. 2155

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ARONER, Chairwoman

Above bill ordered to second reading.

Committee on Rules

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 64

With the recommendation: Be adopted, and be re-referred to the Committee on Appropriations.

HERTZBERG, Chairman

Above resolution re-referred to the Committee on Appropriations.

Committee on Environmental Safety and Toxic Materials

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 1924

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.

MESSAGES FROM THE SENATE

Senate Chamber, June 29, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 2810

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 29, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1652

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 29, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 2185

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. 2185—An act to amend Section 44015 of the Health and Safety Code, relating to air resources, and declaring the urgency thereof, to take effect immediately.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Revenue and Taxation, on July 6, 1998.

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 Perfecto Vallejo of Norco, survived by wife, Helen and two daughters.

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 Domenick Roppolo, of Newport Beach.

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 Evelyn "Nan" Wolf, of Hayward; and Ruby Violet Monk, of San Leandro.

RECESS FOR SPECIAL GUESTS

By unanimous consent, at 11:45 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Napolitano introduced Hon. László Pállag, Member of the Parliament of Hungary, whereupon he addressed the assemblage.

REASSEMBLED

At 11:46 a.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

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 Ann Drew, of El Cajon.

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 Mayor Jess Hughton and former City Councilman of Pasadena.

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 Constitutional Amendment No. 10 for hearing in the Committee on Appropriations on Wednesday, July 1, 1998.

RE-REFERENCE OF BILLS

Assembly Member Migden was granted unanimous consent that Senate Bill No. 1140 be re-referred from the Committee on Appropriations to the Committee on Health.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Migden was granted unanimous consent that Senate Bill No. 1431, be withdrawn from the Committee on Appropriations and placed on the second reading file.

RECESS FOR SPECIAL GUESTS

By unanimous consent, at 11:52 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Martinez introduced Mrs. Mary-Margaret Franco, wife of the late George Timothy Franco, whereupon she presented a memorial resolution commending Mr. Franco's work with the East Los Angeles Skills Center, where he tirelessly worked to help at-risk students and those on probation, to better themselves through education.

Mrs. Mary-Margaret Franco then addressed the assemblage.

REASSEMBLED

At 11:56 a.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 Honda announced his intention to request that Assembly Bill No. 1866 be removed from the inactive file.

REQUEST FOR PHOTOGRAPHER

Assembly Member Bowler was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

RECESS FOR SPECIAL GUESTS

By unanimous consent, at 12 noon, Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Bowler introduced Sgt. Ed Tatosian and presented a resolution to the Sacramento, California, Career Criminal Apprehension Team commending its superior record of dedicated and highly effective law enforcement service, whereupon he expressed sincere gratitude and appreciation.

* * *

Assembly Member Ortiz introduced Mrs. Mie Vang Her and presented a memorial resolution to posthumously recognize and honor her late husband Lieutenant Yia Noei Her for his dedicated service to the United States, Laos, and the people of Southeast Asia.

REASSEMBLED

At 12:10 p.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

BILLS RETURNED TO UNFINISHED BUSINESS FILE

Pursuant to Assembly Rule 78, the following bill was withdrawn from the inactive file, and placed upon the unfinished business file:

Assembly Bill No. 1195, on request of Assembly Member Alby.

JOINT RULE 62(a) WAIVED

Assembly Member Shelley was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 715, 1047, and 1386 for hearing in the Committee on Information Technology on Wednesday, July 1, 1998; Senate Bills Nos. 1955 and 1874, in the Committee on Human Services, on Wednesday, July 1, 1998; and Senate Bill No. 2108 in the Committee on Public Safety, on Tuesday, June 30, 1998.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Upon request of Assembly Member Shelley, Assembly Member Ducheny was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 2810, without reference to file.

ASSEMBLY BILL NO. 2810 (Committee on Budget)—An act to make an appropriation in augmentation of Items 9840-001-0001, 9840-001-0494, 9840-001-0988, and 9840-011-0001 of Section 2.00 of the Budget Act of 1997, relating to contingencies or emergencies, to take effect immediately as an appropriation for the usual current expenses of the state.

Bill presented by Assembly Member Ducheny.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—57

Ackerman	Davis	Leach	Scott
Aguiar	Ducheny	Lempert	Shelley
Alby	Escutia	Leonard	Strom-Martin
Alquist	Figueroa	Machado	Sweeney
Aroner	Firestone	Margett	Thomson
Baca	Gallegos	Martinez	Torlakson
Bowen	Granlund	Mazzoni	Vincent
Bowler	Havice	Migden	Washington
Brewer	Hertzberg	Morrissey	Wayne
Brown	Honda	Murray	Wildman
Bustamante	House	Napolitano	Wright
Cardenas	Keeley	Ortiz	Mr. Speaker
Cardoza	Knox	Papan	
Cedillo	Kuehl	Prenter	
Cunneen	Kuykendall	Runner	

NOES—13

Ashburn	Goldsmith	Morrow	Woods
Baldwin	Kaloogian	Olberg	
Baugh	McClintock	Oller	
Campbell	Miller	Thompson	

Above bill ordered enrolled.

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

On behalf of Speaker Villaraigosa and pursuant to Assembly Rule 78, Assembly Member Shelley was granted unanimous consent to announce his intention to request that Assembly Bill No. 1298 be removed from the inactive file.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 12:15 p.m. by unanimous consent, the members of the Committee on International Trade and Development were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

**CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS**

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 26—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.

Resolution read second time; amendments proposed by the Committee on Elections, Reapportionment and Constitutional Amendments read and adopted, resolution ordered reprinted and to be re-referred to the Committee on Appropriations.

**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. 1970, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 2134—An act to amend Section 30163 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. 1885—An act to amend Section 51 of the Metropolitan Water District Act (Chapter 209 of the Statutes of 1969), relating to metropolitan water districts.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 139—An act to amend Sections 54953, 54954, 54954.5, 54956.8, 54957.5, and 54957.6 of the Government Code, relating to public meetings.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1498—An act to add Section 8961.13 to the Health and Safety Code, relating to dead bodies.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1676—An act to amend Section 53635.7 of, and to add Sections 53601.3 and 53635.3 to, the Government Code, relating to local governmental finance.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2099—An act to amend Section 22558 of the Public Utilities Code, relating to the Santa Maria Public Airport District.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2238—An act to amend Sections 1207, 2532.2, 2960, 2960.1, 3356, 4826.1, 4980.40, 4980.80, 4980.90, 4982.25, 4984.1, 4984.4, 4984.7, 4986.70, 4986.80, 4992.36, 4996.3, 4996.4, 4996.6, 4996.7, 5615, 5616, 5621, 5622, 5624, 5626, 5629, 5630, 5640, 5641, 5642, 5644, 5652, 5653, 5654, 5655, 5656, 5657, 5659, 5660, 5662, 5665, 5666, 5667, 5668, 5669, 5670, 5671, 5672, 5673, 5676, 5678.5, 5679.5, 5680, 5680.05, 5680.1, 5680.2, 5681, 7536, 8698.6, 9880.1, 9882.5, 9884.7, 13660, and 18643 of, to add Sections 138, 2532.3, 2532.5, 4980.31, 4984.8, 4986.41, 4986.82, 4997, 5675.5, 7564.1, 7564.2, 7564.3, 7654.4, and 22448 to, to add and repeal Sections 17530.7 and 17530.8 of, and to repeal Sections 5677, 5678, 5679, 9889.30, 9889.31, 9889.32, and 9889.33 of, the Business and Professions Code, to amend Sections 8214.1, 8214.15, 8219.5, and 8223 of the Government Code, and to amend Section 803 of the Penal Code, relating to professions, 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 Health.

SENATE BILL NO. 2239—An act to amend Sections 120, 125.7, 803.3, 1621.1, 1632, 1633.5, 2067, 2103, 2225.5, 2239, 2242, 2350, 2355, 3512, 3516.5, 3517, 3519, 3520, 3521.2, 3523, 3524, 3526, 3527, 3528, 3530, 3534.1, 3534.3, 4202, 4301, 4322, 5053, 5055, 5056, 5060, 5070.6, 5072, 5073, 5104, 5134, 7622.3, 7651, 8741, 8742, 8773.1, 8773.2, and 13660 of, to add Sections 2225.6, 4301.5 and 5058.1 to, and to repeal Sections 1621.2, 5059, 5070.1, 5071, 5074, 5075, 5076, and 5153, of, the Business and Professions Code, to amend Sections 11371 and 11529 of the Government Code, and to amend Section 11166 of, and to repeal and add Section 11167 of the Health and Safety Code, relating to professions and vocations.

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 Health.

SENATE BILL NO. 1775—An act to amend Sections 7078, 91503, 91504, 91520, 91533, and 91574 of, to add Sections 91575, 91576, 91577, and 91578 to, to repeal Sections 91521.3, 91531, 91532, 91571, 91572, and 91573 of, to repeal Article 3 (commencing with Section 91550) of Chapter 1 of Title 10 of, and to repeal and add Section 91570 of, the Government Code, and to amend Section 44548 of the Health and Safety Code, relating to the California Industrial Development Financing Act.

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. 1645—An act to amend Section 14664 of the Government Code, and to amend Section 2 of Chapter 625 of the Statutes of 1991, Section 1 of Chapter 648 of the Statutes of 1992, Section 1 of Chapter 317 of the Statutes of 1993, and Section 1 of Chapter 391 of the Statutes of 1994, 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 Natural Resources.

SENATE BILL NO. 1824—An act to amend Sections 25250.1, 25250.4, and 25250.7 of the Health and Safety Code, and to amend Section 48620 of the Public Resources Code, relating to used oil.

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. 1852—An act to amend Section 13281 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. 1898—An act to amend Sections 33459, 33459.1, 33459.2, 33459.3, 33459.4, and 33459.7 of the Health and Safety Code, relating to hazardous substances.

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. 2111—An act to amend Sections 25200.3 and 25201.5 of, to add Section 25143.13 to, and to repeal Section 25201.5.1 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. 2172—An act to amend Section 25150.6 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. 2188—An act to amend Section 10544 of the Welfare and Institutions Code, relating to CalWORKs.

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. 1944—An act to amend, repeal, and add 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.

RE-REFERENCE OF BILLS

Assembly Member Shelley was granted unanimous consent that the following bills be re-referred as noted:

Senate Bill No. 491 from the Committee on Public Safety, to the Committee on Consumer Protection, Governmental Efficiency and Economic Development;

Senate Bill No. 1645 from the Committee on Natural Resources, to the Committee on Appropriations;

Senate Bill No. 1649 from the Committee on Consumer Protection, Governmental Efficiency and Economic Development, to the Committee on Appropriations;

Senate Bill No. 2103 from the Committee on Judiciary, to the Committee on Appropriations.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 302 (Runner)—An act to amend Section 5328 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—76

Ackerman	Cedillo	Leach	Poochigian
Aguiar	Cunneen	Lempert	Prenter
Alby	Davis	Leonard	Pringle
Alquist	Ducheny	Machado	Richter
Aroner	Escutia	Margett	Runner
Ashburn	Figueroa	Martinez	Scott
Baca	Firestone	Mazzoni	Shelley
Baldwin	Gallegos	McClintock	Strom-Martin
Battin	Goldsmith	Migden	Sweeney
Baugh	Granlund	Miller	Thompson
Bordonaro	Havice	Morrissey	Thomson
Bowen	Hertzberg	Morrow	Torlakson
Bowler	Honda	Murray	Vincent
Brewer	House	Napolitano	Washington
Brown	Kaloogian	Olberg	Wayne
Bustamante	Keeley	Oller	Wildman
Campbell	Knox	Ortiz	Woods
Cardenas	Kuehl	Pacheco	Wright
Cardoza	Kuykendall	Papan	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 528 (Bordonaro)—An act to amend Section 1094.5 of the Code of Civil Procedure, to amend Sections 3517.6, 18523.1, 18670, 18717, 18903, 19056.5, 19141, 19142, 19170.1, 19574, 19582, 19702, 19786, 19798, 19815.41, 19816.2, 19817, 19818.7, 19818.11, 19828, 19829, 19832, 19834, 19835, 19841, 19853.1, 19854, 19994, 19994.1, 19994.2, 19997, 19997.3, 19997.4, 19997.5, 19997.6, 19997.7, 19997.8, 19997.11, 19996.13, 20068, 20677, 20963, 21071, 21423, 22013.8, 22754, and 22955 of, and to add Sections 19173.1, 19175.3, 19570.1, 19572.1, 19576.2, 19582.1, 19582.6, 19608, 19816.20, 19826.1, 19836.1, 20037.5, 20405.1, 21073.5, 21073.6, 21353.5, and 22754.5 to, the Government Code, and to amend Sections 10295 and 10430 of, and to add Section 10344.1 to, the Public Contract Code, relating to public employees, and making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—74

Ackerman	Cunneen	Lempert	Pringle
Aguiar	Davis	Leonard	Richter
Alby	Ducheny	Machado	Runner
Alquist	Escutia	Margett	Scott
Aroner	Figueroa	Martinez	Shelley
Ashburn	Firestone	Mazzoni	Strom-Martin
Baca	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlackson
Bowen	Hertzberg	Murray	Vincent
Bowler	Honda	Napolitano	Washington
Brewer	House	Olberg	Wayne
Brown	Kaloogian	Oller	Wildman
Bustamante	Keeley	Ortiz	Woods
Campbell	Knox	Pacheco	Wright
Cardenas	Kuehl	Papan	Mr. Speaker
Cardoza	Kuykendall	Poochigian	
Cedillo	Leach	Prenter	

NOES—1

McClintock

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—74

Ackerman	Cunneen	Lempert	Pringle
Aguiar	Davis	Leonard	Richter
Alby	Ducheny	Machado	Runner
Alquist	Escutia	Margett	Scott
Aroner	Figueroa	Martinez	Shelley
Ashburn	Firestone	Mazzoni	Strom-Martin
Baca	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlackson
Bowen	Hertzberg	Murray	Vincent
Bowler	Honda	Napolitano	Washington
Brewer	House	Olberg	Wayne
Brown	Kaloogian	Oller	Wildman
Bustamante	Keeley	Ortiz	Woods
Campbell	Knox	Pacheco	Wright
Cardenas	Kuehl	Papan	Mr. Speaker
Cardoza	Kuykendall	Poochigian	
Cedillo	Leach	Prenter	

NOES—1

McClintock

Above bill ordered enrolled.

ASSEMBLY BILL NO. 598 (Davis)—An act to amend Sections 1500, 2571, 2572, 10554, 16197, 17047, 33050, 41012, 41202, 41601, 41972, 42129, 46200.5, 46201.5, 54732, 56131, 56132, 56136, 56155.5, 56156.6, 56195.7, 56200, 56205, 56207, 56211, 56212, 56325, 56361, 56364.1, 56365, 56366, 56366.3, 56446, 56832, 56835.04, 56836.01, 56836.02, 56836.03, 56836.05, 56836.06, 56836.08, 56836.09, 56836.12, 56836.13, 56836.15, 56836.155, 56836.16, 56836.21, and 56864 of, to amend and repeal Section 56156.5 of, to add Sections 42238.95, 56048, 56156.4, and 56195.10 to, and to repeal Sections 41202, 56160, 56161, 56169, 56441.10, and 56447 of, the Education Code, and to amend Sections 97.2 and 97.3 of the Revenue and Taxation Code, relating to special education, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—76

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	Floyd	Mazzoni	Shelley
Baldwin	Gallegos	McClintock	Strom-Martin
Battin	Goldsmith	Migden	Sweeney
Baugh	Granlund	Miller	Thompson
Bordonaro	Havice	Morrissey	Thomson
Bowen	Hertzberg	Morrow	Torlakson
Bowler	Honda	Murray	Vincent
Brewer	House	Napolitano	Washington
Brown	Kaloogian	Olberg	Wayne
Bustamante	Keeley	Oller	Wildman
Campbell	Knox	Ortiz	Woods
Cardenas	Kuehl	Pacheco	Wright
Cardoza	Kuykendall	Papan	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 621 (Lempert)—An act to add and repeal Article 14 (commencing with Section 44410) of Chapter 2 of Part 25 of the Education Code, relating to public school employees.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—46

Alquist	Escutia	Machado	Strom-Martin
Aroner	Figueroa	Martinez	Sweeney
Baca	Floyd	Mazzoni	Thomson
Bowen	Gallegos	Migden	Torlakson
Brown	Havice	Morrissey	Vincent
Bustamante	Hertzberg	Murray	Washington
Cardenas	Honda	Napolitano	Wayne
Cardoza	Keeley	Ortiz	Wildman
Cedillo	Knox	Pacheco	Wright
Cunneen	Kuehl	Papan	Mr. Speaker
Davis	Lempert	Scott	
Ducheny	Leonard	Shelley	

NOES—31

Ackerman	Bowler	Kuykendall	Poochigian
Aguiar	Brewer	Leach	Prenter
Alby	Campbell	Margett	Pringle
Ashburn	Firestone	McClintock	Richter
Baldwin	Goldsmith	Miller	Runner
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 621: Assembly Member Thompson, from “Aye” to “No”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 742 (Washington)—An act to add Section 1367.09 to the Health and Safety 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—73

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	Gallegos	Migden	Thompson
Battin	Goldsmith	Miller	Thomson
Baugh	Granlund	Morrissey	Torlakson
Bordonaro	Havice	Morrow	Washington
Bowen	Hertzberg	Murray	Wayne
Bowler	Honda	Olberg	Wildman
Brewer	House	Oller	Woods
Brown	Kaloogian	Ortiz	Wright
Bustamante	Keeley	Pacheco	Mr. Speaker
Campbell	Knox	Papan	
Cardoza	Kuehl	Pochigian	
Cedillo	Kuykendall	Prenter	

NOES—1

McClintock

Above bill ordered enrolled.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Upon request of Assembly Member Shelley, Assembly Member Sweeney was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1652, without reference to file.

ASSEMBLY BILL NO. 1652 (Sweeney)—An act to amend Sections 51871, 51872, 51874, 51875, and 51876 of, to amend and renumber Sections 51881 and 51884 of, to add Section 51871.5 to, and to repeal Sections 51870, 51873, 51877, and 51883 of, the Education Code, relating to education, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—73

Ackerman	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	Gallegos	McClintock	Thompson
Battin	Goldsmith	Migden	Thomson
Baugh	Granlund	Miller	Torlakson
Bowen	Havice	Morrissey	Washington
Bowler	Hertzberg	Morrow	Wayne
Brewer	Honda	Murray	Wildman
Brown	House	Olberg	Woods
Bustamante	Kaloogian	Oller	Wright
Campbell	Keeley	Ortiz	Mr. Speaker
Cardenas	Knox	Pacheco	
Cardoza	Kuehl	Poochigian	
Cedillo	Kuykendall	Prenter	

NOES—None

Above bill ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)**UNFINISHED BUSINESS (RESUMED)****CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 1645 (Torlakson)—An act to amend Section 3030 of the Family Code, relating to children.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—74

Ackerman	Cedillo	Kuykendall	Poochigian
Aguiar	Cunneen	Leach	Prenter
Alby	Davis	Lempert	Pringle
Alquist	Ducheny	Leonard	Richter
Aroner	Escutia	Machado	Runner
Ashburn	Figueroa	Margett	Scott
Baca	Firestone	Martinez	Shelley
Baldwin	Floyd	Mazzoni	Strom-Martin
Battin	Gallegos	McClintock	Sweeney
Baugh	Goldsmith	Migden	Thompson
Bordonaro	Granlund	Miller	Thomson
Bowen	Havice	Morrissey	Torlakson
Bowler	Hertzberg	Morrow	Wayne
Brewer	Honda	Murray	Wildman
Brown	House	Olberg	Woods
Bustamante	Kaloogian	Oller	Wright
Campbell	Keeley	Ortiz	Mr. Speaker
Cardenas	Knox	Pacheco	
Cardoza	Kuehl	Papan	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1693 (Sweeney)—An act to amend Section 12022.1 of the Penal Code, relating to punishment.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Cardoza	Kuehl	Pacheco
Aguiar	Cunneen	Kuykendall	Poochigian
Alby	Davis	Leach	Prenter
Alquist	Ducheny	Lempert	Pringle
Aroner	Escutia	Leonard	Richter
Ashburn	Figuroa	Machado	Runner
Baca	Firestone	Margett	Scott
Baldwin	Floyd	Martinez	Shelley
Battin	Gallegos	Mazzoni	Strom-Martin
Baugh	Goldsmith	McClintock	Sweeney
Bordonaro	Granlund	Miller	Thompson
Bowen	Havice	Morrissey	Thomson
Bowler	Hertzberg	Morrow	Torlakson
Brewer	Honda	Murray	Vincent
Brown	House	Napolitano	Wayne
Bustamante	Kaloogian	Olberg	Wildman
Campbell	Keeley	Oller	Woods
Cardenas	Knox	Ortiz	Wright

NOES—3

Migden Washington Mr. Speaker

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1926 (Wildman)—An act to amend Section 1103 of the Evidence Code, relating to sex offenses.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Cardoza	Kuykendall	Poochigian
Aguiar	Cunneen	Leach	Prenter
Alby	Davis	Lempert	Pringle
Alquist	Ducheny	Leonard	Richter
Aroner	Escutia	Machado	Runner
Ashburn	Figueroa	Margett	Scott
Baca	Firestone	Martinez	Shelley
Baldwin	Floyd	Mazzoni	Strom-Martin
Battin	Gallegos	McClintock	Sweeney
Baugh	Goldsmith	Miller	Thompson
Bordonaro	Granlund	Morrissey	Thomson
Bowen	Havice	Murray	Torlakson
Bowler	Hertzberg	Napolitano	Vincent
Brewer	Honda	Olberg	Wayne
Brown	Kaloogian	Oller	Wildman
Bustamante	Keeley	Ortiz	Woods
Campbell	Knox	Pacheco	Wright
Cardenas	Kuehl	Papan	Mr. Speaker

NOES—1

Morrow

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1946 (Papan)—An act to amend Section 7205.1 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—75

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	Floyd	Mazzoni	Strom-Martin
Baldwin	Gallegos	McClintock	Sweeney
Battin	Goldsmith	Migden	Thompson
Baugh	Granlund	Miller	Thomson
Bordonaro	Havice	Morrissey	Torlakson
Bowen	Hertzberg	Morrow	Vincent
Brewer	Honda	Murray	Washington
Brown	House	Napolitano	Wayne
Bustamante	Kaloogian	Olberg	Wildman
Campbell	Keeley	Oller	Woods
Cardenas	Knox	Ortiz	Wright
Cardoza	Kuehl	Papan	Mr. Speaker
Cedillo	Kuykendall	Poochigian	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2360 (Olberg)—An act to add Sections 16000.7 and 16100.7 to the Business and Professions Code, relating to business licensing.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Cedillo	Kuykendall	Papan
Aguiar	Cunneen	Leach	Poochigian
Alby	Davis	Lempert	Prenter
Alquist	Ducheny	Leonard	Pringle
Aroner	Escutia	Machado	Richter
Ashburn	Figueroa	Margett	Runner
Baca	Firestone	Martinez	Scott
Baldwin	Floyd	Mazzoni	Shelley
Battin	Gallegos	McClintock	Strom-Martin
Baugh	Goldsmith	Migden	Sweeney
Bordonaro	Granlund	Miller	Thompson
Bowen	Havice	Morrissey	Thomson
Bowler	Hertzberg	Morrow	Torlakson
Brewer	Honda	Murray	Vincent
Brown	House	Napolitano	Wayne
Bustamante	Kaloogian	Olberg	Wildman
Campbell	Keeley	Oller	Woods
Cardenas	Knox	Ortiz	Wright
Cardoza	Kuehl	Pacheco	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2384 (Aguiar)—An act to amend Section 62.1 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—76

Ackerman	Cedillo	Leach	Poochigian
Aguiar	Cunneen	Lempert	Prenter
Alby	Davis	Leonard	Pringle
Alquist	Ducheny	Machado	Richter
Aroner	Escutia	Margett	Runner
Ashburn	Figueroa	Martinez	Scott
Baca	Firestone	Mazzoni	Shelley
Baldwin	Gallegos	McClintock	Strom-Martin
Battin	Goldsmith	Migden	Sweeney
Baugh	Granlund	Miller	Thompson
Bordonaro	Havice	Morrissey	Thomson
Bowen	Hertzberg	Morrow	Torlakson
Bowler	Honda	Murray	Vincent
Brewer	House	Napolitano	Washington
Brown	Kaloogian	Olberg	Wayne
Bustamante	Keeley	Oller	Wildman
Campbell	Knox	Ortiz	Woods
Cardenas	Kuehl	Pacheco	Wright
Cardoza	Kuykendall	Papan	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2683 (Aroner)—An act to amend Section 20221 of the Public Contract Code, relating to the San Francisco Bay Area Rapid Transit District.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—55

Ackerman	Cardoza	Knox	Richter
Aguiar	Cedillo	Kuehl	Scott
Alquist	Cunneen	Kuykendall	Shelley
Aroner	Davis	Lempert	Strom-Martin
Ashburn	Ducheny	Machado	Sweeney
Baca	Escutia	Margett	Thomson
Bordonaro	Figueroa	Mazzoni	Torlakson
Bowen	Firestone	Migden	Vincent
Bowler	Floyd	Morrissey	Washington
Brewer	Gallegos	Murray	Wayne
Brown	Havice	Napolitano	Wildman
Bustamante	Hertzberg	Ortiz	Wright
Campbell	Honda	Papan	Mr. Speaker
Cardenas	Keeley	Prenter	

NOES—21

Alby	House	Morrow	Runner
Baldwin	Kaloogian	Olberg	Thompson
Battin	Leonard	Oller	Woods
Baugh	Martinez	Pacheco	
Goldsmith	McClintock	Poochigian	
Granlund	Miller	Pringle	

Above bill ordered enrolled.

ASSEMBLY JOINT RESOLUTION NO. 63 (Prenter)—Relative to the Elk Hills Naval Petroleum Reserve.

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	Davis	Lempert	Richter
Aguiar	Ducheny	Leonard	Runner
Alby	Escutia	Machado	Scott
Alquist	Figueroa	Margett	Strom-Martin
Aroner	Firestone	Mazzoni	Sweeney
Ashburn	Gallegos	Migden	Thompson
Baca	Goldsmith	Miller	Thomson
Battin	Granlund	Morrissey	Torlakson
Baugh	Havice	Morrow	Vincent
Bordonaro	Hertzberg	Murray	Washington
Bowen	Honda	Napolitano	Wayne
Bowler	House	Olberg	Wildman
Brewer	Kaloogian	Oller	Woods
Brown	Keeley	Ortiz	Wright
Campbell	Knox	Pacheco	Mr. Speaker
Cardenas	Kuehl	Papan	
Cedillo	Kuykendall	Poochigian	
Cunneen	Leach	Prenter	

NOES—3

Baldwin	Martinez	McClintock
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Above resolution ordered enrolled.

At 12:33 p.m., Hon. Fred Keeley, 27th District, presiding

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. 1338, on request of Assembly Member Napolitano;

Senate Bill No. 918, on request of Assembly Member Leach.

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 23 and Senate Constitutional Amendment No. 13 were continued until Thursday, July 2, 1998.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY JOINT RESOLUTION NO. 67 (Floyd)—Relative to radioactive depleted-uranium exposures to veterans during the Persian Gulf War.

Resolution read, and adopted by the following vote:

AYES—44

Alquist	Escutia	Lempert	Shelley
Aroner	Figueroa	Machado	Strom-Martin
Baca	Floyd	Martinez	Sweeney
Bowen	Gallegos	Mazzoni	Thomson
Brown	Granlund	Migden	Torlakson
Bustamante	Havice	Murray	Vincent
Cardenas	Hertzberg	Napolitano	Washington
Cardoza	Honda	Ortiz	Wayne
Cedillo	Keeley	Papan	Wildman
Davis	Knox	Prenter	Wright
Ducheny	Kuehl	Scott	Mr. Speaker

NOES—24

Ackerman	Firestone	Margett	Poochigian
Alby	House	McClintock	Pringle
Ashburn	Kaloogian	Miller	Richter
Baldwin	Kuykendall	Morrow	Runner
Bowler	Leach	Olberg	Thompson
Brewer	Leonard	Oller	Woods

Resolution ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)**MOTION TO RECONSIDER URGENCY CLAUSE TO SENATE BILL NO. 781**

In compliance with a motion given on a previous day, Assembly Member Oller moved that the vote be reconsidered whereby the urgency clause to Senate Bill No. 781 was refused adoption.

Urgency Clause to Senate Bill No. 781 reconsidered by the following vote:

AYES—64

Ackerman	Cedillo	Kuykendall	Prenter
Aguiar	Cunneen	Leach	Pringle
Alby	Davis	Lempert	Richter
Alquist	Ducheny	Leonard	Runner
Aroner	Figueroa	Margett	Scott
Ashburn	Firestone	Martinez	Strom-Martin
Baldwin	Gallegos	Mazzoni	Sweeney
Battin	Goldsmith	Migden	Thompson
Baugh	Granlund	Miller	Thomson
Bordonaro	Hertzberg	Morrissey	Torlakson
Bowen	Honda	Morrow	Washington
Bowler	House	Napolitano	Wayne
Brewer	Kaloogian	Olberg	Wildman
Brown	Keeley	Oller	Woods
Bustamante	Knox	Pacheco	Wright
Campbell	Kuehl	Poochigian	Mr. Speaker

NOES—None

CAUCUS ANNOUNCEMENTS

At 12:38 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 12:40 p.m., Acting Speaker Keeley declared the Assembly recessed.

OBJECTION TO VOTE ADDS

Assembly Member Floyd withheld unanimous consent on any requests for adds or vote changes on the roll call vote taken on this day on Assembly Joint Resolution No. 67.

Point of Information

Assembly Member Granlund arose to the following point of information:

Was Assembly Member Floyd recognized to withhold on requests for vote adds and changes on Assembly Joint Resolution No. 67, while the House is recessed for a Democratic Caucus?

Ruling by Acting Speaker Keeley

The Acting Speaker ruled the point of information well-taken and Assembly Member Floyd's withholding of unanimous consent was deferred until the House reassembled.

REASSEMBLED

At 1:52 p.m., the Assembly reconvened.

Hon. Fred Keeley, Assembly Member, 27th District, presiding.

OBJECTION TO VOTE ADDS

Assembly Member Floyd 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. 67.

MESSAGES FROM THE SENATE

Senate Chamber, June 29, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 305
Senate Bill No. 1098
Senate Bill No. 1728

Senate Bill No. 1805
Senate Bill No. 1860

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, June 29, 1998

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. 190.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, June 29, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 156
 Assembly Concurrent Resolution No. 157
 Assembly Concurrent Resolution No. 162
 Assembly Concurrent Resolution No. 167

GREG P. SCHMIDT, Secretary of the Senate
 By John W. Rovane, Assistant Secretary

Above resolutions ordered enrolled.

Senate Chamber, June 29, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 1649
 Assembly Bill No. 1855
 Assembly Bill No. 2558

GREG P. SCHMIDT, Secretary of the Senate
 By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, June 29, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 341
 Assembly Bill No. 2120

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.

**At 1:54 p.m., Assistant Speaker pro Tempore Joe Baca,
 62nd District, presiding**

FURTHER CONSIDERATION OF SENATE BILL NO. 781

SENATE BILL NO. 781 (Maddy)—An act to add Chapter 2.97 (commencing with Section 7286.70) to Part 1.7 of Division 2 of the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Oller.

Urgency Clause

Urgency clause read.

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, 2:07 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1470 (Thompson)—An act to amend Section 836 of the Penal Code, relating to criminal procedure.

Bill read third time, and presented by Assembly Member Kuehl.

Bill passed by the following vote:

AYES—71

Ackerman	Cardoza	Kuykendall	Poochigian
Aguiar	Cunneen	Leach	Prenter
Alby	Davis	Lempert	Pringle
Alquist	Ducheny	Leonard	Richter
Aroner	Escutia	Machado	Runner
Ashburn	Figueroa	Margett	Scott
Baca	Firestone	Martinez	Shelley
Baldwin	Frusetta	Mazzoni	Strom-Martin
Battin	Gallegos	McClintock	Sweeney
Baugh	Goldsmith	Miller	Thompson
Bordonaro	Granlund	Morrissey	Thomson
Bowen	Havice	Morrow	Torlakson
Bowler	Hertzberg	Murray	Vincent
Brewer	Honda	Napolitano	Wayne
Brown	House	Olberg	Wildman
Bustamante	Keeley	Ortiz	Woods
Campbell	Knox	Pacheco	Mr. Speaker
Cardenas	Kuehl	Papan	

NOES—2

Migden Washington

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1419 (Kopp)—An act to amend Sections 18566 and 18567 of, and to add Section 18632 to, the Financial Code, relating to financing.

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, 2:13 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 1876 (Kopp)—An act to add Section 820.3 to the Government Code, relating to public employee liability.

Bill read third time, and presented by Assembly Member Baugh.

Demand for Previous Question

Assembly Members Washington, Alquist, Keeley, Napolitano, and Mazzoni demanded the previous question.

Roll Call Demanded

Assembly Members Morrow, Firestone, and House, demanded a roll call.

The roll was called, and the demand for the previous question sustained by the following vote:

AYES—38

Alquist	Escutia	Martinez	Thomson
Aroner	Figueroa	Mazzoni	Torlakson
Baca	Gallegos	Migden	Vincent
Baugh	Havice	Murray	Washington
Bowen	Hertzberg	Napolitano	Wayne
Brown	Honda	Ortiz	Wildman
Cardenas	Keeley	Papan	Wright
Cedillo	Knox	Scott	Mr. Speaker
Davis	Lempert	Shelley	
Ducheny	Machado	Strom-Martin	

NOES—34

Ackerman	Campbell	Kuykendall	Oller
Aguiar	Cardoza	Leach	Pacheco
Alby	Cunneen	Leonard	Poochigian
Ashburn	Firestone	Margett	Prenter
Baldwin	Frusetta	McClintock	Runner
Battin	Goldsmith	Miller	Thompson
Bordonaro	Granlund	Morrissey	Woods
Bowler	House	Morrow	
Brewer	Kaloogian	Olberg	

Further Consideration of Senate Bill No. 1876

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, 2:34 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 2154 (Schiff)—An act to add Chapter 3.4 (commencing with Section 6223) to Division 7 of Title 1 of the Government Code, relating to harassment against public officials.

Bill read third time, and presented by Assembly Member Keeley.

Bill passed by the following vote:

AYES—57

Aguiar	Davis	Lempert	Strom-Martin
Alby	Ducheny	Leonard	Sweeney
Alquist	Escutia	Machado	Thompson
Aroner	Figueroa	Margett	Thomson
Baca	Firestone	Martinez	Torlakson
Bordonaro	Gallegos	Mazzoni	Vincent
Bowen	Granlund	Migden	Washington
Bowler	Havice	Miller	Wayne
Brown	Hertzberg	Morrissey	Wildman
Bustamante	Honda	Murray	Woods
Campbell	Keeley	Napolitano	Wright
Cardenas	Knox	Ortiz	Mr. Speaker
Cardoza	Kuehl	Papan	
Cedillo	Kuykendall	Scott	
Cunneen	Leach	Shelley	

NOES—17

Ackerman	Frusetta	Morrow	Richter
Ashburn	Goldsmith	Olberg	Runner
Baldwin	House	Oller	
Baugh	Kaloogian	Poochigian	
Brewer	McClintock	Prenter	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 2008 (Kelley)—An act to amend Sections 11126 and 11126.3 of the Government Code, relating to open meetings.

Bill read third time, and presented by Assembly Member Battin.

Bill passed by the following vote:

AYES—65

Ackerman	Cunneen	Lempert	Richter
Aguiar	Davis	Leonard	Runner
Alby	Ducheny	Machado	Scott
Alquist	Figueroa	Margett	Shelley
Aroner	Firestone	Martinez	Strom-Martin
Ashburn	Frusetta	Mazzoni	Sweeney
Baca	Gallegos	Migden	Thompson
Battin	Goldsmith	Miller	Thomson
Bordonaro	Granlund	Morrissey	Vincent
Bowler	Hertzberg	Morrow	Washington
Brewer	Honda	Murray	Wayne
Brown	House	Napolitano	Woods
Bustamante	Keeley	Olberg	Wright
Campbell	Knox	Ortiz	Mr. Speaker
Cardenas	Kuehl	Papan	
Cardoza	Kuykendall	Poochigian	
Cedillo	Leach	Pringle	

NOES—8

Baldwin	Kaloogian	Oller	Prenter
Baugh	McClintock	Pacheco	Wildman

Bill ordered transmitted to the Senate.

At 2:47 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

SENATE BILL NO. 1710 (Polanco)—An act to add Section 23398.5 to the Business and Professions Code, relating to alcoholic beverages.

Bill read third time, and presented by Assembly Member Honda.

Bill passed by the following vote:

AYES—64

Ackerman	Cedillo	Kuykendall	Ortiz
Aguiar	Cunneen	Leach	Pacheco
Alquist	Davis	Lempert	Papan
Aroner	Ducheny	Machado	Poochigian
Ashburn	Escutia	Margett	Pringle
Baca	Figueroa	Martinez	Richter
Battin	Frusetta	Mazzoni	Runner
Baugh	Gallegos	McClintock	Strom-Martin
Bordonaro	Goldsmith	Migden	Sweeney
Bowen	Granlund	Miller	Thomson
Brewer	Hertzberg	Morrissey	Torlakson
Brown	Honda	Morrow	Vincent
Bustamante	Kaloogian	Murray	Wayne
Campbell	Keeley	Napolitano	Wildman
Cardenas	Knox	Olberg	Wright
Cardoza	Kuehl	Oller	Mr. Speaker

NOES—8

Baldwin	Haveice	Prenter	Washington
Bowler	Leonard	Thompson	Woods

Bill ordered transmitted to the Senate.

SENATE BILL NO. 2170 (Sher)—An act to amend Sections 25318.5, 25323, and 25395 of, and to repeal Sections 25313.5, 25317.5, 25318, and 25326.6 of, the Health and Safety Code, relating to hazardous substances.

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 Wayne moved a call of the Assembly.

Motion carried. Time, 2:56 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 1442 (Rainey)—An act to amend Section 13511.5 of the Penal Code, relating to crime prevention.

Bill read third time, and presented by Assembly Member Bowler.

Bill passed by the following vote:

AYES—76

Ackerman	Cedillo	Kuykendall	Poochigian
Aguiar	Cunneen	Leach	Prenter
Alby	Davis	Lempert	Pringle
Alquist	Ducheny	Leonard	Richter
Aroner	Escutia	Machado	Runner
Ashburn	Figueroa	Margett	Scott
Baca	Firestone	Martinez	Shelley
Baldwin	Frusetta	Mazzoni	Strom-Martin
Battin	Gallegos	Migden	Sweeney
Baugh	Goldsmith	Miller	Thompson
Bordonaro	Granlund	Morrissey	Thomson
Bowen	Havice	Morrow	Torlakson
Bowler	Hertzberg	Murray	Vincent
Brewer	Honda	Napolitano	Washington
Brown	House	Olberg	Wayne
Bustamante	Kaloogian	Oller	Wildman
Campbell	Keeley	Ortiz	Woods
Cardenas	Knox	Pacheco	Wright
Cardoza	Kuehl	Papan	Mr. Speaker

NOES—1

McClintock

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1403 (Polanco)—An act to amend Section 27491.47 of the Government Code, and to amend Sections 7055 and 7151.5 of the Health and Safety Code, relating to anatomical gifts.

Bill read third time.

Motion to Amend

Assembly Member Washington 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 Bill

SENATE BILL NO. 1521 (Alpert)—An act to amend Section 25548.1 of the Health and Safety Code, relating to hazardous materials liability.

Bill read third time, and passed by the following vote:

AYES—77

Ackerman	Cunneen	Lempert	Pringle
Aguiar	Davis	Leonard	Richter
Alby	Ducheny	Machado	Runner
Alquist	Escutia	Margett	Scott
Aroner	Figuroa	Martinez	Shelley
Ashburn	Firestone	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Gallegos	Migden	Thompson
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
Bustamante	Keeley	Ortiz	Wright
Campbell	Knox	Pacheco	Mr. Speaker
Cardenas	Kuehl	Papan	
Cardoza	Kuykendall	Poochigian	
Cedillo	Leach	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

COMMITTEE MEETING ANNOUNCEMENTS

Speaker pro Tempore Kuehl announced the following committee schedule:

Utilities and Commerce would meet today, upon adjournment of Floor session, in Room 444;

Transportation would meet today, 15 minutes after adjournment of Floor session, in Room 4202, and the Committee on Governmental Organization would meet upon adjournment of Transportation;

Natural Resources would meet today, at 3:30 p.m.; and Elections, Reapportionment and Constitutional Amendments would meet today, at 3:30 p.m., in the Tom Bane Rules Committee Room.

MESSAGES FROM THE SENATE

Senate Chamber, June 29, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 1679

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. 1679—An act to amend Sections 487, 487b, 487c, 487e, and 487f of, to add Section 486.5 to, and to amend and repeal Section 1001.65 of, the Penal Code, relating to crimes, and declaring the urgency thereof, to take effect immediately.

GOVERNOR'S VETO STRICKEN FROM FILE

Assembly Member Baca was granted unanimous consent that the Governor's veto of Assembly Bill No. 626 be stricken from file.

BILL REFERRED TO COMMITTEE

Without objection, Assembly Member Shelley referred Senate Bill No. 2185 to the Committee on Transportation.

JOINT RULE 62(a) WAIVED

Assembly Member Shelley was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 2185 for hearing in the Committee on Transportation today.

**REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY
SUSPEND THE RULES**

Assembly Member Shelley was granted unanimous consent that Assembly Rule 56 be temporarily suspended for the purpose of permitting the Committee on Appropriations to notice hearing of Senate Bill No. 2185 in the Assembly Daily File, prior to re-referral to the committee from the Committee on Transportation.

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO SENATE NO. 781**

At 3:07 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 roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Oller moved to continue the call of the Assembly.

Motion carried. Time, 3:08 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. 1419**

At 3:08 p.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.

Senate Bill No. 1419 refused passage by the following vote:

AYES—36

Alquist	Escutia	Kuehl	Strom-Martin
Aroner	Figueroa	Lempert	Thomson
Baca	Floyd	Machado	Torlakson
Brown	Gallegos	Mazzoni	Vincent
Cardenas	Havice	Murray	Washington
Cardoza	Hertzberg	Napolitano	Wayne
Cedillo	Honda	Ortiz	Wildman
Davis	Keeley	Papan	Wright
Ducheny	Knox	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	Richter
Baugh	Granlund	Morrissey	Runner
Bordonaro	House	Morrow	Thompson
Bowler	Kaloogian	Olberg	Woods

**Motion to Reconsider Senate Bill No. 1419
on Next Legislative Day**

Assembly Member Papan moved to reconsider on Thursday, July 2, 1998 the vote whereby Senate Bill No. 1419 was this day refused passage.

Senate Bill No. 1419 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1876**

At 3:10 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.

Senate Bill No. 1876 passed by the following vote:

AYES—44

Aguiar	Ducheny	Kuehl	Scott
Alby	Escutia	Kuykendall	Shelley
Alquist	Figueroa	Leach	Strom-Martin
Baca	Firestone	Lempert	Sweeney
Baugh	Floyd	Machado	Thomson
Bordonaro	Frusetta	Mazzoni	Torlakson
Bowen	Granlund	Migden	Vincent
Bowler	Havice	Morrissey	Washington
Brown	Hertzberg	Morrow	Wildman
Cardenas	Honda	Ortiz	Woods
Cunneen	Keeley	Papan	Mr. Speaker

NOES—26

Ackerman	Cedillo	Margett	Pringle
Ashburn	Gallegos	Martinez	Runner
Baldwin	Goldsmith	Miller	Thompson
Battin	House	Olberg	Wayne
Brewer	Kaloogian	Pacheco	Wright
Campbell	Knox	Poochigian	
Cardoza	Leonard	Prenter	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 2170**

At 3:10 p.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.

Senate Bill No. 2170 passed by the following vote:

AYES—41

Alquist	Escutia	Martinez	Thomson
Aroner	Figueroa	Mazzoni	Torlakson
Baca	Frusetta	Migden	Vincent
Bowen	Gallegos	Murray	Washington
Brown	Havice	Napolitano	Wayne
Bustamante	Hertzberg	Ortiz	Wildman
Cardenas	Honda	Papan	Wright
Cedillo	Keeley	Scott	Mr. Speaker
Cunneen	Knox	Shelley	
Davis	Kuehl	Strom-Martin	
Ducheny	Lempert	Sweeney	

NOES—31

Ackerman	Bowler	Leach	Olberg
Aguiar	Brewer	Leonard	Poochigian
Alby	Campbell	Machado	Prenter
Ashburn	Cardoza	Margett	Richter
Baldwin	Firestone	McClintock	Runner
Battin	Granlund	Miller	Thompson
Baugh	House	Morrissey	Woods
Bordonaro	Kaloogian	Morrow	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO SENATE BILL NO. 781**

At 3:12 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 urgency clause to Senate Bill No. 781 refused adoption and bill refused passage by the following vote:

AYES—40

Aguilar	Ducheny	Leach	Richter
Alquist	Figueron	Lempert	Runner
Ashburn	Firestone	Leonard	Shelley
Baca	Frusetta	Machado	Sweeney
Bordonaro	Gallegos	Margett	Thomson
Bowen	Grantlund	Martinez	Torlakson
Bowler	Hertzberg	Mazzoni	Vincent
Brewer	Honda	Migden	Washington
Brown	House	Miller	Woods
Campbell	Keeley	Morrissey	Wright
Cedillo	Knox	Murray	
Cunneen	Kuehl	Oller	
Davis	Kuykendall	Pooehigian	

NOES—15

Aekerman	Cardoza	McClintock	Prenter
Baldwin	Floyd	Morrow	Pringle
Battin	Havice	Olberg	Thompson
Baugh	Kalोगian	Pacheco	

(NOTE: On July 13, 1998, the action was rescinded whereby the urgency clause to Senate Bill No. 781 was refused adoption and Senate Bill No. 781 was refused passage. See page 7925.)

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 2810, Concurrence: Machado and Margett—Aye; Campbell, Miller, and Olberg—No.

Assembly Bill No. 302, Concurrence: Pacheco and Pringle—Aye.

Assembly Bill No. 528, Urgency and Concurrence: Baugh and Pringle—Aye.

Assembly Bill No. 598, Concurrence: Ducheny, Knox, Pringle, and Wright—Aye.

Assembly Bill No. 621, Concurrence: Pringle—No.

Assembly Bill No. 742, Concurrence: Ortiz, Pringle, Torlakson, and Wright—Aye.

Assembly Bill No. 1652, Concurrence: Pringle—Aye.

Assembly Bill No. 1645, Concurrence: Pringle—Aye.

Assembly Bill No. 1693, Concurrence: Mazzoni, Ortiz, Pacheco, Pringle, and Torlakson—Aye.

Assembly Bill No. 1926, Concurrence: Pringle—Aye; Morrow—No.

Assembly Bill No. 1946, Concurrence: Bowen and Pringle—Aye.

Assembly Bill No. 2360, Concurrence: Machado and Pringle—Aye.

Assembly Bill No. 2384, Concurrence: Machado and Pringle—Aye.

Assembly Bill No. 2683, Concurrence: Goldsmith and Pringle—No.

Assembly Joint Resolution No. 63, Concurrence: Battin and Strom-Martin—Aye.

Assembly Joint Resolution No. 67: Prenter—Aye; Leach and Pringle—No.

Senate Bill No. 781, Motion to Reconsider: Martinez, Olberg, Pringle, and Wright—Aye.

Senate Bill No. 1876, Demand for Previous Question: Cunneen—No.

Senate Bill No. 2154: Aroner, Miller, and Strom-Martin—Aye; Goldsmith, Olberg, and Poochigian—No.

Senate Bill No. 2008: Aroner, Goldsmith, Martinez, and Olberg—Aye.

Senate Bill No. 1710: Goldsmith—Aye.

Senate Bill No. 1442: Alby, Baldwin, and Goldsmith—Aye.

Consent Calendar: Woods—Aye.

Senate Bill No. 781 and Urgency: Ducheny and Machado—Aye; Baugh—No.

MOTION TO ADJOURN

At 3:12 p.m., Assembly Member Washington moved that the Assembly do now adjourn.

Assembly Member Miller seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 3:13 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. 175—Ashburn. Relative to Valley Fever Awareness Month.

ASSEMBLY CONCURRENT RESOLUTION NO. 176—Woods. Relative to the Raymond A. Nachand Memorial Bridge.

ASSEMBLY CONCURRENT RESOLUTION NO. 177—Napolitano (Principal Senate coauthor: Polanco) Ackerman, Alquist, Baca, Baldwin, Battin, Escutia, Floyd, Havice, Margett, Murray, and Scott (Senators Ayala, Costa, Hughes, and Watson, coauthors). Relative to Truck Driver Appreciation Week.

HOUSE RESOLUTION NO. 61—Floyd. Relative to the POW/MIA Flag.

INTRODUCTION OF GUESTS

Assembly Member Pacheco, of the 64th Assembly District, introduced former Member of the Assembly Ted Weggeland.

Assembly Member Baca, of the 62nd Assembly District, introduced Soraya Precaido, from the University of California, Los Angeles.

Assembly Member Aguiar, of the 61st Assembly District, introduced John Boyle, Georgene Possnack, Scarlett Boyle, Amanda Layne-Brown, Chelsea Maggard, Merav Ceren, Dev Mehta, Ramar Green, and Hector Rosas, from Countrywood School, Chino.

Assembly Member House, of the 25th Assembly District, introduced Reagan Wilson, C.E.O., Stanislaus County, Amber Wilson, and Charlotte Riel and Sébastien Brézelle who are interns for Stanislaus County, from France.

ADJOURNMENT

At 3:14 p.m., pursuant to the motion by Assembly Member Washington, the Assembly adjourned until 7 a.m., Tuesday, June 30, 1998, out of respect to the memory of Ann Drew, on motion of Assembly Member Baldwin; out of respect to the memory of Mayor Jess Hughston, on motion of Assembly Member Scott; out of respect to the memory of Perfecto Vallejo, on motion of Assembly Member Aguiar; out of respect to the memory of Domenick Roppolo, on motion of Assembly Member Brewer; and out of respect to the memory of Evelyn "Nan" Wolf and Ruby Violet Monk, on motion of Assembly Member Sweeney.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JUNE 29, 1998**

The following measures were amended in the Assembly on this day:

ACA	RN
26	9814334

SB	RN
678	9814452
822	9814473
933	9814491
1403	9814600
1467	9814459
1525	9813773
1562	9814503
1645	9814424
1690	9814691
1753	9814468
1775	9814430
1824	9814389
1852	9814355
1885	9814109
1898	9814379
1944	9814315
2111	9814381
2134	9813525
2172	9814429
2188	9814453
2238	9814297
2239	9814293

Daily Total:	23
Cumulative Total:	6089

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, June 30, 1998

**TWO HUNDRED THIRTY-SECOND SESSION DAY
FIVE HUNDRED SEVENTY-SIXTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, June 30, 1998

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—78:

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	Floyd	Mazzoni	Strom-Martin
Baldwin	Frusetta	McClintock	Sweeney
Battin	Gallegos	Migden	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowen	Havice	Murray	Vincent
Bowler	Hertzberg	Napolitano	Washington
Brewer	Honda	Olberg	Wayne
Brown	House	Oller	Wildman
Bustamante	Kaloogian	Ortiz	Woods
Campbell	Keeley	Pacheco	Wright
Cardenas	Knox	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	
Cedillo	Kuykendall	Poochigian	

Quorum present.

At 1:31 p.m., Hon. Mike Honda, 23rd 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 Miller.

Because of illness: Assembly Member Takasugi.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

June 29, 1998

*Speaker Antonio Villaraigosa
State Capitol, Room 219
Sacramento, California*

Dear Honorable Villaraigosa: Please excuse me from check-in session on Tuesday, June 30, 1998. I will be in my district on legislative business.

Thank you for your consideration of this request. Please do not hesitate to contact my office if you have any questions.

Sincerely,

GARY G. MILLER, Assembly Member
Sixtieth District

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 29, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 598

Assembly Bill No. 1652

And reports the same correctly enrolled, and presented to the Governor at 4:30 p.m., June 29, 1998.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, June 30, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1719

And reports the same correctly enrolled, and presented to the Governor at 10:30 a.m., June 30, 1998.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, June 30, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 2810

And reports the same correctly enrolled, and presented to the Governor at 11:45 a.m., June 30, 1998.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, June 30, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Constitutional Amendment No. 26

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, June 30, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 159

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

Assembly Chamber, June 30, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 70

Assembly Joint Resolution No. 71

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions ordered to third reading.

REQUEST TO SUSPEND JOINT RULES

The following requests were received, and read:

Assembly Chamber, June 30, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(12) as it relates to Senate Bills Nos. 312 and 1011.

MICHAEL MACHADO

Assembly Chamber, June 30, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(12) as it relates to Senate Bills Nos. 27, 249, 1405, 1449, 1468, and 1652.

VALERIE BROWN

Above requests ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS

Committee on Judiciary

June 30, 1998

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 1622

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 1622—An act to add Title 1.81 (commencing with Section 1798.80) to Part 4 of Division 3 of the Civil Code, relating to biometric identifiers.

Bill read second time; author's amendments, 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, 1998

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Senate Bill No. 249

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairwoman

SENATE BILL NO. 249—An act to amend Section 8880.4 of the Government Code, relating to the state lottery.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

**AUTHOR'S AMENDMENTS
Committee on Budget**

June 30, 1998

Mr. Speaker: The Chair of your Committee on Budget reports:
Senate Bill No. 1855

With author's amendments with the recommendation: Amend, and re-refer to the committee.

DUCHENY, Chairwoman

SENATE BILL NO. 1855—An act relating to state-mandated local programs, 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 30, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Senate Bill No. 1476

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 1476—An act to amend Section 17539.5 of the Business and Professions Code, relating to sweepstakes solicitations.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

**REPORTS OF STANDING COMMITTEES
Committee on Judiciary**

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Judiciary reports:
Senate Bill No. 1989

With amendments with the recommendation: Amend, and do pass, as amended.

ESCUTIA, Chairwoman

Above bill ordered to second reading.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 1449

With the recommendation: Do pass, and be re-referred to the Committee on Governmental Organization.

VINCENT, Chairman

Above bill re-referred to the Committee on Governmental Organization.

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 1875

With the recommendation: Do pass, and be re-referred to the Committee on Water, Parks and Wildlife.

VINCENT, Chairman

Above bill re-referred to the Committee on Water, Parks and Wildlife.

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 1753

With the recommendation: Do pass, and be re-referred to the Committee on Public Employees, Retirement and Social Security with recommendation: To Consent Calendar.

VINCENT, Chairman

Above bill re-referred to the Committee on Public Employees, Retirement and Social Security.

Committee on Transportation

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Transportation reports:

Senate Concurrent Resolution No. 70

With the recommendation: Be adopted, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

MURRAY, Chairman

Above resolution re-referred to the Committee on Appropriations.

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Transportation reports:

Senate Concurrent Resolution No. 96

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 Consent Calendar.

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 2230

Senate Bill No. 2232

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 29, 1998

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 270

Senate Bill No. 1637

Senate Bill No. 1782

Senate Bill No. 2185

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.

Committee on Natural Resources

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 988

Senate Bill No. 1835

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 Elections, Reapportionment and Constitutional Amendments

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Constitutional Amendment No. 34

With the recommendation: Be adopted.

VINCENT, Chairman

Above resolution ordered to second reading.

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 1510

With the recommendation: Do pass.

VINCENT, Chairman

Above bill ordered to second reading.

Committee on Utilities and Commerce

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Senate Bill No. 1834

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.

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 287

Senate Bill No. 1979

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 Governmental Organization

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 539

With the recommendation: Do pass.

BROWN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 28

Senate Bill No. 2011

Senate Bill No. 29

Senate Bill No. 2078

Senate Bill No. 452

Senate Bill No. 2174

Senate Bill No. 1621

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.

Committee on Banking and Finance

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Banking and Finance reports:

Senate Bill No. 1493

Senate Bill No. 1685

With the recommendation: Do pass.

PAPAN, Chairman

Above bills ordered to second reading.

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Banking and Finance reports:

Senate Bill No. 1554

Senate Bill No. 2060

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 Housing and Community Development

Date of Hearing: June 24, 1998

Mr. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No. 1557

Senate Bill No. 1950

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.

Committee on Transportation

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Transportation reports:

Assembly Concurrent Resolution No. 171

Assembly Concurrent Resolution No. 172

With the recommendation: Be adopted, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

MURRAY, Chairman

Above resolutions re-referred to the Committee on Appropriations.

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 844

Senate Bill No. 2067

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 bills ordered to second reading.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 7

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 Utilities and Commerce

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Senate Bill No. 2204

With the recommendation: Do pass.

MARTINEZ, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Senate Bill No. 116

Senate Bill No. 2141

Senate Bill No. 2150

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

MARTINEZ, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Committee on Judiciary

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 1382

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.

ESCUTIA, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 143

Senate Bill No. 1825

Senate Bill No. 597

Senate Bill No. 1947

Senate Bill No. 1520

Senate Bill No. 2222

Senate Bill No. 1796

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 30, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 704
Senate Bill No. 1644
Senate Bill No. 1759
Senate Bill No. 1901

Senate Bill No. 2034
Senate Bill No. 2095
Senate Bill No. 2115

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: June 30, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 2139

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

ESCUTIA, Chairwoman

Above bill ordered to second reading.

Committee on Natural Resources

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 1615

With amendments with the recommendation: Amend, and re-refer to the Committee on Natural Resources.

BOWEN, Chairwoman

Above bill ordered to second reading.

Committee on Revenue and Taxation

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 400

With the recommendation: Do pass.

KNOX, Chairman

Above bill ordered to second reading.

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Bill No. 2311

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

KNOX, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 1389

Senate Bill No. 1997

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 29, 1998

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 1397

Senate Bill No. 1741

Senate Bill No. 2233

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

KNOX, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 2234

Senate Bill No. 2237

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 bills ordered to second reading.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY JOINT RESOLUTION NO. 62—Relative to the San Bernardino kangaroo rat.

Resolution read; amendments proposed by the Committee on Water, Parks and Wildlife read and adopted, resolution ordered reprinted and to be placed upon the third 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. 1944, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 1868—An act to add and repeal Chapter 4 (commencing with Section 2950) of Part 5 of Division 4 of the Probate Code, relating to elder and dependent adult abuse, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1736—An act to amend Sections 82013, 82015, 82025, 84200, 84200.5, and 84211 of, and to add Section 84202.9 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; 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. 1784—An act to add Chapter 12 (commencing with Section 2950) to Division 3 of the Fish and Game Code, relating to endangered species.

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. 1440—An act to amend Section 7590.3 of the Business and Professions Code, relating to alarm company operators and agents.

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, and to be placed upon the Consent Calendar.

SENATE BILL NO. 1203—An act to add Sections 40429 and 40472 to the Health and Safety Code, relating to air pollution.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1383—An act to amend Section 19552 of, and to add Section 7056.5 to, the Revenue and Taxation Code, and to add Section 13018 to the Unemployment Insurance 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. 1462—An act to amend Section 10783 of the Revenue and Taxation Code, and to amend Sections 5101.5 and 9105 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. 1817—An act to amend Section 3368 of the Labor Code, relating to workers' compensation.

Bill read second time; amendments proposed by the Committee on Insurance read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1413—An act to add Section 10111.2 to the Insurance Code, relating to insurance.

Bill read second time; amendments proposed by the Committee on Insurance read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1652—An act to amend Sections 312, 6715, 16728, 22389, 22391, 22391.1, 22443.1, and 22447 of the Business and Professions Code, to amend Sections 1789.18, 1789.24, 1789.25, 1789.26, 1812.54, 1812.64, 1812.66, 1812.69, 1812.103, 1812.105, 1812.107, 1812.129, 1812.503, 1812.510, 1812.515, 1812.525, 1812.600, 1812.604, 1812.607, and 1812.608 of the Civil Code, to amend Section 1279 of the Code of Civil Procedure, to add Section 319 to, and to repeal Section 318 of, the Corporations Code, to amend Sections 12511, 18342, and 19420 of the Education Code, to amend Sections 113, 126, 12302, 12402, 13299, 23600, 23713, 25004, 34460, 61230, 65584.3, 68083, and 68116 of the Government Code, to amend Sections 2224, 2226, 4739.5, 6501, 13830, 13876, 25395, 32137, 33102, and 34116 of the Health and Safety Code, to amend Sections 9626, 29728, 29731, and 30150 of the Public Resources Code, to amend Sections 7578, 11895, 22258, and 30205 of, and to repeal Sections 7579, 29254, 30944, and 100464 of, the Public Utilities Code, to amend Sections 27123 of the Streets and Highways Code, to amend Section 40305.5 of the Vehicle Code, to amend Sections 30321.5, 30322, 30323, 31006, 34501, and 71598 of, and to repeal Section 34503 of, the Water Code, and to amend Sections 10 and 10.2 of Chapter 545 of the Statutes of 1943, relating to the Secretary of State, 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 Governmental Organization.

SENATE BILL NO. 1660—An act to amend Sections 66458, 66462, and 66477.1 of the Government 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. 1908—An act relating to telecommunications.

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. 1431—An act to add Section 1965 to the Labor Code, relating to employment.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2175—An act to amend Sections 17550.3, 17550.5, 17550.9, 17550.10, 17550.13, 17550.14, 17550.15, 17550.16, 17550.17, 17550.19, 17550.20, 17550.21, 17550.23, 17550.24, 17550.30, 17550.37, 17550.38, 17550.41, 17550.43, 17550.44, 17550.46, 17550.53, 17550.57, and 17550.58 of, to repeal and add Section 17550.47 of, and to repeal Sections 17550.12, 17550.32, 17550.33, 17550.34, and 17550.59 of, the Business and Professions Code, relating to travel.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 2155—An act to add Division 11 (commencing with Section 20000) to the Welfare and Institutions Code, relating to minors, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Human Services read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1924—An act to add Section 25216.3 to the Health and Safety Code, relating to hazardous waste.

Bill read second time; amendments proposed by the Committee on Environmental Safety and Toxic Materials read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

MESSAGES FROM THE GOVERNOR

The following message from the Governor was received and ordered printed in the Journal:

Governor's Office, Sacramento
June 30, 1998

To the Members of the Assembly:

Assembly Bill 528, 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 528 as an emergency measure.

Sincerely,

PETE WILSON

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 30, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 528

And reports the same correctly enrolled, and presented to the Governor at 3:30 p.m., June 30, 1998.

E. DOTSON WILSON, Chief Clerk

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. 1403.

BILLS RETURNED TO THIRD READING FILE

Pursuant to Assembly Rule 78, the following bill was withdrawn from the inactive file and placed upon the third reading file:

Assembly Bill No. 1866, on request of Assembly Member Honda.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Banking and Finance, on July 2, 1998, off the Floor;

Agricultural, on July 17, 1998.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, July 1, 1998.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JUNE 30, 1998**

The following measures were amended in the Assembly on this day:

AJR	RN
62	9814299

SB	RN
249	9814656
1203	9814671
1383	9814175
1413	9814493
1440	9814477
1462	9814193
1476	9814317
1622	9814657
1652	9814649
1660	9814680
1736	9814643
1784	9814591
1817	9814495
1855	9812513
1868	9814247
1908	9814700
1924	9814638
2155	9814633
2175	9814442

Daily Total:	20
Cumulative Total:	7009

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, July 1, 1998

**TWO HUNDRED THIRTY-THIRD SESSION DAY
FIVE 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.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, July 1, 1998

The Assembly met at 7 a.m.

Hon. Brooks Firestone, Assembly Member, 35th 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	Cunneen	Leach	Poochigian
Aguiar	Davis	Lempert	Prenter
Alby	Ducheny	Leonard	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	Thompson
Bordonaro	Granlund	Morrissey	Thomson
Bowen	Havice	Morrow	Torlakson
Bowler	Hertzberg	Murray	Vincent
Brewer	Honda	Napolitano	Washington
Brown	House	Olberg	Wayne
Bustamante	Kaloogian	Oller	Wildman
Campbell	Keeley	Ortiz	Woods
Cardenas	Knox	Pacheco	Mr. Speaker
Cardoza	Kuehl	Papan	
Cedillo	Kuykendall	Perata	

Quorum present.

At 2:24 p.m., Hon. Robert Prenter, 30th 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:

Because of illness: Assembly Members Takasugi and Wright.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

July 1, 1998

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Carl Washington to the Human Services Committee in place of Assemblymember Roderick Wright for today's hearing only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

July 1, 1998

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Fred Keeley to the Labor and Employment Committee in place of Assemblymember Wally Knox for today's hearing only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

June 30, 1998

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised that I will be waiving per diem from July 3, 1998 until the scheduled end of summer recess of August 2, 1998.

I do not believe that I should receive additional per diem because of delays in passing the budget.

Thank you for your assistance.

Sincerely,

TOM TORLAKSON, Assembly Member
Eleventh District

REPORTS

The following reports were presented by the Chief Clerk:

**Sex Offender Registry
(Pursuant to Section 290(a)(2)(F)(ii), Penal Code)**

Above transmitted report, together with letter of transmittal from Wayne R. Smith, Special Assistant, Office of the Attorney General, Sacramento, dated June 23, 1998, referred by the Speaker to the Committee on Public Safety.

**Report of the Air Resources Board to
the Assembly Committee on Natural Resources,
the Assembly Committee on Transportation,
the Senate Committee on Transportation,
on Violations of State Clean Fuels Laws Pursuant to Senate Bill 163
(Pursuant to Section 43032, Health and Safety Code)**

Above transmitted report, together with letter of transmittal from Michael P. Kenny, Executive Officer, Air Resources Board, Sacramento, referred by the Speaker to the Committee on Natural Resources and Transportation.

**Redevelopment Housing Activities, Fiscal Year 1996–97
(Pursuant to Section 33080, Health and Safety Code)**

Above transmitted report, together with letter of transmittal from Richard E. Mallory, Director, Department of Housing and Community Development, Sacramento, dated June 26, 1998, referred by the Speaker to the Committee on Housing and Community Development.

**1998 OAL Determination No. 5
1998 OAL Determination No. 6
1998 OAL Determination No. 7
(Pursuant to Section 11340.5(c), Government Code)**

Above transmitted report, together with letter of transmittal from Edward G. Heidig, Director, Office of Administrative Law, Sacramento, dated June 24, 1998, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

**Business and Professions Code Section 23055 Report
(Pursuant to Section 23055, Business and Professions Code)**

Above transmitted report, together with letter of transmittal from Jay R. Stroh, Director, Department of Alcoholic Beverage Control, Sacramento, dated June 24, 1998, referred by the Speaker to the Committee on Governmental Organization.

**Annual Report, Fraud Deterrence and Detection Activities
(Pursuant to Section 2614, Unemployment Insurance Code)**

Above transmitted report, together with letter of transmittal from Ray Remy, Director, Employment Development Department, Sacramento, dated June 26, 1998, referred by the Speaker to the Committee on Labor and Employment.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 1, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 62

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to third reading.

REQUEST TO SUSPEND JOINT RULES

The following requests were received, and read:

Assembly Chamber, July 1, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(12) as it relates to Senate Bill No. 491.

SUSAN DAVIS

Assembly Chamber, July 2, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(12) as it relates to Senate Bills Nos. 1190 and 1376.

DEBRA BOWEN

Assembly Chamber, July 1, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(12) as it relates to Senate Bill No. 1375.

VALERIE BROWN

Assembly Chamber, July 1, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(12) as it relates to Senate Bill No. 933.

DION ARONER

Assembly Chamber, July 1, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(12) as it relates to Senate Bills Nos. 1622 and 1624.

LOU PAPAN

Assembly Chamber, July 1, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(12) as it relates to Senate Bills Nos. 1140, 1504, 1653, 1724, 1887, 2238, and 2239.

MARTIN GALLEGOS

Assembly Chamber, July 1, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(12) as it relates to Senate Bill No. 1754.

KEVIN MURRAY

Assembly Chamber, July 1, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(12) as it relates to Senate Bills Nos. 2198, 1403, 1250, 1488, 1742, 1886, and 2207.

KEVIN MURRAY

Above requests ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS
Committee on Banking and Finance

July 1, 1998

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:
Senate Bill No. 1775

With author's amendments with the recommendation: Amend, and re-refer to the committee.

PAPAN, Chairman

SENATE BILL NO. 1775—An act to amend Sections 7078, 91503, 91504, 91520, 91521.3, 91533, and 91574 of, to add Sections 91575, 91576, 91577, and 91578 to, to repeal Sections 91531, 91532, 91571, 91572, and 91573 of, to repeal Article 3 (commencing with Section 91550) of Chapter 1 of Title 10 of, and to repeal and add Section 91570 of, the Government Code, and to amend Section 44548 of the Health and Safety Code, relating to the California Industrial Development Financing Act.

Bill read second time; author's amendments, 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 1, 1998

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:
Assembly Constitutional Amendment No. 42

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOX, Chairman

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 42—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 15 of Article XI thereof, by amending Sections 24 and 29 of Article XIII thereof, by amending subdivision (a) of Section 1 of, and by adding Section 1.5 to, Article XIII A thereof, by amending Section 6 of Article XIII B thereof, and by adding Section 20 to Article XVI thereof, relating to local government finance.

Resolution read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; resolution ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES
Committee on Health

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Health has heard Governor's Reorganization Plan No. 1, and on a vote of 12-7 recommends to the Assembly that it adopt the following resolution:

"That the Assembly does not favor Governor's Reorganization Plan No. 1, transmitted to the Legislature by the Governor on June 1, 1998."

GALLEGOS, Chairman

Governor's Reorganization Plan No. 1 ordered to the unfinished business file.

Committee on Human Services

Date of Hearing: June 17, 1998

Mr. Speaker: Your Committee on Human Services reports:

Senate Bill No. 2177

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ARONER, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Human Services reports:

Senate Bill No. 1038

Senate Bill No. 2030

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 Public Safety

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1659

Senate Bill No. 1667

Senate Bill No. 1734

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

PERATA, Chairman

Above bills ordered to second reading.

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1441

With amendments with the recommendation: Amend, and do pass, as amended.

PERATA, Chairman

Above bill ordered to second reading.

Committee on Human Services

June 17, 1998

Mr. Speaker: Your Committee on Human Services reports the following bill pursuant to the provisions of Joint Rule 62(a):

Senate Bill No. 817

ARONER, Chairwoman

Above bill ordered filed with the Chief Clerk.

Committee on Governmental Organization

June 30, 1998

Mr. Speaker: Your Committee on Governmental Organization reports the following bill pursuant to the provisions of Joint Rule 62(a):

Senate Bill No. 141

BROWN, Chairwoman

Above bill ordered filed with the Chief Clerk.

June 30, 1998

Mr. Speaker: Your Committee on Governmental Organization reports the following bill pursuant to the provisions of Joint Rule 62(a):

Senate Bill No. 1513

BROWN, Chairwoman

Above bill ordered filed with the Chief Clerk.

Committee on Rules

June 19, 1998

Mr. Speaker: Your Committee on Rules reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 2625

HERTZBERG, Chairman

Above bill ordered filed with the Chief Clerk.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 1764

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

VINCENT, Chairman

Above bill ordered to second reading.

Committee on Utilities and Commerce

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Senate Bill No. 1070

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MARTINEZ, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Senate Bill No. 1781

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 Televising the Assembly and Information Technology

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Televising the Assembly and Information Technology reports:

Senate Bill No. 1047

With amendments with the recommendation: Amend, and do pass, as amended.

ALQUIST, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Televising the Assembly and Information Technology reports:

Senate Bill No. 715

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 Public Employees, Retirement and Social Security

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

- | | |
|----------------------|----------------------|
| Senate Bill No. 234 | Senate Bill No. 1753 |
| Senate Bill No. 479 | Senate Bill No. 1945 |
| Senate Bill No. 1021 | Senate Bill No. 2047 |
| Senate Bill No. 1416 | Senate Bill No. 2085 |
| Senate Bill No. 1486 | Senate Bill No. 2126 |
| Senate Bill No. 1528 | Senate Bill No. 2224 |
| Senate Bill No. 1611 | |

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

HONDA, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 2472

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

HONDA, Chairman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Public Safety reports:

- Senate Bill No. 1452
- Senate Bill No. 1850

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.

PERATA, Chairman

Above bills ordered to second reading.

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Public Safety reports:

- Senate Bill No. 645
- Senate Bill No. 1830
- Senate Bill No. 2143

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

PERATA, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 2816

With the recommendation: Do pass.

PERATA, Chairman

Above bill ordered to second reading.

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1374	Senate Bill No. 2021
Senate Bill No. 1657	Senate Bill No. 2049
Senate Bill No. 1668	Senate Bill No. 2108
Senate Bill No. 1690	Senate Bill No. 2147
Senate Bill No. 1731	

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

PERATA, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Appropriations

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 175	Senate Bill No. 1613
Senate Bill No. 302	Senate Bill No. 1640
Senate Bill No. 334	Senate Bill No. 1650
Senate Bill No. 663	Senate Bill No. 1661
Senate Bill No. 1138	Senate Bill No. 1709
Senate Bill No. 1158	Senate Bill No. 1838
Senate Bill No. 1365	Senate Bill No. 1844
Senate Bill No. 1417	Senate Bill No. 1869
Senate Bill No. 1422	Senate Bill No. 1940
Senate Bill No. 1443	Senate Bill No. 2074
Senate Bill No. 1460	Senate Bill No. 2163
Senate Bill No. 1475	Senate Bill No. 2202
Senate Bill No. 1532	Senate Bill No. 2231
Senate Bill No. 1533	

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 1, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 155	Senate Bill No. 1501
Senate Bill No. 164	Senate Bill No. 1514
Senate Bill No. 165	Senate Bill No. 1738
Senate Bill No. 274	Senate Bill No. 2176
Senate Bill No. 658	Senate Bill No. 2185
Senate Bill No. 1033	Senate Bill No. 2213
Senate Bill No. 1229	

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Concurrent Resolution No. 65
Senate Concurrent Resolution No. 69
Senate Concurrent Resolution No. 72
Senate Concurrent Resolution No. 74
Senate Concurrent Resolution No. 80

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 1, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Concurrent Resolution No. 71
Senate Concurrent Resolution No. 78

With the recommendation: Be adopted.

MIGDEN, Chairwoman

Above resolutions ordered to third reading.

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Concurrent Resolution No. 161

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.

Committee on Local Government

Date of Hearing: June 24, 1998

Mr. Speaker: Your Committee on Local Government reports:

House Resolution No. 58

With amendments with the recommendation: Amend, and be adopted, as amended.

SWEENEY, Chairman

Above resolution ordered to second reading.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 489

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 Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1360

With amendments with the recommendation: Amend, and do pass, as amended.

DAVIS, Chairwoman

Above bill ordered to second reading.

Committee on Higher Education

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Higher Education reports:

Senate Bill No. 2064

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

LEMPERT, Chairman

Above bill ordered to second reading.

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Higher Education reports:

Senate Bill No. 1665

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.

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Higher Education reports:

Senate Bill No. 1666

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

LEMPERT, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Higher Education reports:

Senate Bill No. 1740

Senate Bill No. 1807

Senate Bill No. 1787

Senate Bill No. 1849

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: June 30, 1998

Mr. Speaker: Your Committee on Higher Education reports:

Senate Bill No. 1902

With amendments with the recommendation: Amend, and do pass, as amended.

LEMPERT, Chairman

Above bill ordered to second reading.

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Higher Education reports:

Senate Bill No. 1848

With the recommendation: Do pass.

LEMPERT, Chairman

Above bill ordered to second reading.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 184

Senate Bill No. 831

Senate Bill No. 1959

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: June 30, 1998

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 412

Senate Bill No. 1934

Senate Bill No. 1641

Senate Bill No. 2044

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.

Committee on Natural Resources

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 533

With amendments with the recommendation: Amend, and re-refer to the Committee on Natural Resources.

BOWEN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 1966

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 Appropriations

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1331

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: July 1, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Constitutional Amendment No. 6

With the recommendation: Be adopted.

MIGDEN, Chairwoman

Above resolution ordered to second reading.

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Constitutional Amendment No. 10

With amendments with the recommendation: Amend, and be adopted, as amended.

MIGDEN, Chairwoman

Above resolution ordered to second reading.

Committee on Public Safety

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1387

With amendments with the recommendation: Amend, and do pass, as amended.

PERATA, Chairman

Above bill ordered to second reading.

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 469

With amendments with the recommendation: Amend, and do pass, as amended.

PERATA, Chairman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1866

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 2809

With the recommendation: Do pass, as amended.

MIGDEN, 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. 1652

Governor's Office, Sacramento

June 30, 1998

To the Members of the California Assembly:

I am returning Assembly Bill No. 1652 without my signature.

This bill would make several program changes and would also extend the sunset for the Morgan-Farr-Quackenbush Education Technology Act from June 30, 1998 to January 1, 2000, and continue the Education Council for Technology in Learning.

Last year I vetoed a similar measure, AB 781. In that veto message I stated that "the appointments to this council should be reserved exclusively for the Executive Branch. Implementation of the Education Technology Act is an executive function, not legislative."

Since this concern is not addressed, I have no choice but to veto this bill.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 1st day of July 1998, at 9:35 a.m., of Assembly Bill No. 1652, without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Karen Morgan.

LAWRENCE A. MURMAN

Assistant Chief Clerk of the Assembly

MESSAGES FROM THE SENATE

Senate Chamber, July 1, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Alpert, Vasconcellos and Leslie as a Committee on Conference concerning:

Senate Bill No. 190

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

**CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS**

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 34—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 property taxation.

Resolution read second time, and ordered to third reading.

**SENATE BILLS RETURNED TO SECOND READING FILE
PURSUANT TO THE RULES**

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 1413 and 1660, ordered to third reading;

Senate Bill No. 1440, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 1989—An act to repeal and add Section 2079.10 of the Civil Code, relating to real property disclosure.

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. 1510—An act to amend Section 34457 of the Government Code, relating to voting.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1834—an act to amend Section 12240 of the Business and Professions Code, and to amend Section 630 of the Harbors and Navigation Code, relating to marinas.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 539—An act to add Section 25621 to the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1493—An act to amend Section 1107 of the Corporations Code, relating to corporate mergers.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1685—An act to amend Sections 21051, 21201, and 21201.5 of, to repeal Sections 21200.5 and 21200.7 of, and to repeal and add Section 21200 of, the Financial Code, relating to pawnbrokers.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1557—An act to add Section 33492.116 to the Health and Safety Code, relating to redevelopment, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Housing and Community Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1950—An act to add Sections 50800.7 and 50800.9 to the Health and Safety Code, relating to housing, and making an appropriation therefor.

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. 844—An act to add Section 5071 to, and to repeal Sections 5063, 5065, 5066, 5070, and 5080 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. 2067—An act to amend Sections 1661, 9553, and 22651 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. 7—An act to amend Sections 3018, 3021, and 18370 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. 2204—An act to add Section 8036.5 to the Public Utilities Code, relating to public utilities.

Bill read second time, and ordered to third reading.

(NOTE: Later this day Senate Bill No. 2204 was re-referred to the Committee on Appropriations.)

SENATE BILL NO. 1382—An act relating to private information.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2139—An act to amend Sections 470.3, 6152, 6301, 6302.5, 6321, 6322, 6341, 7028.2, 17209, 17536.5, and 25762 of the Business and Professions Code, to amend Sections 798.61, 1181, 1719, 1780, 1812.10, 2984.4, and 3342.5 of the Civil Code, to amend Sections 77, 82, 84, 86, 86.1, 91, 116.120, 116.210, 116.231, 116.250, 116.760, 116.770, 116.940, 116.950, 134, 166, 170.5, 170.6, 170.7, 179, 194, 195, 198.5, 200, 215, 217, 234, 269, 274a, 274c, 392, 393, 395, 396, 396a, 400, 402, 422.30, 425.10, 425.11, 489.220, 564, 575, 575.1, 580, 581d, 594, 628, 631, 632, 655, 668, 670, 685.030, 688.010, 697.310, 697.350, 697.540, 703.600, 706.105, 708.180, 720.160, 720.260, 720.420, 871.3, 904.1, 904.2, 904.5, 911, 912, 996.430, 1014, 1033, 1052, 1052.5, 1060, 1068, 1085, 1103, 1134, 1140, 1141.11, 1141.12, 1161.2, 1167.2, 1171, 1206, 1281.5, 1283.05, 1287.4, 1710.20, 1775.1, and 2015.3 of, to add Sections 32.5, 38, 395.9, 399.5, 402.5, and 582.5 to, to add Chapter 5.1 (commencing with Section 85) to Title 1 of Part 1 of, and to add a heading for Article 1 (commencing with Section 85) and Article 2 (commencing with Section 90) to Chapter 5.1 of Title 1 of Part 1 of, and to repeal Sections 83, 85, 87, 88, 89, and 422.20 of, and to repeal the headings of Article 1 (commencing with Section 81) and Article 2 (commencing with Section 90) of Chapter 5 of Title 1 of Part 1 of, Code of Civil Procedure, to amend Sections 44944, 45312, 48294, 48295, 87675, 87679, and 88131 of the Education Code, to amend Sections 325, 327, 8203, 13107, 13109, and 13111 of the Elections Code, to amend Section 300 of the Evidence Code, to amend Section 400 of the Family Code, to amend Sections 1785, 1824, 1893, 3102, 16154, 17335, 18415.2, 18495, 31713, and 34113 of the Financial Code, to amend Sections 210, 309, 2357, 4341, 4755, 5934, 12150, and 12151 of the Fish and Game Code, to amend Sections 7581, 12647, 25564, 27601, 29733, 30801, 31503, 31621, 31622, 43039, 52514, 53564, and 59289 of the Food and Agricultural Code, to amend Sections 910, 945.3, 990.2, 1770, 3501.6, 6701, 11189, 11511, 12965, 12972, 12980, 15422, 18671, 23220, 23296, 23398, 23579, 24055, 24057, 25351.3, 25560.4, 26299.008, 26524, 26665, 26806, 26820, 26820.4, 26824, 26826, 26826.01, 26863, 27082, 27647, 27706, 28003, 29603, 29610, 31469, 41606, 50920, 53069.4, 53075.6, 53075.61, 53679, 68071, 68072, 68074.1, 68081, 68084,

68086, 68090.7, 68093, 68098, 68108, 68112, 68114, 68114.5, 68114.6, 68115, 68152, 68206.2, 68505, 68513, 68540, 68542, 68542.5, 68546, 68551, 68620, 68902, 69510, 69744.5, 69746.5, 69753, 69957, 70141, 71002, 71004, 71010, 71040, 71042.5, 71045, 71080, 71083, 71085, 71088, 71091, 71092, 71093, 71094, 71095, 71098, 71099, 71100, 71140, 71141, 71143, 71145, 71180.5, 71181, 71220, 71221, 71264, 71267, 71280, 71280.1, 71280.2, 71280.3, 71280.4, 71280.5, 71340, 71341, 71380, 71381, 71382, 71384, 71386, 72055, 72056, 72056.01, 72056.1, 72060, 72190, 72190.1, 72190.2, 72193, 72194.5, 72196, 72197, 72198, 72301, 72302, 72604, 75101, 75103, 75602, 77003, and 77007 of, to amend the headings of Chapter 6 (commencing with Section 71001) of Title 8 of, Article 7 (commencing with Section 71260) of Chapter 6 of Title 8 of, Article 10 (commencing with Section 71380) of Chapter 6 of Title 8 of, and Chapter 8 (commencing with Section 72000) of Title 8 of, to add Section 3075 to, and to repeal and add Chapter 5.1 (commencing with Section 70200) of Title 8 of, to repeal Sections 29605, 68078, 68202.5, 68541, 69741.7, 71080.5, 71080.6, 71080.7, 71084, 71087, 71091.1, 71096, 71097, 71180.3, 71180.4, 71181.1, and 72785 of, and to repeal Chapter 7 (commencing with Section 71600) of Title 8 of, the Government Code, to amend Sections 664 and 667 of the Harbors and Navigation Code, to amend Sections 108580, 111880, 111895, 117070, and 117120 of the Health and Safety Code, to amend Section 12961 of the Insurance Code, to amend Sections 98, 98.2, 3352, 5710, and 6613 of the Labor Code, to amend Section 467 of the Military and Veterans Code, to amend Sections 190.9, 682, 691, 726, 737, 740, 804, 806, 808, 810, 813, 827, 829, 830.1, 832.4, 851.8, 859, 859a, 860, 869, 949, 977, 977.2, 977.4, 987.1, 987.2, 988, 990, 1000, 1007, 1009, 1010, 1016, 1038, 1050, 1130, 1150, 1187, 1191, 1203.1, 1203.1c, 1214, 1235, 1269, 1269b, 1278, 1281a, 1327, 1368.1, 1382, 1424, 1427, 1428, 1429, 1429.5, 1447, 1449, 1458, 1459, 1462, 1462.2, 1463, 1463.1, 1463.22, 1466, 1468, 1471, 1538.5, 2620, 2621, 2623, 3076, 4004, 4022, 4024.1, 4112, 13125, 13151, and 14154 of, to amend the headings of Title 9 (commencing with Section 1235) and Title 11 (commencing with Section 1427) of Part 2 of, Chapter 1 (commencing with Section 1427), Chapter 2 (commencing with Section 1466), and Chapter 3 (commencing with Section 1471) of, Title 11 of Part 2 of, to add Sections 859c and 1039 to, and to repeal Sections 97, 1309, and 1462.1 of, the Penal Code, to amend Sections 3357, 3769, and 5560 of the Public Resources Code, to amend Sections 1794, 5411.5, and 103100 of the Public Utilities Code, to amend Sections 6776, 6777, 19232, 19233, and 19280 of the Revenue and Taxation Code, to amend Sections 1785 and 1786 of the Unemployment Insurance Code, to amend Sections 2802.5, 9872.1, 10751, 11205, 14607.6, 27360, 40230, 40256, 40502, 40506.5, 40508.6, 42008, and 42203 of the Vehicle Code, to amend Sections 310 and 1100 of the Water Code, to amend Sections 245, 255, 601.4, 603.5, 656, 661, 742.16, 3050, 3051, 3200, and 11350.7 of the Welfare and Institutions Code, to amend Section 22 of Chapter 201 of the Statutes of 1895, and to amend Section 4 of Chapter 238 of the Statutes of 1903, relating to courts, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1615—An act to amend Section 33492.127 of, and to add Section 33492.19 to, the Health and Safety Code, relating to redevelopment.

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 Natural Resources.

SENATE BILL NO. 400—An act relating to taxation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2234—An act to amend Sections 17302, 18622, 18633.5, 19059, 19060, 19311, 23305.5, and 24410 of the Revenue and Taxation Code, and to amend Sections 1088, 1185, 13021, and 13028 of the Unemployment Insurance 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. 2237—An act to amend Section 25105.5 of the Government Code, to amend Section 4582.8 of the Public Resources Code, and to amend Sections 64, 75.21, 95.31, 452, 463, 465, 834, and 5802 of, and to add Sections 207.1 and 38116 to, the Revenue and Taxation Code, relating to taxation.

Bill read second time; amendments proposed by the Committee on Revenue and Taxation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

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. 2204.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 1, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 302	Assembly Bill No. 1926
Assembly Bill No. 621	Assembly Bill No. 1946
Assembly Bill No. 742	Assembly Bill No. 2360
Assembly Bill No. 1645	Assembly Bill No. 2384
Assembly Bill No. 1649	Assembly Bill No. 2558
Assembly Bill No. 1693	Assembly Bill No. 2683
Assembly Bill No. 1855	

And reports the same correctly enrolled, and presented to the Governor at 3 p.m., July 1, 1998.

E. DOTSON WILSON, Chief Clerk

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 8:30 a.m., Thursday, July 2, 1998.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JULY 1, 1998**

The following measures were amended in the Assembly on this day:

ACA	RN
42	9814350

SB	RN
7	9814327
844	9814764
1557	9814573
1615	9814514
1775	9815018
1950	9814581
1989	9814311
2067	9814437
2139	9814626
2234	9814460
2237	9814353

Daily Total:	12
Cumulative Total:	7021

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, July 2, 1998

**TWO HUNDRED THIRTY-FOURTH SESSION DAY
FIVE 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.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, July 2, 1998

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 Thompson 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 8:53 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—77:

Ackerman	Cunneen	Lempert	Prenter
Aguiar	Davis	Leonard	Pringle
Alby	Ducheny	Machado	Richter
Alquist	Escutia	Margett	Runner
Aroner	Figuroa	Martinez	Scott
Ashburn	Firestone	Mazzoni	Shelley
Baca	Floyd	McClintock	Strom-Martin
Baldwin	Frusetta	Migden	Sweeney
Battin	Gallegos	Miller	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowen	Havice	Murray	Vincent
Bowler	Hertzberg	Napolitano	Washington
Brewer	Honda	Olberg	Wayne
Brown	House	Oller	Wildman
Bustamante	Kaloogian	Ortiz	Woods
Campbell	Keeley	Pacheco	Mr. Speaker
Cardenas	Kuehl	Papan	
Cardoza	Kuykendall	Perata	
Cedillo	Leach	Poochigian	

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 Our God, We know that You grant Your grace and blessings to those who ask for them from their heart. We know You do this, because You confer so many blessings, even on those who do not call upon You. Strengthen our desire, Lord, to pray to You without ceasing, to constantly call upon Your name and to ask for the protection and guidance and grace that You freely give.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Napolitano then led the Assembly in the pledge of allegiance to the Flag.

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Assembly Member Sweeney, seconded by Assembly Member Woods.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

Because of illness: Assembly Members Knox, Takasugi, and Wright.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

June 30, 1998

Mr. E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Wilson: I am removing Assembly Member Don Perata as Assembly Majority Leader effective immediately.

Thank you for your attention to this request.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 2, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 161

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

Assembly Chamber, July 2, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Constitutional Amendment No. 42

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

REQUEST TO SUSPEND JOINT RULES

The following requests were received, and read:

Assembly Chamber, July 2, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(12) as it relates to Senate Bill No. 2016.

DON PERATA

Assembly Chamber, July 2, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(12) as it relates to Senate Bill No. 2010.

DEBRA BOWEN

Assembly Chamber, July 2, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(12) as it relates to Senate Bill No. 681.

DEBRA BOWEN

Above requests ordered transmitted to the Committee on Rules.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

Assembly Concurrent

<i>Resolution No.</i>	<i>Committee</i>
175 -----	Rls.
176 -----	Trans.
177 -----	Rls.

Senate

<i>Bill No.</i>	<i>Committee</i>
1679 -----	Pub. S.

REPORTS OF STANDING COMMITTEES

Committee on Public Safety

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1827

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

PERATA, Chairman

Above bill ordered to second reading.

Committee on Insurance

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 2084

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 1, 1998

Mr. Speaker: Your Committee on Insurance reports:
Senate Bill No. 1555
Senate Bill No. 1965

With the recommendation: Do pass.

FIGUEROA, Chairwoman

Above bills ordered to second reading.

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Insurance reports:
Senate Bill No. 266
Senate Bill No. 2051
Senate Bill No. 2101

With the recommendation: Do pass, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

FIGUEROA, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Insurance reports:
Senate Bill No. 1406
Senate Bill No. 1909
Senate Bill No. 2020

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.

Committee on Local Government

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Local Government reports:
Senate Bill No. 1032
Senate Bill No. 2022

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

SWEENEY, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Rules

Date of Hearing: July 2, 1998

Mr. Speaker: Your Committee on Rules reports:
Senate Joint Resolution No. 38

With the recommendation: That the resolution be re-referred to the Committee on Appropriations.

HERTZBERG, Chairman

Above resolution re-referred to the Committee on Appropriations.

Date of Hearing: July 2, 1998

Mr. Speaker: Your Committee on Rules reports:
Assembly Concurrent Resolution No. 98
Assembly Concurrent Resolution No. 174

With the recommendation: Be adopted.

HERTZBERG, Chairman

Above resolutions ordered on file.

Committee on Transportation

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 1847

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: July 2, 1998

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 68

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.

HERTZBERG, Chairman

Above resolution ordered on file.

Committee on Appropriations

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1410

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.

ADJOURN IN MEMORY

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 Miriam Jean Bundy, of Highland.

Assembly Members Brewer and Ackerman were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ralph Kennedy, of Fullerton.

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 Verna Quinn, of San Diego.

Assembly Member Frusetta was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Louie K. Maddalena, of Sierraville.

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 Jim Burton, of Yorba Linda.

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 Mrs. Walta Williams, of Pasadena; and Wilbur R. Jacobs, of San Gabriel.

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 Bernice Lucca, of Benicia.

JOINT RULE 62(a) WAIVED

Assembly Member Shelley was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 1775 for hearing in the Committee on Banking and Finance today.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 8:59 a.m., by unanimous consent, 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.

ACTION RESCINDED ON SENATE BILL NO. 235

Assembly Member Shelley was granted unanimous consent to rescind the action whereby the Assembly, on September 9, 1997 (Assembly Journal, page 4307), passed Senate Bill No. 235, and whereby the bill was ordered transmitted to the Senate.

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 Gary Levi, of Sacramento.

ADJOURN IN HONOR

Assembly Member Frusetta was granted unanimous consent that when the Assembly adjourns on this day it do so in honor of the birth of Assembly Member Nao Takasugi's 7th grandchild, Dane Naoyuki Dominguez, born on June 29, 1998 to Lea and Henry Dominguez.

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Aroner announced her intention to request that Senate Bill No. 121 be removed from the inactive file.

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 Clarice Beatrice Fletcher, of Compton.

**NOTICE OF MOTION TO WITHDRAW ASSEMBLY CONSTITUTIONAL
AMENDMENT NO. 45 FROM COMMITTEE**

Pursuant to the provisions of Assembly Rule 96, Assembly Member McClintock gave notice that he would move to withdraw Assembly Constitutional Amendment No. 45 from the Committee on Revenue and Taxation.

ACTION RESCINDED IN ASSEMBLY BILL NO. 589

Assembly Member Figueroa was granted unanimous consent to withdraw Assembly Bill No. 589 from Conference and rescind the action whereby the Assembly, on September 10, 1997 (Assembly Journal, page 4409), refused to concur in Senate amendments to Assembly Bill No. 589, and that the bill be returned to the Senate for further action.

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 Alby was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Shelia R. Koett, of Folsom.

BILLS REMOVED FROM CONSENT CALENDAR

The following bill was removed from the Consent Calendar, pursuant to Joint Rule 22.2 and placed upon the inactive file:

Senate Bill No. 1454, on request of Assembly Member Bowler.

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Bowler announced his intention to request that Senate Bill No. 1196 be removed from the inactive file.

ADJOURN IN MEMORY

Assembly Members Leach and Wayne were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jack Riley, of Alamo.

**CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS**

SENATE BILL NO. 1501—An act to add Section 1094.7 to the Code of Civil Procedure, to amend Sections 20677, 20963, 21071, and 21423 of, and to add Sections 3517.65, 18523.3, 18670.2, 18717.2, 18903.2, 19056.6, 19141.3, 19142.2, 19170.3, 19173.3, 19175.6, 19570.3, 19572.3, 19574.6, 19576.4, 19582.2, 19582.3, 19582.7, 19608, 19702.7, 19786.2, 19798.2, 19815.42, 19816.22, 19816.23, 19817.8, 19818.9, 19818.15, 19826.3, 19828.2, 19829.2, 19832.2, 19834.2, 19835.2, 19836.3, 19841.2, 19853.3, 19854.2, 19994.6, 19994.7, 19994.8, 19997.40, 19997.43, 19997.44, 19997.45, 19997.46, 19997.47, 19997.48, 19997.51, 19997.53, 20037.5, 20068.2, 20405.3, 21073.5, 21073.6, 21353.5, 22013.82, 22754.2, 22754.11, and 22955.2 to, the Government Code, and to add Sections 10295.3 and 10344.3 to, the Public Contract Code, relating to state employees, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

**CONSIDERATION OF SENATE BILL NO. 1501
WITHOUT REFERENCE TO FILE**

Upon request of Assembly Member Shelley, Assembly Member Bordonaro was granted unanimous consent to take up Senate Bill No. 1501, without reference to file, for purpose of consideration.

SENATE BILL NO. 1501 (Knight)—An act to add Section 1094.7 to the Code of Civil Procedure, to amend Sections 20677, 20963, 21071, and 21423 of, and to add Sections 3517.65, 18523.3, 18670.2, 18717.2, 18903.2, 19056.6, 19141.3, 19142.2, 19170.3, 19173.3, 19175.6, 19570.3, 19572.3, 19574.6, 19576.4, 19582.2, 19582.3, 19582.7, 19608, 19702.7, 19786.2, 19798.2, 19815.42, 19816.22, 19816.23, 19817.8, 19818.9, 19818.15, 19826.3, 19828.2, 19829.2, 19832.2, 19834.2, 19835.2, 19836.3, 19841.2, 19853.3, 19854.2, 19994.6, 19994.7, 19994.8, 19997.40, 19997.43, 1997.44, 19997.45, 1997.46, 19997.47, 19997.48, 19997.51, 19997.53, 20037.5, 20068.2, 20405.3, 21073.5, 21073.6, 21353.5, 22013.82, 22754.2, 22754.11, and 22955.2 to, the Government Code, and to add Sections 10295.3 and 10344.3 to, the Public Contract Code, relating to state employees, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Bordonaro.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—72

Ackerman	Cunneen	Leach	Perata
Aguiar	Davis	Lempert	Poochigian
Alby	Ducheny	Leonard	Prenter
Alquist	Escutia	Machado	Richter
Aroner	Figueroa	Margett	Runner
Ashburn	Firestone	Martinez	Scott
Baca	Floyd	Mazzoni	Shelley
Baldwin	Frusetta	Migden	Strom-Martin
Battin	Gallegos	Miller	Sweeney
Baugh	Goldsmith	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Vincent
Brewer	House	Olberg	Washington
Brown	Kaloogian	Oller	Wayne
Cardenas	Keeley	Ortiz	Wildman
Cardoza	Kuehl	Pacheco	Woods
Cedillo	Kuykendall	Papan	Mr. Speaker

NOES—1

McClintock

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—72

Ackerman	Cunneen	Leach	Perata
Aguiar	Davis	Lempert	Poochigian
Alby	Ducheny	Leonard	Prenter
Alquist	Escutia	Machado	Richter
Aroner	Figueroa	Margett	Runner
Ashburn	Firestone	Martinez	Scott
Baca	Floyd	Mazzoni	Shelley
Baldwin	Frusetta	Migden	Strom-Martin
Battin	Gallegos	Miller	Sweeney
Baugh	Goldsmith	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Vincent
Brewer	House	Olberg	Washington
Brown	Kaloogian	Oller	Wayne
Cardenas	Keeley	Ortiz	Wildman
Cardoza	Kuehl	Pacheco	Woods
Cedillo	Kuykendall	Papan	Mr. Speaker

NOES—1

McClintock

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1501: Assembly Member Brewer, from “No” to “Aye”.

Bill ordered transmitted to the Senate immediately.

RE-REFERENCE OF BILLS

Assembly Member Shelley was granted unanimous consent that Senate Bill No. 836 be re-referred from the Committee on Revenue and Taxation to the Committee on Appropriations.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Shelley was granted unanimous consent that Senate Bill No. 1885 and Assembly Constitutional Amendment No. 26, be withdrawn from the Committee on Appropriations and placed on the second reading file.

**CONSIDERATION OF DAILY FILE (RESUMED)
SECOND READING SENATE BILLS (RESUMED)**

SENATE BILL NO. 2185—An act to amend Section 44015 of the Health and Safety Code, relating to air resources, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Murray.

Resolved, That Senate Bill No. 2185 presents a case of urgency, as that term is used in Article IV, Section 8 (b), of the Constitution, and the provision of that section requiring that the bill be read on three separate days in each house is hereby dispensed with, and it is ordered that the bill be placed upon its passage.

Resolution read, and adopted by the following vote:

AYES—77

Ackerman	Cunneen	Lempert	Prenter
Aguiar	Davis	Leonard	Pringle
Alby	Ducheny	Machado	Richter
Alquist	Escutia	Margett	Runner
Aroner	Figuroa	Martinez	Scott
Ashburn	Firestone	Mazzoni	Shelley
Baca	Floyd	McClintock	Strom-Martin
Baldwin	Frusetta	Migden	Sweeney
Battin	Gallegos	Miller	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowen	Havice	Murray	Vincent
Bowler	Hertzberg	Napolitano	Washington
Brewer	Honda	Olberg	Wayne
Brown	House	Oller	Wildman
Bustamante	Kaloogian	Ortiz	Woods
Campbell	Keeley	Pacheco	Mr. Speaker
Cardenas	Kuehl	Papan	
Cardoza	Kuykendall	Perata	
Cedillo	Leach	Poochigian	

NOES—None

Article IV Sec. 8(b) of the Constitution was declared dispensed with.

Consideration of Senate Bill No. 2185 Without Reference to File

Upon request of Assembly Member Shelley, Assembly Member Murray was granted unanimous consent to take up Senate Bill No. 2185, without reference to file, for purpose of consideration.

SENATE BILL NO. 2185 (Kelley)—An act to amend Section 44015 of the Health and Safety Code, relating to air resources, 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—73

Ackerman	Davis	Lempert	Poochigian
Aguiar	Ducheny	Leonard	Prenter
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	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
Cardenas	Keeley	Ortiz	Mr. Speaker
Cardoza	Kuehl	Pacheco	
Cedillo	Kuykendall	Papan	
Cunneen	Leach	Perata	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—73

Ackerman	Davis	Lempert	Poochigian
Aguiar	Ducheny	Leonard	Prenter
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	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
Cardenas	Keeley	Ortiz	Mr. Speaker
Cardoza	Kuehl	Pacheco	
Cedillo	Kuykendall	Papan	
Cunneen	Leach	Perata	

NOES—None

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF DAILY FILE (RESUMED)
SECOND READING OF ASSEMBLY BILLS**

ASSEMBLY BILL NO. 2472—An act to amend Section 19818.11 of, to add Section 19608 to, to add Part 7 (commencing with Section 22960) to Division 5 of Title 2 of, and to repeal Article 2.1 (commencing with Section 21078) of Chapter 12 of Part 3 of Division 5 of Title 2 of, the Government Code, relating to state employees, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Public Employees, Retirement and Social Security read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 2816—An act to add Section 701.5 to the Penal Code, relating to minors, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

HOUSE RESOLUTION NO. 58—Relative to anticompetitive practices in the California oil industry.

Resolution read; amendments proposed by the Committee on Local Government read and adopted, resolution ordered reprinted and to be placed upon the third reading file.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 6—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending subdivision (c) of Section 2 of Article XIII A thereof, relating to taxation.

Resolution read second time, and ordered to third reading.

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; amendments proposed by the Committee on Appropriations read and adopted, resolution ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 2809—An act to amend Sections 17053.17, 17053.34, 17053.46, 17053.47, 17053.74, 17276, 17276.1, 17276.2, 23622.7, 23622.8, 23623.5, 23634, 23646, 24416, 24416.1, and 24416.2 of, and to add Sections 17276.4, 17276.5, 17276.6, 24416.4, 24416.5, and 24416.6 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 Appropriation 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. 1989, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 2177—An act to amend Section 8353 of the Education Code, and to amend Section 11323.2 of the Welfare and Institutions Code, relating to welfare reform.

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. 1038—An act to amend Sections 4512, 4640, 4646, 4646.5, 4648, 4648.1, 4670, 4675, 4676, 4677, 4681.1, 4685, 4712, 4712.5, 4740, 4741, 4742, 4743, 4744, 4745, and 4747 of, to add Sections 4685.1, 4685.2, 4697, and 4742.1 to, to add and repeal Section 4685.5 of, to repeal Section 4541 of, and to repeal and add Section 4696.1 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. 2030—An act to add Section 10609.5 to the Welfare and Institutions Code, relating to child welfare 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. 1659—An act to repeal Chapter 12 (commencing with Section 13200) of Division 5 of the Business and Professions Code, and to amend Sections 597v and 597y of, and to amend, repeal, and add Section 597u of, and to repeal Section 597z of, the Penal Code, relating to animal euthanasia.

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. 1667—An act to add Section 637.7 to the Penal Code, relating to privacy.

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. 1734—An act to amend Sections 502.01, 13848, 13848.2, 13848.4, and 13848.6 of the Penal Code, relating to computer crimes, 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. 1441—An act to amend Section 987.9 of, to amend and renumber Section 969½ of, and to repeal Section 1158 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. 1764—An act to add Section 9082.7 to the Elections Code, relating to ballot pamphlets.

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. 1070—An act to add Sections 2891.3 and 2893.2 to the Public Utilities Code, relating to telecommunications.

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. 1781—An act to amend Section 9606 of the Public Utilities Code, relating to public utilities.

Bill read second time; amendments proposed by the Committee on Utilities and Commerce read and adopted, bill ordered reprinted and to be returned to the second file, and to be placed upon the Consent Calendar.

SENATE BILL NO. 1047—An act to amend Section 21087 of the Public Resources Code, relating to environmental protection, and declaring the urgency thereof, to take effect immediately.

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 returned to the second file.

SENATE BILL NO. 1452—An act to amend Section 38630 of the Government Code, and to amend Section 830.1 of the Penal Code, relating to public safety.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1850—An act to amend Sections 1238 and 1466 of the Penal Code, relating to criminal procedure.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 175—An act to amend Sections 33704, 38875, and 39762 of, and to amend the headings of Article 5.5 (commencing with Section 38251), Article 17 (commencing with Section 38522), Article 38 (commencing with Section 38881), and Article 39 (commencing with Section 38885) of Chapter 5 of, and Article 3 (commencing with Section 39721), Article 4 (commencing with Section 39731), and Article 7 (commencing with Section 39761) of Chapter 9 of, Part 3 of Division 15 of, the Food and Agricultural Code, relating to milk products, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 302—An act to amend Sections 50199.50, 50199.52, 50199.53, and 50199.55 of, and to repeal Section 17008.7 of, the Health and Safety Code, and to amend Sections 17053.14, 23608.2, and 23608.3 of the Revenue and Taxation Code, relating to farmworker housing.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 334—An act to amend Sections 550 and 1170.11 of the Penal Code, relating to insurance fraud.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 663—An act to repeal Chapter 1.5 (commencing with Section 1120) of Part 2 of Division 1 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1138—An act to amend Section 989.5 of the Military and Veterans Code, relating to veterans, and making an appropriation therefor.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1158—An act to amend Section 987.88 of the Military and Veterans Code, relating to veterans, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1365—An act to add Section 19775.17 to the Government Code, relating to state employees.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1417—An act to amend Sections 417 and 832.6 of, and to repeal Section 417.1 of, the Penal Code, relating to peace officers.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1422—An act to Amend Sections 886 and 886.5 of the Welfare and Institutions Code, relating to minors.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1443—An act to amend Section 1368 of, and to amend, repeal, and add Section 1368.02 of, the Health and Safety Code, relating to health care service plans.

Bill read second time and ordered to Consent Calendar.

SENATE BILL NO. 1460—An act to amend Sections 19620, 19620.1, and 19622.3 of the Business and Professions Code, relating to fairs.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1475—An act to amend Sections 8496 and 8837 of the Fish and Game Code, and to amend Section 6217.1 of the Public Resources Code, relating to fish.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1532—An act to amend Section 21687 of the Public Utilities Code, relating to airports.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1533—An act to amend Sections 9, 2154, 3010, 7244, 7570, 7608, 7612, 7620, 7671, 7694, 7770, 7840, 7884, 10229, 10411, 10512, 10706, 12302, 13201, 15310, 15501, 15628, and 15651 of, to add Sections 7236 and 15278 to, and to repeal Sections 347, 2207, 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. 1613—An act to amend Sections 45196 and 88196 of the Education Code, relating to public school employees.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1640—An act to amend Section 41862 of the Education Code, relating to school finance, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1650—An act to amend Sections 3068.1, 3071, 3072, 3073, and 3074 of the Civil Code, and to amend Sections 22670 and 22851.12 of the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1661—An act to add and repeal Section 1021.1 of the Code of Civil Procedure, relating to attorney's fees, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1709—An act to add Section 21635.5 to the Government Code, relating to public employees.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1838—An act to amend Section 701.8 of the Public Utilities Code, relating to electric restructuring.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1844—An act to add Section 13514.5 to the Penal Code, relating to crime prevention.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1869—An act relating to vehicles.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1940—An act to amend Section 5307.1 of the Labor Code, relating to workers' compensation.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2074—An act to amend Sections 202 and 742 of the Welfare and Institutions Code, relating to juvenile court law.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2163—An act to amend Sections 75033.5, 75075, 75076, 75077, 75520, and 75522 of the Government Code, relating to judges.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2202—An act to amend Section 13961.1 of the Government Code, relating to victims of crime, and making an appropriation therefor.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2231—An act to amend Section 25174.6 of the Health and Safety Code, and to amend Sections 41052.1, 43452, 43522, 50157, 60501, and 60503 of the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 155—An act to add Section 4846.5 to the Business and Professions Code, relating to veterinary medicine.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 164—An act relating to unemployment compensation disability benefits.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 165—An act to amend Sections 1030, 1032, and 1256 of the Unemployment Insurance Code, relating to unemployment compensation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 274—An act to add Section 121461 to 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 third reading.

SENATE BILL NO. 658—An act to amend Section 57004 of the Health and Safety Code, relating to environmental protection.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1033—An act to amend Section 116275 of, and to add Section 116611 to, the Health and Safety Code, relating to drinking water.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1229—An act to amend Sections 594, 594.6, and 640.7 of the Penal Code, relating to vandalism.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1514—An act to amend Sections 2676 and 2678 of the Labor Code, relating to garment manufacturing.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1738—An act to amend Section 19227 of, and to amend and repeal Section 19315 of, the Food and Agricultural Code, and to amend Section 2810 of, and to add Article 5 (commencing with Section 2460) to Chapter 2 of Division 2 of, the Vehicle Code, relating to licensed renderers, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2176—An act to add Section 15007 to the Government Code, relating to civil rights.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2213—An act to amend Section 8280.3 of the Fish and Game Code, relating to fisheries, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 489—An act to add Section 2166.5 to the Elections Code, and to add Chapter 3.1 (commencing with Section 6205) to Division 7 of Title 1 of the Government Code, relating to public records, 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.

SENATE BILL NO. 1360—An act to amend Sections 7100 and 7100.1 of the Health and Safety Code, and to amend Section 7600.6 of the Probate Code, relating to human remains.

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. 2064—An act to amend Sections 66021.2, 69532, 69535, and 69538 of, and to add Sections 66021.2 and 69540 to, the Education Code, relating to student financial aid.

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. 1665—An act to add Section 74265 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. 1902—An act relating to public 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.

SENATE BILL NO. 1848—An act to amend Section 87482.5 of the Education Code, relating to community colleges.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 533—An act relating to forest resources, 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 Natural Resources.

SENATE BILL NO. 1966—An act to add Section 4582.76 to the Public Resources Code, relating to 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. 1331—An act to amend Sections 1247.63, 1247.64, 1247.66, 1247.95, and 1300 of the Business and Professions Code, relating to hemodialysis.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1387—An act to amend Section 781 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 returned to the second reading file.

SENATE BILL NO. 469—An act to amend Section 790 of the Penal Code, relating to murder.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1866—An act to amend Sections 41601.1 and 48200.7 of the Education Code, 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.

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 333 (Figueroa)—An act to amend Section 1734.5 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—74

Ackerman	Davis	Lempert	Poochigian
Aguiar	Ducheny	Leonard	Prenter
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	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
Cardenas	Keeley	Ortiz	Woods
Cardoza	Kuehl	Pacheco	Mr. Speaker
Cedillo	Kuykendall	Papan	
Cunneen	Leach	Perata	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1199 (Alby)—An act to amend Section 170.6 of the Code of Civil Procedure, relating to court proceeding.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Lempert	Poochigian
Aguiar	Ducheny	Leonard	Prenter
Alby	Escutia	Machado	Pringle
Alquist	Figueroa	Margett	Richter
Aroner	Firestone	Martinez	Runner
Ashburn	Floyd	Mazzoni	Scott
Baca	Frusetta	McClintock	Shelley
Baldwin	Gallegos	Migden	Strom-Martin
Battin	Goldsmith	Miller	Sweeney
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Vincent
Brewer	House	Olberg	Washington
Brown	Kaloogian	Oller	Wayne
Cardenas	Keeley	Ortiz	Wildman
Cardoza	Kuehl	Pacheco	Woods
Cedillo	Kuykendall	Papan	Mr. Speaker
Cunneen	Leach	Perata	

NOES—None

Above bill ordered enrolled.

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 23, Senate Constitutional Amendment No. 13 and Senate Bill No. 1419 were continued until the next legislative day.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1866 (Honda)—An act to amend Section 16262.5 of the Government Code, and to amend Section 12301.6 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 Honda 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. 62 (Baca)—Relative to the San Bernardino kangaroo rat.

Resolution read, and adopted by the following vote:

AYES—58

Ackerman	Ducheny	Lempert	Poochigian
Aguiar	Escutia	Leonard	Prenter
Alby	Figueroa	Mazzoni	Pringle
Alquist	Firestone	McClintock	Runner
Ashburn	Frusetta	Migden	Scott
Baca	Gallegos	Miller	Thompson
Baldwin	Goldsmith	Morrissey	Thomson
Battin	Granlund	Morrow	Vincent
Bordonaro	Havice	Murray	Washington
Bowler	Hertzberg	Napolitano	Wayne
Brewer	Honda	Olberg	Wildman
Brown	House	Oller	Woods
Cardenas	Kaloogian	Ortiz	Mr. Speaker
Cardoza	Kuykendall	Pacheco	
Davis	Leach	Perata	

NOES—10

Aroner	Cunneen	Kuehl	Richter
Bowen	Floyd	Margett	
Cedillo	Keeley	Martinez	

Resolution ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 2007 (Kelley)—An act to amend Section 19401 of the Business and Professions Code, relating to horse racing.

Bill read third time, and presented by Assembly Member Brown.

Bill passed by the following vote:

AYES—68

Ackerman	Cedillo	Kuykendall	Papan
Aguiar	Cunneen	Leach	Perata
Alby	Davis	Lempert	Poochigian
Alquist	Ducheny	Leonard	Prenter
Aroner	Escutia	Machado	Pringle
Ashburn	Figueroa	Margett	Richter
Baca	Firestone	Mazzoni	Runner
Battin	Floyd	Migden	Scott
Baugh	Frusetta	Miller	Shelley
Bordonaro	Gallegos	Morrissey	Strom-Martin
Bowen	Goldsmith	Morrow	Sweeney
Bowler	Granlund	Murray	Thomson
Brewer	Hertzberg	Napolitano	Torlakson
Brown	Honda	Olberg	Vincent
Bustamante	Kaloogian	Oller	Wayne
Cardenas	Keeley	Ortiz	Wildman
Cardoza	Kuehl	Pacheco	Mr. Speaker

NOES—5

Havice	McClintock	Washington
Martinez	Thompson	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1424 (Maddy)—An act to add Chapter 2.91 (commencing with Section 7286.48) 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 Poochigian.
The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Poochigian moved a call of the Assembly.

Motion carried. Time, 9:34 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL No. 1862 (Dills)—An act to amend Section 26726 of the Government Code, relating to keeper fees.

Bill read third time, and presented by Assembly Member Alquist.

Bill passed by the following vote:

AYES—45

Aguiar	Davis	Lempert	Shelley
Alby	Ducheny	Machado	Strom-Martin
Alquist	Escutia	Margett	Sweeney
Aroner	Figueroa	Mazzoni	Thomson
Baca	Firestone	Migden	Torlakson
Bowen	Floyd	Morrissey	Vincent
Brown	Gallegos	Murray	Washington
Bustamante	Havice	Napolitano	Wayne
Cardenas	Honda	Papan	Mr. Speaker
Cardoza	Keeley	Perata	
Cedillo	Kuehl	Richter	
Cunneen	Kuykendall	Scott	

NOES—24

Ackerman	Frusetta	Martinez	Poochigian
Ashburn	Granlund	McClintock	Prenter
Baldwin	House	Miller	Pringle
Battin	Kaloogian	Olberg	Runner
Bowler	Leach	Oller	Thompson
Brewer	Leonard	Pacheco	Woods

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1862: Assembly Member Frusetta, from “Aye” to “No”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 2061 (Rainey)—An act to add Section 7.5 to the Penal Code, relating to interpretation of criminal provisions.

Bill read third time, and presented by Assembly Member Pacheco.

Bill passed by the following vote:

AYES—72

Ackerman	Cedillo	Kuehl	Poochigian
Aguiar	Cunneen	Kuykendall	Prenter
Alby	Davis	Leach	Pringle
Alquist	Ducheny	Lempert	Richter
Aroner	Escutia	Leonard	Runner
Ashburn	Figueroa	Machado	Scott
Baca	Firestone	Margett	Shelley
Baldwin	Floyd	Martinez	Strom-Martin
Battin	Frusetta	Mazzoni	Sweeney
Baugh	Gallegos	McClintock	Thompson
Bordonaro	Goldsmith	Miller	Thomson
Bowen	Granlund	Morrissey	Torlakson
Bowler	Havice	Morrow	Vincent
Brewer	Hertzberg	Napolitano	Washington
Brown	Honda	Olberg	Wayne
Bustamante	House	Pacheco	Wildman
Cardenas	Kaloogian	Papan	Woods
Cardoza	Keeley	Perata	Mr. Speaker

NOES—1

Migden

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 Senate Bill No. 1862.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 1361, on request of Assembly Member Davis.

OBJECTION TO VOTE ADDS

Assembly Member Papan 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. 62.

CAUCUS ANNOUNCEMENTS

At 9:48 a.m., Assembly Member Keeley was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

RECESS

By unanimous consent, at 9:48 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

CAUCUS ANNOUNCEMENTS

At 10:04 a.m. Assembly Member Leonard announced that the Republican Caucus would convene at this time, in the Tom Bane Rules Committee Room.

REASSEMBLED

At 12:13 p.m., the Assembly reconvened.
Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

MESSAGES FROM THE SENATE

Senate Chamber, July 2, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

- | | |
|------------------------|------------------------|
| Assembly Bill No. 609 | Assembly Bill No. 1860 |
| Assembly Bill No. 1307 | Assembly Bill No. 2046 |
| Assembly Bill No. 1658 | Assembly Bill No. 2326 |
| Assembly Bill No. 1817 | Assembly Bill No. 2334 |
| Assembly Bill No. 1819 | Assembly Bill No. 2460 |
| Assembly Bill No. 1826 | Assembly Bill No. 2776 |

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, July 2, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

- | | |
|------------------------|------------------------|
| Assembly Bill No. 135 | Assembly Bill No. 1796 |
| Assembly Bill No. 322 | Assembly Bill No. 1852 |
| Assembly Bill No. 583 | Assembly Bill No. 1891 |
| Assembly Bill No. 632 | Assembly Bill No. 2377 |
| Assembly Bill No. 732 | Assembly Bill No. 2418 |
| Assembly Bill No. 903 | Assembly Bill No. 2612 |
| Assembly Bill No. 1314 | Assembly Bill No. 2694 |
| Assembly Bill No. 1329 | Assembly Bill No. 2702 |
| Assembly Bill No. 1531 | Assembly Bill No. 2704 |
| Assembly Bill No. 1689 | Assembly Bill No. 2724 |
| Assembly Bill No. 1775 | |

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 2, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

- Assembly Joint Resolution No. 60

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 2, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 97

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered enrolled.

Senate Chamber, July 2, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 2675

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 2, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 478
Senate Bill No. 1129

Senate Bill No. 1501
Senate Bill No. 1632

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 2, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 2242

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 2, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Joint Resolution No. 39

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. 2242—An act relating to judges, and making an appropriation for the usual current expenses of the state, to take effect immediately.

The following resolution was read:

SENATE JOINT RESOLUTION NO. 39—Relative to health insurance for military retirees.

MOTION TO ADJOURN AND SET SPECIAL ORDER

Assembly Member Leonard moved that the Assembly adjourn until Friday, July 3, 1998 and that the Budget bill be set as a Special Order of Business.

Motion Ruled Out of Order

The Speaker pro Tempore ruled the motion by Assembly Member Leonard out of order as the House is not on Motions and Resolutions at this time.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE CONCURRENT RESOLUTION NO. 78 (Raine)—Relative to high-occupancy vehicle lanes.

Resolution read, presented by Assembly Member Torlakson, and adopted by the following vote:

AYES—73

Ackerman	Cunneen	Lempert	Pringle
Aguiar	Davis	Leonard	Richter
Alby	Ducheny	Margett	Runner
Alquist	Escutia	Mazzoni	Scott
Aroner	Figueroa	McClintock	Shelley
Ashburn	Firestone	Migden	Strom-Martin
Baca	Floyd	Miller	Sweeney
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	House	Ortiz	Wildman
Brown	Kaloogian	Pacheco	Woods
Bustamante	Keeley	Papan	Mr. Speaker
Cardenas	Kuehl	Perata	
Cardoza	Kuykendall	Poochigian	
Cedillo	Leach	Prenter	

NOES—None

Resolution ordered transmitted to the Senate.

**REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY
SUSPEND THE RULES**

Assembly Member Shelley requested unanimous consent that the Rules be temporarily suspended for the purpose of consideration of Senate amendments to Assembly Bill No. 2675, without reference to file.

Assembly Member Leonard withheld unanimous consent.

MOTION TO TEMPORARILY SUSPEND THE RULES

Assembly Member Shelley moved that the Rules be temporarily suspended for the purpose of consideration of Senate amendments to Assembly Bill No. 2675, without reference to file.

Assembly Member Hertzberg seconded the motion.

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, 12:45 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Parliamentary Inquiry

Assembly Member Leonard arose to the following parliamentary inquiry:

Is it Speaker Villaraigosa's intention to expedite Assembly Bill No. 2675 to the Governor today, if the rule waiver is granted and Assembly Bill No. 2675 is concurred in?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore deferred to Speaker Villaraigosa whereupon he replied that the request made to the Body was a request to suspend the rules to permit consideration of Assembly Bill No. 2675.

Parliamentary Inquiry

Assembly Member Bowen arose to the following parliamentary inquiry:

What is the vote requirement if a request is made to order Assembly Bill No. 2675 to enrollment immediately?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that a majority of the Members present and voting is required to order a bill to immediate enrollment and to the Governor.

Parliamentary Inquiry

Assembly Member McClintock arose to the following parliamentary inquiry:

Is it Speaker Villaraigosa's position that it is within the purview of the Speaker to prevent a measure from being presented to the Governor after it has been approved by the House?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that she did not believe that to be the Speaker's position and further replied that a majority of the Members present and voting would sustain a request to order a bill to immediate enrollment.

Parliamentary Inquiry

Assembly Member McClintock arose to the following parliamentary inquiry:

If a request for immediate enrollment of a bill is not granted, does a measure not go to enrollment upon adjournment of the House?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that the request made today was to take up Assembly Bill No. 2675, without reference to file, in mock-up form. Therefore, if Senate amendments are concurred in, the bill would be ordered to print, and sent to enrollment on the next calendar day, at the earliest.

Parliamentary Inquiry

Assembly Member Bustamante arose to the following parliamentary inquiry:

Does a request for immediate enrollment not require unanimous consent of the House?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that a request for immediate enrollment of a bill may be granted by unanimous consent, but upon the objection of one Member, the motion would carry with a majority of the Members present and voting.

Parliamentary Inquiry

Assembly Member Morrissey arose to the following parliamentary inquiry:

Is the House on Motions and Resolutions at this time?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that the House is not on Motions and Resolutions at this time, and further, the next order of business is dispensing with Calls of the Assembly.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1424**

At 12:55 p.m., on motion of Assembly Member Poochigian, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1424 passed by the following vote:

AYES—55

Aguiar	Ducheny	Leach	Perata
Alquist	Figueroa	Lempert	Poochigian
Aroner	Firestone	Leonard	Richter
Ashburn	Floyd	Machado	Runner
Baca	Frusetta	Margett	Shelley
Bordonaro	Gallegos	Martinez	Strom-Martin
Bowen	Goldsmith	Mazzoni	Sweeney
Brewer	Granlund	Migden	Thomson
Brown	Hertzberg	Morrissey	Torlakson
Bustamante	Honda	Murray	Vincent
Cardoza	House	Napolitano	Washington
Cedillo	Keeley	Oller	Wildman
Cunneen	Kuehl	Pacheco	Woods
Davis	Kuykendall	Papan	

NOES—15

Ackerman	Baugh	McClintock	Prenter
Alby	Bowler	Miller	Pringle
Baldwin	Havice	Morrow	Thompson
Battin	Kaloogian	Olberg	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1424: Assembly Member Migden, from "No" to "Aye".

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SHELLEY MOTION TO TEMPORARILY SUSPEND THE RULES
AS THEY RELATE TO ASSEMBLY BILL NO. 2675**

At 1:01 p.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 Shelley motion to temporarily suspend the rules to permit consideration of Assembly Bill No. 2675, without reference to file, lost by the following vote:

AYES—39

Alquist	Ducheny	Lempert	Strom-Martin
Aroner	Escutia	Machado	Sweeney
Baca	Figueroa	Martinez	Thomson
Bowen	Floyd	Mazzoni	Torlakson
Brown	Gallegos	Migden	Vincent
Bustamante	Havice	Murray	Washington
Cardenas	Hertzberg	Napolitano	Wayne
Cardoza	Honda	Papan	Wildman
Cedillo	Keeley	Scott	Mr. Speaker
Davis	Kuehl	Shelley	

NOES—32

Ackerman	Bowler	Leach	Oller
Aguiar	Brewer	Leonard	Pacheco
Alby	Cunneen	Margett	Poochigian
Ashburn	Firestone	McClintock	Prenter
Baldwin	Frusetta	Miller	Pringle
Battin	Goldsmith	Morrissey	Runner
Baugh	House	Morrow	Thompson
Bordonaro	Kuykendall	Olberg	Woods

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 the Shelley motion to temporarily suspend the rules as they relate to Assembly Bill No. 2675.

MOTION TO ADJOURN

At 1:08 p.m., Assembly Member Hertzberg moved that the Assembly do now adjourn.

Assembly Member Washington seconded the motion.

Motion to Adjourn to Time Certain

Assembly Member Leonard moved that the Assembly adjourn until Friday, July 3, 1998, at 9 a.m.

Motion Ruled Out of Order

Speaker pro Tempore Kuehl ruled the motion out of order as a motion to adjourn is before the Body, which takes precedence.

Point of Order

Assembly Member Leonard arose to the following point of order:

His motion to adjourn to a time certain is offered as a substitute to the motion before the Body.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled that a substitute motion is treated as a motion to amend under the Assembly Rules and as a motion to adjourn may not be amended, the motion by Assembly Member Leonard is therefor, out of order.

Roll Call Demanded

Assembly Members Leonard, Brewer, and Thompson, demanded a roll call, on the Hertzberg motion to adjourn.

Point of Order

Assembly Member McClintock arose to the following point of order:

Under Assembly Rule 2, a majority of the Members present and voting may set the time to which to adjourn.

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that Assembly Member Leonard's substitute motion to adjourn to a time certain is not in order as the motion to adjourn was made and seconded, and is not amendable or debatable.

Point of Order

Assembly Member Leonard arose to the following point of order:

If the motion to adjourn is put to the House, and the motion carries, the ability to speak on condition of the file is foreclosed to the Members, as the House will then be adjourned.

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that Members would not be precluded by the Chair from speaking on condition of the file.

Further Consideration of Motion to Adjourn

The question being on the motion of Assembly Member Hertzberg that the Assembly adjourn.

The roll was opened and the motion to adjourn carried by the following vote:

AYES—36

Alquist	Davis	Keeley	Shelley
Aroner	Ducheny	Lempert	Strom-Martin
Baca	Escutia	Machado	Sweeney
Bowen	Figueroa	Migden	Thomson
Brown	Floyd	Murray	Torlakson
Bustamante	Gallegos	Napolitano	Vincent
Cardenas	Havice	Ortiz	Washington
Cardoza	Hertzberg	Papan	Wildman
Cedillo	Honda	Scott	Mr. Speaker

NOES—32

Ackerman	Bowler	Leach	Oller
Aguiar	Brewer	Leonard	Pacheco
Alby	Cunneen	Margett	Poochigian
Ashburn	Firestone	McClintock	Prenter
Baldwin	Frusetta	Miller	Pringle
Battin	Goldsmith	Morrissey	Runner
Baugh	House	Morrow	Thompson
Bordonaro	Kuykendall	Olberg	Woods

Objection to Vote Adds

Assembly Member Morrissey withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the Hertzberg motion to adjourn.

REMARKS ON CONDITION OF THE FILE

In the absence of objection, Assembly Members Leonard, Kuykendall, Bowen, Pringle, Floyd, Martinez, Migden, Morrissey, Ducheny, and Runner spoke on the condition of the file, after the motion to adjourn carried.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Senate Bill No. 1501 and Urgency: Baldwin, Bowen, Brown, Ducheny, Goldsmith, Machado, Martinez, Migden, Murray, Pacheco, Richter, Runner, Scott, and Thomson—Aye.

Senate Bill No. 2185 and Urgency: Baldwin, Battin, Bowen, Brown, Ducheny, Goldsmith, Kaloogian, Machado, Miller, Pacheco, Runner, and Scott—Aye.

Assembly Bill No. 333, Concurrence: Baldwin, Battin, Goldsmith, and Scott—Aye.

Assembly Bill No. 1199, Concurrence: Baldwin, Ducheny, Goldsmith, Pacheco, Scott, and Sweeney—Aye.

Senate Bill No. 2007: Bowen, Morrow, and Pacheco—Aye.

Senate Bill No. 1862: Morrissey—Aye.

Senate Bill No. 2061: Morrow—Aye.

Senate Concurrent Resolution No. 78: Morrow and Pringle—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 1:09 p.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

REPORTS OF STANDING COMMITTEES**Committee on Health**

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 923	Senate Bill No. 1951
Senate Bill No. 998	Senate Bill No. 1973
Senate Bill No. 1398	Senate Bill No. 1980
Senate Bill No. 1524	Senate Bill No. 1981
Senate Bill No. 1689	Senate Bill No. 2070
Senate Bill No. 1816	Senate Bill No. 2194
Senate Bill No. 1915	Senate Bill No. 2208

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 30, 1998

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 1393	Senate Bill No. 1654
Senate Bill No. 1489	Senate Bill No. 1983
Senate Bill No. 1628	

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.

Committee on Natural Resources

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 1247

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.

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 436	Senate Bill No. 1453
Senate Bill No. 1340	Senate Bill No. 1941

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 Water, Parks and Wildlife

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 1336

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: June 24, 1998

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 1436

With amendments with the recommendation: Amend, and do pass, as amended.

SWEENEY, Chairman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 661

Senate Bill No. 2054

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Committee on Labor and Employment

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Labor and Employment reports:

Senate Bill No. 1562

With the recommendation: Do pass.

FLOYD, Chairman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1385

Senate Bill No. 2082

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 Health

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Health reports:

Assembly Joint Resolution No. 48

With the recommendation: Be adopted.

GALLEGOS, Chairman

Above resolution ordered to third reading.

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 440

Senate Bill No. 1606

Senate Bill No. 2223

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.

Committee on Labor and Employment

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Labor and Employment reports:

Senate Bill No. 1610

Senate Bill No. 1744

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 1, 1998

Mr. Speaker: Your Committee on Labor and Employment reports:

Senate Bill No. 2058

With amendments with the recommendation: Amend, and do pass, as amended.

FLOYD, Chairman

Above bill ordered to second reading.

Committee on Televising the Assembly and Information Technology

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Televising the Assembly and Information Technology reports:

Senate Bill No. 1386

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.

Committee on Judiciary

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 1622

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Banking and Finance.

ESCUTIA, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 1735

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 Health

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 379

Senate Bill No. 2056

With the recommendation: Do pass.

GALLEGOS, Chairman

Above bills ordered to second reading.

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 1492

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

GALLEGOS, Chairman

Above bill ordered to second reading.

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 1663

Senate Bill No. 1839

Senate Bill No. 2035

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 Human Services

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Human Services reports:

Senate Bill No. 2199

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ARONER, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Human Services reports:

Senate Bill No. 1525

Senate Bill No. 1648

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: June 23, 1998

Mr. Speaker: Your Committee on Human Services reports:

Senate Bill No. 1701

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ARONER, Chairwoman

Above bill ordered to second reading.

Committee on Local Government

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 14

With amendments with the recommendation: Amend, and do pass, as amended.

SWEENEY, Chairman

Above bill ordered to second reading.

**Committee on Consumer Protection, Governmental Efficiency and
Economic Development**

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1836

Senate Bill No. 2217

With amendments with the recommendation: Amend, and do pass, as amended.

DAVIS, Chairwoman

Above bills ordered to second reading.

Committee on Banking and Finance

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Banking and Finance reports:

Senate Bill No. 2189

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 Agriculture

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Agriculture reports:

Senate Bill No. 1222

Senate Bill No. 2003

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 1, 1998

Mr. Speaker: Your Committee on Agriculture reports:

Senate Bill No. 1461

Senate Bill No. 2227

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

CARDOZA, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Banking and Finance

Date of Hearing: July 2, 1998

Mr. Speaker: Your Committee on Banking and Finance reports:

Senate Bill No. 1775

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

PAPAN, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Health

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 1373

With the recommendation: That the Senate amendments be concurred in.

GALLEGOS, Chairman

Above bill ordered to unfinished business.

Committee on Revenue and Taxation

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 2235

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

KNOX, Chairman

Above bill ordered to second reading.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 2120

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 Governmental Organization

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 1818

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.

MESSAGES FROM THE GOVERNOR

The following message from the Governor was received and ordered printed in the Journal:

Governor's Office, Sacramento
July 2, 1998*To the Members of the Assembly:*

Assembly Bill 2776, 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 2776 as an emergency measure.

Sincerely,

PETE WILSON

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 2, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 63

Assembly Concurrent Resolution No. 156

Assembly Concurrent Resolution No. 157

Assembly Concurrent Resolution No. 162

Assembly Concurrent Resolution No. 167

And reports the same correctly enrolled, and presented to the Secretary of State on the 2nd day of July, 1998, at 2 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, July 2, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 2776

And reports the same correctly enrolled, and presented to the Governor at 2:15 p.m., July 2, 1998.

E. DOTSON WILSON, Chief Clerk

MESSAGES FROM THE SENATE

July 2, 1998

Hon. E. Dotson Wilson

Chief Clerk of the Assembly

Assembly Chamber

Dear Dotson: The Senate this day adopted Senate Resolution No. 34 which rejects the Governor's Reorganization Plan #1 by a 22-15 vote.

Sincerely,

GREGORY P. SCHMIDT

Secretary of the Senate

Governor's Reorganization Plan No. 1 of 1998 stricken from the unfinished business file pursuant to Government Code Section 12080.5.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Hertzberg, the Assembly adjourned until 1 p.m., Monday, July 6, 1998, out of respect to the memory of Miriam Jean Bundy on motion of Assembly Member Baca; out of respect to the memory of Clarce Beatrice Fletcher on motion of Assembly Member Washington; out of respect to the memory of Shelia R. Koett on motion of Assembly Member Alby; out of respect to the memory of Jack Riley, on motion of Assembly Members Leach and Wayne; out of respect to the memory of Gary Levi, on motion of Assembly Member Bowler; out of respect to the memory of Verna Quinn on motion of Assembly Member Ducheny; out of respect to the memory of Jim Burton on motion of Assembly Member Leonard; out of respect to the memory of Bernice Lucca, on motion of Assembly Member Thomson; out of respect to the memory of Louie K. Maddalena, on motion of Assembly Member Frusetta; out of respect to the memory of Ralph Kennedy on motion of Assembly Members Brewer and Ackerman; out of respect to the memory of Mrs. Walta Williams and Wilbur R. Jacobs, on motion of Assembly Member Scott; and in honor of the birth of Dane Naoyuki Dominguez on motion of Assembly Member Frusetta.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 2, 1998

The following measures were amended in the Assembly on this day:

AB	RN	SB	RN
1866	9814114	1070	9814588
2472	9815011	1360	9814367
2809	9812796	1387	9815023
		1441	9814447
ACA	RN	1491	9814792
10	9811522	1659	9814507
		1665	9814599
HR	RN	1667	9814410
42	9814794	1734	9814445
		1764	9814977
SB	RN	1781	9814416
251	9814861	1792	9814940
469	9814486	1866	9814661
489	9814989	1902	9814778
533	9814451	1966	9815038
597	9814747	2030	9814658
1038	9814655	2064	9813905
1047	9815012	2177	9814634

Daily Total: 30
Cumulative Total: 7051

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, July 6, 1998

**TWO HUNDRED THIRTY-FIFTH SESSION DAY
FIVE HUNDRED EIGHTY-SECOND CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, July 6, 1998

The Assembly met at 1 p.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, 1:01 p.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 1:15 p.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—76:

Ackerman	Cedillo	Kuykendall	Papan
Aguiar	Cunneen	Leach	Perata
Alby	Davis	Lempert	Poochigian
Alquist	Ducheny	Leonard	Prenter
Aroner	Escutia	Machado	Pringle
Ashburn	Figueroa	Margett	Richter
Baca	Firestone	Martinez	Runner
Baldwin	Floyd	Mazzoni	Scott
Battin	Frusetta	McClintock	Shelley
Baugh	Gallegos	Migden	Strom-Martin
Bordonaro	Goldsmith	Miller	Sweeney
Bowen	Havice	Morrissey	Thompson
Bowler	Hertzberg	Morrow	Thomson
Brewer	Honda	Murray	Torlakson
Brown	House	Napolitano	Vincent
Bustamante	Kaloogian	Olberg	Washington
Campbell	Keeley	Oller	Wayne
Cardenas	Knox	Ortiz	Woods
Cardoza	Kuehl	Pacheco	Mr. Speaker

PRAYER

Upon invitation of Assistant Speaker pro Tempore Baca, the following prayer was offered by Assembly Member Jack Scott, of the 44th Assembly District:

Let us pray,

Our Father, we are grateful for today. As the Psalmist has said, "This is the day that the Lord has made. Let us rejoice and be glad in it." And as we reflect on this past weekend, we are particularly grateful for the birth of this nation that we were able to celebrate two hundred and twenty-two years of liberty with which we have been blessed. We're grateful for the sacrifices of those who have gone before us. For those, who at the Declaration of Independence, were willing to pledge their life, their fortune, and their sacred honor. And we would pray that we will be true to that pledge, and in our own way make our contributions to the liberty and justice in this land. Our Father, we would ask that You would grant to each of us as legislators wisdom in our decisions, and that we may possess charity toward our fellow legislators. And that we may work together for the very best for the State of California. Our Father, we offer this prayer knowing that You have promised to listen to our voice despite our weaknesses and shortcomings.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Assistant Speaker pro Tempore Baca, Assembly Member Aguiar then led the Assembly in the pledge of allegiance to the Flag.

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Assembly Member Shelley, 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 personal business, and waiving per diem: Assembly Member Granlund.

Because of illness: Assembly Members Takasugi and Wright.

Because of illness in his family: Assembly Member Wildman.

CAUCUS ANNOUNCEMENTS

At 1:19 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 1:20 p.m., Assistant Speaker pro Tempore Baca declared the Assembly recessed.

REASSEMBLED

At 3:36 p.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

COMMUNICATIONS

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

July 3, 1998

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised that I am waiving per diem upon adjournment today, July 3, through August 2, 1998.

This 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

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 6, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1866

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

Assembly Chamber, July 6, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 2472

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, July 6, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 2809

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered returned to second reading file.

Assembly Chamber, July 6, 1998

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 ordered returned to second reading file.

Assembly Chamber, July 6, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 174

Assembly Joint Resolution No. 48

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions ordered to third reading.

Assembly Chamber, July 6, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

House Resolution No. 58

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to third reading.

REQUEST TO SUSPEND JOINT RULES

The following request was received and read:

Assembly Chamber, July 6, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(12) as it relates to Senate Bill No. 1477.

KEVIN MURRAY

Above request ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS

Committee on Transportation

July 6, 1998

Mr. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 1488

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

SENATE BILL NO. 1488—An act to add Title 7.96 (commencing with Section 67960) 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 Transportation

July 6, 1998

Mr. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 1477

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

SENATE BILL NO. 1477—An act to amend Section 14041 of the Government Code, relating to transportation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Appropriations

July 6, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 1979

Senate Bill No. 2085

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 1979—An act to amend Section 101 of the Elections Code, relating to initiative petitions.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 2085—An act to amend Sections 22110.1, 22122.5, 22143, 22155.5, 22162, 22202, 22307, 22311, 22402, 26000, 26112, 26113, 26115, 26127, 26128, 26129, 26133, 26134, 26200, 26201, 26202, 26204, 26206, 26207.5, 26209, 26301, 26302, 26400, 26401, 26504, 26507, 26807, 26906, 27411, and 28100 of, to add Sections 22001.5, 22403, and 26000.6 to, and to repeal Sections 26111 and 26207 of, the Education Code, relating to the State Teachers' Retirement System, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Transportation

July 6, 1998

Mr. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 1250

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

SENATE BILL NO. 1250—An act to amend Section 10770 of, and to repeal Section 10707 of, the Revenue and Taxation Code, and to amend Sections 16000 and 40000.13 of, and to repeal Section 677 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

July 6, 1998

Mr. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 956

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FIGUEROA, Chairwoman

SENATE BILL NO. 956—An act to add Section 1348 to the Health and Safety Code, and to amend Sections 1872.85 and 1872.9 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.

REPORTS OF STANDING COMMITTEES
Committee on Education

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 1408

Senate Bill No. 1646

Senate Bill No. 1448

Senate Bill No. 1686

Senate Bill No. 1629

Senate Bill No. 1733

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 1, 1998

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 1468

With the recommendation: Do pass, and be re-referred to the Committee on Governmental Organization.

MAZZONI, Chairwoman

Above bill re-referred to the Committee on Governmental Organization.

Committee on Transportation

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 1757

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.

Committee on Higher Education

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Higher Education reports:

Senate Bill No. 1752

Senate Bill No. 1923

Senate Bill No. 1896

Senate Bill No. 2068

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.

Committee on Judiciary

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 2005

With amendments with the recommendation: Amend, and do pass, as amended.

ESCUTIA, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 1401

Senate Bill No. 1418

Senate Bill No. 1623

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.

Committee on Education

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 1427

With the recommendation: Do pass.

MAZZONI, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 1456

Senate Bill No. 1561

Senate Bill No. 1963

With amendments with the recommendation: Amend, and do pass, as amended.

MAZZONI, Chairwoman

Above bills ordered to second reading.

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 1681

Senate Bill No. 1829

Senate Bill No. 1697

Senate Bill No. 1942

Senate Bill No. 1756

Senate Bill No. 2138

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.

Committee on Higher Education

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Higher Education reports:

Assembly Concurrent Resolution No. 20

With amendments with the recommendation: Amend, and be adopted, as amended.

LEMPERT, Chairman

Above resolution ordered on file.

Committee on Environmental Safety and Toxic Materials

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 2198

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Transportation.

WAYNE, Chairman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: June 23, 1998

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1880

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.

PERATA, Chairman

Above bill ordered to second reading.

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1497

Senate Bill No. 2048

Senate Bill No. 1691

Senate Bill No. 2055

Senate Bill No. 1715

Senate Bill No. 2215

Senate Bill No. 1809

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

PERATA, Chairman

Above bills ordered to second reading.

Committee on Natural Resources

Date of Hearing: June 22, 1998

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 1675

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 Banking and Finance

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Banking and Finance reports:

Senate Bill No. 1439

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 Appropriations

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 237

Senate Bill No. 1851

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 Health

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 1800

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.

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 1642

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

GALLEGOS, Chairman

Above bill ordered to second reading.

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 971

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 Human Services

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Human Services reports:
Senate Bill No. 1874

With amendments with the recommendation: Amend, and do pass, as amended.

ARONER, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Human Services reports:
Senate Bill No. 1946
Senate Bill No. 2196

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 Appropriations

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 86
Senate Bill No. 1542

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Committee on Labor and Employment

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Labor and Employment reports:

Senate Bill No. 1559 Senate Bill No. 1968
Senate Bill No. 1560 Senate Bill No. 2190

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 Education

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 12 Senate Bill No. 2045
Senate Bill No. 1481 Senate Bill No. 2159
Senate Bill No. 1912 Senate Bill No. 2200
Senate Bill No. 2042

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.

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 2132

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

MAZZONI, Chair

Above bill ordered to second reading.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor were received and ordered printed in the Journal:

Item Veto Message—Assembly Bill No. 2776

Governor's Office, Sacramento
July 3, 1998

To the Members of the California Assembly:

I am signing Assembly Bill No. 2776 with a reduction.

This bill would appropriate monies from the General Fund to the State Board of Control for payment of a claim submitted by the Public Employees' Retirement System for back interest earnings on deferred employer retirement contributions claimed in the case *Board of Administration et al. v. Wilson, et c.*

However, this bill includes an appropriation in excess of what is needed to pay this claim. Therefore, I am reducing the appropriation contained in this bill by \$5,493,805 to reflect the actual amount owed for this claim as of July 7, 1998. The revised appropriation shall be \$333,040,706.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 3rd day of July 1998, at 2:40 p.m., of the Governor's statement of the items of appropriation reduced or eliminated from Assembly Bill No. 2776 delivered to me personally by Karen Morgan.

RALPH ROMO

Acting Chief Clerk of the Assembly

Veto Message—Assembly Bill No. 1751

Governor's Office, Sacramento
July 3, 1998

To the Members of the California Assembly:

I am returning Assembly Bill No. 1751 without my signature.

This bill would change the statutory designation of workers' compensation referee to "workers' compensation judge."

I vetoed a similar measure in 1994 (Senate Bill No. 1945), because it would have reversed an important aspect of the 1993 workers' compensation reform. The term "judge" should be reserved for individuals who are accountable to the electorate. Workers' compensation referees are not. They are not subject to any election process by the people or their elected representatives. Nevertheless, there is an existing civil service designation of "administrative law judge" whose duties closely approximate those of workers' compensation referees. I would therefore, be supportive of legislation that designates these employees as administrative law judges.

Cordially,

PETE WILSON

Veto Message—Assembly Bill No. 2409

Governor's Office, Sacramento
July 3, 1998

To the Members of the California Assembly:

I am returning Assembly Bill No. 2409 without my signature.

This bill would require that part-time playground positions be part of the classified service if the employee holding such a position also is employed in another, classified position in the school district. In addition, the bill protects any employee who is dual employed as of June 30, 1998 from any loss of hours as a result of this act.

This bill is similar to one I vetoed in 1994, except this time the bill would apply to playground employees who are also employed, presumably less than full-time, in a classified position. The veto message for that bill still applies today: This bill would undermine the flexibility of local school districts to manage personnel and would substantially increase their costs, including the expenses connected with position examinations, hiring procedures, and, in some cases, benefits. School districts need to retain as much flexibility as possible in resource allocation and should not be burdened with unnecessary and restrictive mandates that add cost without benefit.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 6th day of July 1998, at 10:55 a.m., of Assembly Bills Nos. 2409 and 1751, without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Karen Morgan.

LAWRENCE A. MURMAN
Assistant Chief Clerk of the Assembly

MESSAGES FROM THE SENATE

Senate Chamber, July 6, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 786

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.

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 Roy Rogers, and that the following statement be printed in the Journal:

July 6, 1998

*The Honorable Antonio Villaraigosa
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Villaraigosa: Please join with me in mourning the loss of a constituent of my district and an icon of all that is noble and good in America, the “King of the Cowboys,” Mr. Roy Rogers. In his passing, we bid farewell not only to an entertainer, but to a great humanitarian, a friend, and a family man, as well.

Roy Rogers died at his Apple Valley home in the early morning of July 6, 1998. He took with him only two very basic things—a feeble body, worn and tired from countless years of commissioned service by his Maker to his fellow man, and a soul, ever blazing and vibrant as the day it was breathed into his being by the God that he cherished. But what Roy Rogers left is much more than we can ever inventory. He left for us a brilliant paradigm of patriotism and a deep and abiding love for his country. Most importantly, however, he left for us a blueprint—a model of the importance in our society of practicing Christian principles and stalwart family values.

Roy Rogers, born Leonard Franklin Slye in 1911, was a talented entertainer and a committed husband and father for more than 50 years. Always concerned about others, he drew great joy from sharing his gifts and blessings with those less fortunate. He never was an “unreachable star” to the abused and abandoned children to whom he dedicated much time and effort through his charitable organization, the Happy Trails Foundation. He was real and sincere—a worthy hero to legions of fans spanning many generations and continents. He is the timeless epitome of what has always been held up as innocent, wholesome and good in life.

I ask you now to join with me, our colleagues in the California State Legislature, and our constituents in honoring and remembering Mr. Roy Rogers.

Sincerely,

R. KEITH OLBERG, Assembly Member
Thirty-fourth District

SPECIAL RECOGNITION

The Members of the Assembly joined in extending best wishes to Assembly Member Frusetta on the occasion of his birthday.

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 Rene Origel, longshoreman of Long Beach; and Edward Lorin Polhemus, of Artesia.

Assembly Members Migden and Shelley were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Diana Jaicks, of San Francisco.

Assembly Member Thomson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Robert R. Montano, of West Sacramento.

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Morrow announced his intention to request that Senate Bill No. 776 be removed from the inactive file.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 687, on request of Assembly Member Murray.

ACTION RESCINDED ON ASSEMBLY BILL NO. 1580

Assembly Member Murray was granted unanimous consent that Assembly Bill No. 1580 be withdrawn from Conference and to rescind the action whereby the Assembly, on August 29, 1997 (Assembly Journal, page 3921), refused to concur in Senate amendments to Assembly Bill No. 1580, and that the bill be returned to the Senate for further action.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 1988, on request of Assembly Member Morrow.

MOTION BY ASSEMBLY MEMBER MORRISSEY

Assembly Member Morrissey moved that the Assembly be in regular session every day until the Budget is signed by the Governor.

Assembly Member Kaloogian seconded the motion.

Motion carried by the following vote:

AYES—70

Ackerman	Cardoza	Leach	Perata
Aguiar	Cedillo	Lempert	Poochigian
Alby	Cunneen	Leonard	Prenter
Alquist	Davis	Machado	Pringle
Aroner	Ducheny	Margett	Richter
Ashburn	Figueroa	Martinez	Runner
Baca	Frusetta	Mazzoni	Scott
Baldwin	Gallegos	McClintock	Shelley
Battin	Goldsmith	Migden	Strom-Martin
Baugh	Havice	Miller	Sweeney
Bordonaro	Hertzberg	Morrissey	Torlakson
Bowen	Honda	Morrow	Vincent
Bowler	House	Murray	Washington
Brewer	Kaloogian	Napolitano	Wayne
Brown	Keeley	Olberg	Woods
Bustamante	Knox	Oller	Mr. Speaker
Campbell	Kuehl	Ortiz	
Cardenas	Kuykendall	Pacheco	

NOES—1

Floyd

ADJOURN IN MEMORY

Assembly Member Cedillo was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Samuel Torres Martinez, of Los Angeles.

**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. 2377 to the Committee on Banking and Finance.

BILLS RETURNED TO UNFINISHED BUSINESS FILE

Pursuant to Assembly Rule 78, the following bill was withdrawn from the inactive file, and placed upon the unfinished business file.

Assembly Bill No. 1059, on request of Assembly Member Migden.

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 Constitutional Amendment No. 34 for hearing in the Committee on Appropriations today, upon adjournment of Floor session.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 235, on request of Assembly Member Knox.

**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 Constitutional Amendment No. 10 and **Assembly Bill No. 2809**, ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 26—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.

Resolution read second time, and ordered to third reading.

**SENATE BILLS RETURNED TO SECOND READING FILE
PURSUANT TO THE RULES**

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 1441, 1047, 1360, 1902, 1387, 469, and 1866, ordered to third reading;

(NOTE: Later this day Senate Bill No. 1047 was re-referred to the Committee on Appropriations.)

Senate Bill No. 1781, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 1885—An act relating to the Metropolitan Water District of Southern California.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1827—An act to amend Sections 4501.1 and 7555 of the Penal Code, relating to prisoners.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 2084—An act to amend Section 9080.3 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1555—An act to amend Section 779.14 of, and to add Section 779.35 to, the Insurance Code, relating to insurance.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1965—An act to amend Sections 4646 and 5100.6 of the Labor Code, relating to workers' compensation vocational rehabilitation services.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1847—An act to add Chapter 3 (commencing with Section 132400) to Division 12.7 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. 1410—An act to amend Sections 15200.75, 15200.81, and 15200.95 of, and to repeal Section 15200.91 of, the Welfare and Institutions Code, relating to human services.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1247—An act to amend Section 40451 of, and to add Sections 39047.2, 40451.5, and 40471 to, the Health and Safety Code, relating to air pollution.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 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.

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. 1340—An act to add Section 40059.1 to 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. 1453—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 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; 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. 1941—An act to add Section 39518 to the Health and Safety Code, relating to air pollution.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1336—An act to add Article 17 (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; 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. 1436—An act to amend Section 19418 of the Business and Professions Code, to add Section 4163 to the Food and Agricultural Code, to add Section 116556 to the Health and Safety Code, to amend Section 5782.27 of the Public Resources Code, and to amend Section 55310.2 of the Water Code, relating to government, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 661—An act making an appropriation to the Department of Pesticide Regulation.

Bill read 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. 2054—An act to amend Section 1393.5 of the Labor Code, relating to employment.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1562—An act to amend Section 15051 of the Unemployment Insurance Code, and to amend Section 11324.6 of the Welfare and Institutions Code, relating to unemployment.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1385—An act to amend Section 121135 of the Health and Safety Code, relating to AIDS.

Bill read 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. 2082—An act to amend Section 41 of Chapter 299 of the Statutes of 1997, relating to education, 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, and to be placed upon the Consent Calendar.

SENATE BILL NO. 440—An act to amend Sections 4027 and 4052 of the Business and Professions Code, relating to pharmacy.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1606—An act to amend Section 1261.5 of, and to add Section 1261.6 to, the Health and Safety Code, relating to health facilities.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2223—An act relating to the University of California.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2058—An act to amend Sections 1113 and 1129 of the Unemployment Insurance Code, relating to employers.

Bill read second time; amendments proposed by the Committee on Labor and Employment read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1386—An act to add Section 18030.5 to the Education Code, and to add Section 11015.5 to the Government Code, relating to state computer technology.

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. 1622—An act to add Title 1.81 (commencing with Section 1798.80) to Part 4 of Division 3 of the Civil Code, relating to biometric identifiers.

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 Banking and Finance.

SENATE BILL NO. 1735—An act to add Section 11139.6 to the Government Code, relating to civil rights.

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. 379—An act relating to health care coverage.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2056—An act to amend Section 121135 of the Health and Safety Code, relating to health.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1492—An act to add and repeal Section 14132.76 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. 1663—An act to amend Section 3765 of the Business and Professions Code, and to add Section 1596.798 to the Health and Safety Code, relating to child day care 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. 1839—An act to amend Sections 12693.27, 12693.39, 12693.60, 12693.63, and 12693.65 of, and to add Section 12693.76 to, the Insurance Code, and to amend Section 14067 of the Welfare and Institutions Code, relating to children's health care.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 2035—An act to add Section 56.115 to the Civil Code, to add Section 1374.17 to the Health and Safety Code, to amend Sections 791.06, 791.08, and 791.13 of, and to add Section 791.135 to, the Insurance Code, relating to mental health records.

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. 2199—An act to amend Sections 15610.07, 15610.10, 15610.17, 15610.30, 15610.55, 15610.57, 15630, 15640, 15650, 15658, and 15659 of, and to add Chapter 13.5 (commencing with Section 15760) to Part 3 of Division 9 of, the Welfare and Institutions Code, relating to adult abuse.

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. 1701—An act to amend Section 51745 of the Education Code, and to amend Section 11322.6 of, and to add Section 1120.3 to, and 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 juveniles.

Bill read second time; amendments proposed by the Committee on Human Services read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 14—An act to add Chapter 11.5 (commencing with Section 21900) to Division 8 of the Business and Professions Code, relating to leaf blowers.

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. 1836—An act to add Chapter 29 (commencing with Section 22930) to Division 8 of the Business and Professions Code, relating to donated 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 returned to the second reading file.

SENATE BILL NO. 2217—An act to amend Section 7048 of the Business and Professions Code, relating to contractors.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 2189—An act to add Chapter 2 (commencing with Section 14100) to Part 5 of Division 3 of Title 1 of the Corporations Code, relating to small business venture funds.

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. 2235—An act to amend Sections 214, 214.01, 214.05, 214.6, 214.14, 215.1, 254, 254.5, 259.5, 259.7, 272, 275.5, 619, 744, 749, and 1605.6 of, to amend and renumber Sections 213.7, 214.02, 214.5, 214.7, 214.8, 214.9, 221, 225.5, 231, 236, 11472, and 11473 of, to add Sections 214.03, 214.06, 214.07, 214.20, 214.30, 214.40, 241.41, 214.43, 214.44, 254.6, 254.7, 254.8, 11472, and 11475 to, to repeal Section 214.4 of, and to repeal and add Section 11471 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. 2120—An act to repeal and add Chapter 3 (commencing with Section 2200) of Division 2 of the Elections Code, relating to voter registration.

Bill read second time; amendments proposed by the Committee on Elections, Reapportionment and Constitutional Amendments read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1818—An act to amend the heading of Division 6 (commencing with Section 1170) of, and to add Chapter 12 (commencing with Section 1400) to Division 6 of, the Military and Veterans Code, relating to veterans, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Governmental Organization read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

R-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. 1047.

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 Kathleen J. Heisey, of Bakersfield.

CONSIDERATION OF DAILY FILE (RESUMED) UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 135 (Hertzberg)—An act to add Section 556.4 to the Penal Code, relating to trespass.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Parliamentary Inquiry

Assembly Member Martinez arose to the following parliamentary inquiry:

Do the Rules not require that Assembly Bill No. 135 be re-referred to policy committee as it was substantively amended in the Senate?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore cited Assembly Rule 77.2 and stated that the Rules do not require that a substantively amended bill be re-referred; that re-referral is at the discretion of the Speaker.

Motion to Re-refer Assembly Bill No. 135 to Committee

Assembly Member Martinez moved that Assembly Bill No. 135 be re-referred to the Committee on Public Safety.

Assembly Member Thompson seconded the motion.

Point of Information

Assembly Member Perata arose to the following point of information:

That as Chair of the Committee on Public Safety he had conferred with the Chair of the Committee on Rules and is not requesting re-referral of Assembly Bill No. 135 to the Committee on Public Safety.

Motion Withdrawn

Assembly Member Martinez, with the consent of the second to the motion, withdrew her motion to re-refer Assembly Bill No. 135 to the Committee on Public Safety.

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. 135 to the Committee on Public Safety.

SPECIAL COMMITTEE MEETINGS

Assembly Member Perata was granted unanimous consent that the Committee on Public Safety be permitted to hold a special meeting today, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 135 for hearing.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 4:13 p.m., by unanimous consent, the members of the Committee on Public Safety were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

CONSIDERATION OF DAILY FILE (RESUMED)**UNFINISHED BUSINESS (RESUMED)****CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 322 (Baca)—An act to amend Section 52335.4 of, and to repeal Section 52318 of, the Education Code, relating to vocational 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—73

Ackerman	Cedillo	Lempert	Prenter
Aguiar	Cunneen	Leonard	Pringle
Alby	Davis	Machado	Richter
Alquist	Ducheny	Margett	Runner
Aroner	Escutia	Martinez	Scott
Ashburn	Figueroa	Mazzoni	Shelley
Baca	Firestone	Migden	Strom-Martin
Baldwin	Floyd	Miller	Sweeney
Battin	Frusetta	Morrissey	Thompson
Baugh	Gallegos	Morrow	Thomson
Bordonaro	Goldsmith	Murray	Torlakson
Bowen	Havice	Napolitano	Vincent
Bowler	Honda	Olberg	Washington
Brewer	House	Oller	Wayne
Brown	Keeley	Ortiz	Woods
Bustamante	Knox	Pacheco	Mr. Speaker
Campbell	Kuehl	Papan	
Cardenas	Kuykendall	Perata	
Cardoza	Leach	Poochigian	

NOES—1

McClintock

Above bill ordered enrolled.

ASSEMBLY BILL NO. 632 (Cardenas)—An act to amend Section 1231 of the Unemployment Insurance Code, relating to employment.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—75

Ackerman	Cedillo	Leach	Perata
Aguiar	Cunneen	Lempert	Poochigian
Alby	Davis	Leonard	Prenter
Alquist	Ducheny	Machado	Pringle
Aroner	Escutia	Margett	Richter
Ashburn	Figueroa	Martinez	Runner
Baca	Firestone	Mazzoni	Scott
Baldwin	Floyd	McClintock	Shelley
Battin	Frusetta	Migden	Strom-Martin
Baugh	Gallegos	Miller	Sweeney
Bordonaro	Goldsmith	Morrissey	Thompson
Bowen	Havice	Morrow	Thomson
Bowler	Honda	Murray	Torlakson
Brewer	House	Napolitano	Vincent
Brown	Kaloogian	Olberg	Washington
Bustamante	Keeley	Oller	Wayne
Campbell	Knox	Ortiz	Woods
Cardenas	Kuehl	Pacheco	Mr. Speaker
Cardoza	Kuykendall	Papan	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 903 (Miller)—An act to amend Section 532d of the Penal Code, relating to fraudulent solicitations.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Parliamentary Inquiry

Assembly Member Martinez arose to the following parliamentary inquiry:

Is it not appropriate that Assembly Bill No. 903 be re-referred to committee, as it was substantively amended in the Senate?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that the amendments contained in Assembly Bill No. 903 were not determined to be substantive.

The question being on concurrence in Senate amendments.

Amendments concurred in by the following vote:

AYES—72

Ackerman	Cedillo	Leach	Perata
Aguiar	Cunneen	Lempert	Poochigian
Alby	Davis	Leonard	Prenter
Alquist	Ducheny	Machado	Pringle
Ashburn	Escutia	Margett	Richter
Baca	Figueroa	Martinez	Runner
Baldwin	Firestone	Mazzoni	Scott
Battin	Floyd	McClintock	Shelley
Baugh	Frusetta	Miller	Strom-Martin
Bordonaro	Gallegos	Morrissey	Sweeney
Bowen	Goldsmith	Morrow	Thompson
Bowler	Havice	Murray	Thomson
Brewer	House	Napolitano	Torlakson
Brown	Kaloogian	Olberg	Vincent
Bustamante	Keeley	Oller	Washington
Campbell	Knox	Ortiz	Wayne
Cardenas	Kuehl	Pacheco	Woods
Cardoza	Kuykendall	Papan	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1314 (Leach)—An act to amend Section 9745 of, and to add Sections 9744.5 and 9749.3 to, the Business and Professions Code, relating to cremated remains.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Davis	Leonard	Prenter
Aguiar	Ducheny	Machado	Pringle
Alby	Escutia	Margett	Richter
Alquist	Figueroa	Martinez	Runner
Aroner	Firestone	Mazzoni	Scott
Ashburn	Floyd	Migden	Shelley
Baca	Frusetta	Miller	Strom-Martin
Baldwin	Gallegos	Morrissey	Sweeney
Battin	Goldsmith	Morrow	Thompson
Baugh	Havice	Murray	Thomson
Bordonaro	House	Napolitano	Torlakson
Bowen	Kaloogian	Olberg	Vincent
Bowler	Keeley	Oller	Washington
Brewer	Knox	Ortiz	Wayne
Brown	Kuehl	Pacheco	Woods
Campbell	Kuykendall	Papan	Mr. Speaker
Cedillo	Leach	Perata	
Cunneen	Lempert	Poochigian	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1329 (Papan)—An act to amend Section 22850.5 of the Vehicle Code, relating to vehicles.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—74

Ackerman	Cedillo	Lempert	Poochigian
Aguiar	Cunneen	Leonard	Prenter
Alby	Davis	Machado	Pringle
Alquist	Ducheny	Margett	Richter
Aroner	Escutia	Martinez	Runner
Ashburn	Figueroa	Mazzoni	Scott
Baca	Firestone	McClintock	Shelley
Baldwin	Floyd	Migden	Strom-Martin
Battin	Frusetta	Miller	Sweeney
Baugh	Gallegos	Morrissey	Thompson
Bordonaro	Goldsmith	Morrow	Thomson
Bowen	Havice	Murray	Torlakson
Bowler	House	Napolitano	Vincent
Brewer	Kaloogian	Olberg	Washington
Brown	Keeley	Oller	Wayne
Bustamante	Knox	Ortiz	Woods
Campbell	Kuehl	Pacheco	Mr. Speaker
Cardenas	Kuykendall	Papan	
Cardoza	Leach	Perata	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1531 (Shelley)—An act to amend Section 6380 of the Family Code, and to amend Section 136.2 of the Penal Code, relating to domestic violence.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—75

Ackerman	Cedillo	Leach	Perata
Aguiar	Cunneen	Lempert	Poochigian
Alby	Davis	Leonard	Prenter
Alquist	Ducheny	Machado	Pringle
Aroner	Escutia	Margett	Richter
Ashburn	Figuroa	Martinez	Runner
Baca	Firestone	Mazzoni	Scott
Baldwin	Floyd	McClintock	Shelley
Battin	Frusetta	Migden	Strom-Martin
Baugh	Gallegos	Miller	Sweeney
Bordonaro	Goldsmith	Morrissey	Thompson
Bowen	Havice	Morrow	Thomson
Bowler	Honda	Murray	Torlakson
Brewer	House	Napolitano	Vincent
Brown	Kaloogian	Olberg	Washington
Bustamante	Keeley	Oller	Wayne
Campbell	Knox	Ortiz	Woods
Cardenas	Kuehl	Pacheco	Mr. Speaker
Cardoza	Kuykendall	Papan	

NOES—None

Above bill ordered enrolled.

At 4:35 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

ASSEMBLY BILL NO. 2675 (Villaraigosa)—An act to amend Sections 6051 and 6201 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Motion to Re-refer Assembly Bill No. 2675 to Committee

Assembly Member Cunneen moved that Assembly Bill No. 2675 be re-referred to the Committee on Revenue and Taxation.

Motion Ruled Out of Order

Assistant Speaker pro Tempore Baca ruled the motion out of order as Assembly Member Cunneen spoke prior to making the motion.

Motion to Re-refer Assembly Bill No. 2675 to Committee

Assembly Member Morrow moved that Assembly Bill No. 2675 be re-referred to the Committee on Revenue and Taxation.

Assembly Member Brewer seconded the motion.

Demand for Previous Question

Assembly Members Washington, Mazzoni, Scott, Alquist, and Keeley demanded the previous question.

Roll Call Demanded

Assembly Members Leonard, Pringle, and Baugh, demanded a roll call.

The roll was called, and the demand for the previous question was sustained by the following vote:

AYES—41

Alquist	Escutia	Machado	Strom-Martin
Aroner	Figueroa	Martinez	Sweeney
Baca	Floyd	Mazzoni	Thomson
Bowen	Gallegos	Migden	Torlakson
Brown	Havice	Murray	Vincent
Bustamante	Hertzberg	Napolitano	Washington
Cardenas	Honda	Ortiz	Wayne
Cardoza	Keeley	Papan	Mr. Speaker
Cedillo	Knox	Perata	
Davis	Kuehl	Scott	
Ducheny	Lempert	Shelley	

NOES—34

Ackerman	Brewer	Leach	Pacheco
Aguiar	Campbell	Leonard	Poochigian
Alby	Cunneen	Margett	Prenter
Ashburn	Firestone	McClintock	Pringle
Baldwin	Frusetta	Miller	Runner
Battin	Goldsmith	Morrissey	Thompson
Baugh	House	Morrow	Woods
Bordonaro	Kaloogian	Olberg	
Bowler	Kuykendall	Oller	

The question being on the Morrow motion to re-refer Assembly Bill No. 2675 to the Committee on Revenue and Taxation.

Morrow motion lost by the following vote:

AYES—31

Ackerman	Bowler	Kuykendall	Pacheco
Aguiar	Brewer	Leach	Poochigian
Alby	Campbell	Leonard	Prenter
Ashburn	Cunneen	Margett	Pringle
Baldwin	Firestone	Miller	Runner
Battin	Frusetta	Morrissey	Thompson
Baugh	Goldsmith	Morrow	Woods
Bordonaro	Kaloogian	Oller	

NOES—41

Alquist	Escutia	Martinez	Strom-Martin
Aroner	Figueroa	Mazzoni	Sweeney
Baca	Floyd	McClintock	Thomson
Bowen	Gallegos	Migden	Torlakson
Brown	Havice	Murray	Vincent
Bustamante	Hertzberg	Napolitano	Washington
Cardenas	Honda	Ortiz	Wayne
Cardoza	Keeley	Papan	Mr. Speaker
Cedillo	Knox	Perata	
Davis	Kuehl	Scott	
Ducheny	Lempert	Shelley	

At 6:05 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

The question being on concurrence in Senate amendments.

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, 6:12 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SPECIAL COMMITTEE MEETINGS

Assembly Member Migden was granted unanimous consent that the Committee on Appropriations be permitted to hold a special meeting on Tuesday, July 7, 1998.

ANNOUNCEMENT OF CONFERENCE COMMITTEE MEETING

Assembly Member Mazzoni announced that the Conference Committee on Assembly Bill No. 1056 would meet on Tuesday, July 7, 1998, at 9 a.m., in Room 2040.

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Assembly Resolutions.

HOUSE RESOLUTION NO. 29 (Thompson)—Relative to Medicare.

Resolution read, adopted.

*(For the vote on the above resolution, see this day's
Consent Calendar roll call.)*

ASSEMBLY CONCURRENT RESOLUTION NO. 159 (Cedillo)—Relative to lead poisoning.

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. 161 (Strom-Martin)—Relative to the George H. Cox 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. 2184 (McPherson)—An act to amend Section 8043 of the Fish and Game Code, relating to commercial fishing.

Bill read 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. 1608 (Ayala)—An act to amend Sections 1202.4 and 1203.1 of the Penal Code, relating to restitution.

Bill read 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. 1794 (Schiff)—An act to add Section 666.7 to the Penal Code, relating to sentencing.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

SENATE BILL NO. 858 (Lewis)—An act to amend Sections 10094.2 and 10095 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.)*~~

(NOTE: On July 13, 1998, the action was rescinded whereby Senate Bill No. 858 was passed, and whereby the bill was ordered transmitted to the Senate. See page 7919.)

SENATE BILL NO. 1479 (Lewis)—An act to amend Sections 10127.11 and 10509.974 of the Insurance Code, relating to life 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. 1706 (Johnston)—An act to amend Sections 10113.5 and 10206 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. 1718 (Calderon)—An act to amend Sections 10509.6 and 10541 of the Insurance Code, relating to life 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. 2099 (O'Connell)—An act to amend Section 22558 of the Public Utilities Code, relating to the Santa Maria Public Airport 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 CONCURRENT RESOLUTION NO. 86 (Hughes)—Relative to school safety.

Resolution read, adopted, and ordered transmitted to the Senate.

*(For the vote on the above resolution, see this day's
Consent Calendar roll call.)*

SENATE CONCURRENT RESOLUTION NO. 96 (Kopp)—Relative to the 25th anniversary of the Department of 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.)*

SENATE BILL NO. 1440 (Knight)—An act to amend Section 7590.3 of the Business and Professions Code, relating to alarm company operators and 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.)*

SENATE BILL NO. 1834 (Mountjoy)—An act to amend Section 12240 of the Business and Professions Code, and to amend Section 630 of the Harbors and Navigation Code, relating to marinas.

Bill read 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. 1382 (Leslie)—An act relating to private information.

Bill read 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. 65 (Kopp)—Relative to the California Law Revision Commission.

Resolution read, adopted, and ordered transmitted to the Senate.

(For the vote on the above resolution, see this day's Consent Calendar roll call.)

SENATE CONCURRENT RESOLUTION NO. 69 (Railey)—Relative to the Donald D. Doyle 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.)

SENATE CONCURRENT RESOLUTION NO. 72 (Thompson)—Relative to the Delbert A. Brown 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.)

SENATE CONCURRENT RESOLUTION NO. 74 (Johnson)—Relative to the Orange County Veterans Memorial 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.)

SENATE CONCURRENT RESOLUTION NO. 80 (Monteith)—Relative to the CHP Officer Alfred R. Turner Memorial 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—76

Ackerman	Cedillo	Kuykendall	Papan
Aguiar	Cunneen	Leach	Perata
Alby	Davis	Lempert	Poochigian
Alquist	Ducheny	Leonard	Prenter
Aroner	Escutia	Machado	Pringle
Ashburn	Figuroa	Margett	Richter
Baca	Firestone	Martinez	Runner
Baldwin	Floyd	Mazzoni	Scott
Battin	Frusetta	McClintock	Shelley
Baugh	Gallegos	Migden	Strom-Martin
Bordonaro	Goldsmith	Miller	Sweeney
Bowen	Havice	Morrissey	Thompson
Bowler	Hertzberg	Morrow	Thomson
Brewer	Honda	Murray	Torlakson
Brown	House	Napolitano	Vincent
Bustamante	Kaloogian	Olberg	Washington
Campbell	Keeley	Oller	Wayne
Cardenas	Knox	Ortiz	Woods
Cardoza	Kuehl	Pacheco	Mr. Speaker

NOES—None

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 2675**

At 6:18 p.m., on motion of Assembly Member Thompson, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 2675 by the following vote:

AYES—54

Aguiar	Escutia	Machado	Prenter
Alquist	Figueroa	Martinez	Richter
Aroner	Floyd	Mazzoni	Scott
Baca	Frusetta	McClintock	Shelley
Baldwin	Gallegos	Migden	Strom-Martin
Battin	Goldsmith	Miller	Sweeney
Bowen	Havice	Morrissey	Thomson
Brown	Hertzberg	Murray	Torlakson
Bustamante	Honda	Napolitano	Vincent
Cardenas	Kaloogian	Olberg	Washington
Cardoza	Keeley	Ortiz	Wayne
Cedillo	Knox	Pacheco	Mr. Speaker
Davis	Kuehl	Papan	
Ducheny	Lempert	Perata	

NOES—6

Ackerman	Baugh	Campbell
Ashburn	Brewer	Runner

Above bill ordered enrolled.

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. 2675 and on the Morrow motion to re-refer Assembly Bill No. 2675 to committee.

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTION TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 23, Senate Constitutional Amendment No. 13, and Senate Bill No. 1419 were continued until the next legislative day.

**NOTICE OF MOTION TO WITHDRAW
ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 45
FROM COMMITTEE CONTINUED**

Unanimous consent was granted that the notice of motion to withdraw Assembly Constitutional Amendment No. 45 from the Committee on Revenue and Taxation be continued until the next legislative day.

BILLS RETURNED TO THIRD READING FILE

Pursuant to Assembly Rule 78, the following bills were withdrawn from the inactive file, and placed upon the third reading file.

Senate Bill No. 121, on request of Assembly Member Aroner;

Senate Bill No. 1196, on request of Assembly Member Bowler.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 322, Concurrence: Oller—Aye.

Assembly Bill No. 903, Concurrence: Cardenas and Murray—Aye.

Assembly Bill No. 1314, Concurrence: Murray—Aye.

Assembly Bill No. 1329, Concurrence: Murray—Aye.

Assembly Bill No. 1531, Concurrence: Cardenas—Aye.

Assembly Bill No. 2675, Demand for Previous Question: Miller and Woods—No.

Assembly Bill No. 2675, Morrow Motion to Re-refer to Committee: Miller and Woods—Aye.

MOTION TO ADJOURN

At 6:19 p.m., Assembly Member Washington moved that the Assembly do now adjourn.

Assembly Member Brewer seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Members Kuykendall and House 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.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 6:25 p.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

REPORTS OF STANDING COMMITTEES**Committee on Public Safety**

Date of Hearing: July 6, 1998

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 135

With the recommendation: That Senate amendments be concurred in.

PERATA, Chairman

Above bill ordered to unfinished business file.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY JOINT RESOLUTION NO. 73—Olberg, Baca, Cardoza, Kaloogian, Machado, Poochigian, and Prenter. Relative to the Kyoto Protocol.

MESSAGES FROM THE SENATE

Senate Chamber, July 6, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 1470

Senate Bill No. 1876

Senate Bill No. 1710

Senate Bill No. 2008

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 6, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 1540

Senate Bill No. 2241

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. 1540—An act to add Sections 1520.7, 1520.8, 1520.9, and 11834.26 to the Health and Safety Code, relating to community care facilities.

SENATE BILL NO. 2241—An act to amend Sections 49520 and 49521 of, and to add Sections 49501.3, 49501.5, and 49524 to, the Public Resources Code, relating to solid waste, and declaring the urgency thereof, to take effect immediately.

ADJOURNMENT

At 6:26 p.m., pursuant to the motion by Assembly Member Washington, the Assembly adjourned until 10 a.m., Tuesday, July 7, 1998, out of respect to the memory of Roy Rogers, on motion of Assembly Member Olberg; out of respect to the memory of Diana Jaicks, on motion of Assembly Members Migden and Shelley; out of respect to the memory of Samuel Torres Martinez, on motion of Assembly Member Cedillo; out of respect to the memory of Rene Origel and Edward Lorin Polhemus, on motion of Assembly Member Havice; out of respect to the memory of Kathleen J. Heisey, on motion of Assembly Member Prenter; and out of respect to the memory of Robert R. Montano, on motion of Assembly Member Thomson.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JULY 6, 1998**

The following measures were amended in the Assembly on this day:

SB	RN	SB	RN
14	9815065	1735	9815113
436	9815190	1818	9814956
661	9815185	1827	9814804
956	9815168	1836	9814753
1247	9815041	1839	9814699
1250	9815447	1847	9814554
1336	9815082	1941	9814942
1340	9814941	1979	9815140
1385	9815184	2035	9814896
1386	9815206	2054	9815143
1436	9815196	2058	9814872
1453	9815046	2082	9814779
1477	9815445	2085	9814867
1488	9815308	2120	9814976
1492	9814895	2189	9815073
1622	9815025	2199	9814930
1663	9813919	2217	9815095
1701	9815069	2235	9814969

Daily Total: 36
Cumulative Total: 7087

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, July 7, 1998

**TWO HUNDRED THIRTY-SIXTH SESSION DAY
FIVE 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.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, July 7, 1998

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 Brian Ebbert 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, 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 10:20 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	Cedillo	Kuykendall	Papan
Aguiar	Cunneen	Leach	Perata
Alby	Davis	Lempert	Poochigian
Alquist	Ducheny	Leonard	Prenter
Aroner	Escutia	Machado	Richter
Ashburn	Figueroa	Margett	Runner
Baca	Firestone	Martinez	Scott
Baldwin	Floyd	Mazzoni	Shelley
Battin	Frusetta	McClintock	Strom-Martin
Baugh	Gallegos	Migden	Sweeney
Bordonaro	Goldsmith	Miller	Thompson
Bowen	Havice	Morrissey	Thomson
Bowler	Hertzberg	Morrow	Torlakson
Brewer	Honda	Murray	Vincent
Brown	House	Napolitano	Washington
Bustamante	Kaloogian	Olberg	Wayne
Campbell	Keeley	Oller	Wildman
Cardenas	Knox	Ortiz	Woods
Cardoza	Kuehl	Pacheco	Mr. Speaker

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Assembly Member Carl Washington, of the 52nd 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 Baca 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 Keeley, 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:

Because of illness: Assembly Members Takasugi and Wright.

The following Members were excused for the day and their per diem was waived: Assembly Members Granlund and Pringle.

COMMUNICATIONS

The following communications were presented by the Chief Clerk, and ordered printed in the Journal:

July 6, 1998

*California Controller
Kathleen Connell
P.O. Box 942850
Sacramento, California*

Dear Ms. Connell: Please begin withholding my per diem effective today, July 6, 1998 and ending the withholding when the state budget passes or July 31, which ever comes first.

Thank you for your cooperation to this request.

Sincerely,

DENNIS CARDOZA, Assembly Member
Twenty-sixth District

July 6, 1998

E. Dotson Wilson
Chief Clerk

California State Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised that I will be forfeiting my per diem upon adjournment of session July 3, 1998, through August 2, 1998. This 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.

Thank you for your attention to this matter.

Sincerely,

HOWARD WAYNE, Assembly Member
 Seventy-eighth District

AUTHOR'S AMENDMENTS

Committee on Elections, Reapportionment and Constitutional Amendments

July 7, 1998

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Constitutional Amendment No. 32

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VINCENT, Chairman

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 32—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 20 of Article II thereof, by amending Section 8 of Article III thereof, and by amending Sections 2, 3, 4, 8, and 10 of Article IV thereof, relating to public officials.

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

July 7, 1998

Mr. Speaker: The Chair of your Committee on Governmental Organization reports: Senate Bill No. 27

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairwoman

SENATE BILL NO. 27—An act to add Section 19616.52 to 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 Public Safety

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1890

Senate Bill No. 1927

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

PERATA, Chairman

Above bills ordered to second reading.

Committee on Judiciary

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 2098

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 Agriculture

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Agriculture reports:

Senate Bill No. 1704

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Rules.

CARDOZA, Chairman

Above bill ordered to second reading.

Committee on Insurance

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 1647

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.

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 678

With amendments with the recommendation: Amend, and do pass, as amended.

FIGUEROA, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 17

Senate Bill No. 1430

Senate Bill No. 213

Senate Bill No. 1530

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 Environmental Safety and Toxic Materials

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:
Senate Bill No. 1765

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.

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 Councilman Don Schultze, of Hawaiian Gardens.

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 Anna Beatrice McNeal Kruse, of Whittier.

RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO ASSEMBLY RULE 77.2

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Assembly Bill No. 786 to the Committee on Governmental Organization.

BILLS REMOVED FROM CONSENT CALENDAR AND TO INACTIVE FILE

The following bill was removed from the Consent Calendar, pursuant to Joint Rule 22.2, and placed upon the inactive file:

Senate Bill No. 663, on request of Assembly Member Brewer.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Gallegos was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 974

July 6, 1998

The Honorable Antonio Villaraigosa

Speaker of the Assembly

State Capitol, Room 219

Sacramento, California

Dear Mr. Speaker: As the author of AB 974, it has come to my attention that some health care service plans provide prescription drugs to enrollees through a mail order program. It is recognized that plans may decide, based on bona fide business reasons, to discontinue drugs provided through a mail order program or to discontinue the mail order program altogether, so long as these plans continue to comply with the provisions of the Knox-Keene Health Care Service Plan Act of 1975. However, nothing in AB 974 should be interpreted, nor is it my intent, to allow plans to discontinue a mail order drug or mail order program for the purpose of circumventing the Knox-Keene Act.

Sincerely,

MARTIN GALLEGOS, Assembly Member
Fifty-seventh District

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 379, on request of Assembly Member Gallegos.

JOINT RULE 62(a) WAIVED

Speaker pro Tempore Kuehl was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Constitutional Amendment No. 34 for hearing in the Committee on Appropriations.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

ASSEMBLY CONCURRENT RESOLUTION NO. 20—Relative to the University of California.

Resolution read; amendments proposed by the Committee on Higher Education read and adopted, resolution ordered reprinted and to be placed upon the third 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. 1436, 661, 2054, 2058, 14, 1836, and 2217, ordered to third reading;

Senate Bills Nos. 1385 and 2082, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 1757—An act relating to energy resources, 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. 1752—An act to add Section 66206 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. 1896—An act to amend Section 66025 of the Education Code, relating to postsecondary education, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Higher Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1923—An act to add Title 7.75 (commencing with Section 67470) to the Government Code, to add Chapter 4.6 (commencing with Section 33498) to Part 1 of Division 24 of the Health and Safety Code, and to add Sections 17049 and 23005 to the Revenue and Taxation Code, relating to state government, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Higher Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 2068—An act to add Article 7.5 (commencing with Section 66085) to Chapter 2 of Part 40 of the Education Code, relating to service learning.

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. 2005—An act to amend Sections 65940.5, 65950, 65951, and 65957 of the Government Code, relating to land use.

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. 1401—An act to add Chapter 2 (commencing with Section 1798.80) to Title 1.8 of Part 4 of the Civil Code, relating to personal information.

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. 1418—An act to amend Section 6405 of, to amend the heading of Chapter 5.5 (commencing with Section 6400) of Division 3 of, to amend, repeal, and add Sections 6401, 6402, 6403, 6407, 6408, 6409, 6410, 6411, 6412, 6413, and 6415 of, to add and repeal Sections 6401.6, 6402.1, and 6412.1 of, and to repeal and add Section 6400 of, the Business and Professions Code, relating to legal document assistants.

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. 1623—An act to add Sections 68705 and 68706 to the Government Code, relating to the Commission on Judicial Performance.

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. 1427—An act to amend Section 48918 of the Education Code, relating to education.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1456—An act to add Article 6 (commencing with Section 60675) to Chapter 5 of Part 33 of the Education Code, relating to academic achievement, 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.

SENATE BILL NO. 1561—An act relating to public school accountability.

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. 1963—An act to add Chapter 6.1 (commencing with Section 52050) to Part 28 of the Education Code, relating to schools.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 2198—An act to amend Sections 25299.99 and 40440.8 of, to add Section 43830.5 to, and to add Chapter 4.5 (commencing with Section 116765) to Part 12 of Division 104 of, the Health and Safety Code, relating to pollution, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Environmental Safety and Toxic Materials read and adopted, bill ordered printed and to be re-referred to the Committee on Transportation.

SENATE BILL NO. 1880—An act to amend Section 219 of the Code of Civil Procedure, to amend Section 1231.2 of the Evidence Code, to amend Section 3579 of the Government Code, to amend Section 1797.187 of the Health and Safety Code, to amend Section 6404.5 of the Labor Code, to amend Sections 11105, 11105.2, 12028.5, 13300, and 13519 of the Penal Code, and to amend Sections 1807.5 and 13351.5 of the Vehicle Code, relating to crimes.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1497—An act to add Section 2054.3 to 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. 1691—An act to amend Section 11100 of the Health and Safety Code, relating to controlled substances.

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. 1715—An act to amend Sections 237 and 368 of the Penal Code, to amend Section 2583 of, to amend the heading of Part 7 (commencing with Section 250) of Division 2 of, and to add Section 259 to, the Probate Code, relating to elder abuse.

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. 1809—An act to amend Section 136.1 of the Penal Code, to amend Section 15636 of, and to add Section 9721.5 to, the Welfare and Institutions Code, relating to elderly persons.

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. 2048—An act relating to sentencing.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 2055—An act to amend Sections 912 and 912.5 of, and to add Sections 912.1 and 912.6 to, the Welfare and Institutions Code, relating to the Department of the Youth Authority, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 2215—An act to amend Section 3304 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. 1675—An act to add Division 20.6 (commencing with Section 30960) to the Public Resources Code, relating to Santa Monica Bay.

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. 1439—An act to amend Sections 14102, 14152, 14155, 14157, 14250, 14254.5, 14256, 14400, 14407, 14408, 14409, 14410, 14456, 14553, 14601, 14602, 14651, 14652, 14653, 14700, 14703, 14766, 14800, 14803, 14805, 14806, 14851, 14858, 14860, 14901, 14950, 14951, 14952, 14959, 15001, 15050, 15201, 15202, 15203, 15250, and 15251 of, to add Sections 14202.5, 14353.5, and 14452.5 to, to repeal Sections 14254, 14859, 14903, 14904, 15000, and 15307 of, to repeal Chapter 11 (commencing with Section 16100) of Division 5 of, and to repeal and add Sections 14252, 14350, 14351, 14352, 14353, and 14406 of, the Financial Code, relating to credit unions.

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. 237—An act to amend Sections 1760.5 and 1765.1 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. 1851—An act to amend Section 130053 of, to add Section 130053.7 to, and to repeal and add Section 130053.5 of, the Public Utilities Code, relating to transportation.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

SENATE BILL NO. 1800—An act to amend Sections 124975 and 124980 of, and to amend and renumber Section 125005 of, the Health and Safety Code, relating to hereditary disorders, 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. 1642—An act to add Section 22790.6 to the Government Code, and to add Section 14016.8 to 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. 971—An act relating to human services, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

SENATE BILL NO. 1874—An act to add Chapter 16 (commencing with Section 18998) to Part 6 of Division 9 of the Welfare and Institutions Code, relating to foster youth.

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. 1946—An act to add Chapter 4 (commencing with Section 11758.80) to Part 1 of Division 8.5 of the Health and Safety Code, relating to substance abuse.

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. 2196—An act to amend Sections 15365.53, 15365.55, and 15365.57 of the Government Code, relating to employment 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. 86—An act to amend Section 41851 of the Education Code, relating to education.

Bill read second time; amendments proposed by the Committee of Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1542—An act to amend Section 9543 of the Welfare and Institutions Code, relating to aging.

Bill read second time; amendments proposed by the Committee of Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1559—An act to amend Section 15037.1 of the Unemployment Insurance Code, relating to job training.

Bill read second time; amendments proposed by the Committee on Labor and Employment read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1560—An act to amend Sections 10201, 10205, 10214.5, and 10214.7 of, and to add Section 10200.5 to, the Unemployment Insurance Code, relating to the Employment Training Panel.

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. 1968—An act to add Chapter 4 (commencing with Section 1400) to Part 4 of Division 2 of 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 BILL NO. 2190—An act to add and repeal Chapter 2.5 (commencing with Section 9800) to Part 1 of Division 3 of the Unemployment Insurance Code, relating to job training, and making an appropriation therefor.

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. 12—An act to amend Sections 52084 and 52086 of, to add Section 45023.4 to, and to repeal Section 52090 of, the Education Code, relating to schools.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1481—An act to amend Sections 44031 and 87031 of the Education Code, relating to school and community college employees.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1912—An act to amend Sections 44579.1 and 44579.5 of, and to amend and repeal Sections 44670.6, 52022, 52854, and 56242 of, and to add Section 44579.2 to, the Education Code, relating to education 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. 2042—An act to amend Sections 44259 and 44277 of, to add Section 44320.2 to, to repeal Section 44259.2 of, and to repeal and add Section 44259.1 of, the Education Code, relating to school employees.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 2045—An act to amend Section 17017.9 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. 2159—An act to amend Section 17051 of, to add Section 17052 to, and to add Article 4 (commencing with Section 81840) to Chapter 4 of Part 49 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. 2200—An act to add and repeal Chapter 11 (commencing with Section 49610) of Part 27 of the Education Code, relating to student financial assistance.

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. 2132—An act to amend Section 35735.1 of the Education Code, relating to school finance.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1689 (Keeley)—An act relating to forest resources, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

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, 10:32 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1796 (Mazzoni)—An act to add Section 1463.17 to the Penal Code, relating to fines and forfeitures.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—73

Ackerman	Cunneen	Lempert	Poochigian
Aguiar	Davis	Leonard	Prenter
Alby	Ducheny	Machado	Richter
Alquist	Escutia	Margett	Runner
Aroner	Figueroa	Martinez	Scott
Ashburn	Firestone	Mazzoni	Shelley
Baca	Floyd	McClintock	Strom-Martin
Baldwin	Frusetta	Migden	Sweeney
Battin	Gallegos	Miller	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Vincent
Bowler	Honda	Napolitano	Washington
Brewer	House	Olberg	Wayne
Brown	Kaloogian	Oller	Woods
Bustamante	Keeley	Ortiz	Mr. Speaker
Campbell	Kuehl	Pacheco	
Cardenas	Kuykendall	Papan	
Cardoza	Leach	Perata	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1852 (Pacheco)—An act to amend and renumber Sections 44205 and 44205.5 of the Education Code, relating to teacher credentialing.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—73

Ackerman	Cunneen	Lempert	Poochigian
Aguiar	Davis	Leonard	Prenter
Alby	Ducheny	Machado	Richter
Alquist	Escutia	Margett	Runner
Aroner	Figueroa	Martinez	Scott
Ashburn	Firestone	Mazzoni	Shelley
Baca	Floyd	McClintock	Strom-Martin
Baldwin	Frusetta	Migden	Sweeney
Battin	Gallegos	Miller	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Vincent
Bowler	Honda	Napolitano	Washington
Brewer	House	Olberg	Wayne
Brown	Kaloogian	Oller	Woods
Bustamante	Keeley	Ortiz	Mr. Speaker
Campbell	Kuehl	Pacheco	
Cardenas	Kuykendall	Papan	
Cardoza	Leach	Perata	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1891 (Davis)—An act to amend Sections 14026 and 14037 of the Corporations Code, relating to small business financial development 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—73

Ackerman	Cedillo	Leach	Perata
Aguiar	Cunneen	Lempert	Poochigian
Alby	Davis	Leonard	Prenter
Alquist	Ducheny	Machado	Richter
Aroner	Escutia	Margett	Runner
Ashburn	Figueroa	Martinez	Scott
Baca	Firestone	Mazzoni	Shelley
Baldwin	Floyd	McClintock	Strom-Martin
Battin	Frusetta	Migden	Sweeney
Baugh	Gallegos	Miller	Thompson
Bordonaro	Goldsmith	Morrissey	Thomson
Bowen	Havice	Morrow	Torlakson
Bowler	Hertzberg	Murray	Vincent
Brewer	Honda	Napolitano	Washington
Brown	House	Olberg	Wayne
Bustamante	Kaloogian	Oller	Mr. Speaker
Campbell	Keeley	Ortiz	
Cardenas	Kuehl	Pacheco	
Cardoza	Kuykendall	Papan	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2418 (Olberg)—An act to add Article 4 (commencing with Section 3119.5) to Chapter 8.5 of Division 4 of Title 1 of the Government Code, relating to volunteers.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Cedillo	Leach	Poochigian
Aguiar	Cunneen	Lempert	Prenter
Alby	Davis	Leonard	Richter
Alquist	Ducheny	Machado	Runner
Aroner	Escutia	Margett	Scott
Ashburn	Figueroa	Martinez	Shelley
Baca	Firestone	Mazzoni	Strom-Martin
Baldwin	Floyd	McClintock	Sweeney
Battin	Frusetta	Migden	Thompson
Baugh	Gallegos	Miller	Thomson
Bordonaro	Goldsmith	Morrissey	Torlakson
Bowen	Havice	Morrow	Vincent
Bowler	Hertzberg	Murray	Washington
Brewer	Honda	Napolitano	Wayne
Brown	House	Olberg	Woods
Bustamante	Kaloogian	Oller	Mr. Speaker
Campbell	Keeley	Ortiz	
Cardenas	Kuehl	Pacheco	
Cardoza	Kuykendall	Papan	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2694 (Pacheco)—An act to amend Sections 50124, 50126, 50306, 50316, and 50700 of the Financial Code, relating to residential mortgage lending.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Cardoza	Kuykendall	Papan
Aguiar	Cedillo	Leach	Perata
Alby	Cunneen	Lempert	Poochigian
Alquist	Davis	Leonard	Prenter
Aroner	Ducheny	Machado	Richter
Ashburn	Figuroa	Margett	Runner
Baca	Firestone	Martinez	Scott
Baldwin	Floyd	Mazzoni	Shelley
Battin	Frusetta	Migden	Strom-Martin
Baugh	Gallegos	Miller	Sweeney
Bordonaro	Goldsmith	Morrissey	Thompson
Bowen	Havice	Morrow	Thomson
Bowler	Hertzberg	Murray	Torlakson
Brewer	Honda	Napolitano	Vincent
Brown	House	Olberg	Washington
Bustamante	Kaloogian	Oller	Wayne
Campbell	Keeley	Ortiz	Woods
Cardenas	Kuehl	Pacheco	Mr. Speaker

NOES—1

McClintock

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2702 (Aroner)—An act to amend Sections 51, 51.5, 51.8, and 52 of, and to add Section 52.2 to, the Civil Code, relating to civil rights.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—72

Ackerman	Cardoza	Kuehl	Pacheco
Aguiar	Cedillo	Kuykendall	Papan
Alby	Cunneen	Leach	Perata
Alquist	Davis	Lempert	Poochigian
Aroner	Ducheny	Leonard	Prenter
Ashburn	Escutia	Machado	Richter
Baca	Figueroa	Margett	Runner
Baldwin	Firestone	Martinez	Scott
Battin	Floyd	Mazzoni	Shelley
Baugh	Frusetta	Migden	Strom-Martin
Bordonaro	Gallegos	Miller	Sweeney
Bowen	Goldsmith	Morrissey	Thompson
Bowler	Havice	Morrow	Thomson
Brewer	Hertzberg	Murray	Torlakson
Brown	Honda	Napolitano	Vincent
Bustamante	House	Olberg	Washington
Campbell	Kaloogian	Oller	Wayne
Cardenas	Keeley	Ortiz	Mr. Speaker

NOES—1

McClintock

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2612 (Migden)—An act to amend Section 113996 of the Health and Safety Code, relating to retail food 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—72

Ackerman	Cardoza	Knox	Ortiz
Aguiar	Cedillo	Kuehl	Pacheco
Alby	Cunneen	Kuykendall	Perata
Alquist	Davis	Leach	Poochigian
Aroner	Ducheny	Lempert	Prenter
Ashburn	Escutia	Leonard	Richter
Baca	Figueroa	Machado	Runner
Baldwin	Firestone	Margett	Scott
Battin	Floyd	Martinez	Shelley
Baugh	Frusetta	Mazzoni	Strom-Martin
Bordonaro	Gallegos	Migden	Sweeney
Bowen	Goldsmith	Miller	Thompson
Bowler	Havice	Morrissey	Thomson
Brewer	Hertzberg	Morrow	Torlakson
Brown	Honda	Murray	Vincent
Bustamante	House	Napolitano	Washington
Campbell	Kaloogian	Olberg	Wayne
Cardenas	Keeley	Oller	Mr. Speaker

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—72

Ackerman	Cardoza	Knox	Ortiz
Aguiar	Cedillo	Kuehl	Pacheco
Alby	Cunneen	Kuykendall	Perata
Alquist	Davis	Leach	Poochigian
Aroner	Ducheny	Lempert	Prenter
Ashburn	Escutia	Leonard	Richter
Baca	Figueroa	Machado	Runner
Baldwin	Firestone	Margett	Scott
Battin	Floyd	Martinez	Shelley
Baugh	Frusetta	Mazzoni	Strom-Martin
Bordonaro	Gallegos	Migden	Sweeney
Bowen	Goldsmith	Miller	Thompson
Bowler	Havice	Morrissey	Thomson
Brewer	Hertzberg	Morrow	Torlakson
Brown	Honda	Murray	Vincent
Bustamante	House	Napolitano	Washington
Campbell	Kaloogian	Olberg	Wayne
Cardenas	Keeley	Oller	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2120 (Cedillo)—An act to amend Section 13401.5 of the Corporations Code, relating to licensed acupuncturists.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Cedillo	Kuykendall	Papan
Aguiar	Cunneen	Leach	Perata
Alby	Davis	Lempert	Poochigian
Alquist	Ducheny	Leonard	Prenter
Aroner	Escutia	Machado	Richter
Ashburn	Figueroa	Margett	Runner
Baca	Firestone	Martinez	Scott
Baldwin	Floyd	Mazzoni	Shelley
Battin	Frusetta	McClintock	Strom-Martin
Baugh	Gallegos	Migden	Sweeney
Bordonaro	Goldsmith	Miller	Thompson
Bowen	Havice	Morrissey	Thomson
Bowler	Hertzberg	Morrow	Torlakson
Brewer	Honda	Murray	Vincent
Brown	House	Napolitano	Washington
Bustamante	Kaloogian	Olberg	Wayne
Campbell	Keeley	Oller	Woods
Cardenas	Knox	Ortiz	Mr. Speaker
Cardoza	Kuehl	Pacheco	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1775 (Runner)—An act to amend Section 11 of, and to add Sections 29.6 and 29.7 to, the Castaic Lake Water Agency Law (Chapter 28 of the Statutes of 1962, First Extraordinary Session), relating to the Castaic Lake Water Agency.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Cedillo	Kuykendall	Perata
Aguiar	Cunneen	Leach	Poochigian
Alby	Davis	Lempert	Prenter
Alquist	Ducheny	Leonard	Richter
Aroner	Escutia	Machado	Runner
Ashburn	Figueroa	Margett	Scott
Baca	Firestone	Mazzoni	Shelley
Baldwin	Floyd	McClintock	Strom-Martin
Battin	Frusetta	Migden	Sweeney
Baugh	Gallegos	Miller	Thompson
Bordonaro	Goldsmith	Morrissey	Thomson
Bowen	Havice	Morrow	Torlakson
Bowler	Hertzberg	Murray	Vincent
Brewer	Honda	Napolitano	Washington
Brown	House	Olberg	Wayne
Bustamante	Kaloogian	Oller	Woods
Campbell	Keeley	Ortiz	Mr. Speaker
Cardenas	Knox	Pacheco	
Cardoza	Kuehl	Papan	

NOES—1

Martinez

Above bill ordered enrolled.

ASSEMBLY JOINT RESOLUTION NO. 60 (Richter)—Relative to the 940th Air Refueling Wing, Beale Air Force Base, California.

The question being: Shall the Assembly concur in the Senate amendments to the above resolution?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—71

Ackerman	Cardoza	Kuykendall	Papan
Aguiar	Cunneen	Leach	Perata
Alby	Davis	Lempert	Poochigian
Alquist	Ducheny	Leonard	Prenter
Aroner	Escutia	Machado	Runner
Ashburn	Figueroa	Margett	Scott
Baca	Firestone	Martinez	Shelley
Baldwin	Frusetta	Mazzoni	Strom-Martin
Battin	Gallegos	Migden	Sweeney
Baugh	Goldsmith	Miller	Thompson
Bordonaro	Havice	Morrissey	Thomson
Bowen	Hertzberg	Morrow	Torlakson
Bowler	Honda	Murray	Vincent
Brewer	House	Napolitano	Washington
Brown	Kaloogian	Olberg	Wayne
Bustamante	Keeley	Oller	Woods
Campbell	Knox	Ortiz	Mr. Speaker
Cardenas	Kuehl	Pacheco	

NOES—None

Above resolution ordered enrolled.

ASSEMBLY BILL NO. 135 (Hertzberg)—An act to add Section 556.4 to the Penal Code, relating to trespass.

The question being: Shall the Assembly concur in 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 Hertzberg moved a call of the Assembly.

Motion carried. Time, 10:54 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

MOTION TO WITHDRAW ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 45 FROM COMMITTEE

In compliance with a notice given on a previous day, Assembly Member McClintock moved that Assembly Constitutional Amendment No. 45 be withdrawn from the Committee on Revenue and Taxation.

Assembly Member Olberg seconded the motion.

Point of Order

Assembly Member Knox arose to the following point of order:

Assembly Member Cunneen is not limiting debate to the merits of the motion to withdraw Assembly Constitutional Amendment No. 45 from committee.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order well-taken.

Point of Order

Assembly Member Thompson arose to the following point of order:

Assembly Member Floyd is not debating the merits of the motion to withdraw Assembly Constitutional Amendment No. 45 from committee.

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that Assembly Member Floyd has concluded debate.

Point of Order

Assembly Member Shelley arose to the following point of order:

Assembly Member Olberg is not limiting debate to the merits of the motion to withdraw Assembly Constitutional Amendment No. 45 from committee.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order well-taken.

Point of Order

Assembly Member Papan arose to the following point of order:

Assembly Member Olberg is not limiting debate to the merits of the motion to withdraw Assembly Constitutional Amendment No. 45 from committee.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order well-taken.

Parliamentary Inquiry

Assembly Member Papan arose to the following parliamentary inquiry:

How many bills have been withdrawn from committee this session?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that there were no successful motions to withdraw bills from committee this session.

Demand for Previous Question

Assembly Members Washington, Escutia, Baca, Alquist, and Papan demanded the previous question.

Roll Call Demanded

Assembly Members Thompson, Kuykendall, and Morrissey, demanded a roll call.

The roll was called, and the demand for the previous question was sustained by the following vote:

AYES—36

Alquist	Escutia	Lempert	Shelley
Aroner	Figueroa	Martinez	Strom-Martin
Baca	Floyd	Mazzoni	Sweeney
Bowen	Gallegos	Migden	Thomson
Bustamante	Havice	Napolitano	Torlakson
Cardenas	Hertzberg	Ortiz	Vincent
Cardoza	Keeley	Papan	Washington
Cedillo	Knox	Perata	Wayne
Ducheny	Kuehl	Scott	Mr. Speaker

NOES—32

Ackerman	Brewer	Leach	Oller
Aguiar	Cunneen	Leonard	Pacheco
Alby	Firestone	Margett	Poochigian
Ashburn	Frusetta	McClintock	Prenter
Baldwin	Goldsmith	Miller	Richter
Battin	House	Morrissey	Runner
Baugh	Kaloogian	Morrow	Thompson
Bowler	Kuykendall	Olberg	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 demand for the previous question as it relates to the McClintock motion to withdraw Assembly Constitutional Amendment No. 45 from committee.

The question being on the McClintock motion to withdraw Assembly Constitutional Amendment No. 45 from committee.

Motion to withdraw lost by the following vote:

AYES—33

Ackerman	Campbell	Leonard	Poochigian
Aguiar	Cunneen	Margett	Prenter
Alby	Firestone	McClintock	Richter
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Thompson
Battin	House	Morrow	Woods
Baugh	Kaloogian	Olberg	
Bowler	Kuykendall	Oller	
Brewer	Leach	Pacheco	

NOES—21

Alquist	Figueroa	Kuehl	Sweeney
Aroner	Floyd	Mazzoni	Torlakson
Bowen	Gallegos	Murray	Mr. Speaker
Cardenas	Honda	Papan	
Cedillo	Keeley	Perata	
Escutia	Knox	Shelley	

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 McClintock motion to withdraw Assembly Constitutional Amendment No. 45 from committee.

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. 776, on request of Assembly Member Campbell.

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 23, Senate Constitutional Amendment No. 13, and Senate Bill No. 1419 were continued until the next legislative day.

CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 2704 BY UNANIMOUS CONSENT

Assembly Member Alquist was granted unanimous consent to take up Assembly Bill No. 2704, out of order, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 2704 (Alquist)—An act to amend Section 9855 of the Business and Professions Code, and to amend Section 1791 of the Civil Code, relating to service contracts.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—69

Ackerman	Cardoza	Knox	Poochigian
Aguiar	Cedillo	Kuehl	Prenter
Alby	Cunneen	Kuykendall	Richter
Alquist	Davis	Leach	Scott
Aroner	Ducheny	Lempert	Shelley
Ashburn	Escutia	Machado	Strom-Martin
Baca	Figueroa	Margett	Sweeney
Baldwin	Firestone	Martinez	Thompson
Battin	Floyd	Mazzoni	Thomson
Baugh	Frusetta	Migden	Torlakson
Bordonaro	Gallegos	Miller	Vincent
Bowen	Goldsmith	Morrissey	Washington
Bowler	Havice	Morrow	Wayne
Brewer	Hertzberg	Napolitano	Woods
Brown	Honda	Olberg	Mr. Speaker
Bustamante	House	Oller	
Campbell	Kaloogian	Papan	
Cardenas	Keeley	Perata	

NOES—1

McClintock

Above bill ordered enrolled.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 2816 (Baugh)—An act to add Section 701.5 to the Penal Code, relating to minors, 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	Cardenas	Knox	Ortiz
Aguiar	Cardoza	Kuehl	Papan
Alby	Cedillo	Kuykendall	Poochigian
Alquist	Cunneen	Leach	Prenter
Aroner	Ducheny	Machado	Richter
Ashburn	Escutia	Margett	Runner
Baca	Firestone	Martinez	Scott
Baldwin	Floyd	Mazzoni	Shelley
Battin	Frusetta	McClintock	Strom-Martin
Baugh	Gallegos	Migden	Sweeney
Bordonaro	Havice	Miller	Thompson
Bowen	Hertzberg	Morrissey	Thomson
Bowler	Honda	Morrow	Torlakson
Brewer	House	Murray	Washington
Bustamante	Kaloogian	Olberg	Woods
Campbell	Keeley	Oller	Mr. Speaker

NOES—1

Goldsmith

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—64

Ackerman	Cardenas	Knox	Ortiz
Aguiar	Cardoza	Kuehl	Papan
Alby	Cedillo	Kuykendall	Poochigian
Alquist	Cunneen	Leach	Prenter
Aroner	Ducheny	Machado	Richter
Ashburn	Escutia	Margett	Runner
Baca	Firestone	Martinez	Scott
Baldwin	Floyd	Mazzoni	Shelley
Battin	Frusetta	McClintock	Strom-Martin
Baugh	Gallegos	Migden	Sweeney
Bordonaro	Havice	Miller	Thompson
Bowen	Hertzberg	Morrissey	Thomson
Bowler	Honda	Morrow	Torlakson
Brewer	House	Murray	Washington
Bustamante	Kaloogian	Olberg	Woods
Campbell	Keeley	Oller	Mr. Speaker

NOES—1

Goldsmith

Vote Changes

By unanimous consent, the following vote changes were permitted on the urgency clause to Assembly Bill No. 2816, and on passage of the bill: Assembly Members Figueroa and Perata, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 6 (Cardoza)—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 2 of Article XIII A thereof, relating to taxation.

Resolution read third time and adopted by the following vote:

AYES—71

Ackerman	Cunneen	Kuykendall	Perata
Aguiar	Davis	Leach	Poochigian
Alby	Ducheny	Lempert	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	Thompson
Bordonaro	Havice	Morrissey	Thomson
Brewer	Hertzberg	Morrow	Torlakson
Brown	Honda	Murray	Vincent
Bustamante	House	Napolitano	Washington
Campbell	Kaloogian	Olberg	Wayne
Cardenas	Keeley	Oller	Woods
Cardoza	Knox	Ortiz	Mr. Speaker
Cedillo	Kuehl	Papan	

NOES—1

Bowen

Resolution ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION NO. 98 (Baca)—Relative to Native Americans.

Resolution read, and adopted by the following vote:

AYES—71

Ackerman	Cedillo	Kuehl	Papan
Aguiar	Cunneen	Kuykendall	Perata
Alby	Davis	Leach	Poochigian
Alquist	Ducheny	Lempert	Prenter
Aroner	Escutia	Machado	Richter
Ashburn	Figueroa	Margett	Runner
Baca	Firestone	Martinez	Scott
Baldwin	Floyd	Mazzoni	Shelley
Battin	Frusetta	McClintock	Strom-Martin
Baugh	Gallegos	Migden	Sweeney
Bordonaro	Goldsmith	Miller	Thompson
Bowen	Havice	Morrissey	Thomson
Brewer	Hertzberg	Morrow	Torlakson
Brown	Honda	Murray	Vincent
Bustamante	House	Napolitano	Washington
Campbell	Kaloogian	Olberg	Wayne
Cardenas	Keeley	Oller	Mr. Speaker
Cardoza	Knox	Ortiz	

NOES—None

Resolution ordered transmitted to the Senate.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 11:19 a.m., by unanimous consent, the members of the Committee on Appropriations were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

ANNOUNCEMENTS

Speaker pro Tempore Kuehl instructed the Chief Clerk to advise the Senate that Assembly Floor authors are to be designated on Senate bills on the third reading file in the Assembly.

At 11:20 a.m., Hon. Valerie Brown, 7th District, presiding

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

ASSEMBLY BILL NO. 2809 (Committee on Revenue and Taxation)—An act to amend Sections 17053.34, 17053.46, 17053.47, 17053.74, 17276, 17276.1, 17276.2, 23622.7, 23622.8, 23634, 23646, 24416, 24416.1, and 24416.2 of, and to add Sections 17276.4, 17276.5, 17276.6, 24416.4, 24416.5, and 24416.6 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time, presented by Assembly Member Knox, and passed by the following vote:

AYES—72

Ackerman	Cedillo	Kuehl	Papan
Aguiar	Cunneen	Kuykendall	Perata
Alby	Davis	Leach	Poochigian
Alquist	Ducheny	Lempert	Prenter
Aroner	Escutia	Machado	Richter
Ashburn	Figueroa	Margett	Runner
Baca	Firestone	Martinez	Scott
Baldwin	Floyd	Mazzoni	Shelley
Battin	Frusetta	McClintock	Strom-Martin
Baugh	Gallegos	Migden	Sweeney
Bordonaro	Goldsmith	Miller	Thompson
Bowen	Havice	Morrissey	Thomson
Brewer	Hertzberg	Morrow	Torlakson
Brown	Honda	Murray	Vincent
Bustamante	House	Napolitano	Washington
Campbell	Kaloogian	Olberg	Wayne
Cardenas	Keeley	Oller	Woods
Cardoza	Knox	Ortiz	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 1505 (Lewis)—An act to amend Sections 2151, 13203, 13206, 13300, 13301, and 13302 of the Elections Code, as amended by Proposition 198 of the March 26, 1996, primary election, relating to elections, and calling a special election to be consolidated with the general election of November 3, 1998, to take effect immediately, as an act calling an election.

Bill read third time.

**Motion to Amend by Assembly Member Leonard
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.

SENATE BILL NO. 1936 (Johnston)—An act to amend Section 830.14 of the Penal Code, relating to law enforcement, 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

Ackerman	Cunneen	Kuykendall	Prenter
Aguiar	Davis	Leach	Richter
Alby	Ducheny	Lempert	Runner
Alquist	Escutia	Machado	Scott
Aroner	Figueroa	Margett	Shelley
Ashburn	Firestone	Martinez	Strom-Martin
Baca	Floyd	Mazzoni	Sweeney
Battin	Frusetta	Migden	Thompson
Baugh	Gallegos	Miller	Thomson
Bordonaro	Goldsmith	Morrissey	Torlakson
Bowen	Havice	Morrow	Vincent
Brewer	Hertzberg	Murray	Washington
Brown	Honda	Olberg	Wayne
Bustamante	House	Oller	Woods
Campbell	Kaloogian	Ortiz	Mr. Speaker
Cardenas	Keeley	Papan	
Cardoza	Knox	Perata	
Cedillo	Kuehl	Poochigian	

NOES—2

Baldwin McClintock

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—69

Ackerman	Cunneen	Kuykendall	Prenter
Aguiar	Davis	Leach	Richter
Alby	Ducheny	Lempert	Runner
Alquist	Escutia	Machado	Scott
Aroner	Figueroa	Margett	Shelley
Ashburn	Firestone	Martinez	Strom-Martin
Baca	Floyd	Mazzoni	Sweeney
Battin	Frusetta	Migden	Thompson
Baugh	Gallegos	Miller	Thomson
Bordonaro	Goldsmith	Morrissey	Torlakson
Bowen	Havice	Morrow	Vincent
Brewer	Hertzberg	Murray	Washington
Brown	Honda	Olberg	Wayne
Bustamante	House	Oller	Woods
Campbell	Kaloogian	Ortiz	Mr. Speaker
Cardenas	Keeley	Papan	
Cardoza	Knox	Perata	
Cedillo	Kuehl	Poochigian	

NOES—2

Baldwin McClintock

Bill ordered transmitted to the Senate.

SENATE BILL NO. 2178 (Watson)—An act to amend Sections 45105, 45246, 45249, and 45286 of the Education Code, relating to school employees.

Bill read third time, and presented by Assembly Member Knox.
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, 11:27 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 1556 (Kopp)—An act to amend Sections 581c and 1008 of the Code of Civil Procedure, relating to civil actions.

Bill read third time, and presented by Assembly Member Morrow.

Bill passed by the following vote:

AYES—69

Ackerman	Cedillo	Leach	Prenter
Aguiar	Cunneen	Lempert	Richter
Alby	Davis	Machado	Runner
Alquist	Ducheny	Margett	Scott
Aroner	Escutia	Martinez	Shelley
Ashburn	Figueroa	Mazzoni	Strom-Martin
Baca	Firestone	Migden	Sweeney
Baldwin	Floyd	Miller	Thompson
Battin	Frusetta	Morrissey	Thomson
Baugh	Gallegos	Morrow	Torlakson
Bordonaro	Havice	Murray	Vincent
Bowen	Hertzberg	Napolitano	Washington
Brewer	Honda	Olberg	Wayne
Brown	House	Oller	Woods
Bustamante	Kaloogian	Ortiz	Mr. Speaker
Campbell	Keeley	Papan	
Cardenas	Kuehl	Perata	
Cardoza	Kuykendall	Poochigian	

NOES—2

Goldsmith McClintock

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1431 (Solis)—An act to add Section 1965 to the Labor Code, relating to employment.

Bill read third time, and presented by Assembly Member Washington.

Bill passed by the following vote:

AYES—71

Ackerman	Cedillo	Kuehl	Papan
Aguiar	Cunneen	Kuykendall	Perata
Alby	Davis	Leach	Poochigian
Alquist	Ducheny	Lempert	Prenter
Aroner	Escutia	Machado	Richter
Ashburn	Figueroa	Margett	Runner
Baca	Firestone	Martinez	Scott
Baldwin	Floyd	Mazzoni	Shelley
Battin	Frusetta	McClintock	Strom-Martin
Baugh	Gallegos	Migden	Sweeney
Bordonaro	Goldsmith	Miller	Thompson
Bowen	Havice	Morrissey	Thomson
Brewer	Hertzberg	Morrow	Torlakson
Brown	Honda	Murray	Vincent
Bustamante	House	Napolitano	Washington
Campbell	Kaloogian	Olberg	Wayne
Cardenas	Keeley	Oller	Mr. Speaker
Cardoza	Knox	Ortiz	

NOES—None

Bill ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION NO. 71 (Hughes)—Relative to postsecondary education.

Resolution read, presented by Assembly Member Keeley, and adopted by the following vote:

AYES—53

Ackerman	Davis	Machado	Scott
Aguiar	Ducheny	Margett	Shelley
Alquist	Escutia	Martinez	Strom-Martin
Aroner	Figueroa	Mazzoni	Sweeney
Baca	Floyd	Migden	Thompson
Bordonaro	Gallegos	Morrissey	Thomson
Bowen	Goldsmith	Morrow	Torlakson
Brewer	Havice	Murray	Vincent
Brown	Hertzberg	Napolitano	Washington
Bustamante	Honda	Ortiz	Wayne
Campbell	Keeley	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	
Cedillo	Leach	Prenter	
Cunneen	Lempert	Richter	

NOES—14

Alby	Firestone	Miller	Runner
Ashburn	Frusetta	Olberg	Woods
Baldwin	Kaloogian	Oller	
Baugh	McClintock	Poochigian	

Resolution ordered transmitted to the Senate.

SENATE BILL NO. 1738 (Keeley)—An act to amend Section 19227 of, and to amend and repeal Section 19315 of, the Food and Agricultural Code, and to amend Section 2810 of, and to add Article 5 (commencing with Section 2460) to Chapter 2 of Division 2 of, the Vehicle Code, relating to licensed renderers, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Cardoza.

Bill passed by the following vote:

AYES—68

Ackerman	Cedillo	Kuykendall	Perata
Aguiar	Cunneen	Leach	Poochigian
Alby	Davis	Lempert	Prenter
Alquist	Ducheny	Machado	Richter
Aroner	Escutia	Margett	Runner
Ashburn	Figueroa	Martinez	Scott
Baca	Firestone	Mazzoni	Shelley
Battin	Floyd	Migden	Strom-Martin
Baugh	Frusetta	Miller	Sweeney
Bordonaro	Goldsmith	Morrissey	Thompson
Bowen	Havice	Morrow	Thomson
Brewer	Hertzberg	Murray	Torlakson
Brown	Honda	Napolitano	Vincent
Bustamante	House	Olberg	Washington
Campbell	Kaloogian	Oller	Wayne
Cardenas	Keeley	Ortiz	Woods
Cardoza	Kuehl	Papan	Mr. Speaker

NOES—1

McClintock

Bill ordered transmitted to the Senate.

SENATE BILL NO. 2213 (Thompson)—An act to amend Section 8280.3 of the Fish and Game Code, relating to fisheries, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Keeley.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—67

Ackerman	Cedillo	Kuykendall	Poochigian
Aguiar	Cunneen	Leach	Prenter
Alquist	Davis	Lempert	Richter
Aroner	Ducheny	Machado	Runner
Ashburn	Figueroa	Margett	Scott
Baca	Firestone	Martinez	Shelley
Baldwin	Floyd	Mazzoni	Strom-Martin
Battin	Frusetta	Migden	Sweeney
Baugh	Gallegos	Miller	Thompson
Bordonaro	Goldsmith	Morrissey	Thomson
Bowen	Havice	Morrow	Torlakson
Brewer	Hertzberg	Murray	Vincent
Brown	Honda	Napolitano	Washington
Bustamante	House	Olberg	Wayne
Campbell	Kaloogian	Ortiz	Woods
Cardenas	Keeley	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	

NOES—1

McClintock

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—67

Ackerman	Cedillo	Kuykendall	Poochigian
Aguiar	Cunneen	Leach	Prenter
Alquist	Davis	Lempert	Richter
Aroner	Ducheny	Machado	Runner
Ashburn	Figueroa	Margett	Scott
Baca	Firestone	Martinez	Shelley
Baldwin	Floyd	Mazzoni	Strom-Martin
Battin	Frusetta	Migden	Sweeney
Baugh	Gallegos	Miller	Thompson
Bordonaro	Goldsmith	Morrissey	Thomson
Bowen	Havice	Morrow	Torlakson
Brewer	Hertzberg	Murray	Vincent
Brown	Honda	Napolitano	Washington
Bustamante	House	Olberg	Wayne
Campbell	Kaloogian	Ortiz	Woods
Cardenas	Keeley	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	

NOES—1

McClintock

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1866 (Hughes)—An act to amend Sections 41601.1 and 48200.7 of the Education Code, relating to the Compton Unified School District, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Washington.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—70

Ackerman	Cedillo	Kuykendall	Poochigian
Aguiar	Cunneen	Leach	Prenter
Alby	Davis	Lempert	Richter
Alquist	Ducheny	Machado	Runner
Aroner	Escutia	Margett	Scott
Ashburn	Figueron	Martinez	Shelley
Baca	Firestone	Mazzoni	Strom-Martin
Baldwin	Frusetta	Migden	Sweeney
Battin	Gallegos	Miller	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Vincent
Brewer	Honda	Napolitano	Washington
Brown	House	Olberg	Wayne
Bustamante	Kaloogian	Oller	Woods
Campbell	Keeley	Ortiz	Mr. Speaker
Cardenas	Knox	Papan	
Cardoza	Kuehl	Perata	

NOES—1

McClintock

The question being on the passage of the bill:

Bill passed by the following vote:

AYES—70

Aekerman	Cedillo	Kuykendall	Peehigian
Aguiar	Conneen	Leach	Preter
Alby	Davis	Lempert	Richter
Alquist	Ducheny	Machado	Runner
Aroner	Escutia	Margett	Scott
Ashburn	Figueron	Martinez	Shelley
Baca	Firestone	Mazzoni	Strom-Martin
Baldwin	Frusetta	Migden	Sweeney
Battin	Gallegos	Miller	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torkelson
Bowen	Hertzberg	Murray	Vincent
Brewer	Honda	Napolitano	Washington
Brown	House	Olberg	Wayne
Bustamante	Kaloogian	Oller	Woods
Campbell	Keeley	Ortiz	Mr. Speaker
Cardenas	Knox	Papan	
Caroza	Kuehl	Perata	

NOES—1

McClintock

Bill ordered transmitted to the Senate.

(NOTE: On August 13, 1998, the action was rescinded whereby the urgency clause was adopted and whereby Senate Bill No. 1866 was passed, and whereby the bill was ordered transmitted to the Senate. See page 8387.)

SENATE BILL NO. 121 (Alpert)—An act to amend Section 6924 of the Family Code, relating to minors.

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.

SENATE BILL NO. 1884 (Johannessen)—An act to amend Sections 987.2 and 989.7 of the Military and Veterans Code, relating to veterans, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Margett.

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Margett moved a call of the Assembly.

Motion carried. Time, 11:42 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

At 11:43 a.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

SENATE BILL NO. 165 (Solis)—An act to amend Sections 1030, 1032, and 1256 of the Unemployment Insurance Code, relating to unemployment compensation.

Bill read third time, and presented by Assembly Member Kuehl.

Bill passed by the following vote:

AYES—46

Alby	Ducheny	Leach	Scott
Alquist	Escutia	Lempert	Shelley
Aroner	Figueroa	Machado	Strom-Martin
Baca	Floyd	Martinez	Sweeney
Bowen	Gallegos	Mazzoni	Thomson
Brown	Havice	Migden	Torlakson
Bustamante	Hertzberg	Morrissey	Vincent
Cardenas	Honda	Murray	Washington
Cardoza	Keeley	Napolitano	Wayne
Cedillo	Knox	Ortiz	Mr. Speaker
Cunneen	Kuehl	Papan	
Davis	Kuykendall	Perata	

NOES—21

Ackerman	Bordonaro	Kaloogian	Poochigian
Aguiar	Brewer	Margett	Runner
Ashburn	Campbell	McClintock	Thompson
Baldwin	Frusetta	Morrow	
Battin	Goldsmith	Olberg	
Baugh	House	Oller	

Bill ordered transmitted to the Senate.

BILLS REMOVED FROM CONSENT CALENDAR

The following bill was removed from the Consent Calendar, pursuant to Joint Rule 22.2, and placed upon the inactive file:

Senate Bill No. 1869, on request of Assembly Member Napolitano.

CONSIDERATION OF CONSENT CALENDAR

The Assistant Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Senate Bills

SENATE BILL NO. 1452 (McPherson)—An act to amend Section 38630 of the Government Code, and to amend Section 830.1 of the Penal Code, relating to public safety.

Bill read 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. 1850 (Schiff)—An act to amend Sections 1238 and 1466 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. 175 (Kelley)—An act to amend Sections 33704, 38875, and 39762 of, and to amend the headings of Article 5.5 (commencing with Section 38251), Article 17 (commencing with Section 38522), Article 38 (commencing with Section 38881), and Article 39 (commencing with Section 38885) of Chapter 5 of, and Article 3 (commencing with Section 39721), Article 4 (commencing with Section 39731), and Article 7 (commencing with Section 39761) of Chapter 9 of, Part 3 of Division 15 of, the Food and Agricultural Code, relating to milk products, 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. 302 (Costa)**—An act to amend Sections 50199.50, 50199.52, 50199.53, and 50199.55 of, and to repeal Section 17008.7 of, the Health and Safety Code, and to amend Sections 17052.14, 22608.2, and 22608.3 of the Revenue and Taxation Code, relating to farmworker 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.)*~~

(NOTE: On July 22, 1998, the action was rescinded whereby Senate Bill No. 302 was passed, and whereby the bill was ordered transmitted to the Senate. See page 8050.)

SENATE BILL NO. 334 (Lewis)—An act to amend Sections 550 and 1170.11 of the Penal Code, relating to insurance fraud.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1138 (Johannessen)—An act to amend Section 989.5 of the Military and Veterans Code, relating to veterans, 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. 1158 (Johannessen)—An act to amend Section 987.88 of 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. 1365 (Ayala)—An act to add Section 19775.17 to the Government Code, relating to state 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. 1417 (Knight)—An act to amend Sections 417 and 832.6 of, and to repeal Section 417.1 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. 1422 (Alpert)—An act to amend Sections 886 and 886.5 of the Welfare and Institutions Code, relating to minors.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1443 (Knight)—An act to amend Section 1368 of, and to amend, repeal, and add Section 1368.02 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. 1460 (Maddy)—An act to amend Sections 19620, 19620.1, and 19622.3 of the Business and Professions 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.)*

SENATE BILL NO. 1475 (Thompson)—An act to amend Sections 8496 and 8837 of the Fish and Game Code, and to amend Section 6217.1 of the Public Resources 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. 1532 (Kelley)—An act to amend Section 21687 of 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.)*

SENATE BILL NO. 1533 (Committee on Elections and Reapportionment)—An act to amend Sections 9, 2154, 3010, 7244, 7570, 7608, 7612, 7620, 7671, 7694, 7770, 7840, 7884, 10229, 10411, 10512, 10706, 12302, 13201, 15310, 15501, 15628, and 15651 of, to add Sections 7236 and 15278 to, and to repeal Sections 347, 2207, 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, 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. 1613 (Solis)—An act to amend Sections 45196 and 88196 of the Education Code, relating to public 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.)*

SENATE BILL NO. 1640 (Brulte)—An act to amend Section 41862 of the Education Code, relating to school finance, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

*(For the vote on the above bill and urgency clause, see this day's
Consent Calendar roll call.)*

SENATE BILL NO. 1650 (Kelley)—An act to amend Sections 3068.1, 3071, 3072, 3073, and 3074 of the Civil Code, and to amend Sections 22670 and 22851.12 of the Vehicle Code, relating to vehicles.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

SENATE BILL NO. 1661 (Haynes)—An act to add and repeal Section 1021.1 of the Code of Civil Procedure, relating to attorney's fees, 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. 1709 (Haynes)—An act to add Section 21635.5 to 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. 1838 (Kopp)—An act to amend Section 701.8 of the Public Utilities Code, relating to electric restructuring.

Bill read 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. 1844 (Thompson)—An act to add Section 13514.5 to the Penal Code, relating to crime prevention.

Bill read 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. 1940 (Peace)—An act to amend Section 5307.1 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. 2074 (Schiff)—An act to amend Sections 202 and 742 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.)*~~

(NOTE: On August 24, 1998, the action was rescinded whereby Senate Bill No. 2074 was passed, and whereby the bill was ordered transmitted to the Senate. See page 8812.)

SENATE BILL NO. 2163 (Hughes)—An act to amend Sections 75033.5, 75075, 75076, 75077, 75520, and 75522 of the Government Code, relating to judges.

Bill read 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. 2202 (Haynes)—An act to amend Section 13961.1 of the Government Code, relating to victims of crime, 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. 2231 (Committee on Revenue and Taxation)—An act to amend Section 25174.6 of the Health and Safety Code, and to amend Sections 41052.1, 43452, 43522, 50157, 60501, and 60503 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. 1331 (Knight)—An act to amend Sections 1247.63, 1247.64, 1247.66, 1247.95, and 1300 of the Business and Professions Code, relating to hemodialysis.

Bill read 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. 68 (Ayala)—Relative to World War II.

Resolution read, adopted, and ordered transmitted to the Senate.

*(For the vote on the above resolution, see this day's
Consent Calendar roll call.)*

Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar passed, and any urgency clauses to the bills adopted, by the following vote:

AYES—72

Ackerman	Cedillo	Kuehl	Papan
Aguiar	Cunneen	Kuykendall	Perata
Alby	Davis	Leach	Poochigian
Alquist	Ducheny	Lempert	Prenter
Aroner	Escutia	Machado	Richter
Ashburn	Figuroa	Margett	Runner
Baca	Firestone	Martinez	Scott
Baldwin	Floyd	Mazzoni	Shelley
Battin	Frusetta	McClintock	Strom-Martin
Baugh	Gallegos	Migden	Sweeney
Bordonaro	Goldsmith	Miller	Thompson
Bowen	Havice	Morrissey	Thomson
Brewer	Hertzberg	Morrow	Torlakson
Brown	Honda	Murray	Vincent
Bustamante	House	Napolitano	Washington
Campbell	Kaloogian	Olberg	Wayne
Cardenas	Keeley	Oller	Woods
Cardoza	Knox	Ortiz	Mr. Speaker

NOES—None

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 1689**

At 12:01 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 Assembly concurred in Senate amendments to Assembly Bill No. 1689 by the following vote:

AYES—68

Ackerman	Cardoza	Keeley	Oller
Aguiar	Cedillo	Knox	Ortiz
Alby	Cunneen	Kuehl	Pacheco
Alquist	Davis	Kuykendall	Perata
Aroner	Ducheny	Leach	Prenter
Baca	Escutia	Lempert	Scott
Baldwin	Figueroa	Leonard	Shelley
Battin	Firestone	Machado	Strom-Martin
Baugh	Floyd	Margett	Sweeney
Bordonaro	Frusetta	Mazzoni	Thompson
Bowen	Gallegos	Migden	Thomson
Bowler	Goldsmith	Miller	Torlakson
Brewer	Havice	Morrissey	Vincent
Brown	Hertzberg	Morrow	Washington
Bustamante	Honda	Murray	Wayne
Campbell	House	Napolitano	Woods
Cardenas	Kaloogian	Olberg	Mr. Speaker

NOES—2

Ashburn McClintock

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 135**

At 12:02 p.m., on motion of Assembly Member Hertzberg, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 135 by the following vote:

AYES—41

Aguiar	Ducheny	Knox	Strom-Martin
Alquist	Escutia	Kuehl	Sweeney
Aroner	Figueroa	Lempert	Thomson
Baca	Floyd	Mazzoni	Torlakson
Bowen	Frusetta	Migden	Vincent
Brown	Gallegos	Murray	Washington
Bustamante	Havice	Napolitano	Wayne
Cardenas	Hertzberg	Papan	Mr. Speaker
Cardoza	Honda	Perata	
Cedillo	House	Scott	
Davis	Keeley	Shelley	

NOES—29

Ackerman	Campbell	McClintock	Prenter
Alby	Firestone	Miller	Richter
Ashburn	Goldsmith	Morrissey	Runner
Battin	Kaloogian	Morrow	Thompson
Baugh	Kuykendall	Olberg	Woods
Bordonaro	Leach	Oller	
Bowler	Leonard	Pacheco	
Brewer	Margett	Poochigian	

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 2178**

At 12:03 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.

Senate Bill No. 2178 passed by the following vote:

AYES—43

Alquist	Ducheny	Kuehl	Scott
Aroner	Escutia	Kuykendall	Shelley
Baca	Figueroa	Lempert	Strom-Martin
Bowen	Firestone	Martinez	Sweeney
Brown	Floyd	Mazzoni	Thomson
Bustamante	Gallegos	Migden	Torlakson
Campbell	Havice	Morrissey	Vincent
Cardenas	Hertzberg	Murray	Washington
Cedillo	Honda	Napolitano	Wayne
Cunneen	Keeley	Ortiz	Mr. Speaker
Davis	Knox	Perata	

NOES—20

Ackerman	Baugh	Leach	Olberg
Aguiar	Bordonaro	Margett	Poochigian
Alby	Brewer	McClintock	Prenter
Ashburn	Frusetta	Miller	Runner
Baldwin	House	Morrow	Thompson

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO SENATE BILL NO. 1884**

At 12:04 p.m., on motion of Assembly Member Margett, 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. 1884 adopted by the following vote:

AYES—55

Ackerman	Cardoza	Kuykendall	Poochigian
Aguiar	Cedillo	Leach	Prenter
Alby	Cunneen	Lempert	Richter
Alquist	Davis	Machado	Runner
Ashburn	Ducheny	Margett	Scott
Baca	Firestone	McClintock	Shelley
Baldwin	Frusetta	Miller	Strom-Martin
Battin	Gallegos	Morrissey	Thompson
Baugh	Goldsmith	Morrow	Thomson
Bordonaro	Havice	Napolitano	Torlakson
Brewer	House	Olberg	Vincent
Bustamante	Kaloogian	Oller	Wayne
Campbell	Keeley	Ortiz	Woods
Cardenas	Knox	Papan	

NOES—7

Bowen	Honda	Mazzoni	Sweeney
Brown	Martinez	Migden	

The question being on the passage of the bill:

AYES—55

Ackerman	Cardoza	Kuykendall	Poochigian
Aguiar	Cedillo	Leach	Prenter
Alby	Cunneen	Lempert	Richter
Alquist	Davis	Machado	Runner
Ashburn	Ducheny	Margett	Scott
Baca	Firestone	McClintock	Shelley
Baldwin	Frusetta	Miller	Strom-Martin
Battin	Gallegos	Morrissey	Thompson
Baugh	Goldsmith	Morrow	Thomson
Bordonaro	Havice	Napolitano	Torlakson
Brewer	House	Olberg	Vincent
Bustamante	Kaloogian	Oller	Wayne
Campbell	Keeley	Ortiz	Woods
Cardenas	Knox	Papan	

NOES—7

Bowen	Honda	Mazzoni	Sweeney
Brown	Martinez	Migden	

Bill ordered transmitted to the Senate.

CAUCUS ANNOUNCEMENTS

Assembly Member Keeley announced that the Democratic Caucus would meet today, upon adjournment of Floor session, in the Assembly Lounge.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 1796, Concurrence: Baldwin, Bordonaro, Brown, Bustamante, Cardenas, Figueroa, Goldsmith, Havice, Machado, Martinez, Morrow, and Perata—Aye.

Assembly Bill No. 1852, Concurrence: Baldwin, Bordonaro, Bowen, Brown, Bustamante, Cardenas, Figueroa, Goldsmith, Machado, Martinez, Morrow, and Perata—Aye.

Assembly Bill No. 1891, Concurrence: Baldwin, Bordonaro, Bustamante, Campbell, Cardenas, Figueroa, Goldsmith, Machado, Martinez, Morrow, and Perata—Aye.

Assembly Bill No. 2418, Concurrence: Aguiar, Baldwin, Bordonaro, Bustamante, Campbell, Cardenas, Figueroa, Goldsmith, Machado, Martinez, and Morrow—Aye.

Assembly Bill No. 2694, Concurrence: Aguiar, Baldwin, Bordonaro, Bustamante, Campbell, Cardenas, Goldsmith, Machado, Martinez, Morrow, and Perata—Aye.

Assembly Bill No. 2702, Concurrence: Aguiar, Baldwin, Bordonaro, Bustamante, Campbell, Cardenas, Goldsmith, Machado, Martinez, Morrow, and Perata—Aye.

Assembly Bill No. 2612, Urgency and Concurrence: Baldwin, Bordonaro, Bustamante, Campbell, Cardenas, Goldsmith, Machado, Martinez, Morrow, and Perata—Aye.

Assembly Bill No. 2120, Concurrence: Baldwin, Bordonaro, Bowen, Bustamante, Campbell, Cardenas, Goldsmith, Keeley, Machado, Martinez, Morrow, and Perata—Aye.

Assembly Bill No. 1775, Concurrence: Aguiar, Baldwin, Bordonaro, Bowen, Bustamante, Campbell, Goldsmith, Machado, Morrow, and Perata—Aye; Martinez—No.

Assembly Joint Resolution No. 60, Concurrence: Baldwin, Bordonaro, Bustamante, Goldsmith, Machado, Martinez, Morrow, and Perata—Aye.

Assembly Bill No. 2704, Concurrence: Bordonaro, Bustamante, Cunneen, and Poochigian—Aye.

Assembly Bill No. 2816 and Urgency: Alby, Bordonaro, Bustamante, and Sweeney—Aye.

Assembly Constitutional Amendment No. 6: Alby, Aroner, Bordonaro, and Bustamante—Aye.

Assembly Concurrent Resolution No. 98: Alby, Bordonaro, and Bustamante—Aye.

Assembly Bill No. 2809: Ackerman, Alby, Baldwin, Bordonaro, Bustamante, Campbell, Cardoza, Havice, Hertzberg, Poochigian, and Prenter—Aye.

Senate Bill No. 1936 and Urgency: Alby, Bordonaro, Morrissey, and Poochigian—Aye.

Senate Bill No. 1556: Alby, Bordonaro, Bustamante, Campbell, Cardoza, Hertzberg, and Poochigian—Aye.

Senate Bill No. 1431: Alby, Ashburn, Baldwin, Bordonaro, Campbell, and Poochigian—Aye.

Senate Concurrent Resolution No. 71: Bordonaro, Campbell, and Hertzberg—Aye; Alby, Ashburn, Olberg, and Poochigian—No.

Senate Bill No. 1738: Alby, Ashburn, Bordonaro, Campbell, Hertzberg, and Poochigian—Aye.

Senate Bill No. 2213 and Urgency: Ashburn, Bordonaro, Campbell, Hertzberg, and Poochigian—Aye.

Senate Bill No. 1866 and Urgency: Alby, Bordonaro, Campbell, Hertzberg, Machado, and Poochigian—Aye.

Senate Bill No. 165: Alby, Bustamante, Hertzberg, and Machado—Aye.

Consent Calendar: Alby and Machado—Aye.

Assembly Bill No. 1689, Concurrence: Baldwin and Machado—Aye.

Senate Bill No. 2178: Bustamante—Aye; Alby and Poochigian—No.

MOTION TO ADJOURN

At 12:05 p.m., Assembly Member Washington moved that the Assembly do now adjourn.

Assembly Member Papan seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Members House and Frusetta 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.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 12:12 p.m., Assistant Speaker pro Tempore Baca declared the quorum call of the Assembly dispensed with.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 7, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 2675

And reports the same correctly enrolled, and presented to the Governor at 2 p.m., July 7, 1998.

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. 2675

Governor's Office, Sacramento

July 7, 1998

To the Members of the California Assembly:

I am returning Assembly Bill No. 2675 without my signature.

This bill would reduce the State Sales Tax by one quarter of 1 percent for one year.

Californians deserve a permanent and meaningful tax cut.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 7th day of July 1998, at 2:03 p.m., of Assembly Bill No. 2675, without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Karen Morgan.

RALPH ROMO

Acting Chief Clerk of the Assembly

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 178—Pacheco (Senator Haynes, coauthor). Relative to the City of Riverside.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 7, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:
 Senate Bill No. 1222

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 1222—An act to amend Section 14611 of, and to add Chapter 13.2 (commencing with Section 75200) to part 2 of Division 22 of, the Food and Agricultural Code, relating to the California Fertilizer Research and Education Commission, 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 7, 1998

Mr. Speaker: The Chair of your Committee on Higher Education reports:
 Senate Concurrent Resolution No. 92

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LEMPERT, Chairman

SENATE CONCURRENT RESOLUTION NO. 92—Relative to the proposed City of Chula Vista site as a future University of California campus.

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 Utilities and Commerce

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Utilities and Commerce reports:
 Senate Bill No. 378

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: June 29, 1998

Mr. Speaker: Your Committee on Utilities and Commerce reports:
Senate Bill No. 405

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.

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Utilities and Commerce reports:
Senate Bill No. 2166

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MARTINEZ, Chairwoman

Above bill ordered to second reading.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1466

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.

DAVIS, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1373

With amendments with the recommendation: Amend, and do pass, as amended.

DAVIS, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 149

Senate Bill No. 2024

Senate Bill No. 648

Senate Bill No. 2119

Senate Bill No. 1930

Senate Bill No. 2181

Senate Bill No. 1984

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 Health

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Health reports:

Assembly Concurrent Resolution No. 155

With amendments with the recommendation: Amend, be adopted, as amended, and be re-referred to the Committee on Appropriations.

GALLEGOS, Chairman

Above resolution ordered to second reading.

INTRODUCTION OF GUESTS

Assembly Member Oller, of the 4th Assembly District, introduced Karina Cappidona, of Granite Bay.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Washington, the Assembly adjourned until 10 a.m., Wednesday, July 8, 1998, out of respect to the memory of Councilman Don Schultze, on motion of Assembly Member Havice; and out of respect to the memory of Anna Beatrice McNeal Kruse, on motion of Assembly Member Napolitano.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 7, 1998

The following measures were amended in the Assembly on this day:

ACA	RN	SB	RN
32	9813061	1757	9815107
		1800	9815395
ACR	RN	1809	9815128
20	9815358	1851	9815159
		1874	9815359
SB	RN	1880	9815302
12	9815301	1896	9815354
27	9815420	1912	9815286
86	9815183	1923	9815193
121	9815160	1946	9815366
237	9815326	1963	9815288
971	9814397	1968	9815316
1222	9815296	2005	9815075
1401	9814982	2042	9815289
1418	9815203	2045	9815300
1439	9815071	2048	9815169
1456	9815290	2055	9815170
1481	9815282	2068	9815343
1497	9815241	2132	9815303
1505	9814926	2159	9815299
1542	9815163	2190	9815386
1559	9815074	2196	9815390
1560	9815067	2198	9815431
1561	9815298	2200	9815287
1623	9814983	2215	9815166
1642	9815187		
1675	9815304	SCR	RN
1691	9815240	92	9814934
1715	9815257		
1752	9815146		

Daily Total: 52
Cumulative Total: 7139

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, July 8, 1998

**TWO HUNDRED THIRTY-SEVENTH SESSION DAY
FIVE 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.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, July 8, 1998

The Assembly met at 4:12 p.m.

Hon. Joe Baca, Assistant 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 Cardoza moved a quorum call of the Assembly. Motion carried. Time, 4:13 p.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 4:15 p.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—73:

Ackerman	Davis	Lempert	Pringle
Aguiar	Ducheny	Leonard	Richter
Alby	Escutia	Machado	Runner
Alquist	Figuroa	Margett	Scott
Baca	Firestone	Martinez	Shelley
Baldwin	Floyd	Mazzoni	Strom-Martin
Battin	Frusetta	McClintock	Sweeney
Baugh	Gallegos	Migden	Thompson
Bordonaro	Goldsmith	Miller	Thomson
Bowen	Granlund	Morrissey	Torlakson
Bowler	Havice	Murray	Vincent
Brewer	Hertzberg	Napolitano	Washington
Brown	Honda	Olberg	Wayne
Bustamante	Kaloogian	Oller	Wildman
Campbell	Keeley	Ortiz	Woods
Cardenas	Knox	Pacheco	Mr. Speaker
Cardoza	Kuehl	Papan	
Cedillo	Kuykendall	Poochigian	
Cunneen	Leach	Prenter	

PRAYER

Upon invitation of Assistant Speaker pro Tempore Baca, the following prayer was offered by Assembly Member Elaine Alquist, of the 22nd 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 Assistant Speaker pro Tempore Baca, Assembly Member Woods 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 Morrissey.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

Because of illness: Assembly Members House, Takasugi and Wright.

The following Assembly Members were excused for the day, and their per diem was waived: Aroner, Ashburn, Morrow, and Perata.

(NOTE: This day's Journal corrected to show Assembly Member House excused on illness pursuant to letter dated July 13, 1998. See page 7916.)

COMMUNICATIONS

The following qualified initiatives were received by the Chief Clerk from Bill Jones, Secretary of State:

**Public Schools. Class Size Reduction. Parent-Teacher Council.
Teacher Credentialing. Initiative Statute.**

Referred pursuant to Elections Code, Section 9034, to the Committees on Education and Elections, Reapportionment and Constitutional Amendments.

**Electric Utilities. Assessments. Bonds.
Initiative Statute.**

Referred pursuant to Elections Code, Section 9034, to the Committees on Utilities and Commerce and Elections, Reapportionment and Constitutional Amendments.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 8, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Constitutional Amendment No. 32

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, July 8, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 20

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to third reading.

Assembly Chamber, July 8, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 333

Assembly Bill No. 609

Assembly Bill No. 1199

Assembly Bill No. 1307

Assembly Bill No. 1658

Assembly Bill No. 1817

Assembly Bill No. 1819

Assembly Bill No. 1826

Assembly Bill No. 1860

Assembly Bill No. 2046

Assembly Bill No. 2326

Assembly Bill No. 2334

Assembly Bill No. 2460

And reports the same correctly enrolled, and presented to the Governor at 12 m., July 8, 1998.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, July 8, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 97

And reports the same correctly enrolled, and presented to the Secretary of State on the 8th day of July, 1998, at 10:30 a.m.

E. DOTSON WILSON, Chief Clerk

REQUEST TO SUSPEND JOINT RULES

The following requests were received, and read:

Assembly Chamber, July 8, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(12) as it relates to Senate Bills Nos. 272, 570, 956, 1551, and 1683.

LIZ FIGUEROA

Assembly Chamber, July 8, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(12) as it relates to Senate Bill No. 2236.

WALLY KNOX

Above requests ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS

Committee on Governmental Organization

July 8, 1998

Mr. Speaker: The Chair of your Committee on Governmental Organization reports: Senate Bill No. 1405

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairwoman

SENATE BILL NO. 1405—An act to amend Section 13113.9 of, and to add Sections 13114.1, 13114.2, and 13114.3 to, 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 Appropriations

July 8, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 180

Senate Bill No. 1692

Senate Bill No. 1630

Senate Bill No. 2039

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 180—An act to amend Sections 17260, 17303, 17305, 17306, and 17262 of, to add Sections 17009.3, 17009.5, 81134, 81135, and 81136 to to add Chapter 12.5 (commencing with Section 17070.10) to Part 10 of, to add Part 68 (commencing with Section 100400) to, to repeal Section 15101 of, and to repeal and add Section 17261 of, the Education Code, and to amend Section 1003 of the Elections Code, and to amend Section 4420 of the Government Code, relating to education facilities funding, making an appropriation therefor, and by providing the funds necessary therefor through an election for, and 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.

SENATE BILL NO. 1630—An act to amend Section 1569.38 of, and to add Section 1569.61 to, the Health and Safety Code, relating to residential 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. 1692—An act relating to emergency services, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 2039—An act to amend Sections 19809, 19841, 19841A, 19846, 19850, 19850A, 19852.1, and 19855 of the Business and Professions Code, relating to gambling.

Bill read second time; author's amendments, 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 8, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Joint Resolution No. 38

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE JOINT RESOLUTION NO. 38—Relative to Lyme disease.

Resolution read; author's amendments, presented pursuant to Assembly Rules, read and adopted; resolution ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 8, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 55

Senate Bill No. 2111

Senate Bill No. 1362

Senate Bill No. 1485

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 55—An act to amend Section 1275 of, and to add Section 1275.1 to, the Penal Code, relating to bail.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1362—An act to amend Section 17621 of the Education Code, to amend Sections 65039, 65850, 65860, 65915, 66007, 66021, 66452.6, 66477, and 66498.5 of, to add Section 65850.3 to, and to repeal Section 65587.1 of, the Government Code, to amend Sections 18035.3, 18062.2, 18070.5, and 116049.1 of, to amend and repeal Section 17959.3 of, to add and repeal Section 50710.2 of, and to repeal Section 18202 of, the Health and Safety Code, and to amend Section 423.3 of the Revenue and Taxation Code, relating to housing and 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. 2111—An act to amend Sections 25200.3 and 25201.5 of, to add Section 25143.13 to, and to repeal Section 25201.5.1 of, the Health and Safety Code, relating to hazardous waste.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1485—An act to add and repeal Article 4 (commencing with Section 6045) of Chapter 5 of Title 7 of Part 3 of the Penal Code, relating to mentally ill criminal offenders, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 8, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Senate Bill No. 1916

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 1916—An act to amend Sections 25173.6, 25173.7, 25205.15, 25244.13, 25244.14, 25244.22, and 57000 of, and to add Sections 25244.1, 25244.17.1, 25244.17.2, 25244.24, and 57007 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.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 8, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Senate Bill No. 1898

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 1898—An act to amend Sections 33459, 33459.1, 33459.3, 33459.3, 33459.4, and 33459.7 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.

REPORTS OF STANDING COMMITTEES
Committee on Appropriations

July 2, 1998

Mr. Speaker: Your Committee on Appropriations reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 2361
Assembly Bill No. 2400

MIGDEN, Chairwoman

Above bills ordered filed with the Chief Clerk.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

July 1, 1998

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports the following bills pursuant to the provisions of Joint Rule 62(a):

Senate Bill No. 288

Senate Bill No. 289

DAVIS, Chairwoman

Above bills ordered filed with the Chief Clerk.

Committee on Water, Parks and Wildlife

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 1875

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 Education

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 1774

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Rules.

MAZZONI, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 1370

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 Revenue and Taxation

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 2080

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

KNOX, Chairman

Above bill ordered to second reading.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 2090

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 1, 1998

Mr. Speaker: Your Committee on Human Services reports:

Senate Bill No. 309
 Senate Bill No. 1911
 Senate Bill No. 1955

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 Public Safety

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1550
 Senate Bill No. 1768

Senate Bill No. 1976
 Senate Bill No. 2116

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

PERATA, Chairman

Above bills ordered to second reading.

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 2210

With amendments with the recommendation: Amend, and do pass, as amended.

PERATA, Chairman

Above bill ordered to second reading.

Committee on Public Employees, Retirement and Social Security

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 1879
 Senate Bill No. 2083

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

HONDA, Chairman

Above bills ordered to second reading.

Committee on Transportation

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 1964

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 Local Government

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 1760

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 1, 1998

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 1656

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 Health

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 2004

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.

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 983

Senate Bill No. 2092

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 Public Safety

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 822

Senate Bill No. 1700

Senate Bill No. 2168

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

PERATA, Chairman

Above bills ordered to second reading.

Committee on Revenue and Taxation

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 1103

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

KNOX, Chairman

Above bill ordered to second reading.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1982

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: June 30, 1998

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 2075

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: June 30, 1998

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 937

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 Appropriations

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 610

Senate Bill No. 1469

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Committee on Banking and Finance

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Banking and Finance reports:

Senate Bill No. 930

With amendments with the recommendation: Amend, and do pass, as amended.

PAPAN, Chairman

Above bill ordered to second reading.

Committee on Education

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 224

Senate Bill No. 1467

Senate Bill No. 1412

Senate Bill No. 1751

With amendments with the recommendation: Amend, and do pass, as amended, and be re-referred to the Committee on Appropriations.

MAZZONI, Chairwoman

Above bills ordered to second reading.

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 1832

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 Local Government

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Local Government reports:
Senate Bill No. 549

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.

Date of Hearing: June 24, 1998

Mr. Speaker: Your Committee on Local Government reports:
Senate Bill No. 1907

With amendments with the recommendation: Amend, and do pass, as amended.

SWEENEY, Chairman

Above bill ordered to second reading.

Committee on Health

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Health reports:
Senate Bill No. 555
Senate Bill No. 1194
Senate Bill No. 1537

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.

MOTION BY ASSEMBLY MEMBER FLOYD

Assembly Member Floyd moved that the Assembly convene in regular session Monday through Thursday until a Budget is adopted by both Houses, unless otherwise called by the Speaker.

Assembly Member Granlund seconded the motion.

Point of Order

Assembly Member Floyd arose to the following point of order:

Assembly Member Morrissey is not limiting debate to the merits of the motion.

Ruling by Assistant Speaker pro Tempore Baca

The Assistant Speaker pro Tempore ruled the point of order not well-taken.

Point of Order

Assembly Member Martinez arose to the following point of order:

That debate is not being confined to the motion by Assembly Member Floyd.

Ruling by Assistant Speaker pro Tempore Baca

The Assistant Speaker pro Tempore ruled the point of order well-taken.

Demand for Previous Question

Assembly Members Washington, Escutia, Mazzoni, Alquist, and Papan demanded the previous question. Demand sustained.

The question being on the motion by Assembly Member Floyd.

Floyd motion lost by the following vote:

AYES—4

Campbell	Floyd	Granlund	Woods
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NOES—36

Ackerman	Gallegos	Machado	Papan
Alby	Goldsmith	McClintock	Prenter
Baca	Havice	Migden	Shelley
Baugh	Honda	Miller	Strom-Martin
Bowler	Keeley	Morrissey	Torlakson
Cardoza	Knox	Murray	Vincent
Cedillo	Kuehl	Napolitano	Washington
Cunneen	Kuykendall	Olberg	Wayne
Frusetta	Lempert	Ortiz	Mr. Speaker

At 4:42 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

ADJOURN IN MEMORY

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 Bob Molina, President, Local 63 Teamsters, of Rialto.

BILLS REMOVED FROM CONSENT CALENDAR

The following bill was removed from the Consent Calendar, pursuant to Joint Rule 22.2, and placed upon the inactive file:

Senate Bill No. 1606, on request of Assembly Member Ackerman.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Concurrent Resolution No. 20, on request of Assembly Member Cardoza.

PARLIAMENTARY INQUIRY

Assembly Member Aguiar arose to the following parliamentary inquiry:

Does the authority of the Speaker to determine the time to convene session, pursuant to Assembly Rule 2, not supersede the Morrissey motion adopted on Monday, July 6, 1998 that the Assembly convene in regular session every day until a Budget is signed by the Governor?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied in the affirmative.

JOINT RULE 62(a) WAIVED

Assembly Member Shelley was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 786 for hearing in the Committee on Governmental Organization.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Shelley was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Senate Bill No. 1493

July 7, 1998

*The Honorable Antonio R. Villaraigosa
Speaker of the Assembly
Room 219, State Capitol
Sacramento, California*

Dear Mr. Speaker: As the author of Senate Bill 1493, this is to set forth the intent of the legislation.

SB 1493 allows a surviving corporation, which results from a merger or acquisition that does not involve a change of ownership, to succeed to all licenses, permits, registrations and other privileges granted by and local government agency without payment of any fee for such succession. Mergers not involving a change of ownership are defined in the bill as mergers between (1) a corporation and its wholly owned subsidiary; (2) a corporation and the wholly owned subsidiary of that corporation's wholly owned subsidiary; or (3) two wholly owned subsidiaries of the same parent corporation.

The purpose is to prevent the charging of fees for licenses, permits, registrations, etc., already obtained validly by essentially the same business enterprise. In such transactions, the operations of the business usually continue as before the merger and usually are carried out by the same personnel with little outward appearance of change except for the business name. Under these circumstances requiring additional fees is neither fair nor equitable and serve to impose an unnecessary cost on a fully legal and appropriate internal reorganization.

Safeguards are provided in the bill to allow tax assessors to reassess real property upon transfer of title and to allow local agencies to reevaluate privileges previously granted a disappearing corporation if deemed by the affected local agencies as necessary "to public health, safety, or welfare purposes."

Sincerely,

HERSCHEL ROSENTHAL
Senator, 20th District

ADJOURN IN MEMORY

Assembly Member Martinez was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Keiji Higashi.

**RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO
ASSEMBLY RULE 77.2**

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Assembly Bill No. 438 to the Committee on Local Government.

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Senate Bill No. 121 to the Committee on Public Safety.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Migden was granted unanimous consent that Senate Bills Nos. 1070 and 2035, be withdrawn from the Committee on Appropriations and placed on the second reading file.

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 Wing "John" Duck Young, of Vallejo.

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. 1410, on request of Assembly Member Escutia.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 1196, on request of Assembly Member Bowler.

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Murray announced his intention to request that Senate Bill No. 687 be removed from the inactive file.

**NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1735
FROM COMMITTEE**

Pursuant to the provisions of Assembly Rule 96, Assembly Member Pacheco gave notice that he would move to withdraw Assembly Bill No. 1735 from the Committee on Public Safety.

**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. 379 be removed from the inactive file.

ORDERS OF THE DAY DEMANDED

Speaker pro Tempore Kuehl demanded the Orders of the Day.

**CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS**

ASSEMBLY CONCURRENT RESOLUTION NO. 155—Relative to breast feeding.

Resolution read; amendments proposed by the Committee on Health read and adopted, resolution ordered reprinted and to be re-referred to the Committee on Appropriations.

**SENATE BILLS RETURNED TO SECOND READING FILE
PURSUANT TO THE RULES**

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 2005, 1456, 1561, 1963, 1874, 86, and 1542, ordered to third reading.

(NOTE: Later this day Senate Bill No. 1874 was re-referred to the Committee on Appropriations.)

Senate Bills Nos. 237, 1851, and 971 ordered to the Consent Calendar.

(NOTE: Later this day Senate Bill No. 971 was re-referred to the Committee on Appropriations.)

SECOND READING OF SENATE BILLS

SENATE BILL NO. 1890—An act to amend Section 655.1 of the Harbors and Navigations Code, to amend Section 21407.2 of the Public Utilities Code, and to amend Sections 21200.5, 23152, and 23157 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. 1927—An act to add Section 1054.8 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.

SENATE BILL NO. 2098—An act to amend Sections 5330 and 5610 of the Welfare and Institutions Code, relating to mental health, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1704—An act to amend Sections 11517, 12995.1, 12999.4, and 13000 of, to add Section 12995.1 to, and to add Article 4 (commencing with Section 11480) to Chapter 1 of Division 6 of, the Food and Agricultural Code, relating to pesticides.

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 Rules.

SENATE BILL NO. 1647—An act to add Section 1367.64 to the Health and Safety Code, and to add Section 10123.875 to the Insurance Code, relating to reconstructive surgery.

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. 678—An act to amend Sections 703 and 1760.5 of, and to add Sections 703.1 and 1773 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 returned to the second reading file.

SENATE BILL NO. 17—An act to add Section 12921.8 to the Insurance Code, and to amend Section 13152 of the Revenue and Taxation 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. 213—An act to amend Section 11040 of the Government Code, and to amend Section 1036 of the Insurance Code, relating to legal services.

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. 1430—An act to amend Section 138.7 of the Labor Code, relating to workers' compensation.

Bill read second time; amendments proposed by the Committee on Insurance read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1530—An act to amend Section 1523 of the Code of Civil Procedure, and to amend Section 12936 of, and to add Sections 790.15 and 12967 to, the Insurance Code, relating to insurance practices, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Insurance read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1765—An act to amend Sections 116760.20, 116761.50, and 116761.65 of, to add Sections 116760.35, 116761.45, and 116761.46 to, and to repeal and add Section 116760.41 of, the Health and Safety Code, relating to drinking water, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Environmental Safety and Toxic Materials read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 378—An act to add Section 2889.4 to the Public Utilities Code, relating to public utilities.

Bill read second time; amendments proposed by the Committee on Utilities and Commerce read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 405—An act to add Section 2889.4 to the Public Utilities Code, relating to public utilities.

Bill read second time; amendments proposed by the Committee on Utilities and Commerce read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

SENATE BILL NO. 2166—An act to amend Sections 10009.6, 12811.1, and 12822.6 of, and to repeal Sections 10016 and 12811.5 of, the Public Utilities Code, relating to public utilities.

Bill read second time; amendments proposed by the Committee on Utilities and Commerce read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1466—An act to add Section 4420.5 to the Government Code, relating to public construction.

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, and to be placed upon the Consent Calendar.

SENATE BILL NO. 1373—An act to add Sections 8760 and 8761 to the Government Code, relating to the California Arts Council.

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. 149—An act to amend Section 7319 of the Business and Professions Code, relating to corrections.

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. 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.

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. 1930—An act to amend Sections 2534.2, 2895, and 3456 of, and to add Sections 3753.8 and 3766 to, the Business and Professions Code, relating to professional license fees, 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. 1984—An act to amend Sections 7841 and 7887 of the Business and Professions Code, relating to regulated professions, 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. 2024—An act to amend Section 1739.7 of the Civil Code, relating to collectibles.

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. 2119—An act to amend Section 9795 of the Government Code, relating to public records.

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. 2181—An act to amend Sections 9880.1, 9882.5, and 9884.7 of, and to add and repeal Article 2.5 (commencing with Section 9883) of Chapter 20.3 of Division 3 of, the Business and Professions Code, relating to automotive technicians.

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 bills were ordered re-referred to the Committee on Appropriations:

Senate Bills Nos. 971 and 1874.

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS**

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 583 (Davis)—An act to amend Section 890 of the Civil Code, and to add Section 602.9 to the Penal Code, relating to rent skimming.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Kuykendall	Poochigian
Aguiar	Davis	Leach	Prenter
Alby	Ducheny	Lempert	Pringle
Alquist	Escutia	Leonard	Richter
Baca	Figueroa	Machado	Runner
Baldwin	Firestone	Margett	Scott
Battin	Floyd	Martinez	Shelley
Baugh	Frusetta	Mazzoni	Strom-Martin
Bordonaro	Gallegos	McClintock	Sweeney
Bowen	Goldsmith	Migden	Thompson
Bowler	Granlund	Miller	Thomson
Brewer	Havice	Morrissey	Torlakson
Brown	Hertzberg	Murray	Vincent
Bustamante	Honda	Napolitano	Wayne
Campbell	Kaloogian	Olberg	Wildman
Cardenas	Keeley	Oller	Woods
Cardoza	Knox	Ortiz	Mr. Speaker
Cedillo	Kuehl	Papan	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2724 (Cardenas)—An act to amend Section 704.080 of the Code of Civil Procedure, relating to debtor-creditor relations.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Davis	Leach	Prenter
Aguilar	Ducheny	Lempert	Pringle
Alby	Escutia	Leonard	Richter
Alquist	Figueroa	Machado	Runner
Baca	Firestone	Margett	Scott
Battin	Floyd	Martinez	Shelley
Baugh	Frusetta	Mazzoni	Strom-Martin
Bordonaro	Gallegos	Migden	Sweeney
Bowen	Goldsmith	Miller	Thompson
Bowler	Granlund	Morrissey	Thomson
Brewer	Havice	Murray	Torlakson
Brown	Hertzberg	Napolitano	Vincent
Bustamante	Honda	Olberg	Washington
Campbell	Kaloogian	Oller	Wayne
Cardenas	Keeley	Ortiz	Wildman
Cardoza	Knox	Pacheco	Woods
Cedillo	Kuehl	Papan	Mr. Speaker
Cunneen	Kuykendall	Poehigian	

NOES—2

Baldwin McClintock

Above bill ordered enrolled.

(NOTE: On July 16, 1998, the action was rescinded whereby the Assembly concurred in Senate amendments to Assembly Bill No. 2724 and whereby the bill was ordered enrolled. See page 7957.)

ASSEMBLY BILL NO. 732 (Granlund)—An act to amend Section 121745 of, and to repeal Sections 121725, 121730, 121735, 121740, and 121755 of, the Health and Safety Code, relating to communicable diseases.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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
Aguilar	Escutia	Machado	Runner
Alby	Figueroa	Margett	Scott
Alquist	Firestone	Mazzoni	Shelley
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Vincent
Bowler	Honda	Olberg	Washington
Brewer	Kaloogian	Oller	Wayne
Brown	Keeley	Ortiz	Wildman
Bustamante	Knox	Pacheco	Woods
Campbell	Kuehl	Papan	Mr. Speaker
Cardoza	Kuykendall	Poehigian	
Cunneen	Leach	Prenter	
Davis	Lempert	Pringle	

NOES—None

Above bill ordered enrolled.

BILLS STRICKEN FROM FILE

Assembly Member Shelley was granted unanimous consent that Assembly Bill No. 2409 be stricken from file.

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 23, Senate Constitutional Amendment No. 13, and Senate Bill No. 1419 were continued until the next legislative day.

THIRD READING OF ASSEMBLY BILLS

HOUSE RESOLUTION NO. 58 (Sweeney)—Relative to anticompetitive practices in the California oil industry.

Resolution read.

Motion to Amend

Assembly Member Sweeney moved the adoption of amendments.

Amendments read and adopted; resolution ordered reprinted, and to be returned to the third reading file.

ASSEMBLY JOINT RESOLUTION NO. 48 (Richter)—Relative to medical savings accounts.

Resolution read, and adopted by the following vote:

AYES—42

Ackerman	Brewer	Kuykendall	Pacheco
Aguiar	Campbell	Leach	Poochigian
Alby	Cunneen	Leonard	Prenter
Alquist	Figueroa	Margett	Pringle
Baca	Firestone	Mazzoni	Richter
Baldwin	Frusetta	McClintock	Runner
Battin	Goldsmith	Miller	Scott
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Murray	Woods
Bowen	Kaloogian	Olberg	
Bowler	Keeley	Oller	

NOES—21

Brown	Gallegos	Migden	Torlakson
Cardenas	Honda	Napolitano	Washington
Cedillo	Knox	Ortiz	Wildman
Ducheny	Kuehl	Papan	
Escutia	Machado	Strom-Martin	
Floyd	Martinez	Thomson	

Resolution ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 50 (O'Connell)—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 an election for, and the issuance and sale of, bonds of the State of California and by providing for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend by Assembly Member Prenter

Assembly Member Prenter moved the adoption of amendments.

Amendments read.

**Motion to Table Prenter Amendments
to Senate Bill No. 50**

Assembly Member Shelley moved that the amendments offered by Assembly Member Prenter to Senate Bill No. 50 be laid upon the table.

Assembly Member Baca seconded the motion.

Motion carried by the following vote:

AYES—40

Alquist	Escutia	Lempert	Shelley
Baca	Figueroa	Machado	Strom-Martin
Bowen	Floyd	Martinez	Sweeney
Brown	Gallegos	Mazzoni	Thomson
Bustamante	Havice	Migden	Torlakson
Cardenas	Hertzberg	Murray	Vincent
Cardoza	Honda	Napolitano	Washington
Cedillo	Keeley	Ortiz	Wayne
Davis	Knox	Papan	Wildman
Ducheny	Kuehl	Scott	Mr. Speaker

NOES—33

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cunneen	Margett	Pringle
Alby	Firestone	McClintock	Richter
Baldwin	Frusetta	Miller	Runner
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Olberg	Woods
Bordonaro	Kaloogian	Oller	
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 Shelley motion to table Prenter amendments to Senate Bill No. 50.

Motion to Amend by Assembly Member Olberg

Assembly Member Olberg moved the adoption of amendments.
Amendments read.

**Motion to Table Olberg Amendments
to Senate Bill No. 50**

Assembly Member Shelley moved that the amendments offered by Assembly Member Olberg to Senate Bill No. 50 be laid upon the table.

Assembly Member Washington seconded the motion.

Motion carried by the following vote:

AYES—37

Alquist	Escutia	Martinez	Sweeney
Baca	Figueroa	Mazzoni	Thomson
Bowen	Havice	Migden	Torlakson
Brown	Hertzberg	Murray	Vincent
Bustamante	Honda	Napolitano	Washington
Cardenas	Keeley	Ortiz	Wildman
Cardoza	Knox	Papan	Mr. Speaker
Cedillo	Kuehl	Scott	
Davis	Lempert	Shelley	
Ducheny	Machado	Strom-Martin	

NOES—32

Ackerman	Brewer	Leach	Pacheco
Aguiar	Campbell	Leonard	Poochigian
Alby	Cunneen	Margett	Prenter
Baldwin	Firestone	McClintock	Pringle
Battin	Frusetta	Miller	Richter
Baugh	Granlund	Morrissey	Runner
Bordonaro	Kaloogian	Olberg	Thompson
Bowler	Kuykendall	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 Shelley motion to table Olberg amendments to Senate Bill No. 50.

Motion to Amend by Assembly Member Villaraigosa

Assembly Member Villaraigosa moved the adoption of amendments. Amendments read.

Roll Call Demanded

Assembly Members Richter, Margett, and Pringle, demanded a roll call.

The roll was called, and the Villaraigosa amendments to Senate Bill No. 50 were adopted by the following vote:

AYES—42

Alquist	Figueroa	Lempert	Strom-Martin
Baca	Floyd	Machado	Sweeney
Bowen	Frusetta	Martinez	Thomson
Brown	Gallegos	Mazzoni	Torlakson
Bustamante	Havice	Migden	Vincent
Cardenas	Hertzberg	Murray	Washington
Cardoza	Honda	Napolitano	Wayne
Cedillo	Keeley	Ortiz	Wildman
Davis	Knox	Papan	Mr. Speaker
Ducheny	Kuehl	Scott	
Escutia	Kuykendall	Shelley	

NOES—23

Ackerman	Bowler	Margett	Prenter
Aguiar	Brewer	Miller	Pringle
Alby	Campbell	Olberg	Richter
Baldwin	Granlund	Oller	Runner
Baugh	Kalोगian	Pacheco	Thompson
Bordonaro	Leonard	Poochigian	

Bill ordered reprinted, and to be returned to the third reading file.

MOTION TO TEMPORARILY SUSPEND THE RULES

Assembly Member Thompson moved that the rules be temporarily suspended for the purpose of permitting consideration of Senate Bill No. 50, as amended, without reference to file.

Assembly Member Morrissey seconded the motion.

Parliamentary Inquiry

Assembly Member Pringle arose to the following parliamentary inquiry:

If the Thompson motion for temporarily suspension of the rules carries, does that permit immediate consideration of Senate Bill No. 50?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that a temporary suspension of the Rules would permit immediate consideration of Senate Bill No. 50, if the author requests to take up the bill. The author may, however, wish to have public input on the bill, as amended.

Parliamentary Inquiry

Assembly Member Pringle arose to the following parliamentary inquiry:

Were the amendments to Senate Bill No. 50 not received at the Desk today?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied in the affirmative.

Parliamentary Inquiry

Assembly Member Pringle arose to the following parliamentary inquiry:

Was the Minority Party not prepared to review and vote on the amendments to Senate Bill No. 50 which were placed across the Desk today?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied in the affirmative.

Further Consideration of Thompson Motion

The question being on the Thompson motion for temporary suspension of the rules as they relate to Senate Bill No. 50.

Motion for temporary suspension of the rules lost by the following vote:

AYES—32

Ackerman	Brewer	Kuykendall	Pacheco
Aguiar	Campbell	Leach	Poochigian
Alby	Cunneen	Leonard	Prenter
Baldwin	Firestone	Margett	Pringle
Battin	Frusetta	Miller	Richter
Baugh	Goldsmith	Morrissey	Runner
Bordonaro	Granlund	Olberg	Thompson
Bowler	Kaloogian	Oller	Woods

NOES—40

Alquist	Escutia	Lempert	Shelley
Baca	Figueroa	Martinez	Strom-Martin
Bowen	Floyd	Mazzoni	Sweeney
Brown	Gallegos	McClintock	Thomson
Bustamante	Havice	Migden	Torlakson
Cardenas	Hertzberg	Murray	Vincent
Cardoza	Honda	Napolitano	Washington
Cedillo	Keeley	Ortiz	Wayne
Davis	Knox	Papan	Wildman
Ducheny	Kuehl	Scott	Mr. Speaker

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 Thompson motion to temporarily suspend the rules as they relate to Senate Bill No. 50.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1182 (Costa)—An act to amend Sections 16140, 16141, 16142, and 16146 of, to add Sections 56375.4 and 56375.45 to, and to add Article 7 (commencing with Section 51296) to Chapter 7 of Part 7 of Division 1 of Title 5 of, the Government Code, to amend Section 426 of, and to add Section 423.4 to, the Revenue and Taxation Code, relating to agricultural land, and declaring the urgency thereof, to take effect immediately.

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.

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 the Villaraigosa motion to amend Senate Bill No. 50.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 2192 (Vasconcellos)—An act to add Section 12941.2 to the Government Code, relating to employment.

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.

SENATE BILL NO. 1873 (Alpert)—An act to add Section 96.18 to the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend by Assembly Member Villaraigosa

Assembly Member Villaraigosa moved the adoption of amendments.
Amendments read.

**At 6 p.m., Assistant Speaker pro Tempore Joe Baca,
62nd District, presiding**

Point of Order

Assembly Member Campbell arose to the following point of order:

It is the practice of the House that questions of Members be directed to the author.

Ruling by Assistant Speaker pro Tempore Baca

The Assistant Speaker pro Tempore ruled the point of order well-taken.

Point of Order

Assembly Member Martinez arose to the following point of order:

It has been the practice that Members have been permitted to ask questions of Members other than the author.

Reply by Speaker pro Tempore Baca

The Assistant Speaker pro Tempore replied that questions of Members other than the author have been permitted in the absence of objection.

At 6:10 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

Announcement

Speaker pro Tempore Kuehl announced that an additional amendment to add coauthors was placed on the Members' desks, and would be incorporated in the amendment presented by Assembly Member Villaraigosa.

Amendments Adopted

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

MOTION TO ADJOURN

At 6:15 p.m., Assembly Member Shelley moved that the Assembly do now adjourn.

Assembly Member Escutia seconded the motion.

Motion Withdrawn

Assembly Member Shelley withdrew his motion to adjourn, with the consent of the second to the motion.

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. 1781 (Peace)—An act to amend Section 9606 of the Public Utilities Code, relating to public utilities.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

SENATE BILL NO. 2084 (Costa)—An act to amend Section 9080.3 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. 440 (Maddy)—An act to amend Sections 4027 and 4052 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. 2223 (Committee on Health and Human Services)—An act relating to the University of California.

Bill read 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—72

Ackerman	Cunneen	Leach	Poochigian
Aguiar	Davis	Lempert	Prenter
Alby	Ducheny	Leonard	Pringle
Alquist	Escutia	Machado	Richter
Baca	Figueroa	Margett	Runner
Baldwin	Firestone	Martinez	Scott
Battin	Frusetta	Mazzoni	Shelley
Baugh	Gallegos	McClintock	Strom-Martin
Bordonaro	Goldsmith	Migden	Sweeney
Bowen	Granlund	Miller	Thompson
Bowler	Havice	Morrissey	Thomson
Brewer	Hertzberg	Murray	Torlakson
Brown	Honda	Napolitano	Vincent
Bustamante	Kaloogian	Olberg	Washington
Campbell	Keeley	Oller	Wayne
Cardenas	Knox	Ortiz	Wildman
Cardoza	Kuehl	Pacheco	Woods
Cedillo	Kuykendall	Papan	Mr. Speaker

NOES—None

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Wildman announced that the Joint Legislative Audit Committee would reconvene today, upon adjournment of Floor session.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Motion by Assembly Member Floyd: Miller and Olberg—No.

Assembly Bill No. 583, Concurrence: Bustamante and Mazzoni—Aye.

Assembly Bill No. 2724, Concurrence: Bowen, Bustamante, Martinez, and Mazzoni—Aye; Baldwin—No.

Assembly Bill No. 732, Concurrence: Baldwin, Bowen, and Mazzoni—Aye.

Senate Bill No. 50, Villaraigosa amendments: Prenter—No.

MOTION TO ADJOURN

At 6:16 p.m., Assembly Member Shelley moved that the Assembly do now adjourn.

Assembly Member Papan seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 6:17 p.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 8, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 322

Assembly Bill No. 1314

Assembly Bill No. 632

Assembly Bill No. 1329

Assembly Bill No. 903

Assembly Bill No. 1531

And reports the same correctly enrolled, and presented to the Governor at 5 p.m., July 8, 1998.

E. DOTSON WILSON, Chief Clerk

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 179—Perata. Relative to Domestic Violence Prevention Week.

ASSEMBLY CONCURRENT RESOLUTION NO. 180—Oller. Relative to Historic U.S. Highway Route 40.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Higher Education, on July 13, 1998.

ADJOURNMENT

At 6:18 p.m., pursuant to the motion by Assembly Member Shelley, the Assembly adjourned until 3 p.m., Thursday, July 9, 1998, out of respect to the memory of Bob Molina, on motion of Assembly Member Baca; out of respect to the memory of Keiji Higashi, on motion of Assembly Member Martinez; and out of respect to the memory of Wing “John” Duck Young, on motion of Assembly Member Brown.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 8, 1998

—————

The following measures were amended in the Assembly on this day:

HR	RN	SB	RN
58	9815643	1630	9815658
		1647	9815239
ACR	RN	1692	9815654
155	9815411	1704	9815297
		1765	9815321
SB	RN	1873	9815802
17	9814974	1890	9815209
50	9815540	1898	9815706
55	9815202	1916	9814924
149	9815224	1927	9815245
180	9815384	1930	9815205
213	9815037	1984	9815210
378	9815112	2024	9815458
405	9815156	2039	9814927
648	9815396	2098	9815341
678	9815236	2111	9815126
1182	9815496	2119	9815397
1362	9815686	2166	9815444
1373	9815479	2181	9815323
1405	9815482	2192	9815703
1430	9814765		
1466	9815251	SJR	RN
1485	9815671	38	9815372
1530	9815363		

Daily Total: 41

Cumulative Total: 7180

Amendments were considered by the Assembly, but not adopted, to the following measure:

SB

- 50 (Prenter amendments—Set 9, RN 9806494, laid upon the table)
- (Olberg amendments—Set 11, RN 9815494, laid upon the table)

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, July 9, 1998

**TWO HUNDRED THIRTY-EIGHTH SESSION DAY
FIVE 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.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, July 9, 1998

The Assembly met at 10:30 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—69:

Ackerman	Cedillo	Margett	Pringle
Aguiar	Ducheny	Martinez	Richter
Alby	Figuroa	Mazzoni	Runner
Alquist	Firestone	McClintock	Scott
Aroner	Frusetta	Migden	Shelley
Ashburn	Gallegos	Miller	Strom-Martin
Baca	Granlund	Morrissey	Thompson
Baldwin	Havice	Morrow	Thomson
Battin	Hertzberg	Murray	Torlakson
Baugh	Honda	Napolitano	Vincent
Bordonaro	House	Olberg	Washington
Bowen	Keeley	Oller	Wayne
Bowler	Knox	Ortiz	Wildman
Brown	Kuehl	Pacheco	Woods
Bustamante	Kuykendall	Papan	Mr. Speaker
Campbell	Leach	Perata	
Cardenas	Leonard	Poochigian	
Cardoza	Machado	Prenter	

Quorum present.

At 1:37 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 Members were granted leaves of absence for the day:

Because of illness: Assembly Members Escutia, Takasugi, and Wright.

The following Assembly Members were excused for the day, and their per diem was waived: Brewer, Cunneen, Davis, Floyd, Goldsmith, Kaloogian, Lempert, and Sweeney.*

(* NOTE: For further explanation by Assembly Member Cunneen relative to per diem during the 1998 Budget delay, see Assembly Journal, page 7916.)

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 9, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
House Resolution No. 58

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

Assembly Chamber, July 9, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Concurrent Resolution No. 155

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

<i>Resolution No.</i>	<i>Committee</i>
178 -----	Rls.
179 -----	Rls.

Assembly Joint

<i>Resolution No.</i>	<i>Committee</i>
72 -----	Rls.
73 -----	Rls.

Senate

<i>Bill No.</i>	<i>Committee</i>
1083 -----	Trans.
1540 -----	Hum. S.
2241 -----	Nat. Res.

Senate Joint

<i>Resolution No.</i>	<i>Committee</i>
39 -----	Rls.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, July 9, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(12) as it relates to Senate Bills Nos. 262, 955, 977, 1504, 1508, 1529, 1536, 1638, 1653, 1702, 1717, 1730, and 1917.

MARTHA ESCUTIA

Above request ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS

Committee on Budget

July 9, 1998

Mr. Speaker: The Chair of your Committee on Budget reports:

Senate Bill No. 1855

With author's amendments with the recommendation: Amend, and re-refer to the committee.

DUCHENY, Chairwoman

SENATE BILL NO. 1855—An act relating to state-mandated local programs, 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

July 9, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 287

Senate Bill No. 1912

Senate Bill No. 1771

Senate Bill No. 2064

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 287—An act to amend Sections 15273, 15275, and 21000 of the Elections Code, relating to elections.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1771—An act to add Chapter 10.5 (commencing with Section 2850) to Division 3 of the Fish and Game Code, relating to wildlife.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1912—An act to amend Sections 44579.1 and 44579.5 of, to amend and repeal Sections 44670.6, 52022, and 52854, 56242 of, and to add Section 44579.2 to, the Education Code, relating to education finance, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 2064—An act to amend Sections 66021.2, 69532, 69535, and 69538 of, and to add Sections 66021.2 and 69540 to, the Education Code, relating to student financial aid, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 9, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 1627

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 1627—An act to add Sections 39672 and 72330.2 to the Education Code, and to amend Sections 830.32 and 832.3 of the Penal Code, relating to peace officers.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Natural Resources

July 9, 1998

Mr. Speaker: The Chair of your Committee on Natural Resources reports:
Senate Bill No. 681

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWEN, Chairwoman

SENATE BILL NO. 681—An act to amend Sections 14549, 14550, 14551, 14560, 14573, 14573.5, 14574, 14575, 14581, 14585, and 14591.1 of, to amend and repeal Section 14549.6 of, and to amend, repeal, and add Sections 14504 and 14580 of, the Public Resources Code, and to amend Sections 6011 and 6012 of the Revenue and Taxation Code, relating to beverage containers, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Governmental Organization

July 9, 1998

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:
Senate Bill No. 1652

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairwoman

SENATE BILL NO. 1652—An act to amend Sections 312, 6715, 16728, 22391, and 22443.1 of the Business and Professions Code, to amend Sections 1789.24, 1812.54, 1812.66, 1812.105, 1812.129, 1812.503, 1812.510, 1812.515, 1812.525, and 1812.600 of the Civil Code, to amend Sections 995.710 and 1279 of the Code of Civil Procedure, to add Section 319 to, and to repeal Section 318 of, the Corporations Code, to amend Sections 12511, 18342, and 19420 of the Education Code, to amend Sections 113, 126, 12302, 12402, 23600, 23713, 25004, 34460, 61230, 65584.3, 68083, and 68116 of the Government Code, to amend Sections 2224, 2226, 4739.5, 6501, 13830, 13876, 25395, 32137, 33102, and 34116 of the Health and Safety Code, to amend Sections 9626, 29728, 29731, and 30150 of the Public Resources Code, to amend Sections 7578, 11895, 22258, and 30205 of, and to repeal Sections 7579, 29254, 30944, and 100464 of, the Public Utilities Code, to amend Section 27123 of the Streets and Highways Code, to amend Section 40305.5 of the Vehicle Code, to amend Sections 30321.5, 30322, 30323, 31006, 34501, and 71598 of, and to repeal Section 34503 of, the Water Code, and to amend Sections 10 and 10.2 of Chapter 545 of the Statutes of 1943, relating to 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 Health

July 9, 1998

Mr. Speaker: The Chair of your Committee on Health reports:
Senate Bill No. 1140

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

SENATE BILL NO. 1140—An act to amend Sections 2191 and 2811.5 of, and to add Section 2196.2 to, the Business and Professions Code, relating to pain management.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Televising the Assembly and Information Technology, to convene a joint informational hearing with Senate Select Committee on Economic Development and Senate Select Committee on Procurement, Expenditures and Information Technology, on August 14, 1998, at 9 a.m., at the Santa Clara County Government Center, and on July 15, 1998, at 11:30 a.m.

MESSAGES FROM THE SENATE

Senate Chamber, July 9, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1301

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 9, 1998

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. 1382
Senate Bill No. 2170.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 9, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 2154
Senate Concurrent Resolution No. 71
Senate Joint Resolution No. 36

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

July 9, 1998

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: By direction of the Senate I am returning SB 480 and SB 858 to the Assembly for further action.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Above bills held at the Desk.

Senate Chamber, July 9, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 1857

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 9, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 1584

Senate Bill No. 1589

Senate Bill No. 1595

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 9, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 85

Senate Concurrent Resolution No. 93

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. 1857—An act to amend Section 44011.6 of, and to add Article 6 (commencing with Section 44299) to Chapter 9 of Part 5 of Division 26 of, the Health and Safety Code, relating to air quality, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1584—An act relating to the Department of General Services, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1589—An act relating to state government administration, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1595—An act relating to the Department of Corporations, and declaring the urgency thereof, to take effect immediately.

The following resolutions were read:

SENATE CONCURRENT RESOLUTION NO. 85—Relative to a California art works exhibition.

SENATE CONCURRENT RESOLUTION NO. 93—Relative to labor codes of conduct for California universities and colleges.

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. 678 and 1373, ordered to third reading;

(NOTE: Later this day Senate Bill No. 1373 was re-referred to the Committee on Appropriations.)

Senate Bills Nos. 405 and 1466, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 1875—An act to add Sections 126.5, 126.7, 130.5, and 130.7 to the Metropolitan Water District Act (Chapter 209 of the Statutes of 1969), relating to the Metropolitan Water District of Southern California.

Bill read second time; amendments proposed by the Committee on Water, Parks and Wildlife read and adopted, bill ordered printed and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1774—An act relating to vocational education.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Rules.

SENATE BILL NO. 1370—An act to amend Sections 37252 and 51216 of, to add Section 42239.2 to, and to add and repeal Section 42239.4 of the Education Code, relating to education, making an appropriation therefor, 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. 2080—An act to add Division 28 (commencing with Section 37000) to the Public Resources Code, and to amend Sections 17039 and 23036 of, and to add Sections 17053.30 and 23630 to, the Revenue and Taxation Code, relating to land and water conservation.

Bill read second time; 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. 2090—An act to amend Sections 82013, 82027.5, 84200, 84200.5, 84211, and 84214 of the Government Code, relating to the Political Reform Act of 1974.

Bill read second time; amendments proposed by the Committee on Elections, Reapportionment and Constitutional Amendments read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 309—An act to add Article 10.5 (commencing with Section 8264.6) to Chapter 2 of Part 6 of the Education Code, and to add Article 9 (commencing with Section 124172) to Chapter 3 of Part 2 of Division 6 of the Health and Safety Code, relating to the California Child Care Health Linkages Program.

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. 1911—An act to amend Section 9101 of, and to add Section 9101.5 to, the Welfare and Institutions Code, relating to aging, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Human Services read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1955—An act relating to public social services.

Bill read second time; amendments proposed by the Committee on Human Services read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1550—An act to add Sections 12020.3 and 12071.05 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. 1768—An act to amend, repeal, and add Section 2033.5 of the Code of Civil Procedure, and to amend Section 11177.2 of, and to amend, repeal, and add Sections 987, 1202.4, and 1214 of, the Penal Code, relating to criminal restitution.

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. 1976—An act to add Section 4536.5 to the Penal Code, and to amend Sections 6600.05, 6601, 6602, 6602.5, 6603, 6604.1, 6609.1, 6609.2, and 6609.3 of the Welfare and Institutions 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. 2116—An act to amend Section 290 of, to add Section 11055 to, and to add and repeal Section 290.01 of, the Penal Code, relating to sex offender registration.

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. 2210—An act to amend Section 832.7 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. 1879—An act to amend Section 20093 of the Government Code, relating to the Public Employees' Retirement System.

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. 2083—An act relating to state employees, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on 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. 1964—An act to amend Section 40000.15 of, and to add Article 17 (commencing with Section 28150) to Chapter 5 of Division 12 of, the Vehicle Code, relating to vehicles.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1760—An act to amend Sections 66006 and 66013 of the Government Code, relating to land use.

Bill read second time; amendments proposed by the Committee on Local Government, read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1656—An act to amend Section 41204.1 of the Education Code, and to add Section 97.24 to 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. 2004—An act to repeal Sections 6523.5, 6523.6, 6523.7, and 6523.75 of, and to repeal and add Section 6524 of, the Government Code, relating to joint powers agreement.

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. 983—An act to amend Section 14094.3 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. 2092—An act to add Section 14005.22 to the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 822—An act to add Chapter 3 (commencing with Section 2050) to Division 2.5 of the Welfare and Institutions Code, relating to youth.

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. 1700—An act to amend Sections 13825.2, 13825.4, and 13825.6 of the Penal Code and to amend Section 1915 of the Welfare and Institutions Code, relating to crime prevention, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 2168—An act to amend Sections 11370.2 and 11379.9 of the Health and Safety Code, to amend Sections 245.1, 286, 288a, 289, 290, 368, 422.75, 667.61, 667.7, 1170.11, 1174.4, 1192.7, 1269b, 2933.5, 2962, 3003, 3057, and 12022.53 of the Penal Code, and to amend Sections 676, 707, and 3052 of the Welfare and Institutions Code, relating to crimes, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1103—An act to amend Sections 64, 441, 465, 834, 995.2, and 5802 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. 1982—An act to amend Sections 101, 144, 149, 205, and 655.2 of, to add Article 8 (commencing with Section 2539.5) to Chapter 5.3 of, to add Chapter 7.3 (commencing with Section 3200) of, and to add Article 8 (commencing with Section 3460) to Chapter 7.5 of, Division 2 of, and to repeal Chapter 5.3 (commencing with Section 2530) and Chapter 7.5 (commencing with Section 3300) of Division 2 of, the Business and Professions Code, to amend Section 10176 of the Insurance Code, and to amend Section 14132.55 of the Welfare and Institutions Code, relating to regulatory boards and commissions.

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. 2075—An act to amend Section 9873 of the Business and Professions Code, and to amend Section 12741 of the Insurance Code, relating to service contracts.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 937—An act to amend Sections 14837 and 14838 of, to repeal Section 926.17 of, and to repeal and add Section 926.15 of, the Government Code, and to add Chapter 2.3 (commencing with Section 10600) to Part 2 of Division 2 of the Public Contract Code, relating to state contracts.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 610—An act to amend Sections 22134, 23201, and 24201 of the Education Code, and to add Section 31840.8 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.

SENATE BILL NO. 1469—An act to amend Sections 19801, 19834, and 19834A of, and to add Section 19851.5 to, the Business and Professions Code, relating to gambling.

Bill read 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. 930—An act to amend Sections 1785.16 and 1785.17 of, and to add Sections 1747.82 and 1785.11.5 to, the Civil Code, relating to consumer credit.

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. 224—An act to amend Section 41365 of the Education Code, relating to charter schools, 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. 1412—An act to amend Sections 48980, 60119, 60242, and 60242.5 of, to add Section 60240.5 to, to add Article 1.5 (commencing with Section 60007) to Chapter 1 of, and to add Article 5.3 (commencing with Section 60255) to Chapter 2 of, Part 33 of, the Education Code, relating to education, making an appropriation therefor, 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. 1467—An act to amend Section 42249.4 of, and to add Section 42249.3 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. 1751—An act to add Section 17052 to 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. 1832—An act to amend Section 52488 of, and to add Article 9.5 (commencing with Section 52495) to Chapter 9 of Part 28 of, the Education Code, relating to an education incentive program.

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. 549—An act to add Section 99.3 to 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 returned to the second reading file, and to be placed upon the Consent Calendar.

SENATE BILL NO. 1907—An act to amend Section 50474 of, and to add Section 50474.1 to, the Government Code, relating to airports.

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. 555—An act to add Article 6.5 (commencing with Section 124115) to Chapter 3 of Part 2 of Division 106 of the Health and Safety Code, and to add Section 14132.26 to the Welfare and Institutions Code, relating to child health, making an appropriation therefor, and declaring the urgency thereof to take effect immediately.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1194—An act to amend Section 14087.325 of the Welfare and Institutions Code, relating to public social 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. 1537—An act to amend Section 10232.25 of, to add Section 10232.23 to, and to repeal Section 10232.2 of, the Insurance Code, relating to long-term care 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. 1070—An act to add Section 2893.2 to the Public Utilities Code, relating to telecommunications.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2035—An act to add Section 56.115 to the Civil Code, relating to mental health records.

Bill read second time, and ordered to third reading.

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. 1373.

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS**

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 23, Senate Constitutional Amendment No. 13, and Senate Bill No. 1419 were continued until the next legislative day.

BILLS RETURNED TO THIRD READING FILE

Pursuant to Assembly Rule 78, the following bills were withdrawn from the inactive file, and placed upon the third reading file:

- Senate Bill No. 379**, on request of Assembly Member Gallegos;
- Senate Bill No. 687**, on request of Assembly Member Murray.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 9, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 60

And reports the same correctly enrolled, and presented to the Secretary of State on the 9th day of July, 1998, at 1:30 p.m.

E. DOTSON WILSON, Chief Clerk
Assembly Chamber, July 9, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

- | | |
|------------------------|------------------------|
| Assembly Bill No. 135 | Assembly Bill No. 2120 |
| Assembly Bill No. 1689 | Assembly Bill No. 2556 |
| Assembly Bill No. 1775 | Assembly Bill No. 2612 |
| Assembly Bill No. 1796 | Assembly Bill No. 2694 |
| Assembly Bill No. 1852 | Assembly Bill No. 2702 |
| Assembly Bill No. 1891 | Assembly Bill No. 2704 |

And reports the same correctly enrolled, and presented to the Governor at 2:30 p.m., July 9, 1998.

E. DOTSON WILSON, Chief Clerk

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as a Committee on Conference concerning Senate Bill No. 2170:

Wayne, Bowen, and Prenter.

ADJOURNMENT

At 5 p.m., the Assembly adjourned until 8 a.m., Friday, July 10, 1998.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 9, 1998

The following measures were amended in the Assembly on this day:

SB	RN	SB	RN
224	9815281	1760	9815312
287	9815776	1768	9815244
309	9815332	1771	9815640
549	9815711	1774	9815284
555	9815487	1832	9815665
610	9815208	1855	9815675
681	9815435	1875	9815491
822	9815243	1879	9815157
930	9815762	1907	9815684
937	9815480	1911	9815362
983	9815369	1912	9815849
1103	9815716	1955	9815360
1140	9815793	1964	9815584
1194	9815144	1976	9815616
1370	9815291	1982	9815319
1412	9815283	2004	9815488
1467	9815278	2064	9815352
1469	9813963	2075	9815615
1537	9815688	2080	9815650
1550	9815723	2083	9815305
1627	9815249	2090	9815624
1652	9815581	2092	9815167
1656	9815400	2116	9815589
1700	9815246	2168	9815164
1751	9815285	2210	9815613

Daily Total: 50
Cumulative Total: 7230

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Friday, July 10, 1998

**TWO HUNDRED THIRTY-NINTH SESSION DAY
FIVE 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.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Friday, July 10, 1998

The Assembly met at 8 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

At 8:01 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 bring in the absent Members.

Quorum Present

At 8:17 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	Cedillo	Lempert	Prenter
Aguiar	Cunneen	Leonard	Pringle
Alby	Davis	Machado	Richter
Alquist	Ducheny	Margett	Runner
Aroner	Escutia	Martinez	Scott
Ashburn	Figueroa	Mazzoni	Shelley
Baca	Firestone	McClintock	Strom-Martin
Baldwin	Frusetta	Migden	Sweeney
Battin	Gallegos	Miller	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Vincent
Bowler	Honda	Olberg	Washington
Brewer	House	Oller	Wayne
Brown	Keeley	Ortiz	Wildman
Bustamante	Knox	Pacheco	Woods
Campbell	Kuehl	Papan	Mr. Speaker
Cardenas	Kuykendall	Perata	
Cardoza	Leach	Poochigian	

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Assembly Member Debra Bowen, of the 53rd Assembly District:

Your grace sustains us throughout every difficulty and supplies our needy hearts with encouragement. Give us wisdom for the work that is before us. Calm our attitudes; bless us with strength to do the work of this new day.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Davis then led the Assembly in the pledge of allegiance to the Flag.

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Assembly Member Scott, seconded by Assembly Member Campbell.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

Because of illness: Assembly Members Takasugi and Wright.

The following Assembly Members were excused for the day, and their per diem was waived: Floyd, Granlund, Kaloogian, and Morrow.

COMMUNICATIONS

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

July 10, 1998

*Mr. E. Dotson Wilson
Chief Clerk, California State Assembly
State Capitol
Sacramento, California*

Dear Mr. Wilson,

Due to the late enactment of a state budget, please be advised that I will be donating all pay and per diem from July 1, 1998 until the budget is signed.

In lieu of refusing the pay and returning it to the Assembly operating budget, I will donate it to the Boys and Girls Clubs in my district. I strongly believe that these organizations will be better able to spend these funds in a more responsible fashion than the State Assembly.

Sincerely,

JIM MORRISSEY, Assembly Member
Sixty-ninth District

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, July 10, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(12) as it relates to Senate Bill No. 1083.

KEVIN MURRAY

Above request ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS
Committee on Transportation

July 10, 1998

Mr. Speaker: The Chair of your Committee on Transportation reports:
Senate Bill No. 1083

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

SENATE BILL NO. 1083—An act relating to public social services.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Governmental Organization

July 10, 1998

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:
Senate Bill No. 1375

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairwoman

SENATE BILL NO. 1375—An act to amend Section 19596.1 of the Business and professions Code, relating to horse racing.

Bill read 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 9, 1998

Mr. Speaker: Your Committee on Rules reports:
Assembly Concurrent Resolution No. 178

With amendments with the recommendation: Amend, and be adopted, as amended.

HERTZBERG, Chairman

Above resolution ordered on file.

Date of Hearing: July 9, 1998

Mr. Speaker: Your Committee on Rules reports:
Assembly Concurrent Resolution No. 175
Assembly Concurrent Resolution No. 177
Assembly Concurrent Resolution No. 179

With the recommendation: Be adopted.

HERTZBERG, Chairman

Above resolutions ordered on file.

Date of Hearing: July 9, 1998

Mr. Speaker: Your Committee on Rules reports:
Assembly Joint Resolution No. 43

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.

HERTZBERG, Chairman

Above resolution ordered on file.

Date of Hearing: July 9, 1998

Mr. Speaker: Your Committee on Rules reports:

Assembly Joint Resolution No. 72

Assembly Joint Resolution No. 73

With the recommendation: Be adopted.

HERTZBERG, Chairman

Above resolutions ordered on file.

Date of Hearing: July 9, 1998

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 82

With the recommendation: Be adopted, and be re-referred to the Committee on Appropriations.

HERTZBERG, Chairman

Above resolution re-referred to the Committee on Appropriations.

Date of Hearing: July 9, 1998

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 67

With the recommendation: Be adopted.

HERTZBERG, Chairman

Above resolution ordered on file.

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 Christopher De Leon, of Montclair, survived by his parents and his brother and sister.

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 Tanillia Margaret Shiver, Talejah Jacklyn Simpson, and Taeya Rayshawn Parks, of Salinas and Stanley C. Guidici, of King City.

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 D. Hart, Sandy Sugrue, and Louise M. Davies, of San Francisco.

Assembly Member Thomson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Brandon Ervin, of Citrus Heights.

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 Frank Moser and Haralson Smith, of Coronado.

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 Beverly Medina, of La Mirada.

**RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO
ASSEMBLY RULE 77.2
AND UNANIMOUS CONSENT GRANTED**

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Senate Bill No. 1873 to the Committee on Appropriations, and was granted unanimous consent that the bill be returned to the third reading file upon being reported from the Committee on Appropriations.

SPECIAL COMMITTEE MEETINGS

Assembly Member Migden was granted unanimous consent that the Committee on Appropriations be permitted to hold a special meeting today, and that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 1873 for hearing.

RE-REFERENCE OF BILLS

Assembly Migden was granted unanimous consent that Senate Bill No. 1623 be re-referred from the Committee on Appropriations to the Committee on Judiciary.

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. 2082, on request of Assembly Member Shelley.

SPECIAL RECOGNITION

The Members of the Assembly joined in extending best wishes to Assembly Member McClintock on the occasion of his birthday.

ASSEMBLY CONCURRENT RESOLUTION NO. 179 TAKEN UP BY UNANIMOUS CONSENT

Upon request of Assembly Member Shelley, Assembly Member Perata was granted unanimous consent to take up Assembly Concurrent Resolution No. 179, without reference to file, and that the same be considered engrossed.

ASSEMBLY CONCURRENT RESOLUTION NO. 179—Relative to Domestic Violence Prevention Week.

Resolution read, and adopted by the following vote:

AYES—65

Ackerman	Cedillo	Leach	Prenter
Aguiar	Cunneen	Leonard	Runner
Alby	Davis	Machado	Scott
Alquist	Ducheny	Margett	Shelley
Aroner	Escutia	Martinez	Strom-Martin
Ashburn	Figueroa	Mazzoni	Sweeney
Baca	Frusetta	McClintock	Thompson
Baldwin	Gallegos	Migden	Thomson
Battin	Goldsmith	Miller	Torlakson
Baugh	Havice	Morrissey	Washington
Bordonaro	Hertzberg	Murray	Wayne
Bowen	Honda	Olberg	Wildman
Bowler	House	Oller	Woods
Brewer	Keeley	Pacheco	Mr. Speaker
Bustamante	Knox	Papan	
Campbell	Kuehl	Perata	
Cardoza	Kuykendall	Poochigian	

NOES—None

Resolution ordered transmitted to the Senate.

REQUEST FOR PHOTOGRAPHER

Assembly Member Cardoza was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

**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. 2210, 610, 1469, 930, and 1907, ordered to third reading;

Senate Bills Nos. 2004 and 549, ordered to the Consent Calendar.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 8:33 a.m., by unanimous consent, the members of the Committee on Appropriations were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

At 8:34 a.m., Hon. Fred Keeley, 27th District, presiding

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
MOTIONS TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 23, Senate Constitutional Amendment No. 13, and Senate Bill No. 1419 were continued until Monday, July 13, 1998.

**NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1735
FROM COMMITTEE CONTINUED**

Unanimous consent was granted that the notice of motion to withdraw Assembly Bill No. 1735 from the Committee on Public Safety be continued until Monday, July 13, 1998.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 10 (Runner)—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 third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Runner moved a call of the Assembly.

Motion carried. Time, 8:50 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

At 8:51 a.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

**CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 21
BY UNANIMOUS CONSENT**

Assembly Member Papan was granted unanimous consent to take up Assembly Constitutional Amendment No. 21, out of order.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 21 (Papan)—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending and repealing Section 2 of, and by adding Section 2.1 to, Article IV thereof, and by amending Section 7 of Article XX thereof, relating to state government.

Resolution read third time.

Motion to Amend

Assembly Member Papan moved the adoption of amendments.

Amendments read.

Request for Division of the Question

Assembly Member McClintock requested that the question be divided to permit consideration of amendments prohibiting the California Citizens Compensation Commission from increasing for any year the salary of a Member of the Legislature by more than 5% from the current salary of the Member, separately.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled that the question is divisible, as requested.

Question 1

Shall amendments relative to limitation of salary increases for Members of the Legislature be adopted?

Roll Call Demanded

Assembly Members McClintock, Richter, and Morrissey, demanded a roll call.

The roll was called, and the amendments contained in Question 1 were adopted by the following vote:

AYES—64

Ackerman	Cunneen	Lempert	Poochigian
Aguiar	Davis	Leonard	Prenter
Alby	Ducheny	Machado	Pringle
Alquist	Escutia	Margett	Richter
Baca	Figueroa	Mazzoni	Runner
Baldwin	Firestone	McClintock	Scott
Battin	Frusetta	Migden	Shelley
Baugh	Gallegos	Miller	Strom-Martin
Bordonaro	Havice	Morrissey	Sweeney
Bowen	Hertzberg	Murray	Thompson
Bowler	Honda	Napolitano	Thomson
Brewer	Keeley	Olberg	Torlakson
Brown	Knox	Oller	Vincent
Bustamante	Kuehl	Pacheco	Washington
Campbell	Kuykendall	Papan	Woods
Cardoza	Leach	Perata	Mr. Speaker

NOES—None

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 Question 1, as it relates to Assembly Constitutional Amendment No. 21.

Question 2

Shall the amendments that require that the 40 Assembly Members elected from even-numbered districts to terms commencing on December 4, 2000, shall serve two-year terms, in order to provide for staggered elections of Assembly Members, be adopted?

Roll Call Demanded

Assembly Members McClintock, Richter, and Morrissey, demanded a roll call.

The roll was called, and the amendments contained in Question 2 were adopted by the following vote:

AYES—32

Alquist	Figueroa	Leonard	Strom-Martin
Aroner	Gallegos	Martinez	Thompson
Bowen	Hertzberg	Mazzoni	Thomson
Brown	Honda	Migden	Torlakson
Cardoza	Keeley	Napolitano	Vincent
Cedillo	Knox	Papan	Washington
Ducheny	Kuehl	Perata	Wildman
Escutia	Lempert	Shelley	Mr. Speaker

NOES—27

Ackerman	Campbell	Leach	Pacheco
Aguiar	Cunneen	Margett	Poochigian
Baldwin	Firestone	McClintock	Prenter
Battin	Frusetta	Miller	Pringle
Baugh	Goldsmith	Morrissey	Richter
Bordonaro	House	Olberg	Woods
Brewer	Kuykendall	Oller	

Resolution ordered reprinted, and to be returned to the third reading file.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 9:01 a.m., by unanimous consent, the members of the Committee on Governmental Organization 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.

REPORTS OF STANDING COMMITTEES**Committee on Appropriations**

Date of Hearing: July 10, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1873

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bill ordered to third reading, pursuant to unanimous consent granted earlier this day.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS**

SENATE BILL NO. 1505 (Lewis)—An act to amend Sections 2151, 13203, 13206, 13300, 13301, and 13302 of the Elections Code, as amended by Proposition 198 of the March 26, 1996, primary election, relating to elections, and calling a special election to be consolidated with the general election of November 3, 1998, to take effect immediately, as an act calling an election.

Bill read third time, and presented by Assembly Member Leonard.

**At 9:13 a.m., Assistant Speaker pro Tempore Joe Baca,
62nd District, presiding**

Bill passed by the following vote:

AYES—52

Ackerman	Brewer	Kuykendall	Pacheco
Aguiar	Campbell	Leach	Perata
Alby	Cunneen	Leonard	Poochigian
Alquist	Davis	Machado	Prenter
Aroner	Ducheny	Margett	Pringle
Ashburn	Escutia	Martinez	Runner
Baca	Figueroa	Mazzoni	Shelley
Baldwin	Frusetta	McClintock	Sweeney
Battin	Gallegos	Miller	Thompson
Baugh	Goldsmith	Morrissey	Torlakson
Bordonaro	Honda	Murray	Wayne
Bowen	House	Olberg	Woods
Bowler	Keeley	Oller	Mr. Speaker

NOES—12

Bustamante	Havice	Ortiz	Strom-Martin
Cardenas	Kuehl	Richter	Thomson
Cardoza	Migden	Scott	Wildman

Bill ordered transmitted to the Senate

At 9:33 a.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

**REPORTS OF STANDING COMMITTEES
Committee on Governmental Organization**

Date of Hearing: June 10, 1998

Mr. Speaker: Your Committee on Governmental Organization reports:

Assembly Bill No. 786

With the recommendation: That the Senate amendments be concurred in.

BROWN, Chairwoman

Above bill ordered to unfinished business.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 50 (O'Connell)—An act to amend Sections 17014, 17260, 17262, 17303, 17305, and 17306 of, to add Sections 17005.6, 17005.7, 17005.8, 17009.5, 17030.1, and 17060.5 to, to add Part 68 (commencing with Section 100400) to, to repeal Section 15101 of, and to repeal and add Section 17261 of, the Education Code, to amend Section 1003 of the Elections Code, and to amend Section 4420 of the Government Code, relating to education facilities, making an appropriation therefor, and by providing the funds necessary therefor through an election for, and the issuance and sale of, bonds of the State of California and by providing for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Mazzoni.

Urgency Clause

Urgency clause read.

Demand for Previous Question

Assembly Members Campbell, Bowler, Thompson, Bordonaro, and Vincent demanded the previous question. Demand sustained.

Roll Call Demanded

Assembly Member Baca demanded a roll call.

Demand not sustained.

Additional Time for Debate Granted

Assembly Member Villaraigosa was granted unanimous consent that Assembly Member Mazzoni be granted 5 minutes additional time to close debate.

The question being on the adoption of the urgency clause.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Shelley 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.

CAUCUS ANNOUNCEMENTS

At 11:01 a.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 11:01 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 12:10 p.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 10**

At 12:11 p.m., on motion of Assembly Member Runner, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Constitutional Amendment No. 10 adopted by the following vote:

AYES—64

Ackerman	Cunneen	Leach	Prenter
Aguiar	Davis	Lempert	Pringle
Alby	Ducheny	Leonard	Richter
Alquist	Figueroa	Machado	Runner
Ashburn	Firestone	Margett	Scott
Baca	Frusetta	Mazzoni	Shelley
Baldwin	Gallegos	Migden	Strom-Martin
Battin	Goldsmith	Miller	Thompson
Baugh	Havice	Morrissey	Thomson
Bordonaro	Hertzberg	Napolitano	Torlakson
Bowler	Honda	Olberg	Vincent
Brown	House	Oller	Washington
Campbell	Keeley	Ortiz	Wayne
Cardenas	Knox	Papan	Wildman
Cardoza	Kuehl	Perata	Woods
Cedillo	Kuykendall	Poochigian	Mr. Speaker

NOES—4

Martinez	McClintock	Murray	Sweeney
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Resolution ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO SENATE BILL NO. 50**

At 12:11 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 urgency clause to Senate Bill No. 50 refused adoption by the following vote:

AYES—46

Alquist	Escutia	Lempert	Shelley
Aroner	Figueroa	Machado	Strom-Martin
Baca	Frusetta	Martinez	Sweeney
Bowen	Gallegos	Mazzoni	Thomson
Brown	Havice	Migden	Torlakson
Bustamante	Hertzberg	Morrissey	Vincent
Cardenas	Honda	Murray	Washington
Cardoza	Keeley	Napolitano	Wayne
Cedillo	Knox	Ortiz	Wildman
Cunneen	Kuehl	Papan	Mr. Speaker
Davis	Kuykendall	Perata	
Ducheny	Leach	Scott	

NOES—24

Ackerman	Bordonaro	Margett	Prenter
Aguiar	Bowler	McClintock	Pringle
Alby	Brewer	Miller	Richter
Ashburn	Campbell	Olberg	Runner
Baldwin	House	Oller	Thompson
Baugh	Leonard	Poochigian	Woods

**Request for Immediate Reconsideration
of Urgency Clause to Senate Bill No. 50**

Assembly Member Mazzoni requested unanimous consent that the vote be immediately reconsidered whereby the urgency clause to Senate Bill No. 50 was this day refused adoption.

Assembly Member Olberg withheld unanimous consent.

Objection Withdrawn

Objection to the request by Assembly Member Mazzoni for immediate reconsideration of the vote on Senate Bill No. 50, was withdrawn.

Urgency Clause to Senate Bill No. 50 Reconsidered Immediately

Assembly Member Mazzoni was granted unanimous consent that the vote be immediately reconsidered whereby the urgency clause to Senate Bill No. 50 was this day refused adoption, and that the bill be passed on file, to retain its place on file.

Objection to Vote Adds

Assembly Member Keeley 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. 50.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Upon request of Assembly Member Shelley, Assembly Member Ortiz was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1301.

ASSEMBLY BILL NO. 1301 (Ortiz)—An act to amend Sections 24353, 26857, 27361, 68085, 68085.5, 68547, 77200, 77201.1, 77204, 77205, 77205.5, 77207, 77209, 77212, and 77654 of, and to add Section 77201 to, the Government Code, and to amend Section 1463.001 of, and to add Section 1463.007 to, the Penal Code, relating to trial court funding, and 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	Cunneen	Leonard	Pringle
Aguiar	Davis	Machado	Richter
Alby	Ducheny	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Frusetta	McClintock	Strom-Martin
Baca	Gallegos	Migden	Sweeney
Baldwin	Goldsmith	Miller	Thompson
Battin	Havice	Morrissey	Thomson
Baugh	Hertzberg	Murray	Torlakson
Bordonaro	Honda	Napolitano	Vincent
Bowen	House	Olberg	Washington
Bowler	Keeley	Oller	Wayne
Brewer	Knox	Ortiz	Wildman
Brown	Kuehl	Pacheco	Woods
Cardenas	Kuykendall	Papan	Mr. Speaker
Cardoza	Leach	Poochigian	
Cedillo	Lempert	Prenter	

NOES—1

Campbell

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—70

Ackerman	Cunneen	Leonard	Pringle
Aguiar	Davis	Machado	Richter
Alby	Ducheny	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Frusetta	McClintock	Strom-Martin
Baca	Gallegos	Migden	Sweeney
Baldwin	Goldsmith	Miller	Thompson
Battin	Havice	Morrissey	Thomson
Baugh	Hertzberg	Murray	Torlakson
Bordonaro	Honda	Napolitano	Vincent
Bowen	House	Olberg	Washington
Bowler	Keeley	Oller	Wayne
Brewer	Knox	Ortiz	Wildman
Brown	Kuehl	Pacheco	Woods
Cardenas	Kuykendall	Papan	Mr. Speaker
Cardoza	Leach	Poochigian	
Cedillo	Lempert	Prenter	

NOES—1

Campbell

Above bill ordered enrolled.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Upon request of Assembly Member Shelley, Assembly Member Machado was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 786, without reference to file.

ASSEMBLY BILL NO. 786 (Machado)—An act to amend Section 402 of the Government Code, relating to state government, 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	Cedillo	Lempert	Poochigian
Aguiar	Cunneen	Leonard	Prenter
Alby	Davis	Machado	Pringle
Alquist	Ducheny	Margett	Richter
Aroner	Figueroa	Martinez	Runner
Ashburn	Firestone	Mazzoni	Scott
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Thompson
Baugh	Haveice	Morrissey	Thomson
Bordonaro	Hertzberg	Murray	Torlakson
Bowen	Honda	Napolitano	Vincent
Bowler	House	Olberg	Washington
Brewer	Keeley	Oller	Wayne
Brown	Knox	Ortiz	Wildman
Campbell	Kuehl	Pacheco	Woods
Cardenas	Kuykendall	Papan	Mr. Speaker
Cardoza	Leach	Perata	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—71

Ackerman	Cedillo	Lempert	Poochigian
Aguiar	Cunneen	Leonard	Prenter
Alby	Davis	Machado	Pringle
Alquist	Ducheny	Margett	Richter
Aroner	Figueroa	Martinez	Runner
Ashburn	Firestone	Mazzoni	Scott
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Thompson
Baugh	Haveice	Morrissey	Thomson
Bordonaro	Hertzberg	Murray	Torlakson
Bowen	Honda	Napolitano	Vincent
Bowler	House	Olberg	Washington
Brewer	Keeley	Oller	Wayne
Brown	Knox	Ortiz	Wildman
Campbell	Kuehl	Pacheco	Woods
Cardenas	Kuykendall	Papan	Mr. Speaker
Cardoza	Leach	Perata	

NOES—None

Above bill ordered enrolled immediately.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1660 (Lewis)—An act to amend Sections 66458, 66462, and 66477.1 of the Government Code, relating to local agencies.

Rules Temporarily Suspended

Assembly Member Aguiar was granted unanimous consent that Assembly Rule 69(b) be suspended to permit consideration of amendments to Senate Bill No. 1660.

~~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.~~

(NOTE: On August 10, 1998, the action was rescinded whereby Senate Bill No. 1660 was read a third time, amendments to the bill read and adopted, and the bill ordered reprinted. See page 8248.)

**RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO
ASSEMBLY RULE 77.2**

~~Upon request of Assembly Member Aguiar, pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Senate Bill No. 1660 to the Committee on Local Government.~~

(NOTE: On August 10, 1998, the action was rescinded whereby Senate Bill No. 1660 was re-referred to the Committee on Local Government, pursuant to Assembly Rule 77.2. See page 8248.)

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1338 (Johannessen)—An act relating to state purchases, 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.

**ASSEMBLY CONCURRENT RESOLUTION NO. 178 TAKEN UP BY
UNANIMOUS CONSENT FOR SECOND READING**

Assembly Member Pacheco was granted unanimous consent to take up Assembly Concurrent Resolution No. 178 without reference to file, for the purpose of reading the bill a second time and adopting the committee amendments at this time.

ASSEMBLY CONCURRENT RESOLUTION NO. 178—Relative to the City of Riverside.

Resolution read; amendments proposed by the Committee on Rules read and adopted; resolution ordered reprinted.

**Assembly Concurrent Resolution No. 178 Taken up
by Unanimous Consent**

Assembly Member Pacheco was granted unanimous consent to take up Assembly Concurrent Resolution No. 178, without reference to file, and that the same be considered engrossed.

ASSEMBLY CONCURRENT RESOLUTION NO. 178—Relative to the City of Riverside.

Resolution read, and adopted by the following vote:

AYES—68

Ackerman	Cunneen	Lempert	Prenter
Aguiar	Davis	Leonard	Pringle
Alby	Ducheny	Margett	Richter
Alquist	Figuroa	Martinez	Runner
Ashburn	Firestone	Mazzoni	Scott
Baca	Frusetta	McClintock	Shelley
Battin	Gallegos	Migden	Strom-Martin
Baugh	Goldsmith	Miller	Sweeney
Bordonaro	Havice	Morrissey	Thompson
Bowen	Hertzberg	Napolitano	Thomson
Bowler	Honda	Olberg	Torlakson
Brewer	House	Oller	Vincent
Brown	Keeley	Ortiz	Washington
Bustamante	Knox	Pacheco	Wayne
Campbell	Kuehl	Papan	Wildman
Cardoza	Kuykendall	Perata	Woods
Cedillo	Leach	Poochigian	Mr. Speaker

NOES—1

Murray

Resolution ordered transmitted to the Senate immediately.

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 Concurrent Resolution No. 178.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 776 (Johannessen)—An act to add Sections 13332.19 and 14661 to the Government Code, relating to state property.

Bill read third time.

Motion to Amend

Assembly Member Campbell moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 469, on request of Assembly Member Pacheco.

ADJOURN IN MEMORY

Assembly Member Morrissey was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Firefighter Robert Cournoyer, of Anaheim.

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. 1466, on request of Assembly Member Leonard.

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. 1385 (Alpert)—An act to amend Section 121135 of the Health and Safety Code, relating to AIDS.

~~Bill read 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 18, 1998, the action was rescinded whereby Senate Bill No. 1385 was passed, and whereby the bill was ordered transmitted to the Senate. See page 8515.)

SENATE BILL NO. 237 (Johnson)—An act to amend Section 1765.1 of, and to add Sections 1760.6, and 1760.7 to the Insurance Code, relating to insurance.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

SENATE BILL NO. 1851 (Kelley)—An act to amend Section 130053 of, to add Section 130053.7 to, and to repeal and add Section 130053.5 of, the Public Utilities Code, relating to transportation.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar passed, by the following vote:

AYES—73

Ackerman	Cedillo	Leonard	Pringle
Aguiar	Cunneen	Machado	Richter
Alby	Davis	Margett	Runner
Alquist	Ducheny	Martinez	Scott
Aroner	Figueroa	Mazzoni	Shelley
Ashburn	Firestone	McClintock	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Baldwin	Gallegos	Miller	Thompson
Battin	Goldsmith	Morrissey	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Vincent
Bowen	Honda	Olberg	Washington
Bowler	House	Oller	Wayne
Brewer	Keeley	Ortiz	Wildman
Brown	Knox	Pacheco	Woods
Bustamante	Kuehl	Papan	Mr. Speaker
Campbell	Kuykendall	Perata	
Cardenas	Leach	Poochigian	
Cardoza	Lempert	Prenter	

NOES—None**SESSION SCHEDULE AND OTHER ANNOUNCEMENTS**

Speaker pro Tempore Kuehl announced the following session schedule:

Sunday, July 12, 1998, Check-in Session 5 p.m.—12 midnight;
Monday, July 13, 1998, Floor Session, 10 a.m.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Concurrent Resolution No. 179: Alby, Aroner, Brewer, Bustamante, Campbell, Goldsmith, Martinez, Miller, Murray, Pacheco, Prenter, and Wayne—Aye.

Assembly Constitutional Amendment No. 21, Question 2: Aroner—Aye; Goldsmith and Prenter—No.

Senate Bill No. 1505: Aroner, Margett, and Martinez—Aye.

Assembly Constitutional Amendment No. 10: Frusetta and Goldsmith—Aye.

MOTION TO ADJOURN

At 12:44 p.m., Assembly Member Shelley moved that the Assembly do now adjourn.

Assembly Member Scott seconded the motion.

Motion carried.

REMARKS ON CONDITION OF THE FILE

Assembly Member House arose to speak on the condition of the file.

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 12:46 p.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 10, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 583

Assembly Bill No. 2418

Assembly Bill No. 732

~~Assembly Bill No. 2724~~

And reports the same correctly enrolled, and presented to the Governor at 12:45 p.m., July 10, 1998.

E. DOTSON WILSON, Chief Clerk

(NOTE: On July 16, 1998, the action was rescinded whereby Assembly Bill No. 2724 was reported correctly enrolled and presented to the Governor. See page 7957.)

Assembly Chamber, July 10, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 786

And reports the same correctly enrolled, and presented to the Governor at 1:30 p.m., July 10, 1998.

E. DOTSON WILSON, Chief Clerk

INTRODUCTION OF GUESTS

Assembly Member Thomson, of the 8th Assembly District, introduced her sister Audrey Mac Leod Pfeiffer, of Middletown, Rhode Island.

Assembly Member Bordonaro, of the 33rd Assembly District, introduced Madyson Laura Brug, of Templeton.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Shelley, the Assembly adjourned until 5 p.m., Sunday, July 12, 1998, out of respect to the memory of Robert Cournoyer, on motion of Assembly Member Morrissey; out of respect to the memory of Christopher De Leon, on motion of Assembly Member Aguiar; out of respect to the memory of Tanillia Margaret Shiver, Talejah Jacklyn Simpson, Taeya Rayshawn Parks, and Stanley C. Guidici, on motion of Assembly Member Frusetta; out of respect to the memory of George D. Hart, Sandy Sugrue, Louise M. Davies, on motion of Assembly Member Shelley; out of respect to the memory of Brandon Ervin, on motion of Assembly Member Thomson; out of respect to the memory of Frank Moser and Haralson Smith, on motion of Assembly Member Baldwin; out of respect to the memory of Beverly Medina, on motion of Assembly Member Napolitano.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JULY 10, 1998**

The following measures were amended in the Assembly on this day:

ACA	RN
21	9815912

ACR	RN
178	9815866

SB	RN
776	9815854
1083	9815106
1338	9815707
1375	9815610
1660	9815129

Daily Total:	7
Cumulative Total:	7237

CALIFORNIA LEGISLATURE

1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Sunday, July 12, 1998

TWO HUNDRED FORTIETH SESSION DAY

FIVE HUNDRED EIGHTY-EIGHTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Sunday, July 12, 1998

The Assembly met at 5 p.m.

Hon. Bret Granlund, Assembly Member, 65th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The following were placed upon the roll call—61:

Ackerman	Ducheny	Machado	Prenter
Aguiar	Escutia	Margett	Pringle
Alquist	Figuroa	Martinez	Richter
Aroner	Frusetta	Mazzoni	Runner
Ashburn	Goldsmith	McClintock	Shelley
Baca	Granlund	Migden	Thompson
Battin	Havice	Morrissey	Torlakson
Baugh	Hertzberg	Morrow	Vincent
Bordonaro	Honda	Murray	Washington
Bowen	House	Napolitano	Wayne
Bowler	Keeley	Olberg	Wildman
Brewer	Knox	Oller	Woods
Brown	Kuehl	Ortiz	Mr. Speaker
Cardoza	Kuykendall	Pacheco	
Cedillo	Leach	Papan	
Davis	Leonard	Perata	

Quorum present.

At 9:35 p.m., Hon. George House, 25th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

Because of illness: Assembly Members Takasugi and Wright.

The following Assembly Members were excused for the day, and their per diem was waived: Alby, Baldwin, Bustamante, Campbell, Cardenas, Cunneen, Firestone, Floyd, Gallegos, Kaloogian, Lempert, Miller, Poochigian, Scott*, Strom-Martin, Sweeney, and Thomson.*

(NOTE: * For further explanation relative to per diem during the 1998 Budget delay, see Assembly Journal: Cunneen, page 7916 and Scott, page 7768.)

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. 621

Governor's Office, Sacramento
July 9, 1998

To the Members of the California Assembly:

I am returning Assembly Bill No. AB 621 without my signature.

This bill would establish the California Paraprofessional and Career Ladder Program to provide school districts with grants to increase the number of paraprofessional staff working in kindergarten and grades 1 to 6.

Increasing the number of paraprofessionals, or instructional aides, in California's classrooms is a laudable goal, however, a higher priority for the state is increasing the supply of teachers to reduce class size, fill subject shortage areas, and replace retiring teachers. This bill does not support an instructional aide either through education or professional experience toward earning a teaching credential and increasing the number of teachers. If hiring more instructional aides is a local school district priority, they have flexibility to use local funds for that purpose.

Cordially,

PETE WILSON

Veto Message—Assembly Bill No. 1649

Governor's Office, Sacramento
July 9, 1998

To the Members of the California Assembly:

I am returning Assembly Bill No. AB 1649 without my signature.

This bill would provide that classified employees of schools transferred to new districts through reorganization could remain employees of the initial district or become employees of the acquiring district as specified.

Current law provides classified staff with rights to their salary, leave, and benefits, and their job in the district where their continuing duties will be performed. This bill permits classified employees who are regularly assigned to a school which becomes a part of an acquiring district to elect to remain in the employ of the district losing the territory of the school, regardless of the employment needs of the district or the performance of the employee. This provision places unacceptable pressure on districts losing territory to find employment for classified staff who would not otherwise be their employees.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 10th day of July 1998, at 3:14 p.m., of Assembly Bills Nos. 621 and 1649, without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Karen Morgan.

RALPH ROMO

Acting Chief Clerk of the Assembly

MESSAGES FROM THE SENATE

Senate Chamber, July 9, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 224

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.

ADJOURNMENT

At 12 midnight, the Assembly adjourned until 10 a.m., Monday, July 13, 1998.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, July 13, 1998

**TWO HUNDRED FORTY-FIRST SESSION DAY
FIVE HUNDRED EIGHTY-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.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, July 13, 1998

The Assembly met at 3:47 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 Cunneen moved a quorum call of the Assembly. Motion carried. Time, 3:48 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 4 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	Cunneen	Leach	Prenter
Aguiar	Davis	Lempert	Pringle
Alby	Ducheny	Leonard	Richter
Alquist	Escutia	Machado	Runner
Aroner	Figuroa	Margett	Scott
Ashburn	Firestone	Martinez	Shelley
Baca	Floyd	Mazzoni	Strom-Martin
Baldwin	Frusetta	McClintock	Sweeney
Battin	Gallegos	Migden	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowen	Havice	Murray	Vincent
Bowler	Hertzberg	Napolitano	Washington
Brewer	Honda	Olberg	Wayne
Brown	House	Oller	Wildman
Bustamante	Kaloogian	Ortiz	Woods
Campbell	Keeley	Pacheco	Wright
Cardenas	Knox	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	
Cedillo	Kuykendall	Poochigian	

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Assembly Member Bill Leonard of the 63rd Assembly District:

Father God, We approach You in all humility acknowledging Your infinite mercy and understanding, and we ask that You be patient with us, with our mistakes, with our faltering efforts, and, yes, Lord, with our Caucuses. Save us from being discouraged and disillusioned by failure. Save us from uncontrolled pride in our successes.

Give us each day the grace to do our best for the world and for ourselves. Help us to look for and see the best in each individual and each endeavor. Help us to be positive and happy with You and with ourselves.

In Your name we pray.—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 Scott, 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:

Because of illness: Assembly Member Takasugi.

The following Assembly Member was excused for the day, and his per diem was waived: Miller.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

July 13, 1998

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Steve Baldwin to the Revenue and Taxation Committee in place of Assemblymember Nao Takasugi for today's hearing only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

Explanation of Absence—July 8, 1998

July 13, 1998

*The Honorable Antonio R. Villaraigosa
State Capitol Building, Room 219
Sacramento, California*

Dear Speaker Villaraigosa: This letter is to request that the Assembly Record be corrected to reflect an excused absence for me from session on Wednesday, July 8, 1998 due to an urgent doctor's appointment I had and have included a doctor's note for your information. I was on the Assembly floor at the scheduled time for session on Wednesday and had to leave for a doctor's appointment in the afternoon, thereby missing the session. Thank you for your consideration.

Sincerely,

GEORGE HOUSE, Assembly Member
Twenty-fifth District

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

July 10, 1998

*Mr. E. Dotson Wilson
Chief Clerk, California State Assembly
State Capitol
Sacramento, California*

Dear Mr. Wilson: Due to the late enactment of a state budget, please be advised that I will be donating all per diem during the time the legislature was scheduled to be in summer recess until the budget is signed.

In lieu of refusing the per diem and returning it to the Assembly operating budget, I will donate it to deserving charities in my district. I strongly believe that these organizations will be better able to spend these funds in a more responsible fashion than the State Assembly.

Sincerely,

JIM CUNNEEN, Assembly Member
Twenty-fourth District

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 13, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Constitutional Amendment No. 21
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to third reading.

Assembly Chamber, July 13, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Concurrent Resolution No. 175
Assembly Concurrent Resolution No. 177
Assembly Joint Resolution No. 72
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions ordered on file.

Assembly Chamber, July 13, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Joint Resolution No. 43
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

MESSAGES FROM THE SENATE

Senate Chamber, July 6, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

- | | |
|------------------------|------------------------|
| Assembly Bill No. 521 | Assembly Bill No. 1634 |
| Assembly Bill No. 531 | Assembly Bill No. 1703 |
| Assembly Bill No. 744 | Assembly Bill No. 1797 |
| Assembly Bill No. 1246 | Assembly Bill No. 2523 |
| Assembly Bill No. 1255 | |

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 9, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

- | | |
|------------------------|------------------------|
| Assembly Bill No. 540 | Assembly Bill No. 2135 |
| Assembly Bill No. 1750 | Assembly Bill No. 2236 |
| Assembly Bill No. 2017 | Assembly Bill No. 2388 |
| Assembly Bill No. 2083 | Assembly Bill No. 2615 |
| Assembly Bill No. 2101 | Assembly Bill No. 2622 |

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, July 9, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

- Assembly Concurrent Resolution No. 84

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered enrolled.

Senate Chamber, July 13, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

- Assembly Concurrent Resolution No. 178

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered enrolled.

Senate Chamber, July 13, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

- Senate Bill No. 1505

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

July 13, 1998

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: By direction of the Senate I am returning Senate Bill 302 and Senate Bill 1866 to the Assembly for further action.

Sincerely,

GREGORY SCHMIDT
 Secretary of the Senate

Above bills held at the Desk.

MESSAGES FROM THE GOVERNOR

The following message from the Governor was received and ordered printed in the Journal:

Governor's Office, Sacramento
 July 11, 1998

To the Members of the Assembly:

Assembly Bill 1301, 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 1301 as an emergency measure.

Sincerely,

PETE WILSON

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 13, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
 Assembly Bill No. 1301

And reports the same correctly enrolled, and presented to the Governor at 10:45 a.m. July 13, 1998.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, July 13, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
 Assembly Concurrent Resolution No. 178

And reports the same correctly enrolled, and presented to the Secretary of State on the 13th day of July, 1998, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

ADJOURN IN MEMORY

Moment of Silence Observed

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 Kavi Viramontes and Kayleonna Viramontes, of Antioch.

ADJOURN IN MEMORY

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 his nephew John Molina, of Belen, New Mexico.

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 Mary Kirihara, of Livingston.

**RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO
ASSEMBLY RULE 77.2**

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Senate Bill No. 1338 to the Committee on Local Government.

JOINT RULE 62(a) WAIVED

Assembly Member Shelley was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Constitutional Amendment No. 43 and Senate Bills Nos. 664 and 1496 for hearing in the Committee on Revenue and Taxation on Wednesday, July 15, 1998.

ADJOURN IN MEMORY

Assembly Member Pacheco was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Claire Connelly, Police Officer from the City of Riverside.

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 Martin "Sonny" Valdez, of Sacramento.

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 George Cress, of Boulder Creek.

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 Bernice Huff, of Woodland.

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 Brett Alexander "a bright political career snuffed out because of excesses."

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 1507, on request of Assembly Member Mazzoni.

ACTION RESCINDED ON SENATE BILL NO. 858

Upon request of Assembly Member Shelley, Assembly Member Figueroa was granted unanimous consent to rescind the action whereby the Assembly, on July 6, 1998 (Assembly Journal, page 7791), passed Senate Bill No. 858, and whereby the bill was ordered transmitted to the Senate.

Consideration of Senate Bill No. 858 Without Reference to File

Assembly Member Figueroa was granted unanimous consent to take up Senate Bill No. 858, without reference to file, for purpose of amendment.

SENATE BILL NO. 858 (Lewis)—An act to amend Sections 10094.2 and 10095 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.

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 John Jerome Norton, of San Francisco, and that the following obituary be printed in the Journal:

John Jerome Norton, 61, a San Francisco native son, passed away Thursday, July 9, after a long battle with cancer at his San Mateo home, which he shared with his loving wife, Lynne.

Norton began his career in the United States Marine Corps at age 17. Sigma Chi President, and Varsity blackbelt in Judo, Norton received his commission as Second Lieutenant upon graduation from San Jose State University in 1959. Following college, Norton became a patrolman with the San Francisco Police Department. Norton then took military leave for a tour of duty in the Mediterranean aboard the flagship USS Little Rock.

In 1962, Norton joined the Federal Bureau of Investigation. During his career as a Special Agent, Norton received numerous commendations from J. Edgar Hoover for his work in the investigation and capture of bank robbers.

Norton took a leave of absence from the FBI in 1967 and volunteered for duty in Vietnam as an infantry captain. During his one and a half tours, Norton was wounded three times and was awarded the Navy Cross, the nation's second highest military award for heroism in combat. Norton also received the Navy Commendation with Gold Star, two Bronze Star Medals with Gold Star, two Purple Hearts and numerous other combat citations. Colonel Norton retired from the United States Marine Corps in 1996.

In 1971, Norton was appointed Chief of Public Safety, Foster City, California where he served twelve years. Norton accepted the governor's appointment as Chief of Police, California State Police in 1983. During his tenure as a police chief, Norton served as President of the International Association of Chiefs of Police and President of the California Police Chiefs' Association. Norton completed his distinguished career in law enforcement while serving with the United States Department of Justice as the United States Attorney General's Liaison Officer, San Francisco Region. During this time, he was seriously injured in an automobile accident while at the FBI Academy in Quantico, Virginia.

Although ill, Norton completed his term as President of the San Mateo Rotary in June 1998. During his presidency, Norton was honored as a Paul Harris Fellow by Rotary International Foundation.

Norton's proud Irish legacy will be carried on by his three sons, Timothy, Stephen and Michael and daughters Caitlin, Meghan and Connie. Norton looked forward to the birth of his first two grandchildren later this year. Norton is also survived by his mother Janet Norton, brother Tom Norton, sister Shela Norton Greenlaw, and step-daughters Debbie Emery, Christina Cline, and grand-daughter Alexa Krantz.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 4:15 p.m., by unanimous consent, the members of the Committee on Higher Education were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

BILLS RETURNED TO SECOND READING FILE

Assembly Member Olberg was granted unanimous consent that Senate Bill No. 705 be withdrawn from the inactive file and placed upon the second reading file.

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)**

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1377 (Gallegos)—An act to amend Sections 1382 and 1383.1 of the Health and Safety Code, and to repeal Section 11512.61 of the Insurance Code, relating to health coverage.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—75

Ackerman	Cunneen	Leach	Prenter
Aguiar	Davis	Lempert	Pringle
Alby	Ducheny	Leonard	Richter
Alquist	Escutia	Machado	Runner
Aroner	Figueroa	Margett	Scott
Ashburn	Floyd	Martinez	Shelley
Baca	Frusetta	Mazzoni	Strom-Martin
Baldwin	Gallegos	Migden	Sweeney
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Morrow	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Vincent
Bowler	Honda	Olberg	Washington
Brewer	House	Oller	Wayne
Bustamante	Kaloogian	Ortiz	Wildman
Campbell	Keeley	Pacheco	Woods
Cardenas	Knox	Papan	Wright
Cardoza	Kuehl	Perata	Mr. Speaker
Cedillo	Kuykendall	Poochigian	

NOES—None

Above bill ordered enrolled.

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motion to reconsider the vote on Assembly Bill No. 23, Senate Constitutional Amendment No. 13, and Senate Bill No. 1419 were continued until the next legislative day.

**NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1735
FROM COMMITTEE CONTINUED**

Assembly Member Pacheco was granted unanimous consent that the notice of motion to withdraw Assembly Bill No. 1735 from the Committee on Public Safety be continued until the next legislative day.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS**

ASSEMBLY JOINT RESOLUTION NO. 70 (Ortiz)—Relative to Mai Thi Kim Nguyen's request for entry into the United States.

Resolution read, and adopted by the following vote:

AYES—60

Alby	Ducheny	Machado	Runner
Alquist	Escutia	Margett	Scott
Aroner	Figueroa	Martinez	Shelley
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baugh	Gallegos	Migden	Thompson
Bordonaro	Goldsmith	Morrissey	Thomson
Bowen	Havice	Murray	Torlakson
Brewer	Hertzberg	Napolitano	Vincent
Bustamante	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Cedillo	Kuehl	Poochigian	Woods
Cunneen	Lempert	Pringle	Wright
Davis	Leonard	Richter	Mr. Speaker

NOES—1

Ackerman

Resolution ordered transmitted to the Senate.

**REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY
SUSPEND THE RULES**

Speaker pro Tempore Kuehl requested unanimous consent that the Rules be temporarily suspended for the purpose of permitting consideration of Senate Bill No. 50, out of order, for purpose of amendment.

Assembly Member Martinez withheld unanimous consent.

Motion to Temporarily Suspend the Rules

Assembly Member Granlund moved that the Rules be temporarily suspended for the purpose of permitting consideration of Senate Bill No. 50, out of order.

Assembly Member Washington seconded the motion.

Rules Temporarily Suspended

Speaker pro Tempore Kuehl requested unanimous consent to temporarily suspend the rules by voice vote, to permit consideration of Senate Bill No. 50, out of order.

In the absence of objection, the rules were temporarily suspended by voice vote.

Point of Order

Assembly Member Martinez arose to the following point of order:

Proposed amendments to Senate Bill No. 50 are not on the Members' desks.

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that proposed amendments are available to the Members on their laptop computers.

Parliamentary Inquiry

Assembly Member Martinez arose to the following parliamentary inquiry:

Do the rules require that amendments be available on the Members' desks, or on the Members' laptop computers?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that amendments must be placed upon the Members' desks pursuant to the rules.

Motion by Assembly Member Granlund

Assembly Member Granlund moved that when amendments are available on the lap top computers they be eligible for consideration in lieu of printed amendments on the Members' desks.

Motion Withdrawn

Assembly Member Granlund withdrew his motion.

Further Consideration of Senate Bill No. 50 Passed Temporarily

By unanimous consent, further consideration of amendments to Senate Bill No. 50 was passed temporarily until printed amendments are available on the Members' desks.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

ASSEMBLY JOINT RESOLUTION NO. 71 (Ortiz)—Relative to the Hmong Veterans' Naturalization Act of 1997.

Resolution read.

Members Made Coauthors of Assembly Joint Resolution No. 71

Assembly Member Ortiz was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Joint Resolution No. 71.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Alquist, Aroner, Baca, Baugh, Bowen, Brown, Bustamante, Cardenas, Cardoza, Cedillo, Cunneen, Davis, Ducheny, Escutia, Figueroa, Frusetta, Honda, Keeley, Kuehl, Kuykendall, Lempert, Machado, Martinez, Mazzone, Migden, Morrissey, Murray, Napolitano, Papan, Perata, Pringle, Richter, Scott, Shelley, Strom-Martin, Sweeney, Thomson, Villaraigosa, Vincent, Washington, Wayne, Wildman, and Woods.

Request for Unanimous Consent

Assembly Member Ortiz was granted unanimous to take up Assembly Joint Resolution No. 71, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Joint Resolution No. 71, as Amended

ASSEMBLY JOINT RESOLUTION NO. 71—Relative to the Hmong Veterans' Naturalization Act of 1997.

Resolution read, as amended, and adopted by the following vote:

AYES—49

Alquist	Figueroa	Migden	Sweeney
Aroner	Frusetta	Morrissey	Thomson
Baca	Gallegos	Morrow	Torlakson
Bowen	Hertzberg	Murray	Vincent
Brown	Honda	Napolitano	Washington
Bustamante	Keeley	Ortiz	Wayne
Cardenas	Knox	Papan	Wildman
Cardoza	Kuehl	Perata	Woods
Cedillo	Kuykendall	Pringle	Wright
Cunneen	Lempert	Richter	Mr. Speaker
Davis	Machado	Scott	
Ducheny	Martinez	Shelley	
Escutia	Mazzoni	Strom-Martin	

NOES—16

Ackerman	Bowler	Havice	Leonard
Ashburn	Brewer	House	McClintock
Baldwin	Campbell	Kaloogian	Olberg
Baugh	Granlund	Leach	Thompson

Resolution ordered transmitted to the Senate.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 21 (Papan)—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending subdivision (g) of Section 8 of Article III thereof, by amending and repealing Section 2 of, and by adding Section 2.1 to, Article IV thereof, and by amending Section 7 of Article XX thereof, relating to state government.

Resolution read third time.

Amendments Withdrawn

Without objection, Assembly Member House withdrew proposed amendments to Assembly Constitutional Amendment No. 21.

CAUCUS ANNOUNCEMENTS

At 4:36 p.m., Assembly Member Thompson was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 4:36 p.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 5:06 p.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

**ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 21
PASSED AND RETAINED**

Assembly Member Papan was granted unanimous consent that Assembly Constitutional Amendment No. 21 be passed on file, to retain its place on file.

**REPORTS OF STANDING COMMITTEES
Committee on Higher Education**

Date of Hearing: July 13, 1998

Mr. Speaker: Your Committee on Higher Education reports:

Senate Concurrent Resolution No. 92

With the recommendation: Be adopted, and be re-referred to the Committee on Appropriations.

LEMPERT, Chairman

Above resolution re-referred to the Committee on Appropriations.

ACTION RESCINDED ON SENATE BILL NO. 781

Upon request of Assembly Member Shelley, Assembly Member Oller was granted unanimous consent to rescind the action whereby the Assembly, on June 29, 1998 (Assembly Journal, page 7684), refused adoption of the urgency clause to Senate Bill No. 781, and whereby the bill was refused passage.

ADJOURN IN MEMORY

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 his cousin Lolo Baca, of Huntington Park.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)**

ASSEMBLY CONCURRENT RESOLUTION NO. 177 (Napolitano)—Relative to Truck Driver Appreciation Week.

Resolution read.

**Members Made Coauthors of
Assembly Concurrent Resolution No. 177**

Assembly Member Napolitano was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 177.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Aguiar, Aroner, Ashburn, Baugh, Bordonaro, Brown, Bustamante, Campbell, Cardoza, Cedillo, Cunneen, Davis, Ducheny, Figueroa, Frusetta, Goldsmith, Granlund, Hertzberg, Honda, House, Kaloogian, Keeley, Knox, Kuehl, Leach, Lempert, Leonard, Machado, Mazzoni, McClintock, Migden, Morrissey, Morrow, Olberg, Oller, Papan, Perata, Pochigian, Prenter, Pringle, Richter, Runner, Shelley, Strom-Martin, Sweeney, Thompson, Thomson, Torlakson, Villaraigosa, Vincent, Washington, Wayne, Wildman, and Woods.

Request for Unanimous Consent

Assembly Member Napolitano was granted unanimous consent to take up Assembly Concurrent Resolution No. 177, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 177, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 177—Relative to Truck Driver Appreciation Week.

Resolution read, as amended, and adopted 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	Sweeney
Baca	Gallegos	Migden	Thompson
Baldwin	Goldsmith	Morrissey	Thomson
Battin	Granlund	Morrow	Torlakson
Baugh	Havice	Murray	Vincent
Bordonaro	Hertzberg	Napolitano	Washington
Bowen	Honda	Olberg	Wayne
Bowler	House	Oller	Wildman
Brewer	Kaloogian	Ortiz	Woods
Brown	Keeley	Pacheco	Wright
Bustamante	Knox	Papan	Mr. Speaker
Campbell	Kuehl	Perata	
Cardoza	Kuykendall	Poochigian	
Cunneen	Leach	Prenter	

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Concurrent Resolution No. 177: Assembly Member Washington, from “No” to “Aye”.

Resolution ordered transmitted to the Senate.

ASSEMBLY JOINT RESOLUTION NO. 72 (Honda)—Relative to computer date failures.

Resolution read.

Members Made Coauthors of Assembly Joint Resolution No. 72

Assembly Member Honda was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Joint Resolution No. 72.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Ackerman, Aguiar, Alby, Ashburn, Baca, Baldwin, Battin, Baugh, Bordonaro, Bowen, Brown, Bustamante, Campbell, Cardenas, Cardoza, Cedillo, Cunneen, Davis, Ducheny, Figueroa, Frusetta, Goldsmith, Granlund, Havice, Hertzberg, House, Kaloogian, Keeley, Kuehl, Kuykendall, Leach, Lempert, Leonard, Machado, Martinez, Mazzoni, McClintock, Migden, Morrissey, Morrow, Murray, Napolitano, Olberg, Oller, Ortiz, Pacheco, Papan, Perata, Poochigian, Prenter, Pringle, Scott, Shelley, Strom-Martin, Sweeney, Thompson, Thomson, Torlakson, Villaraigosa, Vincent, Washington, Wayne, Wildman, and Wright.

Request for Unanimous Consent

Assembly Member Honda was granted unanimous consent to take up Assembly Joint Resolution No. 72, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Joint Resolution No. 72, as Amended

ASSEMBLY JOINT RESOLUTION NO. 72—Relative to computer date failures.

Resolution read, as amended, and adopted 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	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Vincent
Brewer	House	Olberg	Washington
Brown	Kaloogian	Oller	Wayne
Bustamante	Keeley	Ortiz	Wildman
Campbell	Knox	Pacheco	Wright
Cardenas	Kuehl	Papan	Mr. Speaker
Cedillo	Kuykendall	Perata	

NOES—None

Resolution ordered transmitted to the Senate.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT AND ASSEMBLY RULE 77 SUSPENDED

Upon request of Assembly Member Shelley, Assembly Member Alby was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 224.

ASSEMBLY BILL NO. 224 (Alby)—An act 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 refused to concur in Senate amendments by the following vote:

AYES—1

Gallegos

NOES—73

Ackerman	Cedillo	Leonard	Richter
Aguiar	Cunneen	Machado	Runner
Alby	Davis	Margett	Scott
Alquist	Ducheny	Martinez	Shelley
Aroner	Escutia	Mazzoni	Strom-Martin
Ashburn	Firestone	McClintock	Sweeney
Baca	Frusetta	Migden	Thompson
Baldwin	Goldsmith	Morrissey	Thomson
Battin	Havice	Morrow	Torlakson
Baugh	Hertzberg	Murray	Vincent
Bordonaro	Honda	Napolitano	Washington
Bowen	House	Olberg	Wayne
Bowler	Kaloogian	Oller	Wildman
Brewer	Keeley	Ortiz	Woods
Brown	Knox	Pacheco	Wright
Bustamante	Kuehl	Perata	Mr. Speaker
Campbell	Kuykendall	Poohigian	
Cardenas	Leach	Prenter	
Cardoza	Lempert	Pringle	

THIRD READING OF SENATE BILLS

SENATE BILL NO. 50 (O'Connell)—An act to amend Sections 17014, 17260, 17262, 17303, 17305, and 17306 of, to add Sections 17005.6, 17005.7, 17005.8, 17009.5, 17030.1, and 17060.5 to, to add Part 68 (commencing with Section 100400) to, to repeal Section 15101 of, and to repeal and add Section 17261 of, the Education Code, to amend Section 1003 of the Elections Code, and to amend Section 4420 of the Government Code, relating to education facilities, making an appropriation therefor, and by providing the funds necessary therefor through an election for, and the issuance and sale of, bonds of the State of California and by providing for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

**Motion to Amend by Assembly Member Villaraigosa
as Presented by Assembly Member Torlakson**

Assembly Member Torlakson moved the adoption of amendments.

Amendments read.

Roll Call Demanded

Assembly Members Martinez, Brown, and Bowen, demanded a roll call.

The roll was called, and the Villaraigosa amendments were adopted by the following vote:

AYES—65

Ackerman	Davis	Kuehl	Poochigian
Aguiar	Ducheny	Kuykendall	Prenter
Alby	Escutia	Leach	Richter
Aroner	Figueroa	Leonard	Runner
Ashburn	Firestone	Machado	Scott
Baca	Floyd	Margett	Shelley
Baldwin	Frusetta	Mazzoni	Strom-Martin
Battin	Gallegos	Migden	Thompson
Bordonaro	Goldsmith	Morrissey	Torlakson
Bowler	Granlund	Murray	Vincent
Brewer	Havice	Napolitano	Wayne
Bustamante	Hertzberg	Olberg	Woods
Campbell	Honda	Oller	Wright
Cardenas	House	Ortiz	Mr. Speaker
Cardoza	Kaloogian	Pacheco	
Cedillo	Keeley	Papan	
Cunneen	Knox	Perata	

NOES—10

Alquist	Brown	McClintock	Thomson
Baugh	Lempert	Morrow	
Bowen	Martinez	Sweeney	

Vote Changes

By unanimous consent, the following vote change was permitted on the amendments offered by Assembly Member Villaraigosa to Senate Bill No. 50: Assembly Member Washington, from "Aye" to "Not Voting".

Bill ordered reprinted.

**Request to Take Up Senate Bill No. 50, as Amended,
Without Reference to File**

Assembly Member Torlakson requested unanimous consent to take up Senate Bill No. 50, as amended, without reference to file.

Assembly Member Martinez withheld unanimous consent.

Temporary Suspension of the Rules

Speaker pro Tempore Kuehl requested unanimous consent to temporarily suspend the rules by voice vote, to permit consideration of Senate Bill No. 50, as amended, without reference to file.

In the absence of objection, the rules were temporarily suspended by voice vote.

SENATE BILL NO. 50 (Villaraigosa)—An act to amend Sections 17260, 17262, 17303, 17305, 17306, and 17620 of, to add Sections 17009.3, 17009.5, 81134, 81135, and 81136 to, to add Chapter 12.5 (commencing with Section 17070.10) to Part 10 of, to add Part 68 (commencing with Section 100400) to, to repeal Section 15101 of, and to repeal and add Section 17261 of, the Education Code, to amend Section 1003 of the Elections Code, to amend Sections and 4420 and 65995 of, to amend and repeal Section 65996 of, and to add Sections 65995.5, 65995.6, 65995.7, and 65996 to, the Government Code, and to add Chapter 8 (commencing with Section 50700) to Division 31 of the Health and Safety Code, relating to education facilities making an appropriation therefor, and by providing the funds necessary therefor through an election for, and the issuance and sale of, bonds of the State of California and by providing for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Torlakson.

Urgency Clause

Urgency clause read.

At 6:18 p.m., Hon. Fred Keeley, 27th District, presiding

At 6:40 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

Demand for Previous Question

Assembly Members Migden, Washington, Escutia, Margett, and Papan demanded the previous question. Demand sustained.

The question being on the adoption of the urgency clause.

Urgency clause adopted by the following vote:

AYES—66

Ackerman	Davis	Kuehl	Poochigian
Aguiar	Ducheny	Kuykendall	Prenter
Alby	Escutia	Leach	Richter
Aroner	Figueroa	Leonard	Runner
Ashburn	Firestone	Machado	Scott
Baca	Floyd	Margett	Shelley
Baldwin	Frusetta	Mazzoni	Strom-Martin
Battin	Gallegos	Migden	Thompson
Bordonaro	Goldsmith	Morrissey	Torlakson
Bowler	Granlund	Murray	Vincent
Brewer	Havice	Napolitano	Wayne
Bustamante	Hertzberg	Olberg	Wildman
Campbell	Honda	Oller	Woods
Cardenas	House	Ortiz	Wright
Cardoza	Kaloogian	Pacheco	Mr. Speaker
Cedillo	Keeley	Papan	
Cunneen	Knox	Perata	

NOES—11

Alquist	Brown	McClintock	Sweeney
Baugh	Lempert	Morrow	Thomson
Bowen	Martinez	Pringle	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—66

Ackerman	Davis	Kuehl	Poochigian
Aguiar	Ducheny	Kuykendall	Prenter
Alby	Escutia	Leach	Richter
Aroner	Figueroa	Leonard	Runner
Ashburn	Firestone	Machado	Scott
Baca	Floyd	Margett	Shelley
Baldwin	Frusetta	Mazzoni	Strom-Martin
Battin	Gallegos	Migden	Thompson
Bordonaro	Goldsmith	Morrissey	Torlakson
Bowler	Granlund	Murray	Vincent
Brewer	Havice	Napolitano	Wayne
Bustamante	Hertzberg	Olberg	Wildman
Campbell	Honda	Oller	Woods
Cardenas	House	Ortiz	Wright
Cardoza	Kaloogian	Pacheco	Mr. Speaker
Cedillo	Keeley	Papan	
Cunneen	Knox	Perata	

NOES—11

Alquist	Brown	McClintock	Sweeney
Baugh	Lempert	Morrow	Thomson
Bowen	Martinez	Pringle	

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause to Senate Bill No. 50, and on passage of the bill: Assembly Member Washington, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate immediately.

CONSIDERATION OF SENATE BILL NO. 781 WITHOUT REFERENCE TO FILE

Upon request of Assembly Member Shelley, Assembly Member Oller was granted unanimous consent to take up Senate Bill No. 781, without reference to file, for purpose of consideration.

SENATE BILL NO. 781 (Maddy)—An act to add Chapter 2.97 (commencing with Section 7286.70) to Part 1.7 of Division 2 of the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Oller.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—54

Aguiar	Cunneen	Kuehl	Poochigian
Alquist	Davis	Kuykendall	Runner
Aroner	Ducheny	Leach	Scott
Ashburn	Escutia	Lempert	Shelley
Baca	Figueroa	Leonard	Strom-Martin
Battin	Firestone	Machado	Sweeney
Bordonaro	Frusetta	Margett	Thomson
Bowen	Gallegos	Mazzoni	Torlakson
Bowler	Granlund	Morrissey	Vincent
Brewer	Hertzberg	Murray	Washington
Brown	Honda	Napolitano	Woods
Campbell	House	Oller	Wright
Cardoza	Keeley	Pacheco	
Cedillo	Knox	Perata	

NOES—14

Ackerman	Floyd	McClintock	Pringle
Alby	Havice	Morrow	Thompson
Baldwin	Kaloogian	Olberg	
Baugh	Martinez	Prenter	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—54

Aguiar	Cunneen	Kuehl	Poochigian
Alquist	Davis	Kuykendall	Runner
Aroner	Ducheny	Leach	Scott
Ashburn	Escutia	Lempert	Shelley
Baca	Figueroa	Leonard	Strom-Martin
Battin	Firestone	Machado	Sweeney
Bordonaro	Frusetta	Margett	Thomson
Bowen	Gallegos	Mazzoni	Torlakson
Bowler	Granlund	Morrissey	Vincent
Brewer	Hertzberg	Murray	Washington
Brown	Honda	Napolitano	Woods
Campbell	House	Oller	Wright
Cardoza	Keeley	Pacheco	
Cedillo	Knox	Perata	

NOES—14

Ackerman	Floyd	McClintock	Pringle
Alby	Havice	Morrow	Thompson
Baldwin	Kaloogian	Olberg	
Baugh	Martinez	Prenter	

Vote Changes

By unanimous consent, the following vote changes were permitted on the urgency clause to Senate Bill No. 781, and on passage of the bill: Assembly Member Prenter, from "Aye" to "No"; Assembly Member Ortiz, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate immediately.

ADJOURN IN MEMORY

Speaker Villaraigosa was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of former Assembly employee Gil Topete, of Sacramento.

CONSIDERATION OF SENATE BILL NO. 1410 BY UNANIMOUS CONSENT

Upon request of Assembly Member Shelley, Assembly Member Escutia was granted unanimous consent to take up Senate Bill No. 1410, out of order.

SENATE BILL NO. 1410 (Burton)—An act to amend Sections 15200.75, 15200.81, and 15200.95 of, and to repeal Section 15200.91 of, the Welfare and Institutions Code, relating to human services.

Motion to Amend

Assembly Member Escutia moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Bill Returned to Consent Calendar

Assembly Member Escutia was granted unanimous consent that Senate Bill No. 1410 be returned to the First Day Consent Calendar.

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Senate Bill No. 539, on request of Assembly Member Brown;

Senate Bill No. 930, on request of Assembly Member Papan.

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. 43 (Baca)—Relative to cardiovascular disease.

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. 405 (Peace)—An act to add Section 2889.4 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.)*

(NOTE: On August 6, 1998, the action was rescinded whereby Senate Bill No. 405 was passed, and whereby the bill was ordered transmitted to the Senate. See page 8206.)

SENATE BILL NO. 2004 (Kelley)—An act to add Section 6527 to the Government Code, relating to joint powers agreement.

~~Bill read 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 18, 1998, the action was rescinded whereby Senate Bill No. 2004 was passed, and whereby the bill was ordered transmitted to the Senate. See page 8512.)

SENATE BILL NO. 549 (Ayala)—An act 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.)*

Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar 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	Migden	Sweeney
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Vincent
Brewer	House	Olberg	Washington
Brown	Kaloogian	Oller	Wayne
Bustamante	Keeley	Ortiz	Wildman
Cardenas	Knox	Pacheco	Woods
Cardoza	Kuehl	Papan	Wright
Cedillo	Kuykendall	Perata	Mr. Speaker

NOES—None**COMMITTEE MEETING ANNOUNCEMENTS**

Assembly Member Hertzberg announced that the Committee on Rules would meet today, upon adjournment of Floor session, in the Tom Bane Rules Committee Room.

MOTION TO ADJOURN

At 7:03 p.m., Assembly Member Bowler moved that the Assembly do now adjourn.

Assembly Member Baugh seconded the motion.

Point of Information

Assembly Member McClintock arose to the following point of information:

To what time is the motion to adjourn?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that the motion is to adjourn upon Call of the Speaker.

Roll Call Demanded

Assembly Members McClintock, Morrow, and Battin, demanded a roll call.

The roll was called, and the motion to adjourn upon Call of the Speaker carried by the following vote:

AYES—37

Aguiar	Escutia	Lempert	Sweeney
Alquist	Figueroa	Mazzoni	Thomson
Aroner	Firestone	Migden	Torlakson
Baca	Gallegos	Murray	Vincent
Bordonaro	Hertzberg	Napolitano	Washington
Bowler	Honda	Papan	Wright
Bustamante	Keeley	Perata	Mr. Speaker
Cardenas	Knox	Prenter	
Cedillo	Kuehl	Shelley	
Ducheny	Leach	Strom-Martin	

NOES—10

Battin	Kaloogian	Morrissey	Oller
Baugh	Martinez	Morrow	
Goldsmith	McClintock	Olberg	

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 1377, Concurrence: Alby, Baldwin, Baugh, Cunneen, Kaloogian, Kuykendall, Machado, Olberg, Oller, and Prenter—Aye.

Assembly Joint Resolution No. 70: Alby, Baugh, Cunneen, Poochigian, and Pringle—Aye; Ackerman—No.

Assembly Joint Resolution No. 71, Coauthors: Baugh and Pringle—Aye.

Assembly Joint Resolution No. 71: Pringle—Aye; Baugh—No.

Assembly Concurrent Resolution No. 177, Coauthors: Baugh, Machado, and Olberg—Aye.

Assembly Concurrent Resolution No. 177: Machado—Aye.

Assembly Joint Resolution No. 72, Coauthors: Baugh—Aye.

Assembly Joint Resolution No. 72: Baugh—Aye.

Assembly Bill No. 224, Concurrence: Morrissey—No.

Senate Bill No. 781 and Urgency: Baugh—No.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 7:05 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. 181—Knox (Principal coauthor: Bowen) Aroner, Campbell, Cunneen, Davis, Gallegos, Havice, Honda, Kuehl, Leach, Lempert, Martinez, Morrissey, Murray, Napolitano, Oller, Perata, Shelley, Strom-Martin, Sweeney, Villaraigosa, Washington, and Wayne (Senators Alpert, Calderon, Costa, Karnette, Leslie, Lockyer, Solis, Vasconcellos, and Watson, coauthors). Relative to California Neighborhood Watch Month.

HOUSE RESOLUTION NO. 62—Floyd. Relative to the payment of the salaries of legislative employees.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

Date of Hearing: July 13, 1998

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 107

Assembly Concurrent Resolution No. 165

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 resolutions be placed on the Consent Calendar.

HERTZBERG, Chairman

Above resolutions ordered on file.

Date of Hearing: July 13, 1998

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 106

Assembly Concurrent Resolution No. 130

With the recommendation: Be adopted, as amended.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolutions be placed on the Consent Calendar.

HERTZBERG, Chairman

Above resolutions ordered on file.

July 13, 1998

Mr. Speaker: Your Committee on Rules recommends that the requests to suspend Joint Rule 61(b)(12), as it relates to the following bills be granted:

Senate Bills Nos. 27, 249, 262, 272, 312, 491, 570, 681, 933, 955, 956, 977, 1011, 1083, 1140, 1190, 1250, 1375, 1376, 1405, 1449, 1468, 1477, 1488, 1504, 1508, 1529, 1536, 1551, 1622, 1624, 1638, 1652, 1653, 1683, 1702, 1717, 1724, 1730, 1742, 1754, 1886, 1887, 1917, 2010, 2016, 2198, 2207, 2236, 2238, and 2239.

HERTZBERG, Chairman

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

<i>Senate</i>		<i>Committee</i>
<i>Bill No.</i>		
1584	-----	Budget
1589	-----	Budget
1595	-----	Budget

<i>Senate Concurrent</i>		<i>Committee</i>
<i>Resolution No.</i>		
85	-----	Rls.
93	-----	Rls.

ADJOURNMENT

At 7:06 p.m., pursuant to the motion by Assembly Member Bowler, the Assembly adjourned to reconvene upon Call of the Speaker, out of respect to the memory of Kavi Viramontes and Kayleonna Viramontes, on motion of Assembly Member Torlakson; out of respect to the memory of John Molina, on motion of Assembly Member Baca; out of respect to the memory of Mary Kirihara, on motion of Assembly Member Cardoza; out of respect to the memory of George Cress, on motion of Assembly Member Keeley; out of respect to the memory of Bernice Huff, on motion of Assembly Member Thomson; out of respect to the memory of Martin "Sonny" Valdez, on motion of Assembly Member Frusetta; out of respect to the memory of John Jerome Norton, on motion of Assembly Member Papan; out of respect to the memory of Claire Connelly, on motion of Assembly Member Pacheco; out of respect to the memory of Lolo Baca, on motion of Assembly Member Baca; out of respect to the memory of Brett Alexander, on motion of Assembly Member Battin; out of respect to the memory of Gil Topete, on motion of Speaker Villaraigosa.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JULY 13, 1998**

The following measures were amended in the Assembly on this day:

SB	RN
50	916216
858	9815857
1410	9815708
Daily Total:	3
Cumulative Total:	7240

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, July 16, 1998

**TWO HUNDRED FORTY-SECOND SESSION DAY
FIVE 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.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, July 16, 1998

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 Washington 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—73:

Ackerman	Escutia	Machado	Pringle
Aguiar	Figueroa	Margett	Richter
Alby	Firestone	Martinez	Runner
Ashburn	Floyd	Mazzoni	Scott
Baca	Frusetta	McClintock	Shelley
Baldwin	Gallegos	Migden	Strom-Martin
Battin	Goldsmith	Miller	Sweeney
Bordonaro	Granlund	Morrissey	Thompson
Bowen	Havice	Morrow	Thomson
Bowler	Hertzberg	Murray	Torlakson
Brewer	Honda	Napolitano	Vincent
Brown	House	Olberg	Washington
Bustamante	Keeley	Oller	Wayne
Cardenas	Knox	Ortiz	Wildman
Cardoza	Kuehl	Pacheco	Woods
Cedillo	Kuykendall	Papan	Mr. Speaker
Cunneen	Leach	Perata	
Davis	Lempert	Poochigian	
Ducheny	Leonard	Prenter	

PRAYER

Speaker pro Tempore Kuehl offered the following morning prayer:

God, Grant us each day the will to do our jobs, to speak our piece and make our calls. Grant us the humility to accept rebuff with grace, discourtesy with a grin, disappointment with resolve.

Grant us the courage to face all obstacles, competitive or otherwise, with determination and grit.

Grant us loyalty to family, our principles, and our associates. Grant us stability that we may remain true to ourselves in times of success. Grant us vision that we may conserve the profit of today's success against the expense of tomorrow's failure.

Grant us the respect of good men and women.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Honda 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 Washington, seconded by Assembly Member Granlund.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

Because of illness: Assembly Members Takasugi and Wright.

Because of illness in her family: Assembly Member Alquist.

The following Assembly Members were excused for the day, and their per diem was waived: Aroner, Baugh, Campbell, and Kaloogian.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

July 14, 1998

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Fred Keeley to the Appropriations Committee in place of Assemblymember Joe Baca for all hearings occurring this week.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

July 14, 1998

E. Dotson Wilson
Chief Clerk

State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Tom Bordonaro to the Appropriations Committee in place of Assemblymember Fred Aguiar for the hearing on Wednesday, July 15, 1998, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

July 14, 1998

E. Dotson Wilson
Chief Clerk

State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Sheila Kuehl to the Revenue and Taxation Committee in place of Assemblymember Rod Wright for the hearing on Wednesday, July 15, 1998, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

July 14, 1998

E. Dotson Wilson
Chief Clerk

State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Steve Baldwin to the Revenue and Taxation Committee in place of Assemblymember Nao Takasugi for all hearings occurring this week.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

July 15, 1998

E. Dotson Wilson
Chief Clerk

State Capitol
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Kevin Shelley to the Revenue and Taxation Committee in place of Assemblymember Elaine Alquist for the July 15, 1998 hearing only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

July 15, 1998

*Mr. E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Wilson: Please be advised that pursuant to State Constitution, Code Sec. 8 (Ch. 67 of 1988, SCA 6—Davis; Government Code, Sec. 68701 et seq. (Ch. 454 of 1982); (amended by: Ch. Res. 111 of 1994, ACA 46—W. Brown), I have named Ms. Ramona Ripston to serve on the Commission on Judicial Performance.

Ms. Ripston will be replacing Mr. Alan Barcelona who resigned from the Commission.

The effective date of the appointment is July 15, 1998, and this is a term appointment ending March 1, 2001.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

The following qualified initiative was received by the Chief Clerk from:

Bill Jones, Secretary of State, dated June 24, 1998, transmitting a copy of the following qualified initiative entitled:

**State and County Early Childhood Development Programs.
Additional Tobacco Surtax.
Initiative Constitutional Amendment and Statute.**

Referred pursuant to Elections Code, Section 9034, to the Committees on Human Services, Revenue and Taxation, and Elections, Reapportionment and Constitutional Amendments.

Assembly Chamber, July 16, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 106

Assembly Concurrent Resolution No. 130

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions ordered to the Consent Calendar.

Assembly Chamber, July 16, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 107

Assembly Concurrent Resolution No. 165

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions ordered to the Consent Calendar.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 15, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 84

And reports the same correctly enrolled, and presented to the Secretary of State on the 15th day of July, 1998, at 11:45 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, July 15, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

- | | |
|------------------------|------------------------|
| Assembly Bill No. 540 | Assembly Bill No. 2135 |
| Assembly Bill No. 1750 | Assembly Bill No. 2236 |
| Assembly Bill No. 2017 | Assembly Bill No. 2388 |
| Assembly Bill No. 2083 | Assembly Bill No. 2615 |
| Assembly Bill No. 2101 | Assembly Bill No. 2622 |

And reports the same correctly enrolled, and presented to the Governor at 3:15 p.m., July 15, 1998.

E. DOTSON WILSON, Chief Clerk

SPECIAL COMMITTEE MEETINGS

Unanimous consent was granted, which permitted the following committee to meet:

Revenue and Taxation, on Wednesday, July 15, 1998 at 9 a.m.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

Assembly Concurrent

<i>Resolution No.</i>	<i>Committee</i>
180 -----	Trans.

House

<i>Resolution No.</i>	<i>Committee</i>
62 -----	Rls.

Senate

<i>Bill No.</i>	<i>Committee</i>
1857 -----	Trans.

Senate Concurrent

<i>Resolution No.</i>	<i>Committee</i>
81 -----	Rls.

**AUTHOR'S AMENDMENTS
Committee on Appropriations**

July 16, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

- | | |
|---------------------|----------------------|
| Senate Bill No. 2 | Senate Bill No. 1520 |
| Senate Bill No. 143 | Senate Bill No. 1681 |

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 2—An act to add Chapter 1.692 (commencing with Section 5096.300) to Division 5 of the Public Resources Code, relating to financing a program for the acquisition, development, improvement, rehabilitation, restoration, enhancement, and protection of park, recreational, cultural, historical, fish and wildlife, lake, riparian, reservoir, delta, and coastal resources, 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.

SENATE BILL NO. 143—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, and to repeal Sections 6253.1, 6256, 6256.1, 6256.2, and 6257 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. 1520—An act to amend Section 631.3 of the Code of Civil Procedure, and to repeal Section 27081.5 of the Government Code, relating to jury fees.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1681—An act relating to school district reorganization.

Bill read second time; author's amendments, 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 16, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 1878

Senate Bill No. 1868

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 1878—An act to amend Section 190.2 of the Penal Code, relating to murder, 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. 1868—An act to add and repeal Chapter 4 (commencing with Section 2950) of Part 5 of Division 4 of the Probate Code, relating to elder and dependent adult abuse, 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 16, 1998

Mr. Speaker: The Chair of your Committee on Health reports:

Senate Bill No. 2238

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

SENATE BILL NO. 2238—An act to amend Sections 1207, 2532.2, 2960, 2960.1, 3356, 4826.1, 4980.40, 4980.80, 4980.90, 4982.25, 4984.1, 4984.4, 4984.7, 4986.70, 4986.80, 4992.36, 4996.3, 4996.4, 4996.6, 4996.7, 5615, 5616, 5621, 5622, 5624, 5626, 5629, 5630, 5640, 5641, 5642, 5644, 5652, 5653, 5654, 5655, 5656, 5657, 5659, 5660, 5662, 5665, 5666, 5667, 5668, 5669, 5670, 5671, 5672, 5673, 5676, 5678.5, 5679.5, 5680, 5680.05, 5680.1, 5680.2, 5681, 7536, 8698.6, 9880.1, 9882.5, 9884.7, 13660, and 18643 of, to add Sections 138, 2532.3, 2532.5, 4980.31, 4984.8, 4986.41, 4986.82, 4997, 5675.5, and 22448 to, and to repeal Sections 5677, 5678, 5679, 9889.30, 9889.31, 9889.32, and 9889.33 of, the Business and Professions Code, to amend Sections 8214.1, 8214.15, 8219.5, and 8223 of the Government Code, and to amend Section 803 of the Penal Code, relating to professions, 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 16, 1998

Mr. Speaker: The Chair of your Committee on Judiciary reports:
Senate Bill No. 1508

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 1508—An act to add and repeal Section 11475.17 of the Welfare and Institutions Code, relating to support, 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 16, 1998

Mr. Speaker: The Chair of your Committee on Transportation reports:
Senate Bill No. 1488

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

SENATE BILL NO. 1488—An act to add Title 7.96 (commencing with Section 67960) 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 Insurance

July 16, 1998

Mr. Speaker: The Chair of your Committee on Insurance reports:
Senate Bill No. 272

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FIGUEROA, Chairwoman

SENATE BILL NO. 272—An act to add Section 733.1 to the Insurance Code, relating to insurance.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES
Committee on Appropriations

Date of Hearing: July 15, 1998

Mr. Speaker: Your Committee on Appropriations reports:

- Senate Concurrent Resolution No. 64
- Senate Concurrent Resolution No. 92

With the recommendation: Be adopted.

MIGDEN, Chairwoman

Above resolutions ordered to third reading.

Date of Hearing: July 15, 1998

Mr. Speaker: Your Committee on Appropriations reports:

- | | |
|----------------------|----------------------|
| Senate Bill No. 1849 | Senate Bill No. 2078 |
| Senate Bill No. 1852 | Senate Bill No. 2085 |
| Senate Bill No. 1932 | Senate Bill No. 2093 |
| Senate Bill No. 1945 | Senate Bill No. 2101 |
| Senate Bill No. 1987 | Senate Bill No. 2134 |
| Senate Bill No. 2015 | Senate Bill No. 2240 |
| Senate Bill No. 2023 | |

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: July 15, 1998

Mr. Speaker: Your Committee on Appropriations reports:

- | | |
|----------------------|----------------------|
| Senate Bill No. 28 | Senate Bill No. 1535 |
| Senate Bill No. 29 | Senate Bill No. 1539 |
| Senate Bill No. 55 | Senate Bill No. 1554 |
| Senate Bill No. 452 | Senate Bill No. 1621 |
| Senate Bill No. 529 | Senate Bill No. 1626 |
| Senate Bill No. 844 | Senate Bill No. 1627 |
| Senate Bill No. 924 | Senate Bill No. 1630 |
| Senate Bill No. 1156 | Senate Bill No. 1645 |
| Senate Bill No. 1203 | Senate Bill No. 1692 |
| Senate Bill No. 1363 | Senate Bill No. 1729 |
| Senate Bill No. 1389 | Senate Bill No. 1750 |
| Senate Bill No. 1390 | Senate Bill No. 1780 |
| Senate Bill No. 1404 | Senate Bill No. 1782 |
| Senate Bill No. 1407 | Senate Bill No. 1784 |
| Senate Bill No. 1483 | Senate Bill No. 1791 |
| Senate Bill No. 1503 | Senate Bill No. 1792 |

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: July 15, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 117	Senate Bill No. 1716
Senate Bill No. 490	Senate Bill No. 1813
Senate Bill No. 1169	Senate Bill No. 1924
Senate Bill No. 1362	Senate Bill No. 2017
Senate Bill No. 1367	Senate Bill No. 2028
Senate Bill No. 1471	Senate Bill No. 2047
Senate Bill No. 1476	Senate Bill No. 2060
Senate Bill No. 1482	Senate Bill No. 2111
Senate Bill No. 1486	Senate Bill No. 2150
Senate Bill No. 1491	Senate Bill No. 2161
Senate Bill No. 1662	Senate Bill No. 2187
Senate Bill No. 1682	

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 15, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Concurrent Resolution No. 70

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 15, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Concurrent Resolution No. 171

Assembly Concurrent Resolution No. 172

Assembly Joint Resolution No. 58

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.

Committee on Rules

Date of Hearing: July 16, 1998

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 91

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.

HERTZBERG, Chairman

Above resolution ordered on file.

Committee on Revenue and Taxation

Date of Hearing: July 15, 1998

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 664

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.

Date of Hearing: July 15, 1998

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 1496

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

KNOX, Chairman

Above bill ordered to second reading.

Committee on Rules

Date of Hearing: July 16, 1998

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 81

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.

HERTZBERG, Chairman

Above resolution ordered on file.

Committee on Governmental Organization

Date of Hearing: July 16, 1998

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 27

Senate Bill No. 1468

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

BROWN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: July 16, 1998

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 249

Senate Bill No. 1405

Senate Bill No. 1449

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.

Committee on Appropriations

Date of Hearing: July 15, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1548

Senate Bill No. 2103

Senate Bill No. 1639

Senate Bill No. 2128

Senate Bill No. 1790

Senate Bill No. 2174

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, July 9, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 247
 Assembly Bill No. 681
 Assembly Bill No. 771
 Assembly Bill No. 913
 Assembly Bill No. 1382
 Assembly Bill No. 1683
 Assembly Bill No. 1721
 Assembly Bill No. 1739
 Assembly Bill No. 1825
 Assembly Bill No. 1837
 Assembly Bill No. 1907
 Assembly Bill No. 1975

Assembly Bill No. 1995
 Assembly Bill No. 2099
 Assembly Bill No. 2153
 Assembly Bill No. 2157
 Assembly Bill No. 2230
 Assembly Bill No. 2285
 Assembly Bill No. 2498
 Assembly Bill No. 2571
 Assembly Bill No. 2637
 Assembly Bill No. 2648
 Assembly Bill No. 2748
 Assembly Bill No. 2759

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 9, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Concurrent Resolution No. 105

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.

July 14, 1998

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: By direction of the Senate I am returning Senate Bill 405 to the Assembly for further action.

Sincerely,

GREGORY SCHMIDT
 Secretary of the Senate

Above bill held at the Desk.

ADJOURN IN MEMORY

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 Alfred Fromm, of San Francisco.

Assembly Member Thomson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Marianne C. Nix, of Knights Landing.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 1456, on request of Assembly Member Mazzoni.

SPECIAL RECOGNITION

The Members of the Assembly joined in extending best wishes to Assembly Member Oller 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 Patrick Bradley, of Altadena.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

July 13, 1998

Mr. Speaker: Your Committee on Rules recommends that the requests to suspend Joint Rule 61(b)(12), as it relates to the following bills be granted: Senate Bills Nos. 27, 249, 262, 272, 312, 491, 570, 681, 933, 955, 956, 977, 1011, 1083, 1140, 1190, 1250, 1375, 1376, 1405, 1449, 1468, 1477, 1488, 1504, 1508, 1529, 1536, 1551, 1622, 1624, 1638, 1652, 1653, 1683, 1702, 1717, 1724, 1730, 1742, 1754, 1886, 1887, 1917, 2010, 2016, 2198, 2207, 2236, 2238, and 2239.

HERTZBERG, Chairman

RESOLUTIONS

The following resolutions were offered:

Resolutions to Suspend Joint Rules

By Assembly Member Papan:

Resolved, That Joint Rule 61 be suspended to permit the Committee on Banking and Finance to meet, consider, and report Senate Bills Nos. 1622 and 1624 for further action.

By Assembly Member Davis:

Resolved, That Joint Rule 61(b)(12) be suspended to permit the Committee on Consumer Protection, Governmental Efficiency and Economic Development to meet, consider, and report Senate Bill No. 491 for further action.

By Assembly Member Brown:

Resolved, That Joint Rule 61(b)(12) be suspended to permit the Committee on Governmental Organization to meet, consider, and report Senate Bills Nos. 27, 249, 1405, 1449, 1468, and 1652 for further action.

By Assembly Member Brown:

Resolved, That Joint Rule 61(b)(12) be suspended to permit the Committee on Governmental Organization to meet, consider, and report Senate Bill No. 1375 for further action.

By Assembly Member Gallegos:

Resolved, That Joint Rule 61(b)(12) be suspended to permit the Committee on Health to meet, consider, and report Senate Bills Nos. 1140, 1504, 1653, 1724, 1887, 2238, and 2239 for further action.

By Assembly Member Aroner:

Resolved, That Joint Rule 61(b)(12) be suspended to permit the Committee on Human Services to meet, consider, and report Senate Bill No. 933 for further action.

By Assembly Member Figueroa:

Resolved, That Joint Rule 61(b)(12) be suspended to permit the Committee on Insurance to meet, consider, and report Senate Bills Nos. 272, 570, 956, 1551, and 1683 for further action.

By Assembly Member Bowen:

Resolved, That Joint Rule 61(b)(12) be suspended to permit the Committee on Natural Resources to meet, consider, and report Senate Bills Nos. 1190 and 1376 for further action.

By Assembly Member Bowen:

Resolved, That Joint Rule 61(b)(12) be suspended to permit the Committee on Natural Resources to meet, consider, and report Senate Bill No. 681 for further action.

By Assembly Member Bowen:

Resolved, That Joint Rule 61(b)(12) be suspended to permit the Committee on Natural Resources to meet, consider, and report Senate Bill No. 2010 for further action.

By Assembly Member Escutia:

Resolved, That Joint Rule 61(b)(12) be suspended to permit the Committee on Judiciary to meet, consider, and report Senate Bills Nos. 262, 955, 977, 1504, 1508, 1529, 1536, 1638, 1653, 1702, 1717, 1730, and 1917 for further action.

By Assembly Member Perata:

Resolved, That Joint Rule 61(b)(12) be suspended to permit the Committee on Public Safety to meet, consider, and report Senate Bill No. 2016 for further action.

By Assembly Member Knox:

Resolved, That Joint Rule 61(b)(12) be suspended to permit the Committee on Revenue and Taxation to meet, consider, and report Senate Bill No. 2236 for further action.

By Assembly Member Murray:

Resolved, That Joint Rule 61(b)(12) be suspended to permit the Committee on Transportation to meet, consider, and report Senate Bills Nos. 2198, 1250, 1488, 1742, 1886, and 2207 for further action.

By Assembly Member Murray:

Resolved, That Joint Rule 61(b)(12) be suspended to permit the Committee on Transportation to meet, consider, and report Senate Bill No. 1754 for further action.

By Assembly Member Murray:

Resolved, That Joint Rule 61(b)(12) be suspended to permit the Committee on Transportation to meet, consider, and report Senate Bill No. 1477 for further action.

By Assembly Member Murray:

Resolved, That Joint Rule 61(b)(12) be suspended to permit the Committee on Transportation to meet, consider, and report Senate Bill No. 1083 for further action.

By Assembly Member Machado:

Resolved, That Joint Rule 61(b)(12) be suspended to permit the Committee on Water, Parks and Wildlife to meet, consider, and report Senate Bills Nos. 312 and 1011 for further action.

Resolutions read, and adopted by the following vote:

AYES—67

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Richter
Alby	Escutia	Machado	Runner
Ashburn	Figueroa	Margett	Scott
Baca	Frestone	Martinez	Shelley
Baldwin	Frusetta	Mazzoni	Strom-Martin
Battin	Gallegos	Migden	Sweeney
Bordonaro	Goldsmith	Miller	Thompson
Bowen	Granlund	Morrissey	Thomson
Bowler	Havice	Murray	Torlakson
Brewer	Hertzberg	Napolitano	Vincent
Brown	Honda	Olberg	Washington
Bustamante	Keeley	Oller	Wayne
Cardenas	Knox	Ortiz	Wildman
Cardoza	Kuehl	Papan	Woods
Cedillo	Kuykendall	Perata	Mr. Speaker
Cunneen	Leach	Poochigian	

NOES—None

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Shelley was granted unanimous consent that the following communication from the Chief Clerk, and Opinion of Legislative Counsel be printed in the Journal:

July 15, 1998

Honorable Antonio Villaraigosa
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: Please find attached a Legislative Counsel opinion that should clarify the “in print” and public notice requirements for conference reports that are submitted to the Assembly Desk in accordance with Joint Rule 30 and Assembly Rule 68.8. I respectfully request that this enclosed letter and the Legislative Counsel opinion be entered in the Daily Journal to assist the public and membership in applying the aforementioned rules relative to conference committees.

Joint Rule 30 requires the following:

“The consideration of a committee on conference shall not be in order until the bill in the form recommended by the report of the committee on conference has both been in print and been **noticed in the Daily File for not less than one legislative day.**”

In addition, Assembly Rule 68.8 specifies the following:

“No conference report may be heard by the Assembly until it has been in print for **two days** (i.e., calendar) prior to being taken up by the House.” (Senate Rule 29.9 requires a similar two-calendar day waiting period.)

Over the past twelve years the Senate and Assembly have interpreted these rules in a differing fashion. This has resulted in unnecessary confusion and conflicting advice on procedural questions involving joint actions by both Houses. In some instances, a conference report submitted on a Thursday was eligible in the Senate on the following Tuesday, but not eligible in the Assembly until that Wednesday, almost a week after the report was submitted. This is because the Assembly

interpreted Joint Rule 30 to require that the conference report be in print for what in effect is two (rather than one) legislative days in addition to two calendar days.

The Legislative Counsel opinion offers a pragmatic application of the conference committee procedures. Based on this opinion, the two-Houses could adhere to a uniform interpretation of the rules. Under any scenario, a conference report would not be eligible to be taken up until the third day after it is submitted to the Assembly or Senate Desk, at the earliest. For example, a conference report submitted on a Thursday (assume no Friday–Sunday Session) would be eligible on the following Tuesday, one legislative day after Monday’s session.

Thank you for your attention to this request.

Sincerely,

E. DOTSON WILSON, Chief Clerk

cc: Honorable Bill Leonard, Minority Leader

Legislative Counsel of California
Sacramento, July 10, 1998

Mr. E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196*

Legislative Procedure: Conference Committee Reports—#10443

Dear Mr. Wilson: You have asked whether, under the requirements of Joint Rule 30 and Assembly Rule 68.8, a conference committee report that is submitted to the Assembly Desk on a Tuesday and is both in print and noticed in the Assembly Daily File on the next day, Wednesday, may be taken up by the Assembly on Thursday of the same week, assuming that each day to which your question refers is a legislative day.

Rule 30 of the Joint Rules of the Senate and Assembly for the 1997–98 Regular Session¹ (hereafter Joint Rule 30) reads, in pertinent part, as follows:

“30. Upon submission of any report of a committee on conference recommending that the bill be further amended, the bill shall be reprinted incorporating the amendments recommended by the conference committee. The consideration of the report of a committee on conference shall not be in order until the bill, in the form recommended by the report of the committee on conference, has both been in print and been noticed in the Daily File for not less than one legislative day.

* * *

Rule 68.8 of the Standing Rules of the Assembly for the 1997–98 Regular Session² (hereafter Assembly Rule 68.8) reads as follows:

“68.8. No conference report may be heard by the Assembly until it has been in print for two days prior to being taken up by the house.”

¹ Res. Ch. 41, Stats. 1997.

² H.R. 1, adopted Dec. 2, 1996. See also Rule 29.9 of the Standing Rules of the Senate for the 1997–98 Regular Session (S.R. 4, adopted Dec. 2, 1996).

Under Joint Rule 30, a conference committee report may not be heard by the Assembly until the report has both been in print and been noticed in the Daily File for not less than one legislative day. Under Assembly Rule 68.8, a conference committee report may not be heard by the Assembly until it has been in print for two days prior to being taken up by the house.

A legislative day is defined as the period beginning with the convening of at least one house of the Legislature in session and extending until the adjournment of that session (see *Mason's Manual of Legislative Procedure* (1989), Sec. 271; hereafter *Mason's Manual*).

However, no provision of the Joint Rules or Assembly Rules for the 1997–98 Regular Session, or of *Mason's Manual*, prescribes how a period of one or more “days” is to be calculated. Section 10 of the Civil Code, Section 12 of the Code of Civil Procedure, and Section 6800 of the Government Code all provide that “[t]he time in which any act provided by law is to be done is computed by excluding the first day, and including the last, unless the last day is a holiday, and then it is also excluded.” Thus, in the computation of a period of time after a particular event, the generally accepted rule is that the day of the “event is excluded and the computation of time is commenced on the following day” (*Kuhs v. Superior Court* (1988) 201 Cal.App.3d 966, 972, quoting *Ziganto v. Taylor* (1961) 198 Cal.App.2d 603, 607). Any fraction of a day is deemed a day (*People v. Smith* (1989) 211 Cal.App.3d 523, 526, quoting *Municipal Imp. Co. v. Thompson* (1927) 201 Cal. 629, 632).

Under these provisions, when a conference committee report is first in print and noticed in the Assembly Daily File on a Wednesday, that day is excluded in computing the number of days the report is in print and noticed in the File, but any fraction of any subsequent day is included. Thus, the first day that is included in computing the number of days the report is in print and noticed in the File is Thursday; the second day is Friday. In this scenario, a conference committee report first in print and noticed in the Assembly Daily File on Wednesday could not be taken up by the Assembly on the following day. While the requirement of Joint Rule 30, that a conference committee report may not be heard by the Assembly until the report has both been in print and been noticed in the Daily File for not less than one legislative day, is met by the report being in print and noticed in the Daily File on Thursday, the requirement of Assembly Rule 68.8, that a conference report may not be heard by the Assembly until it has been in print for two days, is not met until Friday.

We are informed that the practice of the Assembly has been to calculate time under Joint Rule 30 and Assembly Rule 68.8 accordingly, so that a conference committee report that is first in print and noticed in the Assembly Daily File on a Wednesday is not taken up by the Assembly until that Friday at the earliest. It is our understanding that this practice has been consistent, and is a precedent that governs the house unless the house decides otherwise (see *Mason's Manual*, Sec. 39).

However, as a legislative body, each house of the Legislature possesses the power to govern its internal affairs, including the adoption and revision of rules for that purpose (see *In re Collie* (1952) 38 Cal.2d 396, 398). Subdivision (a) of Section 7 of Article IV of the California Constitution states that each house of the Legislature “shall choose its officers and adopt rules for its proceedings.”

The difference between a statute and a rule adopted by the Legislature to govern its procedures has been discussed by the Court of Appeal for the Third Appellate District in *People's Advocate, Inc. v. Superior Court* (1986) 181 Cal.App.3d 316, 325, as follows:

“The subjects of statutes are categorically different from the subjects of the rule-making powers of article IV, sections 7 and 11 [of the California Constitution]. The subjects of statutes are laws. (Art. IV, sec. 8: ‘The Legislature may make no law except by statute . . .’; [citation].) The kinds of rules and principles which are subsumed under the statutory ‘law’ are addressed to the world *outside* the Legislature. [Citations.] Conversely, the internal rules of the Legislature do not have the force of law except as they may bind the house which adopted them. [Citation.] Since the subjects of statutory laws and rules of internal procedure *categorically* differ, a statute may not control a rule of internal proceeding.” (Emphasis in original.)

The holding in *People's Advocate, Inc. v. Superior Court*, supra, is consistent with *Mason's Manual*, Sections 3, 22, and 71. In particular, Paragraph 6 of Section 3 provides that “[u]nder the power to determine the rules of its own procedure, each house of the legislature has the power to determine how it will handle conference committee reports including a minority report.”

Thus, a house of the Legislature may, under its rulemaking authority, determine for itself how a day is to be computed for purposes of Joint Rule 30 and Assembly Rule 68.8. The house may reject the statutory rule that the time in which an act is to be done is computed by excluding the first day and including the last, and may decide, for example, to include the first day in computing the time. If the Assembly chooses to compute time in this manner, the legislative day after the legislative day on which the report is both in print and noticed in the Assembly Daily File meets the requirements not only of the one legislative day provision of Joint Rule 30, but also of the two-day in print provision of Assembly Rule 68.8 and, in that event, the Assembly properly may take up the report on the second legislative day.

To summarize, if the Assembly follows the statutory rule, and its own past practice, that the time in which an act is to be done is computed by excluding the first day and including the last, a conference committee report that is submitted to the Assembly Desk on a Tuesday and is both in print and noticed in the Assembly Daily File on the next day, Wednesday, may not be taken up by the Assembly on that Thursday under the requirements of Joint Rule 30 and Assembly Rule 68.8 because it will not have been in print for two days. On the other hand, the Assembly may elect to revise its practice regarding that computation so as to include the first day in computing the time requirements of Joint Rule 30 and Assembly Rule 68.8, in which event the time requirements of both rules will be met on the legislative day after the legislative day on which a conference committee report is both in print and noticed in the Assembly Daily File and, consequently, a report that is submitted to

the Assembly Desk on a Tuesday and is in print and noticed in the Assembly Daily File on the next day, Wednesday, may be taken up by the Assembly on Thursday of the same week.

Very truly yours,

BION M. GREGORY

Legislative Counsel

By

RICHARD THOMSON

Deputy Legislative Counsel

SPECIAL COMMITTEE MEETINGS

Assembly Member Shelley was granted unanimous consent that the Committee on Governmental Organization 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:

Senate Bills Nos. 27, 249, 1375, 1405, 1449, 1468, and 1652.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Brown announced that the Committee on Governmental Organization would meet today, upon adjournment of Floor session, in Room 4202.

REQUEST TO GOVERNOR TO RETURN ASSEMBLY BILL NO. 2724

Upon request of Assembly Member Shelley, Assembly Member Cardenas was granted unanimous consent that the Chief Clerk be directed to request the Governor to return Assembly Bill No. 2724; and that the action be rescinded whereby the bill was reported correctly enrolled and presented to the Governor on July 10, 1998 (Assembly Journal, page 7905); and whereby on July 8, 1998 (Assembly Journal, page 7863), the Assembly concurred in Senate amendments and ordered the bill enrolled; and that the bill be returned to the Senate for further action.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Knox announced his intention to request that Senate Bill No. 235 be removed from the inactive file.

CONSIDERATION OF DAILY FILE SECOND READING OF ASSEMBLY BILLS

ASSEMBLY CONCURRENT RESOLUTION NO. 106—Relative to the state ski industry.

Resolution read; amendments proposed by the Committee on Rules read and adopted, resolution ordered reprinted and to be placed upon the Consent Calendar.

ASSEMBLY CONCURRENT RESOLUTION NO. 130—Relative to the 1998 World Gold Panning Championships.

Resolution read; amendments proposed by the Committee on Rules read and adopted, resolution ordered reprinted and to be placed upon the Consent Calendar.

SECOND READING OF SENATE BILLS

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.

Bill read second time, and ordered to third reading.

UNFINISHED BUSINESS**CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 1373 (Granlund)—An act to amend Section 12693.37 of the Insurance Code, relating to children, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—66

Ackerman	Figueroa	Machado	Richter
Aguiar	Firestone	Margett	Runner
Ashburn	Frusetta	Martinez	Scott
Baca	Gallegos	Mazzoni	Shelley
Baldwin	Goldsmith	Migden	Strom-Martin
Battin	Granlund	Miller	Sweeney
Bordonaro	Havice	Morrissey	Thompson
Bowen	Hertzberg	Murray	Thomson
Brewer	Honda	Napolitano	Torlakson
Brown	House	Olberg	Vincent
Bustamante	Keeley	Oller	Washington
Cardenas	Knox	Ortiz	Wayne
Cardoza	Kuehl	Pacheco	Wildman
Cedillo	Kuykendall	Papan	Woods
Cunneen	Leach	Perata	Mr. Speaker
Davis	Lempert	Prenter	
Ducheny	Leonard	Pringle	

NOES—1

Morrow

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—66

Ackerman	Figueroa	Machado	Richter
Aguiar	Firestone	Margett	Runner
Ashburn	Frusetta	Martinez	Scott
Baca	Gallegos	Mazzoni	Shelley
Baldwin	Goldsmith	Migden	Strom-Martin
Battin	Granlund	Miller	Sweeney
Bordonaro	Havice	Morrissey	Thompson
Bowen	Hertzberg	Murray	Thomson
Brewer	Honda	Napolitano	Torlakson
Brown	House	Olberg	Vincent
Bustamante	Keeley	Oller	Washington
Cardenas	Knox	Ortiz	Wayne
Cardoza	Kuehl	Pacheco	Wildman
Cedillo	Kuykendall	Papan	Woods
Cunneen	Leach	Perata	Mr. Speaker
Davis	Lempert	Prenter	
Ducheny	Leonard	Pringle	

NOES—1

Morrow

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause and concurrence in Senate amendments to Assembly Bill No. 1373: Assembly Member Poochigian, from “Aye” to “Not Voting”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 521 (Lempert)—An act to amend Section 66025 of, and to add Section 70901.1 to, the Education Code, relating to postsecondary education, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—72

Ackerman	Ducheny	Leonard	Poochigian
Aguiar	Escutia	Machado	Prenter
Alby	Figueroa	Margett	Pringle
Ashburn	Firestone	Martinez	Richter
Baca	Frusetta	Mazzoni	Runner
Baldwin	Gallegos	McClintock	Scott
Battin	Goldsmith	Migden	Shelley
Bordonaro	Granlund	Miller	Strom-Martin
Bowen	Havice	Morrissey	Sweeney
Bowler	Hertzberg	Morrow	Thompson
Brewer	Honda	Murray	Thomson
Brown	House	Napolitano	Torlakson
Bustamante	Keeley	Olberg	Vincent
Cardenas	Knox	Oller	Washington
Cardoza	Kuehl	Ortiz	Wayne
Cedillo	Kuykendall	Pacheco	Wildman
Cunneen	Leach	Papan	Woods
Davis	Lempert	Perata	Mr. Speaker

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—72

Ackerman	Ducheny	Leonard	Poochigian
Aguiar	Escutia	Machado	Prenter
Alby	Figueroa	Margett	Pringle
Ashburn	Firestone	Martinez	Richter
Baca	Frusetta	Mazzoni	Runner
Baldwin	Gallegos	McClintock	Scott
Battin	Goldsmith	Migden	Shelley
Bordonaro	Granlund	Miller	Strom-Martin
Bowen	Havice	Morrissey	Sweeney
Bowler	Hertzberg	Morrow	Thompson
Brewer	Honda	Murray	Thomson
Brown	House	Napolitano	Torlakson
Bustamante	Keeley	Olberg	Vincent
Cardenas	Knox	Oller	Washington
Cardoza	Kuehl	Ortiz	Wayne
Cedillo	Kuykendall	Pacheco	Wildman
Cunneen	Leach	Papan	Woods
Davis	Lempert	Perata	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 531 (Knox)—An act to amend Section 4532 of the Penal Code, relating to home detention.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Leonard	Poochigian
Aguiar	Figueroa	Machado	Prenter
Alby	Firestone	Margett	Pringle
Ashburn	Frusetta	Martinez	Richter
Baca	Gallegos	Mazzoni	Runner
Baldwin	Goldsmith	McClintock	Scott
Battin	Granlund	Miller	Shelley
Bordonaro	Havice	Morrissey	Strom-Martin
Bowen	Hertzberg	Morrow	Sweeney
Bowler	Honda	Murray	Thompson
Brown	House	Napolitano	Thomson
Bustamante	Keeley	Olberg	Torlakson
Cardenas	Knox	Oller	Vincent
Cardoza	Kuehl	Ortiz	Wayne
Cunneen	Kuykendall	Pacheco	Wildman
Davis	Leach	Papan	Woods
Ducheny	Lempert	Perata	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 744 (Washington)—An act to add Section 1308.8 to the Labor Code, relating to 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

Aguiar	Ducheny	Lempert	Poochigian
Alby	Escutia	Leonard	Prenter
Ashburn	Figueroa	Machado	Pringle
Baca	Firestone	Martinez	Runner
Baldwin	Frusetta	Mazzoni	Scott
Battin	Gallegos	McClintock	Shelley
Bordonaro	Goldsmith	Migden	Strom-Martin
Bowen	Granlund	Miller	Sweeney
Bowler	Havice	Morrissey	Thompson
Brewer	Hertzberg	Murray	Thomson
Brown	Honda	Napolitano	Torlakson
Bustamante	House	Olberg	Vincent
Cardenas	Keeley	Oller	Washington
Cardoza	Knox	Ortiz	Wayne
Cedillo	Kuehl	Pacheco	Wildman
Cunneen	Kuykendall	Papan	Woods
Davis	Leach	Perata	Mr. Speaker

NOES—2

Ackerman Morrow

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1246 (Olberg)—An act to add Section 53.5 to 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.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Olberg moved a call of the Assembly.

Motion carried. Time, 9:17 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1255 (Davis)—An act to add Section 1771.9 to the Health and Safety Code, relating to continuing 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—51

Aguiar	Figueroa	Lempert	Scott
Baca	Firestone	Machado	Shelley
Bordonaro	Frusetta	Martinez	Strom-Martin
Bowen	Gallegos	Mazzoni	Sweeney
Brown	Goldsmith	Migden	Thompson
Bustamante	Havice	Morrissey	Thomson
Cardenas	Hertzberg	Murray	Torlackson
Cardoza	Honda	Napolitano	Vincent
Cedillo	Keeley	Ortiz	Wayne
Cunneen	Knox	Pacheco	Wildman
Davis	Kuehl	Papan	Woods
Ducheny	Kuykendall	Perata	Mr. Speaker
Escutia	Leach	Prenter	

NOES—16

Ackerman	Brewer	McClintock	Oller
Alby	Granlund	Miller	Poochigian
Ashburn	House	Morrow	Pringle
Bowler	Leonard	Olberg	Runner

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1634 (Ortiz)—An act to add Sections 462, 12517.5, 34501.17, and 34520.5 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—68

Aguiar	Ducheny	Lempert	Perata
Alby	Escutia	Leonard	Poochigian
Ashburn	Figueroa	Machado	Prenter
Baca	Firestone	Margett	Richter
Baldwin	Frusetta	Martinez	Runner
Battin	Gallegos	Mazzoni	Scott
Bordonaro	Goldsmith	Migden	Shelley
Bowen	Granlund	Miller	Strom-Martin
Bowler	Havice	Morrissey	Sweeney
Brewer	Hertzberg	Morrow	Thompson
Brown	Honda	Murray	Thomson
Bustamante	House	Napolitano	Torlackson
Cardenas	Keeley	Olberg	Vincent
Cardoza	Knox	Oller	Wayne
Cedillo	Kuehl	Ortiz	Wildman
Cunneen	Kuykendall	Pacheco	Woods
Davis	Leach	Papan	Mr. Speaker

NOES—2

Ackerman	McClintock
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Above bill ordered enrolled.

ASSEMBLY BILL NO. 1703 (Leach)—An act to amend Sections 15674, 15681, 17051, 17103, 17350, 17352, 17356, and 17357 of the Corporations Code, relating to legal entities.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—69

Ackerman	Ducheny	Leonard	Prenter
Aguiar	Escutia	Machado	Pringle
Alby	Figueroa	Margett	Richter
Ashburn	Firestone	Mazzoni	Runner
Baca	Frusetta	McClintock	Scott
Baldwin	Gallegos	Migden	Strom-Martin
Battin	Goldsmith	Miller	Sweeney
Bordonaro	Granlund	Morrissey	Thompson
Bowen	Havice	Morrow	Thomson
Bowler	Hertzberg	Murray	Torlakson
Brewer	Honda	Napolitano	Vincent
Brown	House	Olberg	Wayne
Bustamante	Keeley	Oller	Wildman
Cardenas	Knox	Ortiz	Woods
Cardoza	Kuehl	Pacheco	Mr. Speaker
Cedillo	Kuykendall	Papan	
Cunneen	Leach	Perata	
Davis	Lempert	Poochigian	

NOES—1

Martinez

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1797 (Davis)—An act to amend Section 140 of the Penal Code, relating to violence against crime victims or witnesses.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—71

Ackerman	Ducheny	Leonard	Poochigian
Aguiar	Escutia	Machado	Prenter
Alby	Figueroa	Margett	Pringle
Ashburn	Firestone	Martinez	Richter
Baca	Frusetta	Mazzoni	Runner
Baldwin	Gallegos	McClintock	Scott
Battin	Goldsmith	Migden	Shelley
Bordonaro	Granlund	Miller	Strom-Martin
Bowen	Havice	Morrissey	Sweeney
Bowler	Hertzberg	Morrow	Thompson
Brewer	Honda	Murray	Thomson
Brown	House	Napolitano	Torlakson
Bustamante	Keeley	Olberg	Vincent
Cardenas	Knox	Oller	Wayne
Cardoza	Kuehl	Ortiz	Wildman
Cedillo	Kuykendall	Pacheco	Woods
Cunneen	Leach	Papan	Mr. Speaker
Davis	Lempert	Perata	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2523 (Ackerman)—An act to add Section 26915 to the Government Code, relating to counties.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—72

Ackerman	Ducheny	Leonard	Poochigian
Aguiar	Escutia	Machado	Prenter
Alby	Figueroa	Margett	Pringle
Ashburn	Firestone	Martinez	Richter
Baca	Frusetta	Mazzoni	Runner
Baldwin	Gallegos	McClintock	Scott
Battin	Goldsmith	Migden	Shelley
Bordonaro	Granlund	Miller	Strom-Martin
Bowen	Havice	Morrissey	Sweeney
Bowler	Hertzberg	Morrow	Thompson
Brewer	Honda	Murray	Thomson
Brown	House	Napolitano	Torlakson
Bustamante	Keeley	Olberg	Vincent
Cardenas	Knox	Oller	Washington
Cardoza	Kuehl	Ortiz	Wayne
Cedillo	Kuykendall	Pacheco	Wildman
Cunneen	Leach	Papan	Woods
Davis	Lempert	Perata	Mr. Speaker

NOES—None

Above bill ordered enrolled.

**NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1735
FROM COMMITTEE CONTINUED**

Assembly Member Pacheco was granted unanimous consent that the notice of motion to withdraw Assembly Bill No. 1735 from the Committee on Public Safety be continued until Monday, July 20, 1998.

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 23, Senate Constitutional Amendment No. 13, and Senate Bill No. 1419 were continued until Monday, July 20, 1998.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)**

HOUSE RESOLUTION NO. 58 (Sweeney)—Relative to anticompetitive practices in the California oil industry.

Resolution read.

Roll Call Demanded

Assembly Members Machado, Thompson, and Kuykendall, demanded a roll call.

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, 9:28 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY CONCURRENT RESOLUTION NO. 174 (Strom-Martin)—Relative to the women's rights movement.

Resolution read.

**Members Made Coauthors of
Assembly Concurrent Resolution No. 174**

Assembly Member Strom-Martin was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 174.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Ackerman, Aguiar, Alby, Ashburn, Baldwin, Battin, Bordonaro, Bowler, Brewer, Bustamante, Cardenas, Cardoza, Cedillo, Cunneen, Ducheny, Escutia, Firestone, Frusetta, Gallegos, Goldsmith, Granlund, Havice, Hertzberg, Honda, Kuehl, Leach, Lempert, Leonard, Machado, Margett, Martinez, McClintock Miller, Morrissey, Morrow, Murray, Napolitano, Olberg, Oller, Ortiz, Pacheco, Papan, Prenter, Pringle, Richter, Runner, Scott, Thompson, Thomson, Torlakson, Villaraigosa, Vincent, Washington, Wayne, Wildman, and Woods.

Request for Unanimous Consent

Assembly Member Strom-Martin was granted unanimous consent to take up Assembly Concurrent Resolution No. 174, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 174, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 174—Relative to the women's rights movement.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION NO. 175 (Ashburn)—Relative to Valley Fever Awareness Month.

Resolution read.

**Members Made Coauthors of
Assembly Concurrent Resolution No. 175**

Assembly Member Ashburn was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 175.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Ackerman, Aguiar, Alby, Baca, Baldwin, Battin, Bordonaro, Bowler, Brown, Bustamante, Cardenas, Cardoza, Cedillo, Cunneen, Davis, Escutia, Figueroa, Firestone, Frusetta, Gallegos, Goldsmith, Granlund, Havice, Hertzberg, Honda, House, Keeley, Knox, Kuehl, Kuykendall, Leach, Lempert, Leonard, Machado, Margett, Martinez, Mazzoni, McClintock, Migden, Miller, Morrissey, Morrow, Napolitano, Olberg, Oller, Ortiz, Pacheco, Papan, Perata, Poochigian, Prenter, Pringle, Richter, Runner, Scott, Shelley, Strom-Martin, Sweeney, Thompson, Thomson, Torlakson, Villaraigosa, Vincent, Washington, Wayne, Wildman, and Woods.

Request for Unanimous Consent

Assembly Member Ashburn was granted unanimous consent to take up Assembly Concurrent Resolution No. 175, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 175, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 175—Relative to Valley Fever Awareness Month.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 63 (Peace)—An act to amend Sections 12070, 12071, 12072, and 12078 of the Penal Code, relating to firearms.

Bill read third time.

Motion to Amend

Assembly Member Perata moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 1182 (Costa)—An act to amend Sections 16140, 16141, 16142, and 16146 of, to add Sections 56375.4 and 56375.45 to, and to add Article 7 (commencing with Section 51296) to Chapter 7 of Part 7 of Division 1 of Title 5 of, the Government Code, to amend Section 426 of, and to add Section 423.4 to, the Revenue and Taxation Code, relating to agricultural land, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Cardoza.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—71

Ackerman	Ducheny	Leonard	Prenter
Aguiar	Figueroa	Machado	Pringle
Alby	Firestone	Margett	Richter
Ashburn	Floyd	Martinez	Runner
Baca	Frusetta	Mazzoni	Scott
Baldwin	Gallegos	Migden	Shelley
Battin	Goldsmith	Miller	Strom-Martin
Bordonaro	Granlund	Morrissey	Sweeney
Bowen	Havice	Morrow	Thompson
Bowler	Hertzberg	Murray	Thomson
Brewer	Honda	Napolitano	Torlakson
Brown	House	Olberg	Vincent
Bustamante	Keeley	Oller	Washington
Cardenas	Knox	Ortiz	Wayne
Cardoza	Kuehl	Pacheco	Wildman
Cedillo	Kuykendall	Papan	Woods
Cunneen	Leach	Perata	Mr. Speaker
Davis	Lempert	Poochigian	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—71

Ackerman	Ducheny	Leonard	Prenter
Aguiar	Figueroa	Machado	Pringle
Alby	Firestone	Margett	Richter
Ashburn	Floyd	Martinez	Runner
Baca	Frusetta	Mazzoni	Scott
Baldwin	Gallegos	Migden	Shelley
Battin	Goldsmith	Miller	Strom-Martin
Bordonaro	Granlund	Morrissey	Sweeney
Bowen	Havice	Morrow	Thompson
Bowler	Hertzberg	Murray	Thomson
Brewer	Honda	Napolitano	Torlakson
Brown	House	Olberg	Vincent
Bustamante	Keeley	Oller	Washington
Cardenas	Knox	Ortiz	Wayne
Cardoza	Kuehl	Pacheco	Wildman
Cedillo	Kuykendall	Papan	Woods
Cunneen	Leach	Perata	Mr. Speaker
Davis	Lempert	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 139 (Kopp)—An act to amend Sections 54953, 54954, 54954.5, 54956.8, 54957.5, and 54957.6 of the Government Code, relating to public meetings.

Bill read third time, and presented by Assembly Member Keeley.

Bill passed by the following vote:

AYES—69

Aguiar	Firestone	Margett	Richter
Alby	Floyd	Martinez	Runner
Baca	Frusetta	Mazzoni	Scott
Baldwin	Gallegos	McClintock	Shelley
Battin	Goldsmith	Migden	Strom-Martin
Bordonaro	Granlund	Miller	Sweeney
Bowen	Havice	Morrissey	Thompson
Bowler	Hertzberg	Morrow	Thomson
Brown	Honda	Murray	Torlakson
Bustamante	House	Napolitano	Vincent
Cardenas	Keeley	Olberg	Washington
Cardoza	Knox	Oller	Wayne
Cedillo	Kuehl	Ortiz	Wildman
Cunneen	Kuykendall	Pacheco	Woods
Davis	Leach	Papan	Mr. Speaker
Ducheny	Lempert	Perata	
Escutia	Leonard	Poochigian	
Figueroa	Machado	Prenter	

NOES—3

Ackerman	Ashburn	Brewer
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Bill ordered transmitted to the Senate.

SENATE BILL NO. 1498 (Karnette)—An act to add Section 8961.13 to the Health and Safety Code, relating to dead bodies.

Bill read third time, and presented by Assembly Member Machado.
The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Machado moved a call of the Assembly.

Motion carried. Time, 9:43 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**At 9:46 a.m., Assistant Speaker pro Tempore Joe Baca,
62nd District, presiding**

SENATE BILL NO. 1510 (Polanco)—An act to amend Section 34457 of the Government Code, relating to voting.

Bill read third time, and presented by Assembly Member Murray.

Bill passed by the following vote:

AYES—61

Ackerman	Figueron	Machado	Preter
Aguilar	Firestone	Margett	Pringle
Alby	Floyd	McClintock	Richter
Ashburn	Frusetta	Migden	Runner
Baca	Gallegos	Miller	Scott
Baldwin	Goldsmith	Morrissey	Sweeney
Battin	Granlund	Morrow	Thompson
Bordonaro	Havice	Murray	Thomson
Bowler	Hertzberg	Napolitano	Torlakson
Bustamante	Honda	Olberg	Vincent
Cardenas	Keeley	Oller	Washington
Cardoza	Knox	Ortiz	Wayne
Cedillo	Kuykendall	Pacheco	Mr. Speaker
Cunneen	Leach	Papan	
Ducheny	Lempert	Perata	
Escutia	Leonard	Poochigian	

NOES—6

Bowen	Brown	Kucht
Brewer	House	Martinez

Bill ordered transmitted to the Senate.

(NOTE: On July 30, 1998, the action was rescinded whereby Senate Bill No. 1510 was passed, and whereby the bill was ordered transmitted to the Senate. See page 8121.)

SENATE BILL NO. 1493 (Rosenthal)—An act to amend Section 1107 of the Corporations Code, relating to corporate mergers.

Bill read third time, and presented by Assembly Member Hertzberg.

Bill passed by the following vote:

AYES—72

Ackerman	Ducheny	Lempert	Poochigian
Aguiar	Escutia	Leonard	Prenter
Alby	Figueroa	Machado	Pringle
Ashburn	Firestone	Margett	Richter
Baca	Floyd	Martinez	Runner
Baldwin	Frusetta	Mazzoni	Scott
Battin	Gallegos	McClintock	Shelley
Bordonaro	Goldsmith	Migden	Strom-Martin
Bowen	Granlund	Miller	Sweeney
Bowler	Havice	Morrissey	Thompson
Brewer	Hertzberg	Morrow	Thomson
Brown	Honda	Murray	Torlakson
Bustamante	House	Napolitano	Vincent
Cardenas	Keeley	Olberg	Washington
Cardoza	Knox	Oller	Wayne
Cedillo	Kuehl	Ortiz	Wildman
Cunneen	Kuykendall	Papan	Woods
Davis	Leach	Perata	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1685 (Burton)—An act to amend Sections 21051, 21201, and 21201.5 of, to repeal Sections 21200.5 and 21200.7 of, and to repeal and add Section 21200 of, the Financial Code, relating to pawnbrokers.

Bill read third time, and presented by Assembly Member Papan.

Bill passed by the following vote:

AYES—70

Ackerman	Escutia	Leonard	Prenter
Aguiar	Figueroa	Machado	Pringle
Alby	Firestone	Margett	Runner
Ashburn	Floyd	Martinez	Scott
Baca	Frusetta	Mazzoni	Shelley
Battin	Gallegos	Migden	Strom-Martin
Bordonaro	Goldsmith	Miller	Sweeney
Bowen	Granlund	Morrissey	Thompson
Bowler	Havice	Morrow	Thomson
Brewer	Hertzberg	Murray	Torlakson
Brown	Honda	Napolitano	Vincent
Bustamante	House	Olberg	Washington
Cardenas	Keeley	Oller	Wayne
Cardoza	Knox	Ortiz	Wildman
Cedillo	Kuehl	Pacheco	Woods
Cunneen	Kuykendall	Papan	Mr. Speaker
Davis	Leach	Perata	
Ducheny	Lempert	Poochigian	

NOES—2

Baldwin McClintock

Bill ordered transmitted to the Senate.

SENATE BILL NO. 155 (Kelley)—An act to add Section 4846.5 to the Business and Professions Code, relating to veterinary medicine.

Bill read third time, and presented by Assembly Member Thomson.

Bill passed by the following vote:

AYES—68

Aekerman	Davis	Kuykendall	Perata
Aguiar	Ducheny	Leach	Poochigian
Alby	Escutia	Lempert	Prenter
Ashburn	Figueroa	Machado	Runner
Baen	Firestone	Margett	Scott
Baldwin	Floyd	Martinez	Shelley
Battin	Frusetta	Mazzoni	Strom-Martin
Bordonaro	Gallegos	Migden	Sweeney
Bowen	Goldsmith	Miller	Thompson
Bowler	Granlund	Morrissey	Thomson
Brewer	Havice	Murray	Torlakson
Brown	Hertzberg	Napolitano	Vincent
Bustamante	Honda	Olberg	Washington
Cardenas	House	Oller	Wayne
Cardoza	Keeley	Ortiz	Wildman
Cedillo	Knox	Pacheco	Woods
Cunneen	Kuehl	Papan	Mr. Speaker

NOES—3

Leonard	McClintock	Morrow
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Bill ordered transmitted to the Senate.

(NOTE: On July 27, 1998, the action was rescinded whereby Senate Bill No. 155 was passed, and whereby the bill was ordered transmitted to the Senate. See page 8079.)

At 9:59 a.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

SENATE BILL NO. 658 (Sher)—An act to amend Section 57004 of the Health and Safety Code, relating to environmental protection.

Bill read third time, and presented by Assembly Member Keeley.

Bill passed by the following vote:

AYES—72

Ackerman	Ducheny	Leonard	Poochigian
Aguiar	Escutia	Machado	Prenter
Alby	Figueroa	Margett	Pringle
Ashburn	Firestone	Martinez	Richter
Baca	Floyd	Mazzoni	Runner
Baldwin	Frusetta	McClintock	Scott
Battin	Gallegos	Migden	Shelley
Bordonaro	Goldsmith	Miller	Strom-Martin
Bowen	Granlund	Morrissey	Sweeney
Bowler	Havice	Morrow	Thompson
Brewer	Hertzberg	Murray	Thomson
Brown	Honda	Napolitano	Torlakson
Bustamante	Keeley	Olberg	Vincent
Cardenas	Knox	Oller	Washington
Cardoza	Kuehl	Ortiz	Wayne
Cedillo	Kuykendall	Pacheco	Wildman
Cunneen	Leach	Papan	Woods
Davis	Lempert	Perata	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1441 (Kopp)—An act to amend Section 987.9 of, and to amend and renumber Section 969½ 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—64

Ackerman	Escutia	Leonard	Prenter
Aguiar	Figueroa	Machado	Pringle
Alby	Firestone	Margett	Richter
Ashburn	Frusetta	Mazzoni	Runner
Baca	Gallegos	Miller	Scott
Battin	Goldsmith	Morrissey	Shelley
Bordonaro	Granlund	Morrow	Strom-Martin
Bowen	Havice	Murray	Sweeney
Bowler	Hertzberg	Napolitano	Thompson
Brewer	Honda	Olberg	Thomson
Brown	House	Oller	Torlakson
Bustamante	Keeley	Ortiz	Vincent
Cardenas	Knox	Pacheco	Wayne
Cardoza	Kuykendall	Papan	Wildman
Cunneen	Leach	Perata	Woods
Davis	Lempert	Poochigian	Mr. Speaker

NOES—7

Baldwin	Kuehl	McClintock	Washington
Floyd	Martinez	Migden	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1360 (Alpert)—An act to amend Sections 7100 and 7100.1 of the Health and Safety Code, and to amend Section 7600.6 of the Probate Code, relating to human remains.

Bill read third time, and presented by Assembly Member Pacheco.

Bill passed by the following vote:

AYES—65

Ackerman	Firestone	Margett	Richter
Aguiar	Frusetta	Martinez	Runner
Baca	Gallegos	Mazzoni	Scott
Baldwin	Goldsmith	McClintock	Shelley
Battin	Granlund	Migden	Strom-Martin
Bordonaro	Havice	Miller	Sweeney
Bowen	Hertzberg	Murray	Thompson
Brown	Honda	Napolitano	Thomson
Bustamante	House	Olberg	Torlakson
Cardenas	Keeley	Oller	Vincent
Cardoza	Knox	Ortiz	Wayne
Cedillo	Kuehl	Pacheco	Wildman
Cunneen	Kuykendall	Papan	Woods
Davis	Leach	Perata	Mr. Speaker
Ducheny	Lempert	Poochigian	
Escutia	Leonard	Prenter	
Figueroa	Machado	Pringle	

NOES—3

Ashburn	Brewer	Morrissey
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Bill ordered transmitted to the Senate.

SENATE BILL NO. 1387 (Karnette)—An act to amend Section 781 of the Welfare and Institutions Code, relating to minors.

Bill read third time, and presented by Assembly Member Poochigian.

Bill passed by the following vote:

AYES—70

Ackerman	Ducheny	Lempert	Prenter
Aguiar	Escutia	Leonard	Pringle
Alby	Figueroa	Machado	Richter
Ashburn	Firestone	Margett	Runner
Baca	Floyd	Mazzoni	Scott
Baldwin	Frusetta	McClintock	Shelley
Battin	Gallegos	Miller	Strom-Martin
Bordonaro	Goldsmith	Morrissey	Sweeney
Bowen	Granlund	Morrow	Thompson
Bowler	Havice	Murray	Thomson
Brewer	Hertzberg	Napolitano	Torlakson
Brown	Honda	Olberg	Vincent
Bustamante	House	Oller	Wayne
Cardenas	Keeley	Ortiz	Wildman
Cardoza	Knox	Pacheco	Woods
Cedillo	Kuehl	Papan	Mr. Speaker
Cunneen	Kuykendall	Perata	
Davis	Leach	Poochigian	

NOES—2

Migden Washington

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1885 (Ayala)—An act relating to the Metropolitan Water District of Southern California.

Bill read third time, and presented by Assembly Member Aguiar.

Bill passed by the following vote:

AYES—68

Aguiar	Escutia	Lempert	Poochigian
Ashburn	Figueroa	Leonard	Prenter
Baca	Firestone	Machado	Pringle
Baldwin	Floyd	Martinez	Richter
Battin	Frusetta	Mazzoni	Runner
Bordonaro	Gallegos	Migden	Scott
Bowen	Goldsmith	Miller	Shelley
Bowler	Granlund	Morrissey	Strom-Martin
Brewer	Havice	Morrow	Sweeney
Brown	Hertzberg	Murray	Thompson
Bustamante	Honda	Napolitano	Thomson
Cardenas	House	Olberg	Torlakson
Cardoza	Keeley	Oller	Vincent
Cedillo	Knox	Ortiz	Washington
Cunneen	Kuehl	Pacheco	Wayne
Davis	Kuykendall	Papan	Wildman
Ducheny	Leach	Perata	Mr. Speaker

NOES—3

Ackerman Margett McClintock

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file.

Senate Bill No. 1555, on request of Assembly Member Figueroa;

Senate Bill No. 1965, on request of Assembly Member Keeley.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 2056 (Brulte)—An act to amend Section 121135 of the Health and Safety Code, relating to health.

Bill read third time, and presented by Assembly Member Ortiz.

Bill passed by the following vote:

AYES—67

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Ashburn	Figueroa	Mazzoni	Runner
Baca	Firestone	McClintock	Scott
Baldwin	Frusetta	Miller	Shelley
Battin	Gallegos	Morrissey	Strom-Martin
Bordonaro	Goldsmith	Morrow	Sweeney
Bowen	Granlund	Murray	Thompson
Bowler	Havice	Napolitano	Thomson
Brewer	Hertzberg	Olberg	Torlakson
Brown	Honda	Oller	Vincent
Bustamante	House	Ortiz	Washington
Cardenas	Keeley	Pacheco	Wayne
Cardoza	Kuehl	Papan	Wildman
Cedillo	Kuykendall	Perata	Woods
Cunneen	Leach	Poochigian	

NOES—2

Knox Migden

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 2056: Assembly Member Knox, from “Aye” to “No”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1436 (Thompson)—An act to amend Section 19418 of the Business and Professions Code, to add Section 4163 to the Food and Agricultural Code, to add Section 116556 to the Health and Safety Code, to amend Section 5782.27 of the Public Resources Code, and to amend Section 55310.2 of the Water Code, relating to government, 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	Escutia	Leonard	Poochigian
Aguiar	Figueroa	Machado	Prenter
Alby	Firestone	Margett	Pringle
Ashburn	Floyd	Martinez	Richter
Baca	Frusetta	Mazzoni	Runner
Baldwin	Gallegos	McClintock	Scott
Battin	Goldsmith	Migden	Shelley
Bordonaro	Granlund	Miller	Strom-Martin
Bowen	Havice	Morrissey	Sweeney
Bowler	Hertzberg	Morrow	Thompson
Brewer	Honda	Murray	Thomson
Brown	House	Napolitano	Torlakson
Bustamante	Keeley	Olberg	Vincent
Cardenas	Knox	Oller	Washington
Cardoza	Kuehl	Ortiz	Wayne
Cunneen	Kuykendall	Pacheco	Wildman
Davis	Leach	Papan	Woods
Ducheny	Lempert	Perata	Mr. Speaker

NOES—None

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—72

Ackerman	Escutia	Leonard	Poochigian
Aguiar	Figueroa	Machado	Prenter
Alby	Firestone	Margett	Pringle
Ashburn	Floyd	Martinez	Richter
Baca	Frusetta	Mazzoni	Runner
Baldwin	Gallegos	McClintock	Scott
Battin	Goldsmith	Migden	Shelley
Bordonaro	Granlund	Miller	Strom-Martin
Bowen	Havice	Morrissey	Sweeney
Bowler	Hertzberg	Morrow	Thompson
Brewer	Honda	Murray	Thomson
Brown	House	Napolitano	Torlakson
Bustamante	Keeley	Olberg	Vincent
Cardenas	Knox	Oller	Washington
Cardoza	Kuehl	Ortiz	Wayne
Cunneen	Kuykendall	Pacheco	Wildman
Davis	Leach	Papan	Woods
Ducheny	Lempert	Perata	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 661 (O'Connell)—An act relating to the Department of Pesticide Regulation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Bordonaro.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—63

Ackerman	Ducheny	Leach	Richter
Aguiar	Escutia	Lempert	Runner
Alby	Figueroa	Machado	Scott
Ashburn	Firestone	Margett	Shelley
Baca	Floyd	Martinez	Strom-Martin
Battin	Frusetta	Mazzoni	Sweeney
Bordonaro	Gallegos	Migden	Thompson
Bowen	Goldsmith	Miller	Thomson
Bowler	Granlund	Morrissey	Torlakson
Brown	Havice	Napolitano	Vincent
Bustamante	Hertzberg	Oller	Washington
Cardenas	Honda	Ortiz	Wayne
Cardoza	Keeley	Pacheco	Wildman
Cedillo	Knox	Papan	Woods
Cunneen	Kuehl	Perata	Mr. Speaker
Davis	Kuykendall	Prenter	

NOES—6

Baldwin	McClintock	Olberg
Brewer	Morrow	Poochigian

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—63

Ackerman	Ducheny	Leach	Richter
Aguiar	Escutia	Lempert	Runner
Alby	Figueroa	Machado	Scott
Ashburn	Firestone	Margett	Shelley
Baca	Floyd	Martinez	Strom-Martin
Battin	Frusetta	Mazzoni	Sweeney
Bordonaro	Gallegos	Migden	Thompson
Bowen	Goldsmith	Miller	Thomson
Bowler	Granlund	Morrissey	Torlakson
Brown	Havice	Napolitano	Vincent
Bustamante	Hertzberg	Oller	Washington
Cardenas	Honda	Ortiz	Wayne
Cardoza	Keeley	Pacheco	Wildman
Cedillo	Knox	Papan	Woods
Cunneen	Kuehl	Perata	Mr. Speaker
Davis	Kuykendall	Prenter	

NOES—6

Baldwin	McClintock	Olberg
Brewer	Morrow	Poochigian

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1836 (Johnston)—An act to add Chapter 29 (commencing with Section 22930) to Division 8 of the Business and Professions Code, relating to donated property.

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. 1427 (Rainey)—An act to amend Section 48918 of the Education Code, relating to education.

Bill read third time, and presented by Assembly Member Scott.

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, 10:31 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. 1246**

At 10:33 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 Assembly concurred in Senate amendments to Assembly Bill No. 1246 by the following vote:

AYES—50

Ackerman	Figueroa	Machado	Pringle
Aguiar	Firestone	Margett	Richter
Alby	Frusetta	McClintock	Runner
Ashburn	Goldsmith	Miller	Strom-Martin
Baldwin	Granlund	Morrissey	Thompson
Battin	Havice	Morrow	Thomson
Bordonaro	Hertzberg	Olberg	Torlakson
Bowler	House	Oller	Vincent
Brewer	Keeley	Pacheco	Washington
Bustamante	Knox	Papan	Woods
Cardenas	Kuykendall	Perata	Mr. Speaker
Cardoza	Leach	Poochigian	
Cunneen	Leonard	Prenter	

NOES—11

Baca	Escutia	Migden	Wayne
Bowen	Lempert	Ortiz	Wildman
Cedillo	Martinez	Sweeney	

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
HOUSE RESOLUTION NO. 58**

At 10:34 a.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.

House Resolution No. 58 adopted by the following vote:

AYES—45

Baca	Gallegos	Martinez	Sweeney
Baldwin	Goldsmith	Mazzoni	Thomson
Bowen	Granlund	Migden	Torlakson
Brown	Havice	Morrissey	Vincent
Cardoza	Hertzberg	Morrow	Washington
Cunneen	Honda	Murray	Wayne
Davis	Keeley	Napolitano	Wildman
Ducheny	Knox	Ortiz	Woods
Escutia	Kuehl	Perata	Mr. Speaker
Figueroa	Leach	Scott	
Firestone	Lempert	Shelley	
Frusetta	Margett	Strom-Martin	

NOES—25

Ackerman	Brewer	McClintock	Pringle
Aguiar	Cardenas	Miller	Richter
Alby	Cedillo	Olberg	Runner
Ashburn	House	Oller	Thompson
Battin	Kuykendall	Papan	
Bordonaro	Leonard	Poochigian	
Bowler	Machado	Prenter	

Vote Changes

By unanimous consent, the following vote change was permitted on House Resolution No. 58: Assembly Member Oller, from "Aye" to "No".

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1498**

At 10:34 a.m., on motion of Assembly Member Machado, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1498 passed by the following vote:

AYES—43

Baca	Gallegos	Martinez	Strom-Martin
Bowen	Havice	Mazzoni	Sweeney
Brown	Hertzberg	Migden	Thomson
Bustamante	Honda	Murray	Torlakson
Cardenas	House	Napolitano	Vincent
Cardoza	Keeley	Ortiz	Washington
Cedillo	Knox	Papan	Wayne
Davis	Kuehl	Perata	Wildman
Ducheny	Leach	Richter	Woods
Figueroa	Lempert	Scott	Mr. Speaker
Frusetta	Machado	Shelley	

NOES—28

Ackerman	Bowler	Leonard	Oller
Aguiar	Brewer	Margett	Pacheco
Alby	Cunneen	McClintock	Poochigian
Ashburn	Firestone	Miller	Prenter
Baldwin	Goldsmith	Morrissey	Pringle
Battin	Granlund	Morrow	Runner
Bordonaro	Kuykendall	Olberg	Thompson

Bill ordered transmitted to the Senate.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 776 (Johannessen)—An act to add Sections 13332.19 and 14661 to the Government Code, relating to state property.

Bill read third time, and presented by Assembly Member Miller.

Bill passed by the following vote:

AYES—73

Ackerman	Escutia	Machado	Pringle
Aguiar	Figueroa	Margett	Richter
Alby	Firestone	Martinez	Runner
Ashburn	Floyd	Mazzoni	Scott
Baca	Frusetta	McClintock	Shelley
Baldwin	Gallegos	Migden	Strom-Martin
Battin	Goldsmith	Miller	Sweeney
Bordonaro	Granlund	Morrissey	Thompson
Bowen	Havice	Morrow	Thomson
Bowler	Hertzberg	Murray	Torlakson
Brewer	Honda	Napolitano	Vincent
Brown	House	Olberg	Washington
Bustamante	Keeley	Oller	Wayne
Cardenas	Knox	Ortiz	Wildman
Cardoza	Kuehl	Pacheco	Woods
Cedillo	Kuykendall	Papan	Mr. Speaker
Cunneen	Leach	Perata	
Davis	Lempert	Poochigian	
Ducheny	Leonard	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 2005 (Kopp)—An act to amend Sections 65940.5, 65950, 65951, and 65957 of the Government Code, relating to land use.

Bill read third time, and presented by Assembly Member Knox.

Bill passed by the following vote:

AYES—66

Ackerman	Ducheny	Leonard	Poochigian
Aguiar	Escutia	Machado	Prenter
Alby	Figueroa	Margett	Pringle
Ashburn	Firestone	Martinez	Richter
Baca	Floyd	Mazzoni	Runner
Baldwin	Frusetta	McClintock	Scott
Battin	Gallegos	Miller	Shelley
Bordonaro	Goldsmith	Morrissey	Strom-Martin
Bowler	Granlund	Morrow	Thompson
Brewer	Hertzberg	Murray	Thomson
Brown	Honda	Napolitano	Torlakson
Bustamante	House	Olberg	Vincent
Cardenas	Keeley	Oller	Wayne
Cardoza	Knox	Ortiz	Wildman
Cedillo	Kuykendall	Pacheco	Woods
Cunneen	Leach	Papan	
Davis	Lempert	Perata	

NOES—1

Havice

Bill ordered transmitted to the Senate.

SENATE BILL NO. 2054 (Thompson)—An act to amend Section 1393.5 of the Labor Code, relating to employment.

Bill read third time, and presented by Assembly Member Strom-Martin.

Bill passed by the following vote:

AYES—61

Ackerman	Ducheny	Margett	Richter
Aguiar	Figuroa	Mazzoni	Runner
Alby	Firestone	McClintock	Scott
Ashburn	Frusetta	Migden	Strom-Martin
Baca	Gallegos	Miller	Sweeney
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Bordonaro	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Vincent
Brewer	Keeley	Olberg	Washington
Brown	Kuehl	Oller	Wayne
Bustamante	Kuykendall	Papan	Woods
Cardenas	Leach	Perata	Mr. Speaker
Cardoza	Lempert	Poochigian	
Cunneen	Leonard	Prenter	
Davis	Machado	Pringle	

NOES—5

Bowen	House	Pacheco
Floyd	Martinez	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 2054: Assembly Member Shelley, from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate

SENATE BILL NO. 86 (Monteith)—An act to amend and add Section 41851 of the Education Code, relating to education.

Bill read third time, and presented by Assembly Member House.

Bill passed by the following vote:

AYES—67

Ackerman	Escutia	Machado	Prenter
Aguiar	Figueron	Margett	Pringle
Alby	Firestone	Martinez	Richter
Ashburn	Frusetta	Mazzoni	Runner
Baca	Gallegos	Migden	Scott
Battin	Goldsmith	Miller	Shelley
Bordonaro	Havice	Morrissey	Strom-Martin
Bowen	Hertzberg	Morrow	Sweeney
Bowler	Honda	Murray	Thompson
Brewer	House	Napolitano	Torlakson
Brown	Keeley	Olberg	Vincent
Bustamante	Knox	Oller	Washington
Cardenas	Kuehl	Ortiz	Wayne
Cardoza	Kuykendall	Pacheco	Wildman
Cunneen	Leach	Papan	Woods
Davis	Lempert	Perata	Mr. Speaker
Ducheny	Leonard	Poochigian	

NOES—2

Granlund	McClintock
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Bill ordered transmitted to the Senate.

(NOTE: On August 6, 1998, the action was rescinded whereby Senate Bill No. 86 was passed and whereby the bill was ordered transmitted to the Senate. See page 8205.)

SENATE BILL NO. 1542 (Knight)—An act to amend Section 9543 of the Welfare and Institutions Code, relating to aging.

Bill read third time, and presented by Assembly Member Washington.

Bill passed by the following vote:

AYES—72

Ackerman	Ducheny	Leonard	Poochigian
Aguiar	Escutia	Machado	Prenter
Alby	Figueroa	Margett	Pringle
Ashburn	Firestone	Martinez	Richter
Baca	Frusetta	Mazzoni	Runner
Baldwin	Gallegos	McClintock	Scott
Battin	Goldsmith	Migden	Shelley
Bordonaro	Granlund	Miller	Strom-Martin
Bowen	Havice	Morrissey	Sweeney
Bowler	Hertzberg	Morrow	Thompson
Brewer	Honda	Murray	Thomson
Brown	House	Napolitano	Torlakson
Bustamante	Keeley	Olberg	Vincent
Cardenas	Knox	Oller	Washington
Cardoza	Kuehl	Ortiz	Wayne
Cedillo	Kuykendall	Pacheco	Wildman
Cunneen	Leach	Papan	Woods
Davis	Lempert	Perata	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 678 (Leslie)—An act to amend, repeal, and add Sections 703 and 1760.5 of, and to add and repeal Sections 703.1 and 1773 of, the Insurance Code, relating to insurance.

Bill read third time, and presented by Assembly Member Keeley.

Bill passed by the following vote:

AYES—62

Ackerman	Ducheny	Lempert	Poochigian
Aguiar	Figueroa	Leonard	Prenter
Alby	Firestone	Margett	Pringle
Ashburn	Frusetta	Mazzoni	Richter
Baca	Gallegos	McClintock	Runner
Baldwin	Goldsmith	Migden	Shelley
Battin	Granlund	Miller	Strom-Martin
Bordonaro	Havice	Morrissey	Thompson
Bowler	Hertzberg	Morrow	Thomson
Brewer	Honda	Murray	Torlakson
Brown	House	Napolitano	Vincent
Bustamante	Keeley	Olberg	Washington
Cardoza	Knox	Oller	Wayne
Cedillo	Kuehl	Pacheco	Woods
Cunneen	Kuykendall	Papan	
Davis	Leach	Perata	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 2035 (Peace)—An act to add Section 56.115 to the Civil Code, relating to mental health records.

Bill read third time, and presented by Assembly Member Davis.

Bill passed by the following vote:

AYES—63

Aguiar	Ducheny	Lempert	Prenter
Alby	Escutia	Machado	Pringle
Baca	Figueroa	Margett	Richter
Baldwin	Firestone	Martinez	Scott
Battin	Frusetta	Mazzoni	Shelley
Bordonaro	Gallegos	Migden	Strom-Martin
Bowen	Goldsmith	Miller	Sweeney
Bowler	Granlund	Morrissey	Thomson
Brewer	Havice	Morrow	Torlakson
Brown	Hertzberg	Murray	Vincent
Bustamante	Honda	Napolitano	Washington
Cardenas	Keeley	Oller	Wayne
Cardoza	Knox	Ortiz	Wildman
Cedillo	Kuehl	Papan	Woods
Cunneen	Kuykendall	Perata	Mr. Speaker
Davis	Leach	Poochigian	

NOES—5

Ackerman	Leonard	Olberg
House	McClintock	

Bill ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION NO. 67 (Polanco)—Relative to the Joint Legislative Committee on Prison Construction and Operations.

Resolution read, and presented by Assembly Member Washington.

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, 10:55 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 92
WITHOUT REFERENCE TO FILE**

Upon request of Assembly Member Shelley, Assembly Member Ducheny was granted unanimous consent to take up Senate Concurrent Resolution No. 92, without reference to file, for purpose of consideration.

SENATE CONCURRENT RESOLUTION NO. 92 (Peace)—Relative to the proposed City of Chula Vista site as a future University of California campus.

Resolution read, presented by Assembly Member Ducheny, and adopted by the following vote:

AYES—69

Ackerman	Ducheny	Lempert	Prenter
Aguiar	Escutia	Leonard	Pringle
Alby	Figuroa	Machado	Scott
Ashburn	Firestone	Margett	Shelley
Baca	Floyd	Martinez	Strom-Martin
Baldwin	Frusetta	Mazzoni	Sweeney
Battin	Gallegos	Migden	Thompson
Bordonaro	Goldsmith	Miller	Thomson
Bowen	Granlund	Morrissey	Torlakson
Bowler	Havice	Morrow	Vincent
Brewer	Hertzberg	Murray	Washington
Brown	Honda	Napolitano	Wayne
Bustamante	House	Olberg	Wildman
Cardenas	Keeley	Oller	Woods
Cardoza	Knox	Ortiz	Mr. Speaker
Cedillo	Kuehl	Papan	
Cunneen	Kuykendall	Perata	
Davis	Leach	Poochigian	

NOES—None

Resolution ordered transmitted to the Senate.

SENATE BILL NO. 1251 REMOVED FROM INACTIVE FILE AND TAKEN UP

Upon request of Assembly Member Shelley, Assembly Member Ducheny was granted unanimous consent that Senate Bill No. 1251 be withdrawn from the inactive file, and to take the bill up at this time, without reference to file, for purpose of amendments.

SENATE BILL NO. 1251 (Calderon)—An act to amend Sections 12965, 12970, and 12989.2 of the Government Code, relating to fair employment and housing.

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. 1251, As Amended,
By Unanimous Consent**

Assembly Member Ducheny was granted unanimous consent to take up Senate Bill No. 1251, as amended, without reference to file.

SENATE BILL NO. 1251 (Calderon)—An act relating to education, 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—59

Ackerman	Figueroa	Lempert	Perata
Aguiar	Firestone	Leonard	Prenter
Alby	Floyd	Machado	Richter
Ashburn	Frusetta	Margett	Scott
Baca	Gallegos	Martinez	Shelley
Bordonaro	Granlund	Mazzoni	Strom-Martin
Bowen	Havice	Migden	Sweeney
Bowler	Hertzberg	Miller	Thomson
Brown	Honda	Morrissey	Torlakson
Bustamante	House	Murray	Vincent
Cardenas	Keeley	Napolitano	Washington
Cardoza	Knox	Oller	Wayne
Cunneen	Kuehl	Ortiz	Wildman
Davis	Kuykendall	Pacheco	Mr. Speaker
Escutia	Leach	Papan	

NOES—4

Baldwin	McClintock	Morrow	Thompson
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The question being on the passage of the bill.
Bill passed by the following vote:

AYES—59

Ackerman	Figueroa	Lempert	Perata
Aguiar	Firestone	Leonard	Prenter
Alby	Floyd	Machado	Richter
Ashburn	Frusetta	Margett	Scott
Baca	Gallegos	Martinez	Shelley
Bordonaro	Granlund	Mazzoni	Strom-Martin
Bowen	Havice	Migden	Sweeney
Bowler	Hertzberg	Miller	Thomson
Brown	Honda	Morrissey	Torlakson
Bustamante	House	Murray	Vincent
Cardenas	Keeley	Napolitano	Washington
Cardoza	Knox	Oller	Wayne
Cunneen	Kuehl	Ortiz	Wildman
Davis	Kuykendall	Pacheco	Mr. Speaker
Escutia	Leach	Papan	

NOES—4

Baldwin	McClintock	Morrow	Thompson
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Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1427**

At 11:05 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.

Senate Bill No. 1427 refused passage by the following vote:

AYES—28

Aguiar	Firestone	Leach	Ortiz
Alby	Frusetta	Lempert	Richter
Bordonaro	Goldsmith	Leonard	Scott
Bowler	Granlund	Miller	Thompson
Cunneen	Hertzberg	Morrissey	Torlakson
Davis	House	Morrow	Wayne
Ducheny	Kuykendall	Olberg	Woods

NOES—36

Ackerman	Figueroa	Martinez	Poochigian
Ashburn	Floyd	Mazzoni	Prenter
Baca	Gallegos	McClintock	Pringle
Baldwin	Havice	Migden	Runner
Bowen	Honda	Murray	Strom-Martin
Brown	Keeley	Napolitano	Thomson
Bustamante	Kuehl	Oller	Vincent
Cedillo	Machado	Pacheco	Washington
Escutia	Margett	Papan	Wildman

**Motion to Reconsider Senate Bill No. 1427
on Next Legislative Day**

Assembly Member Scott moved to reconsider on Monday, July 20, 1998 the vote whereby Senate Bill No. 1427 was this day refused passage.

Senate Bill No. 1427 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON SENATE CONCURRENT RESOLUTION NO. 67**

At 11:06 a.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.

Senate Concurrent Resolution No. 67 adopted by the following vote:

AYES—43

Aguiar	Frusetta	Martinez	Shelley
Baca	Gallegos	Mazzoni	Strom-Martin
Bowen	Goldsmith	McClintock	Thomson
Brown	Havice	Migden	Torlakson
Cardenas	Hertzberg	Morrissey	Vincent
Cedillo	Honda	Murray	Washington
Davis	Keeley	Napolitano	Wayne
Ducheny	Knox	Ortiz	Wildman
Escutia	Kuehl	Papan	Woods
Figueroa	Lempert	Perata	Mr. Speaker
Floyd	Machado	Scott	

NOES—20

Ackerman	Brewer	Leach	Oller
Baldwin	Cardoza	Leonard	Poochigian
Battin	Firestone	Margett	Prenter
Bordonaro	Granlund	Miller	Pringle
Bowler	House	Morrow	Thompson

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Concurrent Resolution No. 67: Assembly Member Bustamante, from "Aye" to "Not Voting".

Resolution ordered transmitted to the Senate.

SESSION SCHEDULE AND OTHER ANNOUNCEMENTS

Speaker pro Tempore Kuehl announced the following session schedule:

Sunday, July 19, 1998, Check-in Session, 2 p.m.—11 p.m.;

Monday, July 20, 1998, Floor Session, 10 a.m.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Resolutions to Suspend Joint Rule 61: Battin, Bustamante, Cardenas, Figueroa, Goldsmith, Martinez, Murray, and Napolitano—Aye.

Assembly Bill No. 1373, Urgency and Concurrence: Battin, Bustamante, Cardenas, Goldsmith, Martinez, Murray, Napolitano, Olberg, Pacheco, and Pringle—Aye; Morrow—No.

Assembly Bill No. 521, Urgency and Concurrence: Battin, Bustamante, Cardenas, Goldsmith, Martinez, Morrow, Murray, Napolitano, Pacheco, and Pringle—Aye.

Assembly Bill No. 531, Concurrence: Battin, Bustamante, Cardenas, Goldsmith, Martinez, Morrow, Murray, Napolitano, Pacheco, and Pringle—Aye.

Assembly Bill No. 744, Concurrence: Battin, Bustamante, Cardenas, Goldsmith, Martinez, Murray, Napolitano, Oller, Pacheco, and Pringle—Aye; Morrow—No.

Assembly Bill No. 1255, Concurrence: Bustamante, Cardenas, Goldsmith, Martinez, Murray, and Napolitano—Aye; Morrow and Pringle—No.

Assembly Bill No. 1634, Concurrence: Ashburn, Baldwin, Battin, Bustamante, Cardenas, Goldsmith, Martinez, Morrow, Murray, and Napolitano—Aye.

Assembly Bill No. 1703, Concurrence: Battin, Bustamante, Cardenas, Goldsmith, Morrow, Murray, Napolitano, Pringle, and Strom-Martin—Aye; Martinez—No.

Assembly Bill No. 1797, Concurrence: Battin, Bustamante, Cardenas, Goldsmith, Machado, Martinez, Morrow, Murray, and Napolitano—Aye.

Assembly Bill No. 2523, Concurrence: Battin, Bowen, Bustamante, Cardenas, Goldsmith, Machado, Martinez, Morrow, Murray, and Napolitano—Aye.

Assembly Concurrent Resolution No. 174, Coauthors: Battin, Bustamante, Cardenas, Goldsmith, Machado, Martinez, Morrow, Napolitano, and Pacheco—Aye.

Assembly Concurrent Resolution No. 175, Coauthors: Battin, Bustamante, Cardenas, Cunneen, Goldsmith, Martinez, Morrow, Pacheco, and Torlakson—Aye.

Senate Bill No. 1182 and Urgency: Bowen, Bustamante, Cunneen, Goldsmith, Martinez, and Pacheco—Aye.

Senate Bill No. 139: Bustamante, Cunneen, Goldsmith, Martinez, and Pacheco—Aye.

Senate Bill No. 1510: Bustamante, Cunneen, Goldsmith, and Oller—Aye; Martinez—No.

Senate Bill No. 1493: Bustamante, Cardenas, Cunneen, Goldsmith, Machado, and Martinez—Aye.

Senate Bill No. 1685: Bustamante, Cardoza, Cunneen, Goldsmith, Honda, Martinez, and Murray—Aye; Baldwin—No.

Senate Bill No. 155: Baldwin, Bustamante, Cunneen, Goldsmith, Martinez, and Murray—Aye.

Senate Bill No. 658: Bustamante, Cardoza, Cunneen, Goldsmith, and Martinez—Aye.

Senate Bill No. 1441: Bowen, Bustamante, Cunneen, and Goldsmith—Aye; Martinez—No.

Senate Bill No. 1360: Bustamante, Cunneen, Goldsmith, and Martinez—Aye.

Senate Bill No. 1387: Bustamante, Cunneen, and Goldsmith—Aye.

Senate Bill No. 1885: Bowen, Bustamante, Cunneen, Goldsmith, and Martinez—Aye.

Senate Bill No. 2056: Bustamante, Cunneen, and Goldsmith—Aye.

Senate Bill No. 1436 and Urgency: Bustamante, Cunneen, Goldsmith, and Martinez—Aye.

Senate Bill No. 661 and Urgency: Bustamante, Martinez, and Oller—Aye.

Assembly Bill No. 1246, Concurrence: Martinez and Sweeney—No.

House Resolution No. 58: Martinez and Woods—Aye.

Senate Bill No. 1498: Martinez—Aye; Cunneen—No.

Senate Bill No. 776: Bustamante, Martinez, Scott, and Sweeney—Aye.

Senate Bill No. 2005: Bustamante and Martinez—Aye; Havice—No.

Senate Bill No. 2054: Bustamante and Strom-Martin—Aye; Martinez—No.

Senate Bill No. 86: Martinez—Aye.

Senate Bill No. 1542: Bustamante and Martinez—Aye.

Senate Bill No. 678: Bustamante, Frusetta, and Poochigian—Aye.

Senate Bill No. 2035: Martinez, Oller, and Poochigian—Aye; Olberg—No.

Senate Concurrent Resolution No. 92: Cardenas and Machado—Aye.

MOTION TO ADJOURN

At 11:07 a.m., Assembly Member Washington moved that the Assembly do now adjourn.

Assembly Member Woods seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Members Hertzberg, Leonard, Poochigian, Pacheco, and Goldsmith 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.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 11:17 a.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

REQUEST TO SUSPEND THE LIMIT ON THE INTRODUCTION OF BILLS

To the Committee on Rules:

Pursuant to Assembly Rule 49, I request permission to suspend the bill introduction limitation with respect to the following bill:

RN 9816117.

DEBORAH ORTIZ

Permission of Rules Committee

Assembly Chamber, July 16, 1998

The Committee on Rules grants permission to suspend Assembly Rule 49(c) with respect to the following bill: RN 9816117.

ROBERT M. HERTZBERG, Chairman

**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 Ortiz to introduce a bill relating to State Funds: Contracts. Request No. 9816117.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 2817—Ortiz. An act relating to state contracts, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 182—Perata. Relative to Stephen Lindheim.

ASSEMBLY JOINT RESOLUTION NO. 74—Ashburn. Relative to terminating the Internal Revenue Code of 1986.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 16, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1377

And reports the same correctly enrolled, and presented to the Governor at 9:45 a.m., July 16, 1998.

E. DOTSON WILSON, Chief Clerk

**AUTHOR'S AMENDMENTS
Committee on Human Services**

July 16, 1998

Mr. Speaker: The Chair of your Committee on Human Services reports:

Senate Bill No. 933

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ARONER, Chairwoman

SENATE BILL NO. 933—An act to add Section 7911 to the Family Code, to amend Sections 1522, 1522.03, 1522.04, 1522.4, 1534, 1538, 1538.5, 1550, 1558, 1558.1, 1563, 1568.082, 1568.09, 1568.092, 1568.093, 1569.17, 1569.172, 1569.50, 1569.58, 1569.59, 1569.617, 1596.603, 1596.871, 1596.8713, 1596.885, 1596.8897, and 1596.8898 of, to add Sections 1520.1, 1520.11, 1522.02, 1522.41, 1522.42, 1522.43, 1534.5, 1568.042, 1569.1515, and 1596.952 to, the Health and Safety Code, to amend Section 11174.3 of the Penal Code, and to amend Sections 366, 727.1, 827, 10609.3, 11402, 11462, 16501, and 16501.1 of, to add Sections 361.21, 5867.5, 11402.4, 11466.21, 16501.2, and 16516.5 to, to add Chapter 5 (commencing with Section 1350) to part 1 of Division 2 of, to add Chapter 2.5 (commencing with Section 16160) to Part 4 of, and to add Chapter 12.86 (commencing with Section 18987.6) to Part 6 of, Division 9 of, and to repeal Sections 11404.5 and 11467 of, 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.

MESSAGES FROM THE SENATE

Senate Chamber, July 16, 1998

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. 50

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:

Consumer Protection, Governmental Efficiency and Economic Development, on August 7, 1998, in San Diego;

Insurance, on July 22, 1998;

Judiciary, on July 28, 1998, at 9 a.m.

INTRODUCTION OF GUESTS

Speaker pro Tempore Kuehl introduced former Members of the Assembly David Knowles and Insurance Commissioner Chuck Quackenbush.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Woods, the Assembly adjourned until 2 p.m., Sunday, July 19, 1998, out of respect to the memory of Alfred Fromm, on motion of Assembly Member Shelley; out of respect to the memory of Marianne C. Nix, on motion of Assembly Member Thomson; and out of respect to the memory of Patrick Bradley, on motion of Assembly Member Scott.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JULY 16, 1998**

The following measures were amended in the Assembly on this day:

ACR	RN
106	9816238
130	9816210

SB	RN
2	9815518
63	9816229
143	9814202
272	9816467
933	9816182
1251	9816346
1488	9816278
1508	9816254
1520	9814610
1681	9815652
1836	9815774
1868	9816026
1878	9815455
2238	9815719

Daily Total:	16
Cumulative Total:	7256

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Sunday, July 19, 1998

**TWO HUNDRED FORTY-THIRD SESSION DAY
FIVE HUNDRED NINETY-FIFTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Sunday, July 19, 1998

The Assembly met at 2 p.m.

Hon. Larry Bowler, Assembly Member, 10th 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—55:

Ackerman	Cardoza	Knox	Pacheco
Aguiar	Cedillo	Kuehl	Poochigian
Alby	Davis	Kuykendall	Pringle
Alquist	Ducheny	Leach	Richter
Aroner	Escutia	Leonard	Runner
Ashburn	Figuroa	Machado	Shelley
Baca	Floyd	Mazzoni	Strom-Martin
Battin	Frusetta	McClintock	Thompson
Baugh	Granlund	Migden	Torlakson
Bordonaro	Havice	Morrissey	Washington
Bowen	Hertzberg	Murray	Wildman
Bowler	Honda	Olberg	Woods
Brown	House	Oller	Mr. Speaker
Cardenas	Keeley	Ortiz	

Quorum present.

At 10:22 p.m., Hon. Susan Davis, 76th 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:

Because of illness: Assembly Members Takasugi and Wright.

The following Assembly Members were excused for the day, and their per diem was waived: Assembly Members Baldwin, Brewer, Bustamante, Campbell, Cunneen, Firestone, Gallegos, Goldsmith, Kaloogian, Lempert, Margett, Martinez, Miller, Morrow, Napolitano, Papan, Perata, Prenter, Scott*, Sweeney, Thomson**, Vincent, and Wayne*.*

(NOTE: * For further explanation relative to per diem during the 1998 Budget delay, see Assembly Journal: Cunneen, page 7916, Scott, page 7768, Wayne, page 7802; Thomson** waives per diem for 1997-98 Regular Session.)

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 19, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 91
Assembly Concurrent Resolution No. 171
Assembly Concurrent Resolution No. 172

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions ordered to the Consent Calendar.

CONSIDERATION OF DAILY FILE**SECOND READING OF SENATE BILLS****SENATE BILL NO. 1849**—An act to amend Sections 10708 and 10710 of the Public Contract Code, relating to the California State University.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1852—An act to amend Section 13281 of the Water Code, relating to water.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1932—An act relating to teachers, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1945—An act to repeal and add Section 22360 of the Education Code, relating to the State Teachers' Retirement System.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1987—An act to amend Section 18603 of the Health and Safety Code, relating to mobilehomes.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2015—An act to add and repeal Section 11756.7 of the Health and Safety Code, relating to substance abuse.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2023—An act to amend Section 33128 of the Education Code, relating to school finance.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2078—An act relating to veterans.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2085—An act to amend Sections 22110.1, 22122.5, 22155.5, 22200, 22202, 22307, 22311, 22402, 22601.5, 22602, 22604, 26000, 26000.5, 26004, 26105, 26112, 26114, 26115, 26116, 26128, 26129, 26134, 26137, 26200, 26201, 26202, 26204, 26206, 26207.5, 26209, 26214, 26300, 26301, 26400, 26402, 26506, 26701, 26702, 26703, 26704, 27301, 27401, 27402, 27405, 27409, 27410, 28100, and 28101 of, to amend, repeal, and add Sections 26401, 26501, 26503, 26504, and 26603 to, to add Sections 22001.5, 22403, 26000.6, 26113.5, and 26139.5 to, to add Chapter 15.5 (commencing with Section 27500) to Part 14 of, and to repeal Sections 26111, 26207, and 26401.5 of, the Education Code, relating to the State Teachers' Retirement System, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2093—An act to amend Sections 14016.5, 14087.305, and 14089 of the Welfare and Institutions Code, relating to human services.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2101—An act to amend Section 4600.7 of the Labor Code, relating to the Workers' Compensation Managed Care Fund.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2134—An act to amend Section 30163 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. 2240—An act to amend Sections 25173.6, 25173.7, 25174, 25187.5, 25205.6, 25205.7, 25205.15, 25354, and 25354.5 of, to amend and repeal Section 25174.8 of, and to add Section 25174.9 to, the Health and Safety Code, to amend Section 43551 of, to add Sections 43055 and 43552 to, the Revenue and Taxation Code, and to amend Section 53 of Chapter 870 of the Statutes of 1997, relating to hazardous waste and substances.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 28—An act to amend Section 19607 of the Business and Professions Code, relating to horse racing.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 29—An act to amend Section 19618 of, and to add Section 19542 to, the Business and Professions Code, relating to horse racing.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 55—An act to amend Section 1275 of, and to add Section 1275.1 to, the Penal Code, relating to bail.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 452—An act to amend Section 23104.2 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 529—An act to amend Section 100 of the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 844—An act to add Section 5071 to, and to repeal Sections 5063, 5065, 5066, 5070, and 5080 of, the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 924—An act to amend Section 3722 of the Labor Code, relating to workers' compensation, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1156—An act to amend Sections 7260 and 7262.5 of the Government Code, relating to housing.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1203—An act to add Sections 40429 and 40472 to the Health and Safety Code, relating to air pollution.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1363—An act to add Section 1702 to 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. 1389—An act to amend Section 18179 of, and to add Section 33315 to, the Education Code, and to amend Section 18816 of the Revenue and Taxation Code, relating to schools.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1390—An act to amend Section 538d of, and to add Section 667.17 to, the Penal Code, relating to crimes.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1404—An act to amend Section 11411 of the Penal Code, relating to hate crimes.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1407—An act to amend Sections 192 and 193 of the Penal Code, relating to homicide.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1483—An act to add Section 12304.6 to the Welfare and Institutions Code, relating to human services.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1503—An act to add Section 22850.4 to the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1535—An act to amend Sections 1024, 1028, 1028.1, and 1028.2 of, and to repeal Sections 1025 and 1027.5 of, the Government Code, and to repeal Chapter 9 (commencing with Section 540) of Title 13 of Part 1 of the Penal Code, relating to public officers and employees.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1539—An act to amend Section 11107.1 of the Health and Safety Code, relating to controlled substances.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1554—An act to amend Sections 10148, 10177, 10229, 10230, 10231, 10231.1, 10232, 10232.4, 10232.5, 10233, 10234.5, 10236.4, 10450.6, and 10471 of, and to add Section 10236.6 to, the Business and Professions Code, and to amend Section 17006 of the Financial Code, relating to real estate brokers, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1621—An act to amend Section 25510 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1626—An act to add Section 7583.45 to the Business and Professions Code, to amend Section 35021.5 of, and to add Sections 38001.5 and 72330.5 to, the Education Code, and to amend Section 832.2 of the Penal Code, relating to peace officers.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1627—An act to add Sections 39672 and 72330.2 to the Education Code, and to amend Sections 830.32 and 832.3 of the Penal Code, relating to peace officers.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1630—An act to amend Section 1569.38 of, and to add Section 1569.61 to, the Health and Safety Code, relating to residential care facilities.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1645—An act to amend Section 14664 of the Government Code, and to amend Section 2 of Chapter 625 of the Statutes of 1991, Section 1 of Chapter 648 of the Statutes of 1992, Section 1 of Chapter 317 of the Statutes of 1993, and Section 1 of Chapter 391 of the Statutes of 1994, relating to state property.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1692—An act relating to emergency services, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1729—An act to add Section 67381 to the Education Code, relating to student safety.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1750—An act to add Section 3057.3 to the Penal Code, relating to paroles.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1780—An act to add Section 17539.15 to the Business and Professions Code, relating to contest advertising.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1782—An act to add and repeal Section 10754 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. 1784—An act to add Chapter 12 (commencing with Section 2950) to Division 3 of the Fish and Game Code, relating to endangered species.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1791—An act to add Section 9714.5 to the Welfare and Institutions Code, relating to the State Ombudsman, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1792—An act to amend Sections 7085 and 7085.5 of the Business and Professions Code, relating to arbitration of contractor disputes.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 117—An act to amend Sections 7500.1 and 7507.3 of the Business and Professions Code, to amend Sections 22202 and 22329 of the Financial Code, and to amend Sections 14602.6, 14607.6, and 23198 of the Vehicle Code, relating to collateral recovery.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 490—An act to amend Section 3011 of the Elections Code, relating to elections.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1169—An act to amend Section 15363.10 of the Government Code, relating to economic development.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1362—An act to amend Section 17621 of the Education Code, to amend Sections 65039, 65850, 65860, 65915, 66007, 66021, 66452.6, 66477, and 66498.5 of, to add Sections 65850.3 and 66413.5 to, and to repeal Section 65587.1 of, the Government Code, to amend Sections 18035.3, 18062.2, 18070.5, and 116049.1 of, to amend and repeal Section 17959.3 of, to add and repeal Section 50710.2 of, and to repeal Section 18202 of, the Health and Safety Code, and to amend Section 423.3 of the Revenue and Taxation Code, relating to housing and land use.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1367—An act to add Section 11011.25 to the Government Code, relating to state property, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1471—An act to amend Section 5810 of the Business and Professions Code, relating to interior design.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1476—An act to amend Section 17539.5 of the Business and Professions Code, relating to sweepstakes solicitations.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1482—An act to amend Section 366.3 of the Welfare and Institutions Code, relating to adoption.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1486—An act to add Section 24305.5 to the Education Code, relating to the State Teachers' Retirement System.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1491—An act to amend Sections 27900, 34501, and 34507.5 of the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1662—An act to add Section 3304.5 to the Government Code, relating to public safety officers.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1682—An act to amend Section 1109 of the Evidence Code, to amend Section 6380 of the Family Code, and to amend Section 1203.097 of the Penal Code, relating to domestic violence.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1716—An act to amend Sections 10089.5, 10089.13, 10089.23, 10089.25, and 10089.26 of, and to add Section 10089.24 to, the Insurance Code, relating to earthquake insurance, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1813—An act to amend Section 40902 of the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1924—An act to add Section 25216.3 to the Health and Safety Code, relating to hazardous waste.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2017—An act to amend Sections 213.5 and 241.1 of, and to add Sections 726.5 and 728 to, the Welfare and Institutions Code, relating to juvenile court law.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2028—An act to amend Sections 6596, 7858, 8246.6, 8405.1, 8561.5, 8562, 8568, 8569, 9000, 9001.5, and 9001.6 of, and to repeal Section 8255 of, the Fish and Game Code, relating to fishing.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2047—An act to add Sections 24306.7, 24307.5, and 24312 to, and to amend, repeal, and add Sections 24300, 24306, and 24307 of, the Education Code, relating to the State Teachers' Retirement System.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2060—An act to amend Sections 25215, 25233, 25242, and 25535 of, and to add Sections 25248, 25249, 25250, 25251, 25252, 25253, 25254, 25255, and 25403 to, the Corporations Code, relating to investment securities.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2111—An act to amend Sections 25200.3 and 25201.5 of, to add Section 25143.13 to, and to repeal Section 25201.5.1 of, the Health and Safety Code, relating to hazardous waste.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2150—An act to add Section 709.6 to the Public Utilities Code, relating to public utilities.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2161—An act to amend Sections 7852.27 and 7857 of, and to repeal Section 8233.1 of, the Fish and Game Code, relating to fishing.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2187—An act to amend Sections 1801 and 1801.5 of the Welfare and Institutions Code, relating to youthful offenders.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1496—An act to amend Sections 17024.5, 17052.12, 17052.25, 17062, 17073.5, 17088.5, 17088.6, 17132.6, 17152, 17276, 17279.5, 17507.6, 17559, 17564, 17570, 17760.5, 17856, 18037.3, 18178, 18505, 18510, 18572, 18641, 18645, 19057, 19132, 19133.5, 19136, 19141.2, 19141.5, 19182, 19184, 19524, 23456, 23609, 23701t, 23704, 23712, 23734, 23771, 23800.5, 23806, 24349, 24357.7, 24357.8, 24402, 24416, 24424, 24652.5, 24661.5, 24673.2, 24710, 24871.5, 24872.4, 24872.5, 24872.7, 24875.5, 24949.1, and 24994 of, to amend and renumber Section 19721.6 of, to add Sections 17062.5, 17138.4, 17279.4, 17751, 17752, 17865, 18038.4, 19066.5, 19136.6, 23455.5, 23704.3, 23711, 24309.5, 24355.4, 24357.9, and 24369.4 to, and to repeal Sections 17085.8, 17210.6, 17507.4, 18037.6, and 24954 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; amendments proposed by the Committee on Revenue and Taxation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 27—An act to amend Sections 19400, 19401, 19531, 19596, 19596.2, 19601, 19601.2, 19605.6, 19605.7, 19605.71, 19605.8, 19606, 19606.3, 19611, 19611.5, 19612, 19614, 19614.2, 19614.4, 19616, 19616.1, and 19617.2 of, to add Sections 19605.35, 19605.72, 19605.73, 19607.2, and 19607.3 to, to add and repeal Section 19605.73 of, to repeal Sections 19571, 19608.9, 19610.5, 19614.1, 19617.3, 19619.7 and 19619.8 of, and to repeal and add Section 19616.51 of, the Business and Professions Code, relating to horse racing, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Governmental Organization read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1468—An act to amend Sections 2550.3, 35120, 42238, 42238.5, 42238.7, 42238.8, 42238.9, 42243.7, 42280, 42281, 42282, 42283, 42284, 42285, 46010, 46305, 48205, 48664, 48980, 49067, 52355.2, 56836.08, 56836.10, 56836.11, 56836.12, 56836.15, and 56836.24 of, and to add Section 42289.5 to, the Education Code, and to amend Section 8880.5 of the Government Code, relating to school revenue limits, 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. 1548—An act to amend Section 1373.621 of the Health and Safety Code, and to amend Section 10116.5 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. 1639—An act to amend Sections 23220, 23222, 23223, 23225, and 23226 of the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1790—An act to amend Section 1357 of the Health and Safety Code, and to amend Section 10700 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. 2103—An act to amend Sections 13575, 13580, 13581, and 13582 of, and to add Sections 13580.5, 13580.7, 13580.8, 13580.9, 13581.2, and 13583 to, the Water Code, relating to recycled water service.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 2128—An act to add Section 104.21 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. 2174—An act to add Section 6257.5 to, and to add Chapter 3 (commencing with Section 15650) to Part 9 of Division 3 of Title 2 of, the Government Code, relating to the State Board of Equalization.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ADJOURNMENT

At 11:59 p.m., the Assembly adjourned until 10 a.m., Monday, July 20, 1998.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JULY 19, 1998**

The following measures were amended in the Assembly on this day:

SB	RN
27	9816397
1468	9816083
1496	9815744
1548	9816121
1639	9815908
1790	9816228
2103	9816236
2128	9816248
2174	9816189
Daily Total:	9
Cumulative Total:	7265

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, July 20, 1998

**TWO HUNDRED FORTY-FOURTH SESSION DAY
FIVE HUNDRED NINETY-SIXTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, July 20, 1998

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 Morrissey 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 10:29 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—71:

Ackerman	Cedillo	Kuehl	Perata
Aguiar	Cunneen	Kuykendall	Poochigian
Alby	Davis	Leach	Prenter
Alquist	Ducheny	Lempert	Pringle
Aroner	Escutia	Leonard	Runner
Ashburn	Figuroa	Machado	Scott
Baca	Floyd	Margett	Shelley
Baldwin	Frusetta	Mazzoni	Strom-Martin
Battin	Gallegos	McClintock	Sweeney
Baugh	Goldsmith	Migden	Thompson
Bordonaro	Granlund	Miller	Thomson
Bowen	Havice	Morrissey	Torlakson
Bowler	Hertzberg	Morrow	Washington
Brown	Honda	Murray	Wayne
Bustamante	House	Olberg	Wildman
Campbell	Kaloogian	Oller	Woods
Cardenas	Keeley	Ortiz	Mr. Speaker
Cardoza	Knox	Pacheco	

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Assembly Member Larry Bowler, of the 10th Assembly District:

Father, Take away monotony from our lives. Give to each one of us the capacity to change when change is necessary; the capacity to excel when excellence is called for; the capacity to stand fast when firmness is needed; the capacity to be a friend to, and enjoy the friendship of a variety of people, with a variety of needs and a variety of virtues, for one reason—because we are brothers and sisters.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Ackerman 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 Leach.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

Because of illness: Assembly Members Takasugi and Wright.

The following Assembly Members were excused for the day, and their per diem was waived: Brewer, Firestone, Martinez, Napolitano, Papan, Richter, and Vincent.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, July 20, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(12) as it relates to Senate Bill No. 1623.

MARTHA ESCUTIA

Above request ordered transmitted to the Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Rules

July 20, 1998

Mr. Speaker: Your Committee on Rules recommends that the request to suspend Joint Rule 61(b)(12), as it relates to the following bill be granted:

Senate Bill No. 1623.

HERTZBERG, Chairman

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

Assembly

Bill No.

2817

Committee

Appr.

Assembly Concurrent

Resolution No.

182

Committee

Trans.

SPECIAL RECOGNITION

The Members of the Assembly joined in extending best wishes to Assembly Member Torlakson on the occasion of his birthday.

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. 1689

Governor's Office, Sacramento
July 17, 1998

To the Members of the California Assembly:

I am returning Assembly Bill No. 1689 without my signature.

This bill would require the Department of Forestry and Fire Protection (CDF) to prepare and submit a report to the Legislature by January 10, 1999 on the fungus known as pitch canker.

This bill is not necessary. The report required by this bill asks for substantially the same information CDF provided to the Legislature less than one year ago (October 1997) in the report titled "Report by the Department of Forestry and Fire Protection on Efforts to Control the Spread of Pitch Canker and Mitigate or Ameliorate the Damage Caused by the Fungus."

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 17th day of July 1998, at 3:15 p.m., of Assembly Bill No. 1689, 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

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 Bert Watson, of Riverbank, survived by wife Ethel (married for 73 years).

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 Tracy Mellentine, of Salinas; Arthur Granadas, of Salinas; and Mary Merrick, of Salinas.

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 Thomas Haus Steel, of San Francisco.

Assembly Member Thomson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Marilyn Hansen, of Sacramento; and Bruce Maxwell, of Yolo County.

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. 117, on request of Assembly Member Ackerman;

Senate Bill No. 1682, on request of Assembly Member Kuehl.

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Senate Bills Nos. 2203 and 274, on request of Assembly Member Woods.

ADJOURN IN MEMORY

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 Lionel Grizzell, Jr., of North Highlands.

MOTION BY ASSEMBLY MEMBER McCLINTOCK

Assembly Member McClintock moved that this House meet daily in general session, assembled, until a state budget is approved; and that the Assembly Speaker and Minority Floor Leader be instructed to publicly report to this House daily on progress toward adopting a budget.

Motion to Re-refer Motion to Committee

Assembly Member Shelley moved that the McClintock motion be referred to the Committee on Rules.

Assembly Member Washington seconded the motion.

Parliamentary Inquiry

Assembly Member Morrissey arose to the following parliamentary inquiry:

On what basis is referral of the McClintock motion to committee in order, when a similar motion he made on a previous day was not referred to committee?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that the Shelley motion to refer the McClintock motion to committee is in order on this day, and if made, would have been in order on a previous day on the Morrissey motion.

The question being on the Shelley motion to refer the McClintock motion to the Committee on Rules.

Motion carried by the following vote:

AYES—27

Ackerman	Ducheny	Kuehl	Shelley
Aguiar	Escutia	Lempert	Sweeney
Alquist	Figueroa	Leonard	Thomson
Aroner	Floyd	Mazzoni	Torlakson
Baca	Hertzberg	Migden	Washington
Bowen	Honda	Miller	Mr. Speaker
Cedillo	Keeley	Perata	

NOES—25

Alby	Campbell	Kuykendall	Pacheco
Ashburn	Cunneen	Leach	Poochigian
Baldwin	Frusetta	Margett	Pringle
Battin	Goldsmith	McClintock	Woods
Baugh	Granlund	Morrissey	
Bordonaro	House	Olberg	
Bowler	Kaloogian	Oller	

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 1944, on request of Assembly Member Migden.

**REQUEST TO CONSIDER AND ACT ON BILLS
WITHIN 30 CALENDAR DAYS**

The following request was submitted:

Assembly Chamber, July 16, 1998

Mr. Speaker: I request permission to introduce a resolution providing that Assembly Bill No. 2817 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

July 16, 1998

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. 2817 be granted.

ROBERT M. HERTZBERG, 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. 2817 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.

Resolution read, and refused adoption by the following vote:

AYES—32

Alquist	Ducheny	Knox	Strom-Martin
Aroner	Escutia	Kuehl	Sweeney
Baca	Figueroa	Lempert	Thomson
Bowen	Floyd	Machado	Torlakson
Bustamante	Havice	Mazzoni	Washington
Cardoza	Hertzberg	Ortiz	Wayne
Cedillo	Honda	Perata	Wildman
Davis	Keeley	Shelley	Mr. Speaker

NOES—32

Ackerman	Bowler	Kuykendall	Oller
Aguiar	Campbell	Leach	Pacheco
Alby	Cunneen	Leonard	Poochigian
Ashburn	Frusetta	Margett	Prenter
Baldwin	Goldsmith	McClintock	Pringle
Battin	Granlund	Miller	Runner
Baugh	House	Morrissey	Thompson
Bordonaro	Kaloogian	Olberg	Woods

SENATE BILL NO. 930 REMOVED FROM INACTIVE FILE AND TAKEN UP

Upon request of Assembly Member Shelley, Assembly Member Bowen was granted unanimous consent that Senate Bill No. 930 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. 930 (Rosenthal)—An act to amend Sections 1785.5, 1785.16, and 1785.17 of, and to add Sections 1747.82 and 1785.11.5 to, the Civil Code, relating to consumer credit.

Bill read third time.

Motion to Amend

Assembly Member Bowen moved the adoption of amendments.

Amendments read.

Parliamentary Inquiry

Assembly Member Leonard arose to the following parliamentary inquiry:

If proposed amendments are adopted and Senate Bill No. 930 is re-referred to the Committee on Judiciary, would an affirmative vote of the Committee be required to report the bill to the Assembly Floor?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied in the affirmative.

Further Consideration of Proposed Amendments

Amendments adopted; bill ordered reprinted.

**Re-Reference of Bills to Committee Pursuant to
Assembly Rule 77.2**

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Senate Bill No. 930 to the Committee on Judiciary.

RECESS

By unanimous consent, at 10:55 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Mazzoni introduced Lyle Smoot, Assistant Executive Officer of the State Allocation Board and extended best wishes on the occasion of his retirement.

REASSEMBLED

At 10:56 a.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

**At 10:57 a.m., Assistant Speaker pro Tempore Joe Baca,
61st District, presiding**

BILLS REMOVED FROM CONSENT CALENDAR

The following bills were removed from the Consent Calendar, and placed on the third reading file, pursuant to Joint Rule 22.2:

Senate Bills Nos. 2028 and 2161, on request of Assembly Member Bordonaro.

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. 1548, 1639, 1790, 2103, 2128 and 2174, ordered to third reading.

UNFINISHED BUSINESS**CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 771 (Margett)—An act to amend Sections 116.220 and 116.570 of the Code of Civil Procedure, relating to small claims court.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—66

Ackerman	Cunneen	Kuehl	Perata
Aguiar	Davis	Kuykendall	Poochigian
Alby	Ducheny	Leach	Prenter
Alquist	Escutia	Lempert	Pringle
Aroner	Figueroa	Leonard	Runner
Ashburn	Floyd	Machado	Scott
Baca	Frusetta	Margett	Strom-Martin
Baldwin	Gallegos	Mazzoni	Sweeney
Battin	Goldsmith	McClintock	Thompson
Baugh	Granlund	Miller	Thomson
Bowen	Havice	Morrissey	Torlakson
Bowler	Hertzberg	Morrow	Wayne
Bustamante	Honda	Murray	Wildman
Campbell	House	Olberg	Woods
Cardenas	Kaloogian	Oller	Mr. Speaker
Cardoza	Keeley	Ortiz	
Cedillo	Knox	Pacheco	

NOES—1

Migden

Above bill ordered enrolled.

ASSEMBLY BILL NO. 913 (Runner)—An act to add Section 2348 to the Family Code, relating to marriage.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Cedillo	Kuehl	Perata
Aguiar	Cunneen	Kuykendall	Poochigian
Alby	Davis	Leach	Prenter
Alquist	Ducheny	Lempert	Pringle
Aroner	Escutia	Leonard	Runner
Ashburn	Figueroa	Machado	Scott
Baca	Frusetta	Margett	Shelley
Baldwin	Gallegos	Mazzoni	Strom-Martin
Battin	Goldsmith	McClintock	Sweeney
Baugh	Granlund	Miller	Thompson
Bordonaro	Havice	Morrissey	Thomson
Bowen	Hertzberg	Morrow	Torlakson
Bowler	Honda	Murray	Washington
Brown	House	Olberg	Wayne
Bustamante	Kaloogian	Oller	Wildman
Cardenas	Keeley	Ortiz	Woods
Cardoza	Knox	Pacheco	Mr. Speaker

NOES—None

Above bill ordered enrolled.

REQUEST FOR PHOTOGRAPHER

Assembly Member Shelley was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

RECESS

By unanimous consent, at 11:03 a.m., Assistant Speaker pro Tempore Baca declared the Assembly recessed to permit the introduction of special guests.

Speaker Villaraigosa introduced the following participants in the 1997–98 Jesse Marvin Unruh Assembly Fellowship Program, whereupon each was presented with a resolution: John Alden, Jennifer Anastasoff, John Barnes, Tom Campbell, Tom Clifford, Celine Cordero, Brian Craig, Guillermo Gonzalez, Everett Green, Abel Guillen, Tony Kelly, Susanna Kniffen, Kirstin Kolpitzke, Susan List, Carrie McNeil, Gayle Miller, Catharine Price, and Jason Wucetich, and Mimi Morris, Assembly Fellowship Program Administrator.

Speaker Villaraigosa and Assembly Member Leonard, a former Assembly Fellow (1969–70) then expressed the appreciation of the Assembly to the 1997–98 Assembly Fellows.

REASSEMBLED

At 11:13 a.m., the Assembly reconvened.

Hon. Joe Baca, Assistant Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)**UNFINISHED BUSINESS (RESUMED)****CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 1382 (Olberg)—An act to amend Section 2800.3 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—64

Ackerman	Cardoza	Kaloogian	Ortiz
Aguiar	Cedillo	Kuehl	Pacheco
Alby	Cunneen	Kuykendall	Perata
Alquist	Davis	Leach	Poochigian
Ashburn	Ducheny	Lempert	Prenter
Baca	Escutia	Leonard	Pringle
Baldwin	Figueroa	Machado	Runner
Battin	Floyd	Margett	Scott
Baugh	Frusetta	Mazzoni	Strom-Martin
Bordonaro	Gallegos	McClintock	Sweeney
Bowen	Goldsmith	Miller	Thompson
Bowler	Granlund	Morrissey	Thomson
Brown	Havice	Morrow	Torlakson
Bustamante	Hertzberg	Murray	Wayne
Campbell	Honda	Olberg	Wildman
Cardenas	House	Oller	Woods

NOES—2

Migden Washington

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1683 (Kuykendall)—An act to amend Section 8107 of the Commercial Code, and to add Part 3 (commencing with Section 5500) to Division 5 of the Probate Code, relating to the Uniform TOD Security Registration Act.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Cedillo	Kuykendall	Poochigian
Aguiar	Cunneen	Leach	Prenter
Alby	Davis	Lempert	Pringle
Alquist	Ducheny	Leonard	Runner
Aroner	Escutia	Machado	Scott
Ashburn	Figueroa	Margett	Shelley
Baca	Floyd	Mazzoni	Strom-Martin
Baldwin	Frusetta	McClintock	Sweeney
Battin	Gallegos	Migden	Thompson
Baugh	Goldsmith	Miller	Thomson
Bordonaro	Granlund	Morrissey	Torlakson
Bowen	Havice	Morrow	Washington
Bowler	Hertzberg	Murray	Wayne
Brown	Honda	Olberg	Wildman
Bustamante	House	Oller	Woods
Campbell	Kaloogian	Ortiz	Mr. Speaker
Cardenas	Knox	Pacheco	
Cardoza	Kuehl	Perata	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1721 (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—67

Ackerman	Cardoza	Knox	Pacheco
Aguiar	Cedillo	Kuehl	Perata
Alby	Cunneen	Kuykendall	Poochigian
Alquist	Davis	Leach	Prenter
Aroner	Ducheny	Lempert	Runner
Ashburn	Escutia	Leonard	Scott
Baca	Figueroa	Machado	Strom-Martin
Baldwin	Floyd	Margett	Sweeney
Battin	Frusetta	Mazzoni	Thompson
Baugh	Gallegos	Migden	Thomson
Bordonaro	Goldsmith	Miller	Torlakson
Bowen	Granlund	Morrissey	Washington
Bowler	Havice	Morrow	Wayne
Brown	Hertzberg	Murray	Wildman
Bustamante	Honda	Olberg	Woods
Campbell	House	Oller	Mr. Speaker
Cardenas	Kaloogian	Ortiz	

NOES—1

McClintock

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1739 (Scott)—An act to amend Section 25143.2 of the Health and Safety Code, relating to hazardous waste.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—70

Ackerman	Cedillo	Kuykendall	Poochigian
Aguiar	Cunneen	Leach	Prenter
Alby	Davis	Lempert	Pringle
Alquist	Ducheny	Leonard	Runner
Aroner	Escutia	Machado	Scott
Ashburn	Figuroa	Margett	Shelley
Baca	Floyd	Mazzoni	Strom-Martin
Baldwin	Frusetta	McClintock	Sweeney
Battin	Gallegos	Migden	Thompson
Baugh	Goldsmith	Miller	Thomson
Bordonaro	Granlund	Morrissey	Torlakson
Bowen	Havice	Morrow	Washington
Bowler	Hertzberg	Murray	Wayne
Brown	Honda	Olberg	Wildman
Bustamante	House	Oller	Woods
Campbell	Kaloogian	Ortiz	Mr. Speaker
Cardenas	Knox	Pacheco	
Cardoza	Kuehl	Perata	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1825 (Bowler)—An act to amend Section 4466 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—64

Ackerman	Cardenas	Knox	Ortiz
Aguiar	Cardoza	Kuehl	Pacheco
Alby	Cunneen	Kuykendall	Perata
Alquist	Davis	Leach	Poochigian
Aroner	Ducheny	Lempert	Prenter
Ashburn	Figuroa	Leonard	Pringle
Baca	Frusetta	Machado	Runner
Baldwin	Gallegos	Margett	Scott
Battin	Goldsmith	Mazzoni	Strom-Martin
Baugh	Granlund	McClintock	Sweeney
Bordonaro	Havice	Miller	Thompson
Bowen	Hertzberg	Morrissey	Torlakson
Bowler	Honda	Morrow	Wayne
Brown	House	Murray	Wildman
Bustamante	Kaloogian	Olberg	Woods
Campbell	Keeley	Oller	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1837 (Alquist)—An act to amend Section 3190 of the Family Code, relating to children.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—54

Aguiar	Ducheny	Kuehl	Runner
Alby	Escutia	Kuykendall	Scott
Alquist	Figueroa	Leach	Shelley
Aroner	Floyd	Lempert	Strom-Martin
Baca	Frusetta	Machado	Sweeney
Bordonaro	Gallegos	McClintock	Thomson
Bowen	Goldsmith	Migden	Torlakson
Bowler	Granlund	Miller	Washington
Brown	Havice	Morrissey	Wayne
Cardenas	Hertzberg	Murray	Wildman
Cardoza	Honda	Ortiz	Woods
Cedillo	House	Pacheco	Mr. Speaker
Cunneen	Keeley	Perata	
Davis	Knox	Prenter	

NOES—14

Ackerman	Baugh	Morrow	Pringle
Ashburn	Campbell	Olberg	Thompson
Baldwin	Kaloogian	Oller	
Battin	Leonard	Poochigian	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1907 (Woods)—An act to amend Sections 924.4, 933, and 934 of the Penal Code, relating to grand juries.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Cedillo	Kuehl	Perata
Aguiar	Cunneen	Kuykendall	Poochigian
Alby	Davis	Leach	Prenter
Alquist	Ducheny	Lempert	Pringle
Aroner	Escutia	Leonard	Runner
Ashburn	Figueroa	Machado	Scott
Baca	Floyd	Margett	Shelley
Baldwin	Frusetta	Mazzoni	Strom-Martin
Battin	Gallegos	McClintock	Sweeney
Baugh	Goldsmith	Migden	Thompson
Bordonaro	Granlund	Miller	Thomson
Bowen	Havice	Morrissey	Torlakson
Bowler	Hertzberg	Morrow	Washington
Brown	Honda	Murray	Wayne
Bustamante	House	Olberg	Wildman
Campbell	Kaloogian	Oller	Woods
Cardenas	Keeley	Ortiz	Mr. Speaker
Cardoza	Knox	Pacheco	

NOES—None

Above bill ordered enrolled.

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. 1837.

CONSIDERATION OF DAILY FILE (RESUMED)**UNFINISHED BUSINESS (RESUMED)****CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 2099 (Bowler)—An act to amend Section 20816 of the Government Code, relating to Public Employees' Retirement System.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Cedillo	Kuehl	Perata
Aguiar	Cunneen	Kuykendall	Poochigian
Alby	Davis	Leach	Prenter
Alquist	Ducheny	Lempert	Pringle
Aroner	Escutia	Leonard	Runner
Ashburn	Figueroa	Machado	Scott
Baca	Floyd	Margett	Shelley
Battin	Frusetta	Mazzoni	Strom-Martin
Baugh	Gallegos	Migden	Sweeney
Bordonaro	Goldsmith	Miller	Thompson
Bowen	Granlund	Morrissey	Thomson
Bowler	Havice	Morrow	Washington
Brown	Hertzberg	Murray	Wayne
Bustamante	Honda	Olberg	Wildman
Campbell	House	Oller	Woods
Cardenas	Keeley	Ortiz	Mr. Speaker
Cardoza	Knox	Pacheco	

NOES—2

Kaloogian McClintock

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2230 (Thompson)—An act to amend Sections 206, 1055, 3031, and 3050 of, and to amend, repeal, and add Section 7149 of, the Fish and Game Code, relating to fish and game.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—71

Ackerman	Cedillo	Kuehl	Perata
Aguiar	Cunneen	Kuykendall	Poochigian
Alby	Davis	Leach	Prenter
Alquist	Ducheny	Lempert	Pringle
Aroner	Escutia	Leonard	Runner
Ashburn	Figueroa	Machado	Scott
Baca	Floyd	Margett	Shelley
Baldwin	Frusetta	Mazzoni	Strom-Martin
Battin	Gallegos	McClintock	Sweeney
Baugh	Goldsmith	Migden	Thompson
Bordonaro	Granlund	Miller	Thomson
Bowen	Havice	Morrissey	Torlakson
Bowler	Hertzberg	Morrow	Washington
Brown	Honda	Murray	Wayne
Bustamante	House	Olberg	Wildman
Campbell	Kaloogian	Oller	Woods
Cardenas	Keeley	Ortiz	Mr. Speaker
Cardoza	Knox	Pacheco	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2285 (Brown)—An act to amend Sections 23386 and 25503.5 of the Business and Professions Code, relating to alcoholic beverages.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—66

Ackerman	Cardoza	Kuehl	Pacheco
Aguiar	Cedillo	Kuykendall	Perata
Alby	Cunneen	Leach	Poochigian
Alquist	Davis	Lempert	Prenter
Aroner	Ducheny	Leonard	Pringle
Ashburn	Escutia	Machado	Runner
Baca	Figueroa	Margett	Scott
Baldwin	Floyd	Mazzoni	Shelley
Battin	Frusetta	McClintock	Strom-Martin
Baugh	Gallegos	Migden	Sweeney
Bordonaro	Goldsmith	Miller	Thomson
Bowen	Granlund	Morrissey	Torlakson
Bowler	Hertzberg	Morrow	Wayne
Brown	Honda	Murray	Wildman
Bustamante	Kaloogian	Olberg	Mr. Speaker
Campbell	Keeley	Oller	
Cardenas	Knox	Ortiz	

NOES—2

House Thompson

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2498 (Runner)—An act to amend Section 4252 of the Family Code, relating to child support proceedings.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Cunneen	Kuykendall	Poochigian
Aguiar	Davis	Leach	Prenter
Alby	Ducheny	Lempert	Pringle
Alquist	Escutia	Leonard	Runner
Aroner	Figueroa	Machado	Scott
Ashburn	Floyd	Margett	Shelley
Baca	Frusetta	Mazzoni	Strom-Martin
Baldwin	Gallegos	McClintock	Sweeney
Battin	Goldsmith	Migden	Thompson
Baugh	Granlund	Miller	Thomson
Bordonaro	Havice	Morrissey	Torlakson
Bowen	Hertzberg	Morrow	Washington
Bowler	Honda	Murray	Wayne
Bustamante	House	Olberg	Wildman
Campbell	Kaloogian	Oller	Woods
Cardenas	Keeley	Ortiz	Mr. Speaker
Cardoza	Knox	Pacheco	
Cedillo	Kuehl	Perata	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2571 (Pacheco)—An act to amend Section 25531.2 of the Health and Safety Code, relating to regulated substances.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—71

Ackerman	Cedillo	Kuehl	Perata
Aguiar	Cunneen	Kuykendall	Poochigian
Alby	Davis	Leach	Prenter
Alquist	Ducheny	Lempert	Pringle
Aroner	Escutia	Leonard	Runner
Ashburn	Figueroa	Machado	Scott
Baca	Floyd	Margett	Shelley
Baldwin	Frusetta	Mazzoni	Strom-Martin
Battin	Gallegos	McClintock	Sweeney
Baugh	Goldsmith	Migden	Thompson
Bordonaro	Granlund	Miller	Thomson
Bowen	Havice	Morrissey	Torlakson
Bowler	Hertzberg	Morrow	Washington
Brown	Honda	Murray	Wayne
Bustamante	House	Olberg	Wildman
Campbell	Kaloogian	Oller	Woods
Cardenas	Keeley	Ortiz	Mr. Speaker
Cardoza	Knox	Pacheco	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2648 (Machado)—An act relating to personal information.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly refused to concur in Senate amendments by the following vote:

AYES—3

Bustamante	Havice	Machado
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NOES—67

Ackerman	Cunneen	Kuykendall	Poochigian
Aguiar	Davis	Leach	Prenter
Alby	Ducheny	Lempert	Pringle
Alquist	Escutia	Leonard	Runner
Aroner	Figueroa	Margett	Scott
Ashburn	Floyd	Mazzoni	Shelley
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Hertzberg	Morrow	Torlakson
Bowen	Honda	Murray	Washington
Bowler	House	Olberg	Wayne
Campbell	Kaloogian	Oller	Wildman
Cardenas	Keeley	Ortiz	Woods
Cardoza	Knox	Pacheco	Mr. Speaker
Cedillo	Kuehl	Perata	

ASSEMBLY BILL NO. 2759 (Committee on Agriculture)—An act to amend Section 27644 of the Food and Agricultural Code, relating to eggs.

Bill presented by Assembly Member Cardoza.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Poochigian
Aguiar	Davis	Leach	Prenter
Alby	Ducheny	Lempert	Pringle
Alquist	Escutia	Leonard	Runner
Aroner	Figueroa	Machado	Scott
Ashburn	Floyd	Margett	Strom-Martin
Baca	Frusetta	Mazzoni	Sweeney
Baldwin	Gallegos	McClintock	Thompson
Baugh	Goldsmith	Migden	Thomson
Bordonaro	Granlund	Miller	Torlakson
Bowen	Havice	Morrissey	Washington
Bowler	Hertzberg	Morrow	Wayne
Brown	Honda	Murray	Wildman
Bustamante	House	Olberg	Woods
Campbell	Kaloogian	Oller	Mr. Speaker
Cardenas	Keeley	Ortiz	
Cardoza	Knox	Pacheco	
Cedillo	Kuehl	Perata	

NOES—None

Above bill ordered enrolled.

CONSIDERATION OF CONSENT CALENDAR

The Assistant Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Assembly Resolutions

ASSEMBLY CONCURRENT RESOLUTION NO. 107 (Oller)—Relative to the California State Gold Panning Championship.

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. 165 (Kaloogian)—Relative to the American Legislative Exchange Council.

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. 106 (Oller)—Relative to the state ski industry.

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. 130 (Oller)—Relative to the 1998 World Gold Panning Championships.

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. 171 (Lempert)—Relative to the Military Servicewomen's Memorial 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. 172 (Cunneen)—Relative to the CHP Officer Scott M. Greenly Memorial Freeway.

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. 58 (Pringle)—Relative to the research and development tax credit.

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. 91 (Papan)—Relative to European American Heritage 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—Senate Bills

SENATE BILL NO. 1410 (Burton)—An act to amend Sections 15200.75, 15200.81, and 15200.95 of, and to repeal Section 15200.91 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 CONCURRENT RESOLUTION NO. 70 (Thompson)—Relative to the Sonoma County Veterans Memorial 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.)*

SENATE CONCURRENT RESOLUTION NO. 81 (Hayden)—Relative to a sister state relationship with the State of San Salvador, El Salvador.

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—71

Ackerman	Cedillo	Kuehl	Perata
Aguiar	Cunneen	Kuykendall	Poochigian
Alby	Davis	Leach	Prenter
Alquist	Ducheny	Lempert	Pringle
Aroner	Escutia	Leonard	Runner
Ashburn	Figueroa	Machado	Scott
Baca	Floyd	Margett	Shelley
Baldwin	Frusetta	Mazzoni	Strom-Martin
Battin	Gallegos	McClintock	Sweeney
Baugh	Goldsmith	Migden	Thompson
Bordonaro	Granlund	Miller	Thomson
Bowen	Havice	Morrissey	Torlakson
Bowler	Hertzberg	Morrow	Washington
Brown	Honda	Murray	Wayne
Bustamante	House	Olberg	Wildman
Campbell	Kaloogian	Oller	Woods
Cardenas	Keeley	Ortiz	Mr. Speaker
Cardoza	Knox	Pacheco	

NOES—None

At 11:34 a.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

CONSIDERATION OF SENATE BILL NO. 1963 BY UNANIMOUS CONSENT

Assembly Member Mazzoni was granted unanimous consent to take up Senate Bill No. 1963, out of order.

SENATE BILL NO. 1963 (Vasconcellos)—An act to add Chapter 6.1 (commencing with Section 52050) to Part 28 of the Education Code, relating to schools.

Bill read third time, and presented by Assembly Member Mazzoni.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Mazzoni moved a call of the Assembly.

Motion carried. Time, 11:36 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CONSIDERATION OF SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 247 BY UNANIMOUS CONSENT**

Assembly Member Scott was granted unanimous consent to take up Assembly Bill No. 247, out of order, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 247 (Scott)—An act to amend Section 836 of the Penal Code, relating to peace officers.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—51

Ackerman	Cunneen	Knox	Perata
Aguiar	Davis	Kuehl	Prenter
Alquist	Ducheny	Kuykendall	Scott
Aroner	Escutia	Leach	Shelley
Baca	Figueroa	Lempert	Strom-Martin
Bordonaro	Floyd	Machado	Sweeney
Bowen	Frusetta	Margett	Thomson
Brown	Gallegos	Mazzoni	Torlakson
Bustamante	Goldsmith	Migden	Washington
Campbell	Havice	Morrissey	Wayne
Cardenas	Hertzberg	Murray	Wildman
Cardoza	Honda	Ortiz	Mr. Speaker
Cedillo	Keeley	Pacheco	

NOES—17

Alby	Bowler	Morrow	Runner
Ashburn	Granlund	Olberg	Thompson
Baldwin	Kaloogian	Oller	
Battin	Leonard	Poochigian	
Baugh	McClintock	Pringle	

Above bill ordered enrolled.

RESOLUTIONS

The following resolution was offered:

Resolutions to Suspend Joint Rules

By Assembly Member Escutia:

Resolved, That Joint Rule 61(b)(12) be suspended to permit the Committee on Judiciary to meet, consider, and report Senate Bill No. 1623 for further action.

Resolution read, and adopted by the following vote:

AYES—71

Ackerman	Cedillo	Kuehl	Perata
Aguiar	Cunneen	Kuykendall	Poochigian
Alby	Davis	Leach	Prenter
Alquist	Ducheny	Lempert	Pringle
Aroner	Escutia	Leonard	Runner
Ashburn	Figueroa	Machado	Scott
Baca	Floyd	Margett	Shelley
Baldwin	Frusetta	Mazzoni	Strom-Martin
Battin	Gallegos	McClintock	Sweeney
Baugh	Goldsmith	Migden	Thompson
Bordonaro	Granlund	Miller	Thomson
Bowen	Havice	Morrissey	Torlakson
Bowler	Hertzberg	Morrow	Washington
Brown	Honda	Murray	Wayne
Bustamante	House	Olberg	Wildman
Campbell	Kaloogian	Oller	Woods
Cardenas	Keeley	Ortiz	Mr. Speaker
Cardoza	Knox	Pacheco	

NOES—None

NOTICE OF MOTION TO WITHDRAW SENATE BILL NO. 681 FROM COMMITTEE

Pursuant to the provisions of Assembly Rule 96, Assembly Member Olberg gave notice that he would move to withdraw Senate Bill No. 681 from the Committee on Natural Resources.

CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 681 BY UNANIMOUS CONSENT

Assembly Member Machado was granted unanimous consent to take up Assembly Bill No. 681, out of order, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 681 (Machado)—An act to add Sections 25297.15, 25299.37.2, and 25355.8 to the Health and Safety Code, and to add Section 13307.1 to the Water Code, relating to the environment.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Cedillo	Kuehl	Perata
Aguiar	Cunneen	Kuykendall	Poochigian
Alby	Davis	Leach	Prenter
Alquist	Ducheny	Lempert	Pringle
Aroner	Escutia	Leonard	Runner
Ashburn	Figueroa	Machado	Scott
Baca	Floyd	Margett	Shelley
Baldwin	Frusetta	Mazzoni	Strom-Martin
Battin	Gallegos	McClintock	Sweeney
Baugh	Goldsmith	Migden	Thompson
Bordonaro	Granlund	Miller	Thomson
Bowen	Havice	Morrissey	Torlakson
Bowler	Hertzberg	Morrow	Washington
Brown	Honda	Murray	Wayne
Bustamante	House	Olberg	Wildman
Campbell	Kaloogian	Oller	Woods
Cardenas	Keeley	Ortiz	Mr. Speaker
Cardoza	Knox	Pacheco	

NOES—None

Above bill ordered enrolled.

GOVERNOR'S VETO STRICKEN FROM FILE

Assembly Member Ducheny was granted unanimous consent that the Governor's veto of Assembly Bill No. 2776 be stricken from file.

Assembly Member Lempert was granted unanimous consent that the Governor's veto of Assembly Bill No. 621 be stricken from file.

**NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1735
FROM COMMITTEE CONTINUED**

Assembly Member Pacheco was granted unanimous consent that the notice of motion to withdraw Assembly Bill No. 1735 from the Committee on Public Safety be continued until the next legislative day.

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 23, Senate Constitutional Amendment No. 13, Senate Bills Nos. 1419 and 1427 were continued until the next legislative day.

SESSION SCHEDULE ANNOUNCEMENTS

Speaker pro Tempore Kuehl announced the following session schedule:

Tuesday, July 21, 1998, Check-in Session, 7 a.m.–5 p.m.;

Next Floor Session, upon Call of the Speaker.

CAUCUS ANNOUNCEMENTS

Speaker pro Tempore Kuehl announced that the Democratic Caucus would convene as regularly scheduled on Tuesday, July 21, 1998, at 12 noon.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1963**

At 11:45 a.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.

Record Expunged and Action Rescinded on Senate Bill No. 1963

Assembly Member Mazzoni 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. 1963, and that the bill be passed on file, to retain its place on file.

SPECIAL COMMITTEE MEETINGS

Assembly Member Ducheny announced that the Budget Committee hearing for Wednesday, July 22, 1998 has been cancelled, and was granted unanimous consent that the Committee on Budget be permitted to hold a special meeting on Thursday, July 23, 1998, upon adjournment of Floor session.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Shelley Motion to Refer McClintock Motion to Committee: Cunneen and Goldsmith—No.

Assembly Bill No. 2817, Invoke Constitution, Art. IV, Sec. 8(a): Bustamante—Aye; Cunneen, Goldsmith, and Prenter—No.

Assembly Bill No. 771, Concurrence: Bowen, Bustamante, and Cardenas—Aye.

Assembly Bill No. 913, Concurrence: Bustamante and Cardenas—Aye.

Assembly Bill No. 1382, Concurrence: Bustamante, Ducheny, Frusetta, Havice, and Margett—Aye.

Assembly Bill No. 1683, Concurrence: Bustamante and Margett—Aye.

Assembly Bill No. 1721, Concurrence: Bustamante and Margett—Aye.

Assembly Bill No. 1739, Concurrence: Bustamante and Margett—Aye.

Assembly Bill No. 1825, Concurrence: Aguiar, Bustamante, and Margett—Aye.

Assembly Bill No. 1837, Concurrence: Shelley—Aye.

Assembly Bill No. 1907, Concurrence: Bustamante, Margett, and Mazzoni—Aye.

Assembly Bill No. 2099, Concurrence: Bustamante and Margett—Aye; Kaloogian—No.

Assembly Bill No. 2230, Concurrence: Bustamante and Margett—Aye.

Assembly Bill No. 2285, Concurrence: Baldwin, Bordonaro, and Bustamante—Aye.

Assembly Bill No. 2498, Concurrence: Bustamante—Aye.

Assembly Bill No. 2571, Concurrence: Bustamante—Aye.

Assembly Bill No. 2648, Concurrence: Bustamante and Havice—Aye.

Assembly Bill No. 2759, Concurrence: Bustamante—Aye.

Consent Calendar: Bustamante—Aye.

Assembly Bill No. 247, Concurrence: Bustamante—Aye; Pringle—No.

Assembly Bill No. 681, Concurrence: Bustamante—Aye.

MOTION TO ADJOURN

At 11:47 a.m., Assembly Member Baugh moved that the Assembly do now adjourn.

Assembly Member Keeley seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 11:48 a.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 183—Torlakson, Perata, Mazzoni, Honda, Bordonaro, and Wildman. Relative to Italian-American Wartime Internment Remembrance Week.

REQUEST TO SUSPEND JOINT RULES

The following requests were received, and read:

Assembly Chamber, July 20, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(12) as it relates to Senate Bill No. 1540.

DION ARONER

Assembly Chamber, July 20, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(12) as it relates to Senate Bill No. 2102.

SUSAN DAVIS

Assembly Chamber, July 20, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(12) as it relates to Senate Bill No. 779.

MARTHA ESCUTIA

Assembly Chamber, July 20, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(12) as it relates to Senate Bill No. 1704.

HOWARD WAYNE

Above requests ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 20, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 79

Senate Bill No. 1824

Senate Bill No. 1832

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. 1824—An act to amend Sections 25250.1, 25250.4, and 25250.7 of the Health and Safety Code, and to amend Section 48620 of the Public Resources Code, relating to used oil.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1832—An act to amend Section 52488 of, and to add Article 9.5 (commencing with Section 52495) to Chapter 9 of Part 28 of, the Education Code, relating to an education incentive program.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 20, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 1525

Senate Bill No. 2233

Senate Bill No. 983

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 1525—An act to add Chapter 14.1 (commencing with Section 18994) to Part 6 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. 2233—An act to amend Section 53356.2 of the Government Code, to amend Sections 2196, 3372, 3691.1, 3691.2, 3691.4, 3691.5, 3692, 3694, 3700, 3701, 3708, 3731, 3793.1, 4106, 4112, 4807, and 4992 of, to add Section 3691.6 to, and to repeal Sections 3446, 3447, 3448, 3715, 4803, and 4839 of, the Revenue and Taxation Code, and to amend Section 8833 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. 983—An act to add Sections 2914.2 and 2914.3 to the Business and Professions Code, relating to psychology.

Bill read second time; author's amendments, 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 20, 1998

Mr. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 1683

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FIGUEROA, Chairwoman

SENATE BILL NO. 1683—An act to add Section 1057.61 to the Civil Code, and to amend Section 12409 of, and to add Sections 12401.11 and 12406.5 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 Appropriations

July 20, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 664

Senate Bill No. 2042

Senate Bill No. 2194

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 664—An act to add Sections 6010.20 and 6010.30 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.

SENATE BILL NO. 2042—An act to amend Sections 44259 and 44277 of, to add Section 44320.2 to, to repeal Section 44259.2 of, and to repeal and add Section 44259.1 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.

SENATE BILL NO. 2194—An act to amend Sections 1522, 1568.02, 1568.09, 1569.17, and 1569.725 of, and to add Section 1507.1 to, the Health and Safety Code, relating to community care.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Health

July 20, 1998

Mr. Speaker: The Chair of your Committee on Health reports:

Senate Bill No. 1140

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

SENATE BILL NO. 1140—An act to amend Sections 2191 and 2811.5 of, and to add Section 2196.2 to, the Business and Professions Code, relating to pain management.

Bill read second time; author's amendments, 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 20, 1998

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 977

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 977—An act to add Sections 1344.5 and 1344.6 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 Appropriations

July 20, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 1412

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chair

SENATE BILL NO. 1412—An act to amend Sections 48980, 60119, 60242, 60242.5, and 60248 of, to add Section 60240.5 to, to add Article 1.5 (commencing with Section 60007) to Chapter 1 of, and to add Article 5.3 (commencing with Section 60255) to Chapter 2 of, Part 33 of, the Education Code, relating to education, making an appropriation therefore., 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 20, 1998

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 598

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWEN, Chairwoman

SENATE BILL NO. 598—An act to add Part 3 (commencing with Section 71200) to Division 34 of the Public Resources Code, relating to environmental protection.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Budget

July 20, 1998

Mr. Speaker: The Chair of your Committee on Budget reports:

Senate Bill No. 730

With author's amendments with the recommendation: Amend, and re-refer to the committee.

DUCHENY, Chairwoman

SENATE BILL NO. 730—An act relating to hazardous waste and substances and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Budget

July 20, 1998

Mr. Speaker: The Chair of your Committee on Budget reports:

Senate Bill No. 737

With author's amendments with the recommendation: Amend, and re-refer to the committee.

DUCHENY, Chairwoman

SENATE BILL NO. 737—An act relating to emergency 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.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Consumer Protection, Governmental Efficiency and Economic Development Committee on August 4, 1998, in Room 447 at 9 a.m.;

Assembly Select Committee on Insurance Reform on August 7, 1998, August 21, 1998, and September 18, 1998.

REPORTS OF STANDING COMMITTEES
Committee on Appropriations

Date of Hearing: July 15, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 267

Senate Bill No. 1807

Senate Bill No. 1450

Senate Bill No. 1895

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Committee on Governmental Organization

Date of Hearing: July 16, 1998

Mr. Speaker: Your Committee on Governmental Organization reports:
Senate Bill No. 1375

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.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 20, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 521
Assembly Bill No. 531
Assembly Bill No. 744
Assembly Bill No. 1246
Assembly Bill No. 1255

Assembly Bill No. 1373
Assembly Bill No. 1634
Assembly Bill No. 1703
Assembly Bill No. 1797
Assembly Bill No. 2523

And reports the same correctly enrolled, and presented to the Governor at 2:30 p.m., July 20, 1998.

E. DOTSON WILSON, Chief Clerk

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Baugh, the Assembly adjourned until 7 a.m., Tuesday, July 21, 1998, out of respect to the memory of Thomas Haus Steel, on motion of Assembly Member Migden; out or respect to the memory of Lionel Grizzel, Jr., on motion of Assembly Member Ortiz; out of respect to the memory of Tracy Mellentine, Arthur Granadas, and Mary Merrick, on motion of Assembly Member Frusetta; out of respect to the memory of Bert Watson, on motion of Assembly Member Aguiar; and out of respect to the memory of Marilyn Hansen and Bruce Maxwell, on motion of Assembly Member Thomson.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JULY 20, 1998**

The following measures were amended in the Assembly on this day:

SB	RN
79	9815727
598	9815923
664	9816451
730	9816295
737	9816297
930	9816626
977	9816525
983	9816506
1140	9816327
1412	9816627
1525	9815620
1683	9816470
1824	9816302
1832	9816372
2042	9816392
2194	9816454
2233	9816459
Daily Total:	17
Cumulative Total:	7282

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, July 21, 1998

**TWO HUNDRED FORTY-FIFTH SESSION DAY
FIVE 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.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, July 21, 1998

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—70:

Ackerman	Cedillo	Lempert	Pringle
Aguiar	Davis	Leonard	Richter
Alby	Ducheny	Machado	Runner
Alquist	Escutia	Margett	Scott
Aroner	Floyd	Mazzoni	Shelley
Ashburn	Frusetta	McClintock	Strom-Martin
Baca	Gallegos	Migden	Sweeney
Baldwin	Granlund	Morrissey	Thompson
Baugh	Havice	Morrow	Thomson
Bordonaro	Hertzberg	Murray	Torlakson
Bowen	Honda	Napolitano	Vincent
Bowler	House	Olberg	Washington
Brewer	Kaloogian	Oller	Wayne
Brown	Keeley	Ortiz	Wildman
Bustamante	Knox	Pacheco	Woods
Campbell	Kuehl	Perata	Mr. Speaker
Cardenas	Kuykendall	Poochigian	
Cardoza	Leach	Prenter	

Quorum present.

At 1:58 p.m., Hon. Steven T. Kuykendall, 14th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

Because of illness: Assembly Members Takasugi and Wright.

The following Assembly Members were excused for the day, and their per diem was waived: Battin, Cunneen, Figueroa, Firestone, Goldsmith, Martinez, Miller, and Papan.*

(NOTE: For further explanation by Assembly Member Cunneen relative to per diem during the 1998 Budget delay, see Assembly Journal, page 7916.)

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

July 21, 1998

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that I have made the following changes on the Insurance Committee for Wednesday, July 22, 1998, only:

Appointed Assemblymember Robert Hertzberg in place of Assemblymember Lou Papan.

Appointed Assemblymember Wally Knox in place of Assemblymember Mike Honda.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

July 21, 1998

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Rod Pacheco to the Budget Committee in place of Assemblymember Gary Miller for Thursday, July 23, 1998, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

The following letters of transmittal were presented by the Speaker, and ordered printed in the Journal:

California State Auditor

98107

July 7, 1998

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 a proposal calling for a separate San Fernando Valley Transportation Authority (VTA) with authority similar to the Los Angeles Metropolitan Transportation Authority (MTA). This report concludes that under the proposal, the MTA would hand over a portion of the northern extension of the Metro Red Line, three rail corridors (rights-of-way), and bus operations to the proposed VTA. We estimate that 20 percent of the MTA's sales tax revenue would also transfer to the

VTA in addition to other local, state, and federal revenues. We conclude that shifting 20 percent of the existing debt to the VTA to match the 20 percent of total MTA sales tax revenue it will receive would keep both entities viable and support their ability to issue additional bonds as needed. Our analysis indicates the VTA would have net revenues in fiscal year 1998–99 of \$38.6 million over what it needs for operating expenses and payments of principal and interest on the existing debt.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Transportation.

California State Auditor

97114
July 9, 1998

*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 South Coast Air Quality Management District (district). This report concludes that the district's current policy requiring only the largest polluters to pay emission fees is inequitable. Also, although the district generally issues permits to construct within the time set out in state law, it issues many permits to operate outside its internally-established timelines and lacks processing timelines for certain permits. Our review of other district responsibilities disclosed that it follows procedures to ensure equal opportunity in contracting and employment. Also, we found the key functions and salaries of the district's legal office to be comparable to those of other districts. Further, the district generally complies with laws and procedures for managing the funding of research, development, and demonstration projects although it could improve its reporting of project results to the public. Finally, the district did not fully comply with guidelines against the stigmatizing or promoting of certain products.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Natural Resources.

California State Auditor

97119

July 14, 1998

*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 Los Angeles County (county) courthouse construction program. Our review focused on eight courthouse construction projects the county has yet to complete although it has spent \$79 million on them since 1988. The county deferred six of the project in 1994. This report concludes that, because of poor management, the county spent \$18.6 million planning, designing, and buying land for five projects that have scant chance of being built. In addition, it could have avoided much of this spending had it heeded early warnings of insufficient funding. The county has taken corrective action to address its main problems, but these changes are too recent to evaluate. Finally, if it can sustain current revenue levels, the county now projects it will have sufficient funds to complete one of the deferred projects—the Antelope Valley courthouse.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Local Government.

The following communication was presented by the Chief Clerk from:

Connie Lemus, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, transmitting copies of the title, summary, and text of the following proposed initiative, pursuant to Section 9007, Elections Code:

**Balanced Budget. Penalties for Late Passage.
Initiative Constitutional Amendment.**

Referred by the Speaker to the Committee on Rules.

REPORTS

The following reports were presented by the Chief Clerk:

**CALFED Bay-Delta Program
June 1998 Progress Report
(Pursuant to Section 9795, Government Code)**

Above transmitted report, together with letter of transmittal from Lester A. Snow, Executive Director, CALFED Bay-Delta Program, Sacramento, dated June 29, 1998, referred by the Speaker to the Committee on Water, Parks and Wildlife.

California Medical Assistance Commission Annual Report 1998

Above transmitted report, together with letter of transmittal from Byron Chell, Executive Director, California Medical Assistance Commission, Sacramento, dated June 30, 1998, referred by the Speaker to the Committee on Health.

**Interim Report on the School Violence Reduction Program
(Pursuant to Section 9795, Government Code)**

Above transmitted report, together with letter of transmittal from Daniel Alvarez, Deputy Superintendent, External Affairs Branch, Department of Education, dated July 3, 1998, referred by the Speaker to the Committee on Education.

**CalWORKs Council of Corporate Executives
(Pursuant to Section 17002(d), California Unemployment Insurance Code)**

Above transmitted report, together with letter of transmittal from Ray Remy, Director, Employment Development Department, Health and Welfare Agency, Sacramento, dated July 14, 1998, referred by the Speaker to the Committee on Human Services.

**Legislation Necessary to Maintain the Codes
(Pursuant to Section 10242, Government Code)**

Above transmitted report, together with letter of transmittal from Jeffrey A. DeLand, Chief Deputy, Legislative Counsel of California, Sacramento, dated July 15, 1998, referred by the Speaker to the Committee on Judiciary.

**Small Businesses
Socially and Economically Disadvantaged Businesses and
California Businesses (SB/DBE/CB)
Contracts Awarded for Fiscal Year 1997-98
(Pursuant to Section 8880.56(b)(4), Lottery Act)**

Above transmitted report, together with letter of transmittal from Terri Fontenette, Director, Business & Employee Assistance Office, California Lottery, Sacramento, dated July 13, 1998, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

**1997-98 Fourth Quarter Status Update On
The Security Modifications at Napa State Hospital
(Pursuant to Chapter 282, Budget Act of 1997,
Item 4440-011-0001 (13))**

Above transmitted report, together with letter of transmittal from Stephen W. Mayberg, Ph.D., Director, Health and Welfare Agency, Department of Mental Health, Sacramento, dated July 3, 1998, referred by the Speaker to the Committee on Budget.

**Partial Service Retirement Program
(Pursuant to Section 19996.40, Government Code)**

Above transmitted report, together with letter of transmittal from David J. Tirapelle, Director, Department of Personnel Administration, Sacramento, dated June 29, 1998, referred by the Speaker to the Committee on Labor and Employment.

Commission Decision 97-09-045**List of Hazardous Materials Transported by Rail in California
During 1997 per PU Code Section 7711 (a) and (b)****List of Department of Transportation
Reportable Railroad Accidents in California for 1993-97****List of U.S. Department of Transportation Accident Cause Codes**

Above transmitted reports, together with letter of transmittal from Kenneth L. Koss, Director, Rail Safety and Carriers Division, Public Utilities Commission, San Francisco, dated July 1, 1998, referred by the Speaker to the Committee on Transportation.

**Annual Report for Minority, Women and Disabled Veterans
Business Enterprise (M/W/DVBE) Program
(Pursuant to Section 10115.5, Public Contract Code)**

Above transmitted report, together with letter of transmittal from Stephen Rhoads, Executive Director, California Energy Commission, The Resources Agency, Sacramento, dated July 10, 1998, referred by the Speaker to the Committee on Utilities and Commerce.

**Sponsorship Enforcement for
Support of Alien Residents in California
(Pursuant to Item 5180-101-0001,
Budget Act of 1997)**

Above transmitted report, together with letter of transmittal from Eloise Anderson, Director, Health and Welfare Agency, Department of Social Services, Sacramento, dated July 2, 1998, referred by the Speaker to the Committee on Budget.

Report of the Interagency Municipal Securities Task Force

Above transmitted report, together with letter of transmittal from Matt Fong, State Treasurer and Chairman, California Debt and Investment Advisory Commission, Sacramento, dated June 1998, referred by the Speaker to the Committee on Banking and Finance.

JOB TRAINING PARTNERSHIP ACT (JTPA) REPORTS

The following reports required under the Job Training Partnership Act (JTPA) were presented by the Speaker and referred to the Committee on Labor and Employment:

**Report on the Job Training Partnership Act Program
Program Year 1996-97
(Pursuant to Section 15064, Unemployment Insurance Code)**

Above transmitted report, together with letter of transmittal, dated July 3, 1998, submitted by Ray Remy, Director, Employment Development Department, Sacramento.

**Public Hearing on Implementation of Waivers of JTPA Regulations
In the Solano County Service Delivery Area**

Above transmitted report, together with letter of transmittal, dated July 2, 1998, submitted by Robert L. Bloom, Executive Director, Private Industry Council, Suisun.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY JOINT RESOLUTION NO. 75—Morrissey. Relative to flag desecration.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 21, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Concurrent Resolution No. 155

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

ASSEMBLY CONCURRENT RESOLUTION NO. 155—Relative to breast feeding.

Resolution read; author's amendments, presented pursuant to Assembly Rules, read and adopted; resolution ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 21, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 143

Senate Bill No. 1796

Senate Bill No. 266

Senate Bill No. 2235

Senate Bill No. 1744

Senate Bill No. 2237

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 143—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, and to repeal Sections 6253.1, 6256, 6256.1, 6256.2, and 6257 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. 266—An act to amend Sections 10089.40 and 10089.84 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. 1744—An act to amend Sections 11010, 11011, and 15037 of, and to repeal Section 15076.7 of, the Unemployment Insurance Code, relating to job training.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1796—An act to amend Section 1708.7 of the Civil Code, and to amend Sections 422, 646.9, and 653m of the Penal Code, relating to stalking.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 2235—An act to amend Sections 214, 214.01, 214.05, 214.6, 214.14, 215.1, 254, 254.5, 259.5, 259.7, 272, 275.5, 619, and 1605.6 of, to amend and renumber Sections 213.7, 214.02, 214.5, 214.7, 214.8, 214.9, 221, 225.5, 231, 236, 11472 and 11473 of, to add Sections 214.03, 214.06, 214.07, 214.20, 214.30, 214.40, 214.41, 214.43, 214.44, 254.6, 254.7, 11472 and 11475 to, to repeal Section 214.4 of, and to repeal and add Section 11471 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. 2237—An act to amend Section 25105.5 of the Government Code, to amend Section 4582.8 of the Public Resources Code, and to amend Sections 64, 75.21, 95.31, 452, 463, 465, 834, and 5802 of, and to add Sections 207.1 and 38116 to, the Revenue and Taxation Code, relating to taxation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

July 21, 1998

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.

AUTHOR'S AMENDMENTS
Committee on Consumer Protection, Governmental Efficiency and Economic Development

July 21, 1998

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 2102

With author's amendments with the recommendation: Amend, and re-refer to the committee.

DAVIS, Chairwoman

SENATE BILL NO. 2102—An act to amend Sections 122045, 122060, and 122070 of the Health and Safety Code, relating to animals.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 21, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 1467

Senate Bill No. 1934

Senate Bill No. 1637

Senate Bill No. 2011

Senate Bill No. 1681

Senate Bill No. 2080

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 1467—An act to amend Section 42249.4 of, and to add Section 42249.3 to, the Education Code, relating to school desegregation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1637—An act to amend Section 21683.1 of the Public Utilities Code, to amend Sections 136.5, 253.8, 256.1, and 599 of the Streets and Highways Code, to amend Sections 1807.5, 1808.5, 5901, 9105, 12804.9, 15250, 24604, 25104, 25258, 25803, 27454, and 40509.5 of, to add Sections 15309, 15320, 21455.6, and 40520 to, to repeal Sections 4608 and 35780.5 of, to repeal Article 5.5 (commencing with Section 4650) of Chapter 1 of Division 3 of, and to repeal Chapter 6 (commencing with Section 35900) of Division 15 of, the Vehicle Code, relating to transportation, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1681—An act relating to school district reorganization.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1934—An act to add Section 14669.20 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. 2011—An act to amend Section 110525 of the Health and Safety Code, relating to food.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 2080—An act to add Division 28 (commencing with Section 37000) to the Public Resources Code, and to amend Sections 17039 and 23036 of, and to add Sections 17053.30 and 23630 to, the Revenue and Taxation Code, relating to land and water conservation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 21, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 1656

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 1656—An act to amend Section 41204.1 of the Education Code, and to add Section 97.24 to the Revenue and Taxation Code, relating to local government finance.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS

SENATE BILL NO. 267—An act to add Sections 16531.1 and 16532.2 to the Government Code, relating to health care funding, 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. 1450—An act to amend Section 5058 of the Penal Code, relating to prisons.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1807—An act to add Section 66206 to the Education Code, relating to admissions criteria.

Bill read 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. 1895—An act to add Section 96.52 to the Revenue and Taxation Code, relating to local government finance.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1375—An act to amend Section 19596.1 of, and to repeal Section 19549.9 of, the Business and Professions Code, relating to horse racing, 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.

CHANGES IN CONFEREES—CONFERENCE COMMITTEE ON
SENATE BILL NO. 406

The Speaker made the following change in the Conference Committee on Senate Bill No. 406:

Assembly Member Baugh, in place of Assembly Member Alby.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Public Safety, upon Call of the Chair.

MESSAGES FROM THE SENATE

Senate Chamber, July 21, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Concurrent Resolution No. 177

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 21, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 139

Senate Bill No. 175

Senate Bill No. 678

Senate Bill No. 776

Senate Bill No. 1251

Senate Bill No. 1360

Senate Bill No. 1436

Senate Bill No. 1441

Senate Bill No. 2004

Senate Bill No. 2054

Senate Concurrent Resolution No. 92

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 21, 1998

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. 1885.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

July 21, 1998

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: By direction of the Senate I am returning Senate Bill 155 and Senate Bill 453 to the Assembly for further action.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Above bill held at the Desk.

CONSIDERATION OF DAILY FILE (RESUMED)**UNFINISHED BUSINESS (RESUMED)****MOTION TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 23, Senate Constitutional Amendment No. 13, and Senate Bills Nos. 1419 and 1427 were continued until the next legislative day.

**NOTICE OF MOTION TO WITHDRAW BILLS
FROM COMMITTEE CONTINUED**

Unanimous consent was granted that the notices of motions to withdraw Assembly Bill No. 1735 and Senate Bill No. 681 from committee be continued until the next legislative day.

ADJOURNMENT

At 6:20 p.m., the Assembly adjourned until 10 a.m., Wednesday, July 22, 1998.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 21, 1998

The following measures were amended in the Assembly on this day:

ACR	RN
155	9816381

SB	RN
143	9816606
266	9816352
267	9816501
779	9816635
1375	9816530
1450	9816438
1467	9816427
1637	9816535
1656	9815799
1681	9816603
1744	9816609
1796	9816498
1807	9816430
1895	9816448
1934	9815437
2011	9816604
2080	9816271
2102	9816195
2235	9816450
2237	9816453

Daily Total:	21
Cumulative Total:	7303

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, July 22, 1998

**TWO HUNDRED FORTY-SIXTH SESSION DAY
FIVE 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.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, July 22, 1998

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 Morrissey 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 10:27 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—69:

Ackerman	Cardoza	Kuykendall	Pringle
Aguiar	Cedillo	Leach	Richter
Alby	Cunneen	Lempert	Runner
Alquist	Davis	Leonard	Scott
Aroner	Ducheny	Machado	Shelley
Ashburn	Figueroa	Margett	Sweeney
Baca	Floyd	Mazzoni	Thompson
Baldwin	Frusetta	McClintock	Thomson
Battin	Gallegos	Morrissey	Torlakson
Baugh	Goldsmith	Murray	Vincent
Bordonaro	Granlund	Napolitano	Washington
Bowen	Havice	Olberg	Wayne
Bowler	Hertzberg	Oller	Wildman
Brewer	Honda	Ortiz	Woods
Brown	House	Pacheco	Mr. Speaker
Bustamante	Keeley	Perata	
Campbell	Knox	Poochigian	
Cardenas	Kuehl	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, You have given us various talents as gifts from You, talents that we use every day to accomplish the work set before us. Yet, these talents are not essential in our prayer to You. The gift of the talents You bestow upon us is required in order to converse well with other people, but not necessary in order to speak well with You, O God. For that, we only need a sincere desire and nothing more. Strengthen our desire, Lord, to seek You through prayer at this hour and throughout the day.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Alquist 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 Ackerman.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

Because of illness: Assembly Members Escutia, Takasugi, and Wright.

The following Assembly Members were excused for the day, and their per diem was waived: Firestone, Kaloogian, Martinez, Migden, Miller, Morrow, Papan, and Strom-Martin.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

July 22, 1998

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that I have made the following changes to the Budget Committee for today's hearing only.

Appointed Assemblymember Kevin Shelley in place of Assemblymember Lou Papan.

Appointed Assemblymember Wally Knox in place of Assemblymember Rod Wright.

Appointed Assemblymember Mike Sweeney in place of Assemblymember Virginia Strom-Martin.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 22, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 155

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

REPORTS OF STANDING COMMITTEES**Committee on Appropriations**

Date of Hearing: July 15, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 2141

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, 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. 2556

Governor's Office, Sacramento

July 21, 1998

To the Members of the California Assembly:

I am returning Assembly Bill No. 2556 without my signature.

This bill would express the Legislature's intent that responsibility for regulating health care service plans be vested in an agency that will best ensure quality of care and be responsive to Californians, whether that is an existing agency or a new agency.

This bill is not a serious attempt at managed care reform. It does not change the law. It does not enact any new reforms. It merely states the Legislature's "intent" to enact managed care reform.

The Legislature needs to get serious about reform and approve my "Reorganization Plan No. 1 of 1998." This plan would create the Department of Managed Care to ensure that health care service plans provide quality health care to Californians. The Legislature, on party line votes, has rejected this plan without proposing one of its own. Evidently they see more value in talking about reform, as evidenced by this bill, than actually taking concrete action.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 21st day of July 1998, at 5:33 p.m., of Assembly Bill No. 2556, without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Karen Morgan.

PAMELA J. CAVILEER

Acting Assembly Chief Clerk

CAUCUS ANNOUNCEMENTS

At 10:29 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 10:29 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 1:19 p.m., the Assembly reconvened.
Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 22, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 247	Assembly Bill No. 1837
Assembly Bill No. 681	Assembly Bill No. 1907
Assembly Bill No. 771	Assembly Bill No. 2099
Assembly Bill No. 913	Assembly Bill No. 2285
Assembly Bill No. 1382	Assembly Bill No. 2498
Assembly Bill No. 1721	Assembly Bill No. 2571
Assembly Bill No. 1825	Assembly Bill No. 2759

And reports the same correctly enrolled, and presented to the Governor at 12 m., July 22, 1998.

E. DOTSON WILSON, Chief Clerk

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as a Committee on Conference concerning Senate Bill No. 1885:

Machado, Margett, and Hertzberg.

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 Alice Barsamian, of Altadena.

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 David S. Ferren, Planning Director, City of Torrance.

Assembly Members Shelley and Mazzoni were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Tom Steel, of San Francisco.

ADJOURN IN HONOR

Assembly Member Ashburn was granted unanimous consent that when the Assembly adjourns on this day it do so in honor of the 50th anniversary of Mary and David Fanucchi, of Bakersfield.

RE-REFERENCE OF BILLS

Assembly Member Shelley was granted unanimous consent that Senate Bill No. 598 be re-referred from the Committee on Natural Resources to the Committee on Water, Parks and Wildlife.

ACTION RESCINDED ON SENATE BILL NO. 302

Upon request of Assembly Member Shelley, Assembly Member Ashburn was granted unanimous consent to rescind the action whereby the Assembly, on July 7, 1998 (Assembly Journal, page 7832), passed Senate Bill No. 302, and whereby the bill was ordered transmitted to the Senate.

Consideration of Senate Bill No. 302 Without Reference to File

Assembly Member Ashburn was granted unanimous consent to take up Senate Bill No. 302, without reference to file, for purpose of amendment.

SENATE BILL NO. 302 (Costa)—An act to amend Sections 50199.50, 50199.52, 50199.53, and 50199.55 of, and to repeal Section 17008.7 of, the Health and Safety Code, and to amend Sections 17053.14, 23608.2, and 23608.3 of the Revenue and Taxation Code, relating to farmworker housing.

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.

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Pacheco announced his intention to request that Senate Bill No. 469 be removed from the inactive file.

**BILLS REMOVED FROM CONSENT
CALENDAR AND PLACED UPON INACTIVE FILE**

The following bill was removed from the Consent Calendar pursuant to Joint Rule 22.2 and placed on the inactive file:

Senate Bill No. 1169, on request of Assembly Member Morrissey.

CONSIDERATION OF SENATE BILL NO. 267 WITHOUT REFERENCE TO FILE

Assembly Member Villaraigosa was granted unanimous consent to take up Senate Bill No. 267, without reference to file, for purpose of amendment.

SENATE BILL NO. 267 (Maddy)—An act to add and repeal Section 16531.1 of the Government Code, making appropriations for the support of human services programs 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.

Motion to Amend

Assembly Member Villaraigosa moved the adoption of amendments. Amendments read and adopted; bill ordered reprinted.

Announcement**Senate Bill No. 267—Intent to Coauthor**

Speaker pro Tempore Kuehl announced that the State Constitution does not allow co-authors to be added to a bill by a roll call vote as is the case with Resolutions. The addition of coauthors must be incorporated into an amendment.

Alternatively, the Speaker pro Tempore further announced that, without objection, the names of the following Members would be printed in the Daily Journal with intention to add as coauthors of Senate Bill No. 267:

Alquist, Baca, Bowen, Bowler, Davis, Ducheny, Gallegos, Havice, House, Keeley, Leach, Leonard, Napolitano, Ortiz, Richter, Sweeney, and Wildman.

**Further Consideration of Senate Bill No. 267, as Amended,
by Unanimous Consent**

Assembly Member Ortiz was granted unanimous consent to take up Senate Bill No. 267, as amended, without reference to file.

SENATE BILL NO. 267 (Maddy)—An act making an appropriation for the current expenses of the government of the State of California, 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—62

Ackerman	Cedillo	Kuykendall	Prenter
Aguiar	Cunneen	Leach	Pringle
Alquist	Davis	Lempert	Richter
Aroner	Ducheny	Leonard	Runner
Ashburn	Figueroa	Machado	Scott
Baca	Frusetta	Mazzoni	Shelley
Battin	Gallegos	McClintock	Sweeney
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Murray	Torlakson
Bowen	Havice	Napolitano	Vincent
Bowler	Hertzberg	Olberg	Washington
Brewer	Honda	Oller	Wayne
Brown	House	Ortiz	Wildman
Bustamante	Keeley	Pacheco	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—62

Ackerman	Cedillo	Kuykendall	Prenter
Aguiar	Cunneen	Leach	Pringle
Alquist	Davis	Lempert	Richter
Aroner	Ducheny	Leonard	Runner
Ashburn	Figueroa	Machado	Scott
Baca	Frusetta	Mazzoni	Shelley
Battin	Gallegos	McClintock	Sweeney
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Murray	Torlakson
Bowen	Havice	Napolitano	Vincent
Bowler	Hertzberg	Olberg	Washington
Brewer	Honda	Oller	Wayne
Brown	House	Ortiz	Wildman
Bustamante	Keeley	Pacheco	Mr. Speaker
Cardenas	Knox	Perata	
Cardoza	Kuehl	Poochigian	

NOES—None

Bill ordered transmitted to the Senate immediately.

SESSION SCHEDULE ANNOUNCEMENTS

Speaker pro Tempore Kuehl announced the following session schedule:

Thursday, July 23, 1998, Check-in Session 7 a.m.–3 p.m.;
Monday, July 27, 1998, Floor Session, 10 a.m.

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. 1450, 1807, and 1895, 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. 490 (Lewis)—An act to amend Section 3011 of the Elections Code, relating to elections.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

SENATE BILL NO. 1362 (Committee on Housing and Land Use)—An act to amend Section 17621 of the Education Code, to amend Sections 65039, 65850, 65860, 65915, 66007, 66021, 66452.6, 66477, and 66498.5 of, to add Sections 65850.3 and 66413.5 to, and to repeal Section 65587.1 of, the Government Code, to amend Sections 18035.3, 18062.2, 18070.5, and 116049.1 of, to amend and repeal Section 17959.3 of, to add and repeal Section 50710.2 of, and to repeal Section 18202 of, the Health and Safety Code, and to amend Section 423.3 of the Revenue and Taxation Code, relating to housing and 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.)*~~

(NOTE: On August 6, 1998, the action was rescinded whereby Senate Bill No. 1362 was passed, and whereby the bill was ordered transmitted to the Senate. See page 8206.)

SENATE BILL NO. 1367 (Wright)—An act to add Section 11011.25 to the Government Code, relating to state property, 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. 1471 (McPherson)—An act to amend Section 5810 of the Business and Professions Code, relating to interior design.

Bill read 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. 1476 (Costa)—An act to amend Section 17539.5 of the Business and Professions Code, relating to sweepstakes solicitations.

Bill read 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. 1482 (Rosenthal)—An act to amend Section 366.3 of the Welfare and Institutions 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. 1486 (Rainey)—An act to add Section 24305.5 to the Education Code, relating to the State Teachers' Retirement System.

Bill read 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. 1491 (Kelley)—An act to amend Sections 27900, 34501, and 34507.5 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. 1662 (Ayala)—An act to add Section 3304.5 to the Government Code, relating to public safety 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. 1716 (Calderon)—An act to amend Sections 10089.5, 10089.13, 10089.23, 10089.25, and 10089.26 of, and to add Section 10089.24 to, the Insurance Code, relating to earthquake insurance, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

*(For the vote on the above bill and urgency clause, see this day's
Consent Calendar roll call.)*

SENATE BILL NO. 1813 (Kopp)—An act to amend Section 40902 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. 1924 (McPherson)—An act to add Section 25216.3 to the Health and Safety Code, relating to hazardous waste.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

SENATE BILL NO. 2017 (Schiff)—An act to amend Sections 213.5 and 241.1 of, and to add Sections 726.5 and 728 to, 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. 2047 (Lewis)—An act to add Sections 24306.7, 24307.5, and 24312 to, and to amend, repeal, and add Sections 24300, 24306, and 24307 of, the Education Code, relating to the State Teachers' Retirement System.

Bill read 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. 2060 (Kopp)—An act to amend Sections 25215, 25233, 25242, and 25535 of, and to add Sections 25248, 25249, 25250, 25251, 25252, 25253, 25254, 25255, and 25403 to, the Corporations Code, relating to investment securities.

Bill read 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. 2111 (Costa)—An act to amend Sections 25200.3 and 25201.5 of, to add Section 25143.13 to, and to repeal Section 25201.5.1 of, the Health and Safety Code, relating to hazardous waste.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

SENATE BILL NO. 2150 (Peace)—An act to add Section 709.6 to the Public Utilities Code, relating to public utilities.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

SENATE BILL NO. 2187 (Schiff)—An act to amend Sections 1801 and 1801.5 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.)*

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—68

Ackerman	Cardoza	Kuehl	Poochigian
Aguiar	Cedillo	Kuykendall	Prenter
Alquist	Cunneen	Leach	Pringle
Aroner	Davis	Lempert	Richter
Ashburn	Ducheny	Leonard	Runner
Baca	Figueroa	Machado	Scott
Baldwin	Floyd	Margett	Shelley
Battin	Frusetta	Mazzoni	Sweeney
Baugh	Gallegos	McClintock	Thompson
Bordonaro	Goldsmith	Morrissey	Thomson
Bowen	Granlund	Murray	Torlakson
Bowler	Havice	Napolitano	Vincent
Brewer	Hertzberg	Olberg	Washington
Brown	Honda	Oller	Wayne
Bustamante	House	Ortiz	Wildman
Campbell	Keeley	Pacheco	Woods
Cardenas	Knox	Perata	Mr. Speaker

NOES—None

SPECIAL COMMITTEE MEETINGS

Assembly Member Ducheny was granted unanimous consent that the Committee on Budget be permitted to hold a special meeting today at 3:30 p.m., in Room 4202, and that Joint Rule 62(a) be waived for the purpose of setting the following bills for hearing:

Senate Bills Nos. 730, 737, 1517, and 1855.

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
NOTICES OF MOTIONS TO WITHDRAW BILLS
FROM COMMITTEE CONTINUED**

By unanimous consent that the notices of motions to withdraw Assembly Bill No. 1735 and Senate Bill No. 681 from committee were continued until Monday, July 27, 1998.

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 23, Senate Constitutional Amendment No. 13, and Senate Bill Nos. 1419 and 1427 were continued until Monday, July 27, 1998.

VOTE ADDS

The following Assembly Member was granted unanimous consent to record his vote on the following items:

Senate Bill No. 267 and Urgency: Kuykendall—Aye.

Consent Calendar: Kuykendall—Aye.

MOTION TO ADJOURN

At 1:53 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 1:54 p.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 22, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1683

Assembly Bill No. 1739

Assembly Bill No. 2230

And reports the same correctly enrolled, and presented to the Governor at 2:30 p.m., July 22, 1998.

E. DOTSON WILSON, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber, July 22, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 267

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

INTRODUCTION OF GUESTS

Assembly Member Thomson, of the 8th Assembly District, introduced her brother and sister-in-law Duncan and Vicki Thomson, of Davis.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Washington, the Assembly adjourned until 7 a.m., Thursday, July 23, 1998, out of respect to the memory of Alice Barsamian, on motion of Speaker pro Tempore Kuehl; out of respect to the memory of Tom Steel, on motion of Assembly Members Shelley and Mazzoni; out of respect to the memory of David S. Ferren, on motion of Assembly Member Bowen; and in honor of Mary and David Fanucchi on motion of Assembly Member Ashburn.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JULY 22, 1998**

The following measures were amended in the Assembly on this day:

SB	RN
267	9816817
267	9816862
302	9815800
Daily Total:	2
Cumulative Total:	7305

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, July 23, 1998

**TWO HUNDRED FORTY-SEVENTH SESSION DAY
FIVE 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.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, July 23, 1998

The Assembly met at 7 a.m.

Hon. Rod Pacheco, Assembly Member, 64th 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—60:

Ackerman	Campbell	House	Olberg
Aguiar	Cardenas	Keeley	Ortiz
Alquist	Cardoza	Knox	Pacheco
Aroner	Cedillo	Kuehl	Poochigian
Ashburn	Davis	Kuykendall	Prenter
Baca	Ducheny	Leach	Pringle
Baldwin	Figuroa	Leonard	Richter
Battin	Floyd	Machado	Runner
Baugh	Frusetta	Margett	Shelley
Bordonaro	Gallegos	Mazzoni	Thompson
Bowen	Goldsmith	McClintock	Vincent
Bowler	Granlund	Migden	Wayne
Brewer	Havice	Morrissey	Wildman
Brown	Hertzberg	Murray	Woods
Bustamante	Honda	Napolitano	Mr. Speaker

Quorum present.

At 11:11 a.m., Hon. Bill Campbell, 71st 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 Morrow***.*

Because of illness: Assembly Members Escutia, Takasugi, and Wright.

The following Assembly Members were excused for the day, and their per diem was waived: Alby, Cunneen, Firestone, Kaloogian, Lempert, Martinez, Miller, Oller, Papan, Perata, Scott*, Strom-Martin, Sweeney, Thomson**, Torlakson*, and Washington.*

(NOTE: *For further explanation relative to per diem during the 1998 Budget delay, see Assembly Journal: Cunneen, page 7916, Scott, page 7768, Torlakson, page 7707. ** Thomson waives per diem for 1997–98 Regular Session; *** this day's record corrected to reflect Assembly Member Morrow excused on legislative business pursuant to subsequent explanation of absence. See Assembly Journal, page 8113.)

COMMUNICATIONS

The following communication was presented by the Chief Clerk from:

Connie Lemus, Initiative Coordinator, Department of Justice, Office of the Attorney General, transmitting copies of the ballot titles, summaries, and labels, November 3, 1998 General Election Ballot, for the following Propositions in accordance with the provisions of Section 3 (Chapter 413, Statutes of 1997) and in accordance with Elections Code Sections 9050–9051, 13280–13281, and 13247, and Government Code, Sections 88002–88003:

Proposition 1
Property Taxes: Contaminated Property.
Legislative Constitutional Amendment.
Resolution Chapter 60, Statutes of 1998 (ACA 22)

Referred by the Speaker to the Committees on Revenue and Taxation and Elections, Reapportionment and Constitutional Amendments.

Proposition 2
Transportation: Funding.
Legislative Constitutional Amendment.
Resolution Chapter 77, Statutes of 1998 (ACA 30)

Referred by the Speaker to the Committees on Transportation and Elections, Reapportionment and Constitutional Amendments.

Proposition 3
Partisan Presidential Primary Elections.
Legislative Initiative Amendment.
Chapter 147, Statutes of 1998 (SB 1505)

Referred by the Speaker to the Committee on Elections, Reapportionment and Constitutional Amendments.

Proposition 4
Trapping Practices.
Bans Use of Specified Traps and Animal Poisons.
Initiative Statute.

Referred by the Speaker to the Committees on Water, Parks and Wildlife and Elections, Reapportionment and Constitutional Amendments.

Proposition 5
Tribal-State Gaming Compacts. Tribal Casinos.
Initiative Statute.

Referred by the Speaker to the Committees on Government Organization and Elections, Reapportionment and Constitutional Amendments.

Proposition 6
Criminal Law. Prohibition on Slaughter of Horses
and Sale of Horsemeat for Human Consumption.
Initiative Statute.

Referred by the Speaker to the Committees on Public Safety and Elections, Reapportionment and Constitutional Amendments.

Proposition 7
Air Quality Improvement. Tax Credits.
Initiative Statute.

Referred by the Speaker to the Committees on Transportation, Revenue and Taxation, and Elections, Reapportionment and Constitutional Amendments.

Proposition 8
Public Schools. Permanent Class Size Reduction.
Parent-Teacher Council. Teacher Credentialing.
Pupil Suspension for Drug Possession.
Initiative Statute.

Referred by the Speaker to the Committees on Education and Elections, Reapportionment and Constitutional Amendments.

Proposition 9
Electric Utilities. Assessments. Bonds.
Initiative Statute.

Referred by the Speaker to the Committees on Utilities and Commerce and Elections, Reapportionment and Constitutional Amendments.

Proposition 10
State and County Early Childhood Development Programs.
Additional Tobacco Surtax.
Initiative Constitutional Amendment and Statute.

Referred by the Speaker to the Committees on Human Services, Revenue and Taxation, and Elections, Reapportionment and Constitutional Amendments.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 184—Aguilar. Relative to Pancreatic Cancer Awareness Month.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 23, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Senate Bill No. 2024

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 2024—An act to amend Section 1739.7 of the Civil Code, relating to collectibles.

Bill read second time; author's amendments, 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 23, 1998

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:
Assembly Bill No. 2808

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOX, Chairman

ASSEMBLY BILL NO. 2808—An act to add Section 40 to the Revenue and Taxation Code, relating to taxation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

July 23, 1998

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 930

Senate Bill No. 955

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 930—An act to amend Sections 1785.5, 1785.16, 1785.17, and 1785.31 of, and to add Sections 1747.82 and 1785.11.5 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.

SENATE BILL NO. 955—An act to amend Sections 1386, 1388, 1391, 1392, and 1393 of the Health and Safety 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 Appropriations

July 23, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 116

Senate Bill No. 896

Senate Bill No. 149

Senate Bill No. 1073

Senate Bill No. 459

Senate Bill No. 1439

Senate Bill No. 489

Senate Bill No. 1753

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 116—An act to add and repeal Section 25619 of the Public Resources Code, and to add Section 73 to the Revenue and Taxation Code, relating to energy programs.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 149—An act to amend Section 7319 of the Business and Professions Code, relating to corrections.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 459—An act to add Division 14 (commencing with Section 141000) to 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.

SENATE BILL NO. 489—An act to add Section 2166.5 to the Elections Code, and to add Chapter 3.1 (commencing with Section 6205) to Division 7 of Title 1 of, the Government Code, relating to public records, 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. 896—An act to amend Section 60800 of, to add Section 51223.7 to, and to add Article 5.5 (commencing with Section 55) to Chapter 1 of Part 1 of, the Education Code, relating to physical 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. 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. 1439—An act to amend Sections 14102, 14152, 14155, 14157, 14250, 14254.5, 14256, 14400, 14407, 14408, 14409, 14410, 14456, 14553, 14601, 14602, 14651, 14652, 14653, 14700, 14703, 14766, 14800, 14803, 14805, 14806, 14851, 14858, 14860, 14901, 14950, 14951, 14952, 14959, 15001, 15050, 15201, 15202, 15203, 15250, and 15251 of, to add Sections 14202.5, 14353.5, and 14452.5 to, to repeal Sections 14254, 14859, 14903, 14904, 15000, and 15307 of, to repeal Chapter 11 (commencing with Section 16100) of Division 5 of, and to repeal and add Sections 14252, 14350, 14351, 14352, and 14353 of, the Financial Code, relating to credit unions.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1753—An act to add Sections 22203.5, 22363, and 22364 to the Education Code, and to amend Section 20153 of, and to add Sections 20096.5, 20152.5, and 20191.5 to, the Government Code, relating to public retirement system governing boards.

Bill read second time; author's amendments, 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 23, 1998

Mr. Speaker: The Chair of your Committee on Transportation reports:
Assembly Concurrent Resolution No. 176

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

ASSEMBLY CONCURRENT RESOLUTION NO. 176—Relative to the Raymond A. Nachand 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 Appropriations

July 23, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Senate Bill No. 627

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 627—An act to amend Sections 2142, 14405, 15500, 15501, 15505, and 15642 of, to amend the heading of Division 15 (commencing with Section 15000) of, to amend and renumber Sections 14421 and 14423 of, to amend and

renumber the headings of Chapter 8 (commencing with Section 15400), Chapter 9 (commencing with Section 15450), Chapter 10 (commencing with Section 15500), Chapter 11 (commencing with Section 15550), Chapter 12 (commencing with Section 15600), and Chapter 13 (commencing with Section 15650) of Division 15 of, to add Sections 335.5, 336.5, and 353.5 to, to add Article 3 (commencing with Section 14430) and Article 4 (commencing with Section 14440) to Chapter 4 of Division 14 of, to add Chapter 2 (commencing with Section 15100) and Chapter 4 (commencing with Section 15300) to Division 15 of, to repeal Sections 13245, 14406, 14420, 14422, 15552, and 17500 of, to repeal Article 6 (commencing with Section 14320) of Chapter 3 of Division 14 of, to repeal Article 5 (commencing with Section 15645) of Chapter 12 of Division 15 of, to repeal Chapter 2 (commencing with Section 15050), Chapter 4 (commencing with Section 15200), Chapter 5 (commencing with Section 15250), Chapter 6 (commencing with Section 15300), and Chapter 7 (commencing with Section 15350) of Division 15 of, to repeal and add Sections 301, 14403, and 14404 of, and to repeal and add Chapter 1 (commencing with Section 15000) and Chapter 3 (commencing with Section 15150) of Division 15 of, the Elections Code, relating to elections.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

July 23, 1998

Mr. Speaker: The Chair of your Committee on Judiciary reports:
Senate Bill No. 262

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 262—An act to add Section 1708.8 to the Civil Code, relating to privacy.

Bill read second time; author's amendments, 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 23, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 822	Senate Bill No. 1875
Senate Bill No. 1418	Senate Bill No. 1980
Senate Bill No. 1644	Senate Bill No. 1982
Senate Bill No. 1768	Senate Bill No. 1983
Senate Bill No. 1868	Senate Bill No. 2051

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 822—An act to add Chapter 3 (commencing with Section 2050) to Division 2.5 of the Welfare and Institutions Code, relating to youth.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1418—An act to amend Section 6405 of, to amend the heading of Chapter 5.5 (commencing with Section 6400) of Division 3 of, to amend, repeal, and add Sections 6401, 6402, 6403, 6407, 6408, 6409, 6410, 6411, 6412, 6413, and 6415 of, to add and repeal Sections 6401.6, 6402.1, and 6412.1 of, and to repeal and add Section 6400 of, the Business and Professions Code, relating to legal document assistants.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1644—An act to add Section 8670.32 to the Government Code, relating to oil spills.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1768—An act to amend, repeal, and add Section 2033.5 of the Code of Civil Procedure, and to amend Section 11177.2 of, and to amend, repeal, and add Sections 987, 1202.4, and 1214 of, the Penal Code, relating to criminal restitution.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1868—An act to add and repeal Chapter 4 (commencing with Section 2950) of Part 5 of Division 4 of the Probate Code, relating to elder and dependent adult abuse, 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. 1875—An act to add Sections 126.5, 126.7, 130.5, and 130.7 to the Metropolitan Water District Act (Chapter 209 of the Statutes of 1969), relating to the Metropolitan Water District of Southern California.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1980—An act to amend Sections 473, 2602, 2603, 2604, 2607.5, 3010, 3010, 3014.5, 3710, 3711, 3712, 3713, 3716, 3775, 3775.1, 3776, 4925, 4928, 4929, 4934, 4935, 4970, 8000, and 8005 of, to amend and repeal Section 2620.5 of, and to add Sections 104, 3712.5, 3775.2, and 8006 to, the Business and Professions Code, relating to regulatory boards and committees, 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. 1982—An act to amend Sections 101, 144, 149, 205, and 655.2 of, to add Article 8 (commencing with Section 2539.5) to Chapter 5.3 of, to add Chapter 7.3 (commencing with Section 3200) to, and to add Article 8 (commencing with Section 3460) to Chapter 7.5 of, Division 2 of, and to repeal Chapter 5.3 (commencing with Section 2530) and Chapter 7.5 (commencing with Section 3300) of Division 2 of, the Business and Profession Code, to amend Section 10176 of the Insurance Code, and to amend Section 14132.55 of the Welfare and Institutions Code, relating to regulatory boards and commissions.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1983—An act to amend Sections 2920, 2922, 2925, 2933, 2936, 2942, 2946, 4980.34, 4989, 4990.1, 4990.8, 4996.18, and 4996.20 of, and to add Sections 2964.3, 2966, and 4996.1 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.

SENATE BILL NO. 2051—An act to amend Section 1153 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 Appropriations

July 23, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 1686

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 1686—An act to amend Sections 2571, 17047, 33050, 33590, 33595, 33596, 41601, 46200.5, 46201.5, 56031, 56032, 56050, 56155.5, 56301, 56329, 56343, 56345, 56361, 56363.1, 56364, 56364.1, 56366.3, 56366.4, 56381, 56426, 56501, 56505, 56505.1, 56506, and 56507 of, to amend and renumber Section 56364.5, as added by Chapter 854 of the Statutes of 1997, of, to add Sections 56041.5, 56043, 56302.5, 56341.5, and 56342.5 to, to add Article 3.5 (commencing with Section 56145) and Article 5.6 (commencing with Section 56170) to Chapter 2 of, and to add Article 7 (commencing with Section 56837) to Chapter 7.2 of, Part 30 of, to repeal Sections 33594 and 56365.5 of, to repeal and amend Sections 56001 and 56026 of, and to repeal and add Sections 56205 and 56345.1 of, the Education Code, and to amend Section 7570 of the Government 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.

REPORTS OF STANDING COMMITTEES
Committee on Insurance

Date of Hearing: July 22, 1998

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 272

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.

Date of Hearing: July 22, 1998

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 1683

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

FIGUEROA, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Committee on Budget

Date of Hearing: July 22, 1998

Mr. Speaker: Your Committee on Budget reports:

Senate Bill No. 1855

With amendments with the recommendation: Amend, and do pass, as amended.

DUCHENY, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 22, 1998

Mr. Speaker: Your Committee on Budget reports:

Senate Bill No. 730

Senate Bill No. 737

Senate Bill No. 1517

With the recommendation: Do pass.

DUCHENY, Chairwoman

Above bills ordered to second reading.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Labor and Employment to convene jointly with Senate Industrial Relations Committee, on July 28, 1998, at 11 a.m.

MESSAGES FROM THE SENATE

Senate Chamber, July 23, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 1956

Assembly Bill No. 2397

Assembly Bill No. 2355

Assembly Bill No. 2775

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, July 23, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 209

Assembly Bill No. 1701

Assembly Bill No. 228

Assembly Bill No. 1741

Assembly Bill No. 471

Assembly Bill No. 1871

Assembly Bill No. 508

Assembly Bill No. 2045

Assembly Bill No. 745

Assembly Bill No. 2188

Assembly Bill No. 1077

Assembly Bill No. 2218

Assembly Bill No. 1096

Assembly Bill No. 2719

Assembly Bill No. 1161

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 23, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 146

Assembly Concurrent Resolution No. 159

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolutions ordered enrolled.

Senate Chamber, July 23, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 781

Senate Bill No. 1924

Senate Bill No. 1498

Senate Bill No. 2005

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 23, 1998

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. 2035.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 23, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Greene, Brulte and Alpert, Senator Johnston as alternate as a Committee on Conference concerning:

Senate Bill No. 50.

GREGORY P. SCHMIDT, Secretary of the Senate

Senate Chamber, July 23, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Ayala, Kelley and Polanco as a Committee on Conference concerning:

Senate Bill No. 1885.

GREGORY P. SCHMIDT, Secretary of the Senate

July 23, 1998

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: By direction of the Senate I am returning Senate Bill 1510 to the Assembly for further action.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Above bill held at the Desk.

Senate Chamber, July 23, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 2186

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 23, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 99

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. 2186—An act to add Section 1023.5 to the Military and Veterans Code, relating to veterans homes.

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 99—Relative to the Quentin L. Kopp Freeway.

**CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS**

SENATE BILL NO. 2141—An act to amend Section 8610.3 of, and to repeal, add, and repeal Section 8610.5 of, the Government Code, and to repeal and add Chapter 4 (commencing with Section 114650) of Part 9 of Division 104 of the Health and Safety Code, relating to nuclear powerplants.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 12 noon, Monday, July 27, 1998.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JULY 23, 1998**

The following measures were amended in the Assembly on this day:

AB	RN	SB	RN
2808	9816491	1073	9816668
		1418	9816678
ACR	RN	1439	9816529
176	9816676	1644	9816645
		1686	9816511
SB	RN	1753	9816833
116	9816757	1768	9816674
149	9816895	1868	9816601
262	9816714	1875	9816617
459	9816457	1980	9816643
489	9816710	1982	9816639
627	9815735	1983	9816644
822	9816711	2024	9816812
896	9816426	2051	9816656
930	9816886	2141	9816799
955	9816889		

Daily Total: 27
Cumulative Total: 7332

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, July 27, 1998

**TWO HUNDRED FORTY-EIGHTH SESSION DAY
SIX HUNDRED THIRD CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, July 27, 1998

The Assembly met at 12 noon.

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, 12:01 p.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 Thompson announced that the Republican Caucus would meet at this time in the Tom Bane Rules Committee Room.

Speaker pro Tempore Kuehl announced that the Democratic Caucus would meet at this time in the Assembly Lounge.

RECESS

At 12:32 p.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 2:14 p.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

QUORUM PRESENT

At 2:15 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—72:

Ackerman	Cedillo	Knox	Poochigian
Aguiar	Cunneen	Kuehl	Prenter
Alby	Davis	Leach	Pringle
Alquist	Ducheny	Lempert	Richter
Aroner	Escutia	Leonard	Runner
Ashburn	Figueroa	Machado	Scott
Baca	Firestone	Margett	Shelley
Baldwin	Floyd	Mazzoni	Strom-Martin
Battin	Frusetta	McClintock	Sweeney
Baugh	Gallegos	Migden	Thompson
Bordonaro	Goldsmith	Morrissey	Thomson
Bowler	Granlund	Morrow	Torlakson
Brewer	Havice	Murray	Vincent
Brown	Hertzberg	Olberg	Washington
Bustamante	Honda	Oller	Wayne
Campbell	House	Ortiz	Wildman
Cardenas	Kaloogian	Pacheco	Woods
Cardoza	Keeley	Perata	Mr. Speaker

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Assembly Member Dennis Cardoza, of the 26th Assembly District:

O Lord of Heaven and Earth, You would never come and knock at the door of our hearts unless You wished to enter. And if You do not always enter, then it is we who are to blame—our hearts are too hard, our sins too persistent. Help us come to our senses and draw near to You, Lord. Show us how to come to the knowledge of You, to open the door of our hearts to You through repentance, and to attain the true manner of life.—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 Mazzoni, seconded by Assembly Member Bordonaro.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

Because of illness: Assembly Members Bowen, Takasugi, and Wright.

The following Assembly Members were excused for the day, and their per diem was waived: Kuykendall, Martinez, Miller, Napolitano, and Papan.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

July 27, 1998

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that I have appointed the following members to the Joint Committee on Prison Construction and Operations:

- Assembly Member Larry Bowler
- Assemblymember Jim Cunneen
- Assemblymember Kevin Murray
- Assemblymember Carl Washington

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 27, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 2808

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, July 27, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 176

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, July 27, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1956

Assembly Bill No. 2355

Assembly Bill No. 2397

And reports the same correctly enrolled, and presented to the Governor at 11:30 a.m., July 27, 1998.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, July 27, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 146

Assembly Concurrent Resolution No. 159

And reports the same correctly enrolled, and presented to the Secretary of State on the 27th day of July, 1998, at 11:30 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 Concurrent

<i>Resolution No.</i>	<i>Committee</i>
183 -----	Rls.
184 -----	Rls.

Assembly Joint

<i>Resolution No.</i>	<i>Committee</i>
74 -----	Rev. & Tax.

Senate

<i>Bill No.</i>	<i>Committee</i>
2186 -----	G.O.

Senate Concurrent

<i>Resolution No.</i>	<i>Committee</i>
99 -----	Trans.

**AUTHOR'S AMENDMENTS
Committee on Judiciary**

July 27, 1998

Mr. Speaker: The Chair of your Committee on Judiciary reports:

- Senate Bill No. 1623
- Senate Bill No. 1717

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 1623—An act to add Sections 68705 and 68706 to the Government Code, relating to the Commission on Judicial Performance.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1717—An act to repeal and add Part 3 (commencing with Section 3400) of Division 8 of the Family Code, relating to child custody.

Bill read second time; author's amendments, 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 27, 1998

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

- Assembly Bill No. 2085

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOX, Chairman

ASSEMBLY BILL NO. 2085—An act to add and repeal Sections 6053, 6382, and 7103 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

July 27, 1998

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:
Senate Bill No. 1624

With author's amendments with the recommendation: Amend, and re-refer to the committee.

PAPAN, Chairman

ASSEMBLY BILL NO. 1624—An act to amend Section 201, 202, and 206 of, and to add Section 163.5 to, the Corporations Code, to amend Sections 4828.3, 18000, 18003, 18011, 18014, 18023, 18023.1, 18024, 18025, 18040, 18060, 18061, 18100, 18100.5, 18101, 18115, 18117, 18119, 18190, 18205, 18205.5, 18208, 18210, 18216, 18218, 18265, 18266, 18266.1, 18268, 18269, 18271, 18290, 18293, 18315, 18317, 18321, 18341, 18436, 18438, 18441, 18445, 18446, 18447, 18448, 18450, 18451, 18452, 18454, 18455, 18563, 18583, 18586, and 18594, of, to add Sections 18001.3, 18001.7, 18002.2, 18002.4, 18002.6, 18012.3, 18012.5, 18012.7, 18014.3, 18014.6, 18014.9, 18016.5, 18019.1, 18020.2, 18020.6, 18020.8, 18022.3, 18022.7, 18105, 18448.1, and 18448.2 to add Chapter 1.5 (commencing with Section 18070), Chapter 2.3 (commencing with Section 18130.01), and Chapter 2.7 (commencing with Section 18160.01) to Division 7 of, to add Article 4 (commencing with Section 18245) to Chapter 3 of Division 7 of, to repeal Sections 18011.1, 18018.2, 18018.3, 18018.4, 18018.5, 18018.6, 18042, 18043, 18057, 18059, 18116, 18120, 18206, 18230, 18266.2, 18266.3, 18319, 18437, and 18582 of, to repeal Article 3 (commencing with Section 18130), Article 4 (commencing with Section 18145), and Article 5 (commencing with Section 18165), of Chapter 2 of Division 7 of, and to repeal and add Sections 18003.5, 18016, 18017, 18018, 18018.1, 18019, 18020, 18021, 18041, 18102, 18442, and Chapter 7 (commencing with Section 18475) 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 Appropriations

July 27, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Senate Bill No. 645
Senate Bill No. 1386
Senate Bill No. 1879

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 645—An act to amend Section 361.3 of, and to add Sections 324.5 and 361.4 to, the Welfare and Institutions 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.

SENATE BILL NO. 1386—An act to amend Section 1798.16 of the Civil Code, to add Section 18030.5 to the Education Code, and to add Sections 6254.20 and 11015.5 to the Government Code, relating to state computer technology.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1879—An act to amend Sections 20093 and 20153 of, and to add Sections 20154 and 20155 to, the Government Code, relating to the Public Employees' Retirement System.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

July 27, 1998

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Joint Resolution No. 74

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOX, Chairman

ASSEMBLY JOINT RESOLUTION NO. 74—Relative to terminating the Internal Revenue Code of 1986.

Resolution read; author's amendments, presented pursuant to Assembly Rules, read and adopted; resolution ordered reprinted, and to be re-referred to the committee.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Banking and Finance on August 4, 1998, at 1:30 p.m., in Room 437, and on August 3, 1998 at 4 p.m., in Room 437;

Environmental Safety and Toxic Materials, on August 11, 1998;

Natural Resources, to meet in August, day and time to be announced.

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as a Committee on Conference concerning Senate Bill No. 190:

Mazzoni, Strom-Martin, and Firestone.

ACTION RESCINDED ON SENATE BILL NO. 155

Assembly Member Thomson was granted unanimous consent to rescind the action whereby the Assembly, on July 16, 1998 (Assembly Journal, page 7970), passed Senate Bill No. 155, and whereby the bill was ordered transmitted to the Senate.

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 Gene P. Kurilow, of Stockton.

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 Anna Marie Major, of San Diego.

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 George Dwyer, of San Jose.

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 Jack Machado, of Novato.

Assembly Members Migden and Shelley were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ronald Augustus Colthirst, of San Francisco.

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 John Jacob Balian, of Pasadena; Robert Oliver, of Pasadena; and Donald Wheeldin, community activist, of Pasadena.

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 Tom Feeney, of San Francisco.

Assembly Member Thomson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lynn White, M.D., of Davis; Robert N. Roland, of Woodland; and Barbara Burlison.

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Cardoza announced his intention to request that Assembly Concurrent Resolution No. 20 be removed from the inactive file.

ADJOURN IN MEMORY

Assembly Members Alquist and Aroner were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Kenneth Ishida, of Berkeley.

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 James Dong Mark, of Sacramento.

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 Joseph Moss, of Long Beach.

BILLS STRICKEN FROM FILE

Assembly Member Wayne was granted unanimous consent that Assembly Bill No. 1649 be stricken from file.

Assembly Member Keeley was granted unanimous consent that Assembly Bill No. 1689 be stricken from file.

ADJOURN IN MEMORY

Assembly Member Washington was granted unanimous consent that when the Assembly adjourn on this day it do so out of respect to the memory of Morris Kelly, Sr., of Los Angeles.

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assemblymember Shelley announced his intention to request that Senate Bill No. 233 be removed from the inactive file.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Upon request of Assembly Member Shelley, Assembly Member Granlund was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 1226

July 20, 1998

*Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol
Sacramento, California*

Dear Mr. Wilson: I respectfully request that this letter be printed in the Assembly Journal for purposes of clarifying the intent of AB 1226 which was signed into law as Chapter 583 on September 29, 1997.

I introduced AB 1226 to provide financial assistance to cities that incorporated after January 1, 1987. These cities, like many others, had reduced population growth during the recession of the early 1990s.

AB 1226 was in no way intended to provide this financial assistance to “no-growth” cities, i.e., those that had adopted an ordinance or resolution, or approved a ballot measure, or are subject to a consent decree or court order, that annually limits the number of housing units that may be constructed within the city.

It was my intent that any city using its political will to limit the number of housing units constructed in the city should be excluded from this legislation.

Thank you for your assistance in this matter.

Sincerely,

BRETT GRANLUND, Assemblymember
Sixty-fifth District

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Upon request of Assembly Member Shelley, Assembly Member Scott was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 1739

July 27, 1998

*E. Dotson Wilson
Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Wilson: This letter is intended to clarify the use of the word “primarily” in AB 1739 Section 25143.2, (d)(2)(C)(iii). The word, as used in the context of the bill, is intended to limit this component of the exclusion to the used oil which is removed from equipment and vehicles dedicated to the refinery. This would include on site equipment which is owned or leased by the refinery as well as motor vehicles which are used by the refinery but which may occasionally be driven off the premises.

These provisions are not intended to allow recycling of used oil collected from offsite facilities or vehicles, from other company owned facilities or equipment, employee’s personal cars, or bulk shipment of any kind.

In addition, the specific reference to 40 CFR Section 279.22 is not meant to imply that the used oil does not also have to be managed in compliance with any other applicable provisions of Part 279.

Sincerely,

JACK SCOTT, Assembly Member
Forty-fourth Assembly District

BILL RETURNED TO SENATE

Assembly Member Shelley was granted unanimous consent that Assembly Bill No. 1077 be returned to the Senate for further action.

ACTION RESCINDED ON SENATE BILL NO. 453

Upon request of Assembly Member Shelley, Assembly Member Wildman was granted unanimous consent to rescind the action whereby the Assembly, on September 8, 1997 (Assembly Journal, page 4196), passed Senate Bill No. 453, and whereby the bill was ordered transmitted to the Senate.

Consideration of Senate Bill No. 453 Without Reference to File

Assembly Member Wildman was granted unanimous consent to take up Senate Bill No. 453, without reference to file, for purpose of consideration.

SENATE BILL NO. 453 (Solis)—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 Sections 27 and 123.6 of the Labor Code, relating to administrative law.

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.

RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO ASSEMBLY RULE 77.2

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Assembly Bill No. 508 to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

SPECIAL RECOGNITION

The Members of the Assembly joined in extending best wishes to Assembly Member Battin on the occasion of his birthday.

**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. 2141, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 272—An act to amend Section 11200.1 of the Government Code, and to add Section 733.1 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. 1855—An act relating to state-mandated local programs, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Budget read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 730—An act to add Section 96.18 to 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. 737—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. 1517—An act making an appropriation for the payment of claims against the State of California, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

UNFINISHED BUSINESS CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY CONCURRENT RESOLUTION NO. 105 (Oller)—Relative to the Tom Taylor Bridge.

The question being: Shall the Assembly concur in the Senate amendments to the above resolution?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The Assembly concurred in Senate amendments.

Above resolution ordered enrolled.

ASSEMBLY BILL NO. 1995 (Leach)—An act to add Section 17049.5 to the Education Code, relating to library 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—60

Aekerman	Cedillo	Leach	Richter
Aguilar	Cunneen	Lempert	Runner
Alby	Davis	Leonard	Scott
Alquist	Ducheny	Machado	Shelley
Aroner	Escutia	Margett	Strom-Martin
Ashburn	Figueroa	Mazzoni	Sweeney
Baca	Firestone	McClintock	Thompson
Baldwin	Frusetta	Migden	Thomson
Battin	Gallegos	Morrissey	Torlakson
Baugh	Goldsmith	Morrow	Vincent
Bordonaro	Granlund	Murray	Washington
Bowler	Havice	Olberg	Wayne
Brewer	Honda	Oller	Wildman
Brown	House	Ortiz	Woods
Bustamante	Kaloogian	Pacheco	Mr. Speaker
Campbell	Keeley	Perata	
Cardenas	Knox	Pocchigian	
Caroza	Kuehl	Prenter	

NOES—None

~~Above bill ordered enrolled.~~

~~(NOTE: On August 24, 1998, the action was rescinded whereby the Assembly concurred in Senate amendments to Assembly Bill No. 1995 and whereby the bill was ordered enrolled. See page 8902.)~~

ASSEMBLY BILL NO. 745 (Thompson)—An act to amend, repeal, and add Section 1646.7 of, and to add and repeal Sections 1646.9, 2079, and 2245 of, the Business and Professions Code, relating to outpatient care, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—69

Ackerman	Cedillo	Leach	Richter
Aguiar	Cunneen	Lempert	Runner
Alby	Davis	Leonard	Scott
Alquist	Ducheny	Machado	Shelley
Aroner	Escutia	Margett	Strom-Martin
Ashburn	Figueroa	Mazzoni	Sweeney
Baca	Firestone	McClintock	Thompson
Baldwin	Floyd	Morrissey	Thomson
Battin	Frusetta	Morrow	Torlakson
Baugh	Gallegos	Murray	Vincent
Bordonaro	Goldsmith	Olberg	Washington
Bowler	Granlund	Oller	Wayne
Brewer	Havice	Ortiz	Wildman
Brown	Honda	Pacheco	Woods
Bustamante	House	Perata	Mr. Speaker
Campbell	Kaloogian	Poochigian	
Cardenas	Keeley	Prenter	
Cardoza	Knox	Pringle	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—69

Ackerman	Cedillo	Leach	Richter
Aguiar	Cunneen	Lempert	Runner
Alby	Davis	Leonard	Scott
Alquist	Ducheny	Machado	Shelley
Aroner	Escutia	Margett	Strom-Martin
Ashburn	Figueroa	Mazzoni	Sweeney
Baca	Firestone	McClintock	Thompson
Baldwin	Floyd	Morrissey	Thomson
Battin	Frusetta	Morrow	Torlakson
Baugh	Gallegos	Murray	Vincent
Bordonaro	Goldsmith	Olberg	Washington
Bowler	Granlund	Oller	Wayne
Brewer	Havice	Ortiz	Wildman
Brown	Honda	Pacheco	Woods
Bustamante	House	Perata	Mr. Speaker
Campbell	Kaloogian	Poochigian	
Cardenas	Keeley	Prenter	
Cardoza	Knox	Pringle	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1871 (Baca)—An act to amend Section 12071 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—71

Ackerman	Cedillo	Kuehl	Prenter
Aguiar	Cunneen	Leach	Pringle
Alby	Davis	Lempert	Richter
Alquist	Ducheny	Leonard	Runner
Aroner	Escutia	Machado	Scott
Ashburn	Figueroa	Margett	Shelley
Baca	Firestone	Mazzoni	Strom-Martin
Baldwin	Floyd	McClintock	Sweeney
Battin	Frusetta	Migden	Thompson
Baugh	Gallegos	Morrissey	Thomson
Bordonaro	Goldsmith	Morrow	Torlakson
Bowler	Granlund	Murray	Vincent
Brewer	Havice	Olberg	Washington
Brown	Honda	Oller	Wayne
Bustamante	House	Ortiz	Wildman
Campbell	Kaloogian	Pacheco	Woods
Cardenas	Keeley	Perata	Mr. Speaker
Cardoza	Knox	Poochigian	

NOES—None

Above bill ordered enrolled.

BILLS STRICKEN FROM FILE

Assembly Member Wildman was granted unanimous consent that Assembly Bill No. 1751 be stricken from file.

**NOTICES OF MOTIONS TO WITHDRAW BILLS
FROM COMMITTEE CONTINUED**

Unanimous consent was granted that the notices of motions to withdraw Senate Bill No. 681 and Assembly Bill No. 1735 from committees be continued until the next legislative day.

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 23, Senate Constitutional Amendment No. 13, Senate Bills Nos. 1419 and 1427 were continued until the next legislative day.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY JOINT RESOLUTION NO. 73 (Olberg)—Relative to the Kyoto Protocol.

Resolution read.

Request for Unanimous Consent

Assembly Member Wayne was granted unanimous consent to read a paper on the Floor of the Assembly.

**At 2:46 p.m., Assistant Speaker pro Tempore Joe Baca,
62nd District, presiding**

Point of Order

Assembly Member Thompson arose to the following point of order:

Assembly Member Floyd used offensive language in the debate relative to Assembly Joint Resolution No. 73.

Ruling by Assistant Speaker pro Tempore Baca

The Assistant 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 Olberg moved a call of the Assembly.

Motion carried. Time, 3:05 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 1676 (Kopp)—An act to amend Section 53635.7 of, and to add Sections 53601.3 and 53635.3 to, the Government Code, relating to local governmental finance.

Bill read third time.

Motion to Amend

Assembly Member Davis moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

**At 3:10 p.m., Speaker pro Tempore Sheila James Kuehl,
41st District, presiding**

SENATE CONCURRENT RESOLUTION NO. 90 (Alpert)—Relative to safety of journalists in Mexico.

Resolution read, presented by Assembly Member Wayne, and adopted by the following vote:

AYES—68

Ackerman	Cardoza	Knox	Poochigian
Aguiar	Cedillo	Kuehl	Prenter
Alby	Davis	Leach	Pringle
Alquist	Ducheny	Lempert	Runner
Aroner	Escutia	Leonard	Scott
Ashburn	Figuroa	Machado	Shelley
Baca	Firestone	Margett	Strom-Martin
Baldwin	Floyd	Mazzoni	Sweeney
Battin	Frusetta	McClintock	Thompson
Baugh	Gallegos	Migden	Thomson
Bordonaro	Goldsmith	Morrissey	Torlakson
Bowler	Granlund	Morrow	Vincent
Brewer	Havice	Olberg	Washington
Brown	Honda	Oller	Wayne
Bustamante	House	Ortiz	Wildman
Campbell	Kaloogian	Pacheco	Woods
Cardenas	Keeley	Perata	Mr. Speaker

NOES—None

Resolution ordered transmitted to the Senate.

SENATE BILL NO. 1989 (Polanco)—An act to repeal and add Section 2079.10 of the Civil Code, relating to real property disclosure.

Bill read third time.

Motion to Amend

Assembly Member Cardenas 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. 1033, on request of Assembly Member Margett.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1836 (Johnston)—An act to add Chapter 29 (commencing with Section 22930) to Division 8 of the Business and Professions Code, relating to donated property.

Bill read third time, and presented by Assembly Member Shelley.

Bill passed by the following vote:

AYES—65

Ackerman	Cardoza	Knox	Richter
Aguiar	Cedillo	Kuehl	Runner
Alby	Davis	Leach	Scott
Alquist	Ducheny	Lempert	Shelley
Aroner	Escutia	Leonard	Strom-Martin
Ashburn	Figuroa	Machado	Sweeney
Baca	Firestone	Mazzoni	Thompson
Baldwin	Floyd	Morrissey	Thomson
Battin	Frusetta	Morrow	Torlakson
Baugh	Gallegos	Olberg	Vincent
Bordonaro	Goldsmith	Oller	Wayne
Bowler	Granlund	Ortiz	Wildman
Brewer	Havice	Pacheco	Woods
Brown	Honda	Perata	Mr. Speaker
Bustamante	House	Poochigian	
Campbell	Kaloogian	Prenter	
Cardenas	Keeley	Pringle	

NOES—1

McClintock

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1561 (Leslie)—An act relating to public school accountability.
 Bill read third time, and presented by Assembly Member Mazzoni.
 Bill passed by the following vote:

AYES—65

Ackerman	Cedillo	Leach	Richter
Aguiar	Davis	Lempert	Scott
Alby	Ducheny	Leonard	Shelley
Alquist	Escutia	Machado	Strom-Martin
Aroner	Figuroa	Margett	Sweeney
Ashburn	Floyd	Mazzoni	Thompson
Baca	Frusetta	Migden	Thomson
Battin	Gallegos	Morrissey	Torlakson
Baugh	Goldsmith	Morrow	Vincent
Bordonaro	Granlund	Murray	Washington
Bowler	Havice	Olberg	Wayne
Brewer	Honda	Oller	Wildman
Brown	House	Ortiz	Woods
Bustamante	Kaloogian	Perata	Mr. Speaker
Campbell	Keeley	Poochigian	
Cardenas	Knox	Prenter	
Cardoza	Kuehl	Pringle	

NOES—2

Firestone McClintock

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1514 (Solis)—An act to amend Sections 2676 and 2678 of the Labor Code, relating to garment manufacturing.

Bill read third time, and presented by Assembly Member Cedillo.
 Bill passed by the following vote:

AYES—63

Ackerman	Davis	Kuehl	Prenter
Aguiar	Ducheny	Leach	Pringle
Alby	Escutia	Lempert	Richter
Alquist	Figuroa	Machado	Runner
Aroner	Firestone	Margett	Scott
Ashburn	Floyd	Mazzoni	Shelley
Baca	Frusetta	Migden	Strom-Martin
Battin	Gallegos	Morrissey	Sweeney
Bordonaro	Goldsmith	Morrow	Thomson
Bowler	Granlund	Murray	Torlakson
Brown	Havice	Olberg	Vincent
Bustamante	Honda	Oller	Washington
Campbell	House	Ortiz	Wayne
Cardenas	Kaloogian	Pacheco	Wildman
Cardoza	Keeley	Perata	Mr. Speaker
Cedillo	Knox	Poochigian	

NOES—4

Baugh Brewer McClintock Woods

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1963 (Vasconcellos)—An act to add Chapter 6.1 (commencing with Section 52050) to Part 28 of the Education Code, relating to schools.

Bill read third time, and presented by Assembly Member Mazzoni.

Bill passed by the following vote:

AYES—55

Ackerman	Cardoza	Lempert	Pringle
Aguiar	Davis	Leonard	Scott
Alquist	Ducheny	Machado	Shelley
Aroner	Escutia	Margett	Strom-Martin
Ashburn	Figueroa	Mazzoni	Sweeney
Baca	Floyd	Migden	Thompson
Battin	Gallegos	Morrissey	Thomson
Baugh	Granlund	Morrow	Torlakson
Bowler	Havice	Murray	Vincent
Brewer	Honda	Olberg	Washington
Brown	Keeley	Ortiz	Wayne
Bustamante	Knox	Perata	Wildman
Campbell	Kuehl	Poochigian	Mr. Speaker
Cardenas	Leach	Prenter	

NOES—6

Baldwin	Firestone	Kaloogian
Bordonaro	House	McClintock

Bill ordered transmitted to the Senate.

SENATE BILL NO. 379 (Rosenthal)—An act relating to health care coverage.

Bill read third time, and presented by Assembly Member Gallegos.

Bill passed by the following vote:

AYES—63

Aguiar	Cardoza	Knox	Prenter
Alby	Cedillo	Kuehl	Pringle
Alquist	Davis	Leach	Richter
Aroner	Ducheny	Lempert	Scott
Ashburn	Escutia	Leonard	Shelley
Baca	Figueroa	Margett	Strom-Martin
Baldwin	Firestone	Mazzoni	Sweeney
Battin	Frusetta	Migden	Thompson
Baugh	Gallegos	Morrissey	Thomson
Bordonaro	Goldsmith	Morrow	Torlakson
Bowler	Granlund	Murray	Vincent
Brewer	Havice	Olberg	Washington
Brown	Honda	Oller	Wayne
Bustamante	House	Ortiz	Wildman
Campbell	Kaloogian	Perata	Woods
Cardenas	Keeley	Poochigian	

NOES—3

Ackerman	Machado	McClintock
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Bill ordered transmitted to the Senate.

SENATE BILL NO. 2210 (O'Connell)—An act to amend Section 832.7 of the Penal Code, relating to criminal procedure.

Bill read third time, and presented by Assembly Member Lempert.

Bill passed by the following vote:

AYES—68

Ackerman	Cardoza	Kuehl	Prenter
Aguiar	Cedillo	Leach	Pringle
Alby	Davis	Lempert	Richter
Alquist	Ducheny	Leonard	Runner
Aroner	Escutia	Machado	Scott
Ashburn	Figueroa	Margett	Shelley
Baca	Firestone	Mazzoni	Strom-Martin
Baldwin	Floyd	Migden	Sweeney
Battin	Frusetta	Morrissey	Thompson
Baugh	Gallegos	Morrow	Thomson
Bordonaro	Goldsmith	Murray	Torlakson
Bowler	Granlund	Olberg	Vincent
Brewer	Havice	Oller	Washington
Brown	Honda	Ortiz	Wayne
Bustamante	House	Pacheco	Wildman
Campbell	Kaloogian	Perata	Woods
Cardenas	Keeley	Pochigian	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 610 (O'Connell)—An act to amend Sections 22134, 23201, and 24201 of the Education Code, and to add Section 31840.8 to the Government Code, relating to public employees.

Bill read third time.

Motion to Amend

Assembly Member Honda 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. 64 (Alpert)—Relative to the International Year of the Ocean.

Resolution read, presented by Assembly Member Shelley, and adopted by the following vote:

AYES—57

Ackerman	Ducheny	Leonard	Scott
Aguiar	Escutia	Machado	Shelley
Alquist	Figueroa	Margett	Strom-Martin
Aroner	Firestone	Mazzoni	Sweeney
Baca	Floyd	McClintock	Thompson
Battin	Frusetta	Migden	Thomson
Bordonaro	Gallegos	Morrissey	Torlackson
Brewer	Goldsmith	Murray	Vincent
Brown	Havice	Olberg	Washington
Bustamante	Honda	Ortiz	Wayne
Campbell	Keeley	Pacheco	Wildman
Cardenas	Knox	Perata	Mr. Speaker
Cardoza	Kuehl	Poochigian	
Cedillo	Leach	Prenter	
Davis	Lempert	Pringle	

NOES—11

Alby	Baugh	House	Oller
Ashburn	Bowler	Kaloogian	Woods
Baldwin	Granlund	Morrow	

Resolution ordered transmitted to the Senate.

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 SENATE BILLS (RESUMED)**

SENATE BILL NO. 1945 (Karnette)—An act to repeal and add Section 22360 of the Education Code, relating to the State Teachers' Retirement System.

Bill read third time, and presented by Assembly Member Bowler.

Bill passed by the following vote:

AYES—61

Ackerman	Davis	Lempert	Runner
Aguiar	Ducheny	Leonard	Shelley
Alby	Escutia	Machado	Strom-Martin
Alquist	Figueroa	Mazzoni	Sweeney
Aroner	Firestone	Migden	Thompson
Ashburn	Frusetta	Morrissey	Thomson
Baca	Gallegos	Morrow	Torlackson
Baldwin	Goldsmith	Murray	Vincent
Battin	Granlund	Olberg	Washington
Bordonaro	Havice	Oller	Wayne
Bowler	Honda	Ortiz	Wildman
Brown	House	Pacheco	Woods
Bustamante	Keeley	Perata	Mr. Speaker
Campbell	Knox	Poochigian	
Cardenas	Kuehl	Prenter	
Cardoza	Leach	Pringle	

NOES—6

Baugh	Kaloogian	McClintock
Brewer	Margett	Richter

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 2078, on request of Assembly Member Keeley.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 2101 (Peace)—An act to amend Section 4600.7 of the Labor Code, relating to the Workers' Compensation Managed Care Fund.

Bill read third time, and presented by Assembly Member Figueroa.

Bill passed by the following vote:

AYES—69

Ackerman	Cedillo	Leach	Richter
Aguiar	Davis	Lempert	Runner
Alby	Ducheny	Leonard	Scott
Alquist	Escutia	Machado	Shelley
Aroner	Figueroa	Margett	Strom-Martin
Ashburn	Firestone	Mazzoni	Sweeney
Baca	Floyd	Migden	Thompson
Baldwin	Frusetta	Morrissey	Thomson
Battin	Gallegos	Morrow	Torlakson
Baugh	Goldsmith	Murray	Vincent
Bordonaro	Granlund	Olberg	Washington
Bowler	Havice	Oller	Wayne
Brewer	Honda	Ortiz	Wildman
Brown	House	Pacheco	Woods
Bustamante	Kaloogian	Perata	Mr. Speaker
Campbell	Keeley	Poochigian	
Cardenas	Knox	Prenter	
Cardoza	Kuehl	Pringle	

NOES—1

McClintock

Bill ordered transmitted to the Senate.

SENATE BILL NO. 452 (Maddy)—An act to amend Section 23104.2 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time, and presented by Assembly Member Poochigian.

Bill passed by the following vote:

AYES—65

Ackerman	Cedillo	Lempert	Pringle
Aguiar	Davis	Leonard	Richter
Alby	Ducheny	Machado	Runner
Alquist	Escutia	Margett	Scott
Aroner	Figueroa	Mazzoni	Shelley
Ashburn	Firestone	McClintock	Strom-Martin
Baca	Floyd	Migden	Sweeney
Baldwin	Frusetta	Morrissey	Thomson
Battin	Gallegos	Morrow	Torlakson
Baugh	Goldsmith	Murray	Vincent
Bordonaro	Granlund	Olberg	Wayne
Bowler	Honda	Oller	Wildman
Brown	House	Ortiz	Woods
Bustamante	Kaloogian	Pacheco	Mr. Speaker
Campbell	Keeley	Perata	
Cardenas	Knox	Poochigian	
Cardoza	Leach	Prenter	

NOES—3

Havice	Thompson	Washington
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Bill ordered transmitted to the Senate.

SENATE BILL NO. 529 (Johnson)—An act to amend Section 100 of the Revenue and Taxation Code, relating to taxation.

Bill read third time, and presented by Assembly Member Pringle.

Bill passed by the following vote:

AYES—69

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	Thompson
Baldwin	Gallegos	Morrissey	Thomson
Battin	Goldsmith	Morrow	Torlakson
Baugh	Granlund	Murray	Vincent
Bordonaro	Havice	Olberg	Washington
Bowler	Honda	Oller	Wayne
Brown	House	Ortiz	Wildman
Bustamante	Kaloogian	Pacheco	Woods
Campbell	Keeley	Perata	Mr. Speaker
Cardenas	Knox	Poochigian	
Cardoza	Kuehl	Prenter	
Cedillo	Leach	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 844 (Burton)—An act to add Section 5071 to, and to repeal Sections 5063, 5065, 5066, 5070, and 5080 of, the Vehicle Code, relating to vehicles.

Bill read third time, and presented by Assembly Member Migden.

Bill passed by the following vote:

AYES—64

Ackerman	Cedillo	Kuehl	Poochigian
Aguiar	Davis	Leach	Prenter
Alquist	Ducheny	Lempert	Richter
Aroner	Escutia	Leonard	Runner
Ashburn	Figueroa	Machado	Scott
Baca	Firestone	Margett	Shelley
Battin	Floyd	Mazzoni	Strom-Martin
Baugh	Frusetta	Migden	Sweeney
Bordonaro	Gallegos	Morrissey	Thompson
Bowler	Goldsmith	Morrow	Thomson
Brewer	Granlund	Murray	Torlakson
Brown	Havice	Olberg	Vincent
Bustamante	Honda	Oller	Washington
Campbell	Kaloogian	Ortiz	Wayne
Cardenas	Keeley	Pacheco	Wildman
Cardoza	Knox	Perata	Mr. Speaker

NOES—3

Baldwin	House	McClintock
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Bill ordered transmitted to the Senate.

SENATE BILL NO. 1156 (Costa)—An act to amend Sections 7260 and 7262.5 of the Government Code, relating to housing.

Bill read third time, and presented by Assembly Member Torlakson.

Bill passed by the following vote:

AYES—68

Ackerman	Cedillo	Leach	Prenter
Aguiar	Davis	Lempert	Pringle
Alby	Ducheny	Leonard	Richter
Alquist	Escutia	Machado	Runner
Aroner	Figueroa	Margett	Scott
Ashburn	Firestone	Mazzoni	Shelley
Baca	Floyd	McClintock	Strom-Martin
Baldwin	Frusetta	Migden	Sweeney
Battin	Gallegos	Morrissey	Thompson
Baugh	Goldsmith	Morrow	Thomson
Bordonaro	Granlund	Murray	Torlakson
Bowler	Havice	Olberg	Vincent
Brewer	Honda	Oller	Washington
Brown	Kaloogian	Ortiz	Wayne
Bustamante	Keeley	Pacheco	Wildman
Campbell	Knox	Perata	Woods
Cardoza	Kuehl	Poochigian	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1389 (Craven)—An act to amend Section 18179 of, and to add Section 33315 to, the Education Code, and to amend Section 18816 of the Revenue and Taxation Code, relating to schools.

Bill read third time, and presented by Assembly Member Lempert.

Bill passed by the following vote:

AYES—64

Aguiar	Escutia	Leonard	Scott
Alby	Figueroa	Machado	Shelley
Alquist	Firestone	Margett	Strom-Martin
Aroner	Floyd	Mazzoni	Sweeney
Baca	Frusetta	Migden	Thompson
Baldwin	Gallegos	Morrissey	Thomson
Bordonaro	Goldsmith	Morrow	Torlakson
Bowler	Granlund	Murray	Vincent
Brown	Havice	Oller	Washington
Bustamante	Honda	Ortiz	Wayne
Campbell	Kaloogian	Pacheco	Wildman
Cardenas	Keeley	Perata	Woods
Cardoza	Knox	Poochigian	Mr. Speaker
Cedillo	Kuehl	Prenter	
Davis	Leach	Richter	
Ducheny	Lempert	Runner	

NOES—5

Ackerman	Baugh	Olberg
Ashburn	McClintock	

Bill ordered transmitted to the Senate.

(NOTE: On August 18, 1998, the action was rescinded whereby Senate Bill No. 1389 was passed, and whereby the bill was ordered transmitted to the Senate. See page 8564.)

SENATE BILL NO. 1390 (Kopp)—An act to amend Section 538d of, and to add Section 667.17 to, the Penal Code, relating to crimes.

Bill read third time, and presented by Assembly Member Scott.

Bill passed by the following vote:

AYES—68

Ackerman	Cardoza	Kuehl	Poochigian
Aguiar	Cedillo	Leach	Prenter
Alby	Davis	Lempert	Pringle
Alquist	Ducheny	Leonard	Richter
Aroner	Escutia	Machado	Runner
Ashburn	Figueroa	Margett	Scott
Baca	Firestone	Mazzoni	Shelley
Baldwin	Frusetta	McClintock	Strom-Martin
Battin	Gallegos	Migden	Sweeney
Baugh	Goldsmith	Morrissey	Thompson
Bordonaro	Granlund	Morrow	Thomson
Bowler	Havice	Murray	Torlakson
Brewer	Honda	Olberg	Vincent
Brown	House	Oller	Wayne
Bustamante	Kaloogian	Ortiz	Wildman
Campbell	Keeley	Pacheco	Woods
Cardenas	Knox	Perata	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY JOINT RESOLUTION NO. 73**

At 3:32 p.m., on motion of Assembly Member Olberg, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Joint Resolution No. 73 refused adoption by the following vote:

AYES—39

Ackerman	Brewer	Leonard	Prenter
Aguiar	Campbell	Machado	Pringle
Alby	Cardoza	Margett	Richter
Ashburn	Frusetta	McClintock	Runner
Baca	Goldsmith	Morrissey	Thompson
Baldwin	Granlund	Morrow	Thomson
Battin	Havice	Olberg	Vincent
Baugh	House	Oller	Washington
Bordonaro	Kaloogian	Pacheco	Woods
Bowler	Leach	Poochigian	

NOES—22

Alquist	Floyd	Lempert	Strom-Martin
Aroner	Gallegos	Mazzoni	Sweeney
Brown	Honda	Migden	Wayne
Cedillo	Keeley	Perata	Wildman
Escutia	Knox	Scott	
Figueroa	Kuehl	Shelley	

**Motion to Reconsider Assembly Joint Resolution No. 73
on Next Legislative Day**

Assembly Member Olberg moved to reconsider on the next legislative day the vote whereby Assembly Joint Resolution No. 73 was this day refused adoption.

Assembly Joint Resolution No. 73 ordered to the unfinished business file.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 3:33 p.m., by unanimous consent, the members of the Committee on Rules were excused for the purpose of attending a meeting of the committee at this time in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1407 (Lockyer)—An act to amend Sections 192 and 193 of the Penal Code, relating to homicide.

Bill read third time, and presented by Assembly Member Poochigian.

Bill passed by the following vote:

AYES—66

Ackerman	Cardoza	Kuehl	Pringle
Aguiar	Cedillo	Leach	Richter
Alby	Davis	Lempert	Runner
Alquist	Ducheny	Leonard	Scott
Aroner	Escutia	Machado	Shelley
Ashburn	Figueroa	Margett	Strom-Martin
Baca	Floyd	Mazzoni	Sweeney
Baldwin	Frusetta	McClintock	Thompson
Battin	Gallegos	Morrissey	Thomson
Baugh	Goldsmith	Morrow	Torlakson
Bordonaro	Granlund	Murray	Vincent
Bowler	Havice	Olberg	Wayne
Brewer	Honda	Oller	Wildman
Brown	House	Ortiz	Woods
Bustamante	Kaloogian	Perata	Mr. Speaker
Campbell	Keeley	Poochigian	
Cardenas	Knox	Prenter	

NOES—2

Migden Washington

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill 1407: Assembly Members Migden and Washington, from "Aye" to "No".

Bill ordered transmitted to the Senate.

**CONSIDERATION OF SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 1975 BY UNANIMOUS CONSENT**

Assembly Member Brewer was granted unanimous consent to take up Assembly Bill No. 1975, out of order, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 1975 (Brewer)—An act to amend Sections 1764.1 and 1765.1 of, and to add Section 47 to, the Insurance Code, relating to surplus line insurance brokers.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—66

Ackerman	Davis	Lempert	Richter
Aguiar	Ducheny	Leonard	Runner
Alby	Escutia	Machado	Scott
Alquist	Figueroa	Margett	Shelley
Aroner	Floyd	Mazzoni	Strom-Martin
Ashburn	Frusetta	McClintock	Sweeney
Baca	Gallegos	Migden	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowler	Havice	Murray	Vincent
Brewer	Honda	Olberg	Washington
Brown	House	Oller	Wayne
Bustamante	Kaloogian	Ortiz	Wildman
Campbell	Keeley	Perata	Woods
Cardenas	Knox	Poochigian	Mr. Speaker
Cardoza	Kuehl	Prenter	
Cedillo	Leach	Pringle	

NOES—None

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 2153 BY UNANIMOUS CONSENT**

Assembly Member Brewer was granted unanimous consent to take up Assembly Bill No. 2153, out of order, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 2153 (Brewer)—An act to repeal and add Section 1063.6 of the Insurance Code, relating to insurer insolvency.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Cedillo	Leach	Pringle
Aguiar	Davis	Lempert	Richter
Alby	Ducheny	Leonard	Runner
Alquist	Escutia	Machado	Scott
Aroner	Figueroa	Margett	Shelley
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Gallegos	Migden	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowler	Havice	Murray	Vincent
Brewer	Honda	Olberg	Washington
Brown	House	Oller	Wayne
Bustamante	Kaloogian	Ortiz	Wildman
Campbell	Keeley	Perata	Woods
Cardenas	Knox	Poochigian	Mr. Speaker
Cardoza	Kuehl	Prenter	

NOES—None

Above bill ordered enrolled.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1483 (Ayala)—An act to add Section 12304.6 to the Welfare and Institutions Code, relating to human services.

Bill read third time, and presented by Assembly Member Woods.

Bill passed by the following vote:

AYES—65

Ackerman	Cedillo	Lempert	Runner
Aguiar	Davis	Leonard	Scott
Alby	Ducheny	Machado	Shelley
Alquist	Escutia	Margett	Strom-Martin
Aroner	Figueroa	Mazzoni	Sweeney
Ashburn	Floyd	Migden	Thompson
Baca	Frusetta	Morrissey	Thomson
Baldwin	Gallegos	Morrow	Torlakson
Baugh	Goldsmith	Murray	Vincent
Bordonaro	Granlund	Olberg	Washington
Bowler	Havice	Oller	Wayne
Brewer	Honda	Ortiz	Wildman
Brown	Kaloogian	Perata	Woods
Bustamante	Keeley	Poochigian	Mr. Speaker
Campbell	Knox	Prenter	
Cardenas	Kuehl	Pringle	
Cardoza	Leach	Richter	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1621 (Rosenthal)—An act to amend Section 25510 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time, and presented by Assembly Member Granlund.

Bill passed by the following vote:

AYES—60

Ackerman	Cardenas	Leach	Poochigian
Aguiar	Cardoza	Lempert	Prenter
Alby	Cedillo	Leonard	Pringle
Alquist	Davis	Machado	Richter
Aroner	Ducheny	Margett	Runner
Ashburn	Escutia	Mazzoni	Scott
Baca	Figueroa	McClintock	Shelley
Baldwin	Frusetta	Migden	Strom-Martin
Baugh	Gallegos	Morrissey	Sweeney
Bordonaro	Goldsmith	Morrow	Thomson
Bowler	Granlund	Murray	Torlakson
Brewer	Honda	Olberg	Vincent
Brown	Kaloogian	Oller	Wayne
Bustamante	Keeley	Ortiz	Wildman
Campbell	Knox	Perata	Mr. Speaker

NOES—4

Haveice	House	Thompson	Washington
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Bill ordered transmitted to the Senate.

SENATE BILL NO. 1630 (Rosenthal)—An act to amend Section 1569.38 of, and to add Section 1569.61 to, the Health and Safety Code, relating to residential care facilities.

Bill read third time, and presented by Assembly Member Alquist.

Bill passed by the following vote:

AYES—61

Aguiar	Ducheny	Leonard	Scott
Alby	Escutia	Machado	Shelley
Alquist	Figueroa	Margett	Strom-Martin
Aroner	Floyd	Mazzoni	Sweeney
Ashburn	Frusetta	Migden	Thompson
Baca	Gallegos	Morrissey	Thomson
Baldwin	Goldsmith	Morrow	Torlakson
Bordonaro	Granlund	Murray	Vincent
Bowler	Haveice	Olberg	Washington
Brewer	Honda	Oller	Wayne
Brown	Kaloogian	Ortiz	Wildman
Campbell	Keeley	Perata	Woods
Cardenas	Knox	Poochigian	Mr. Speaker
Cardoza	Kuehl	Prenter	
Cedillo	Leach	Pringle	
Davis	Lempert	Richter	

NOES—5

Ackerman	House	Runner
Baugh	McClintock	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1692 (McPherson)—An act relating to emergency services, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Keeley.

Bill passed by the following vote:

AYES—67

Ackerman	Cedillo	Leach	Pringle
Aguiar	Davis	Lempert	Richter
Alby	Ducheny	Leonard	Runner
Alquist	Escutia	Machado	Scott
Aroner	Figuroa	Margett	Shelley
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Gallegos	Migden	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowler	Havice	Murray	Vincent
Brewer	Honda	Olberg	Washington
Brown	House	Oller	Wayne
Bustamante	Kaloogian	Ortiz	Wildman
Campbell	Keeley	Perata	Woods
Cardenas	Knox	Poochigian	Mr. Speaker
Cardoza	Kuehl	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1729 (Thompson)—An act to add Section 67381 to the Education Code, relating to student safety.

Bill read third time, and presented by Assembly Member Scott.

Bill passed by the following vote:

AYES—64

Ackerman	Cedillo	Kuehl	Prenter
Aguiar	Davis	Leach	Pringle
Alby	Ducheny	Lempert	Richter
Alquist	Escutia	Leonard	Scott
Aroner	Figuroa	Machado	Shelley
Ashburn	Floyd	Margett	Strom-Martin
Baca	Frusetta	Mazzoni	Sweeney
Baldwin	Gallegos	Migden	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowler	Havice	Murray	Vincent
Brown	Honda	Olberg	Washington
Bustamante	House	Oller	Wayne
Campbell	Kaloogian	Ortiz	Wildman
Cardenas	Keeley	Perata	Woods
Cardoza	Knox	Poochigian	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1780 (Peace)—An act to add Section 17539.15 to the Business and Professions Code, relating to contest advertising.

Bill read third time, and presented by Assembly Member Davis.

Bill passed by the following vote:

AYES—64

Ackerman	Cedillo	Kuehl	Prenter
Aguiar	Davis	Leach	Pringle
Alby	Ducheny	Lempert	Richter
Alquist	Escutia	Leonard	Runner
Aroner	Figueroa	Machado	Scott
Ashburn	Floyd	Margett	Shelley
Baca	Frusetta	Mazzoni	Strom-Martin
Baldwin	Gallegos	Migden	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowler	Havice	Murray	Vincent
Brewer	Honda	Olberg	Washington
Brown	House	Oller	Wayne
Bustamante	Kaloogian	Ortiz	Wildman
Campbell	Keeley	Perata	Woods
Cardoza	Knox	Poochigian	Mr. Speaker

NOES—1

McClintock

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Rules

July 27, 1998

Mr. Speaker: Your Committee on Rules recommends that the requests to suspend Joint Rule 61(b)(12), as it relates to the following bills be granted:

Senate Bills Nos. 779, 1540, 1704, and 2102.

HERTZBERG, Chairman

RESOLUTIONS

The following resolutions were offered:

Resolutions to Suspend Joint Rules

By Assembly Member Escutia:

Resolved, That Joint Rule 61(b)(12) be suspended to permit the Committee on Judiciary to meet, consider, and report Senate Bill No. 779 for further action, and further if the measure is reported out of Judiciary Committee, it shall be re-referred back to the Rules Committee.

By Assembly Member Aroner:

Resolved, That Joint Rule 61(b)(12) be suspended to permit the Committee on Human Services to meet, consider, and report Senate Bill No. 1540 for further action.

By Assembly Member Wayne:

Resolved, That Joint Rule 61(b)(12) be suspended to permit the Committee on Environmental Safety and Toxic Materials to meet, consider, and report Senate Bill No. 1704 for further action.

By Assembly Member Davis:

Resolved, That Joint Rule 61(b)(12) be suspended to permit the Committee on Consumer Protection, Governmental Efficiency and Economic Development to meet, consider, and report Senate Bill No. 2102 for further action.

Resolutions read, and adopted by the following vote:

AYES—67

Ackerman	Cedillo	Leach	Pringle
Aguiar	Davis	Lempert	Richter
Alby	Ducheny	Leonard	Runner
Alquist	Escutia	Machado	Scott
Aroner	Figueroa	Margett	Shelley
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Gallegos	Migden	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowler	Havice	Murray	Vincent
Brewer	Honda	Olberg	Washington
Brown	House	Oller	Wayne
Bustamante	Kaloogian	Ortiz	Wildman
Campbell	Keeley	Perata	Woods
Cardenas	Knox	Poochigian	Mr. Speaker
Cardoza	Kuehl	Prenter	

NOES—None

JOINT RULE 62(a) WAIVED

Assembly Member Shelley was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 779 for hearing in the Committee on Judiciary on Tuesday, July 28, 1998, at 9 a.m., in Room 4202.

COMMITTEE MEETING ANNOUNCEMENTS

Speaker pro Tempore Kuehl announced that the Committee on Appropriations would meet on Wednesday, July 29, 1998, at 9:30 a.m.

SESSION SCHEDULE ANNOUNCEMENT

Speaker pro Tempore Kuehl announced that the House would adjourn today until Thursday, July 30, 1998, or upon Call of the Speaker.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 2174 (Rainey)—An act to add Section 6257.5 to, and to add Chapter 3 (commencing with Section 15650) to Part 9 of Division 3 of Title 2 of, the Government Code, relating to the State Board of Equalization.

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. 117 (Kelley)—An act to amend Sections 7500.1 and 7507.3 of the Business and Professions Code, to amend Sections 22202 and 22329 of the Financial Code, and to amend Sections 14602.6, 14607.6, and 23198 of the Vehicle Code, relating to collateral recovery.

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.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 1995, Concurrence: Ashburn, Baldwin, Battin, Gallegos, and Goldsmith—Aye.

Assembly Bill No. 745, Urgency and Concurrence: Ashburn, Bustamante, Gallegos, Goldsmith, and Washington—Aye.

Assembly Bill No. 1871, Concurrence: Ashburn and Gallegos—Aye.

Senate Concurrent Resolution No. 90: Bustamante, Honda, and Wildman—Aye.

Senate Bill No. 1836: Baugh, Bustamante, Honda, and Kaloogian—Aye; McClintock—No.

Senate Bill No. 1561: Baugh and Bustamante—Aye; McClintock—No.

Senate Bill No. 1514: Bustamante—Aye; Baugh—No.

Senate Bill No. 1963: Baugh and Bustamante—Aye; Baldwin—No.

Senate Bill No. 379: Bustamante and Kuehl—Aye.

Senate Bill No. 2210: Bustamante—Aye.

Senate Concurrent Resolution No. 64: Bustamante and Campbell—Aye; Ashburn, Granlund, and Oller—No.

Senate Bill No. 1945: Baldwin, Bustamante, and Oller—Aye.

Senate Bill No. 2101: Bustamante and Cardenas—Aye.

Senate Bill No. 452: Bustamante and Kaloogian—Aye.

Senate Bill No. 529: Bustamante—Aye.

Senate Bill No. 844: Bustamante—Aye; Baldwin—No.

Senate Bill No. 1156: Bustamante—Aye.

Senate Bill No. 1389: Baldwin, Bustamante, and Oller—Aye; Ashburn—No.

Senate Bill No. 1390: Bustamante—Aye.

Senate Bill No. 1407: Bustamante and Knox—Aye.

Senate Bill No. 1975: Bustamante and Sweeney—Aye.

Senate Bill No. 2153: Bustamante—Aye.

Senate Bill No. 1483: Bustamante and Machado—Aye.

Senate Bill No. 1621: Alby, Bustamante, and Kaloogian—Aye.

Senate Bill No. 1729: Alby, Kaloogian, and Oller—Aye.

MOTION TO ADJOURN

At 3:53 p.m., Assembly Member Washington moved that the Assembly do now adjourn.

Assembly Member House seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 3:54 p.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 185—Washington and Hertzberg. Relative to Arizona Boys Ranch.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Date of Hearing: July 27, 1998

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 93

With the recommendation: Be adopted, and be re-referred to the Committee on Appropriations.

HERTZBERG, Chairman

Above resolution re-referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

Senate Chamber, July 27, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 179

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered enrolled.

July 27, 1998

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: By direction of the Senate I am returning Senate Bill 86 to the Assembly for further action.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Above bill held at the Desk.

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. 2615

Governor's Office, Sacramento

July 27, 1998

To the Members of the California Assembly:

I am returning Assembly Bill No. 2615 without my signature.

This bill would authorize 1937 Act counties to "pre-fund" additional cost of living adjustments for retired beneficiaries.

Current law already authorizes counties to provide annual COLA benefits up to five percent on a discretionary basis, and even allows a banking procedure whereby special COLAs beyond any particular year's inflation rate can be paid.

This bill is identical to AB 3830 which was vetoed in 1994. That veto message is still applicable. This bill would provide automatic COLA increases in periods of high inflation. While I understand that these benefits would be pre-funded, it is unwise to strip local elected officials, who are responsible to taxpayers, of their discretion to decide the amount if any and indeed whether to provide the COLAs in the first place.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 27th day of July 1998, at 2:40 p.m., of Assembly Bill No. 2615, 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 Assembly Chief Clerk

ADJOURNMENT

At 3:55 p.m., pursuant to the motion by Assembly Member Washington, the Assembly adjourned until 8:30 a.m., Thursday, July 30, 1998, or upon Call of the Speaker, out of respect to the memory of Gene P. Kurilow, on motion of Assembly Member Bowler; out of respect to the memory of Jack Machado, on motion of Assembly Member Mazzoni; out of respect to the memory of Ronald Augustus Colthirst, on motion of Assembly Members Migden and Shelley; out of respect to the memory of John Jacob Balian, Robert Oliver, and Donald Wheeldin, on motion of Assembly Member Scott; out of respect to the memory of Tom Feeney, on motion of Assembly Member Shelley; out of respect to the memory of Lynn White, M.D., Robert N. Roland, and Barbara Burlison, on motion of Assembly Member Thomson; out of respect to the memory of Kenneth Ishida, on motion of Assembly Members Alquist and Aroner; out of respect to the memory of James Dong Mark, on motion of Assembly Member Floyd; of respect to the memory of Morris Kelly, Sr., on motion of Assembly Member Washington; out of respect to the memory of Joseph Moss, on motion of Assembly Member Havice; out of respect to the memory of George Dwyer, on motion of Assembly Member Lempert; and out of respect to the memory of Anna Marie Major, on motion of Assembly Member Ducheny.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JULY 27, 1998**

The following measures were amended in the Assembly on this day:

AB	RN
2085	9816977

AJR	RN
74	9816830

SB	RN
117	9816407
272	9816662
453	9816396
610	9816900
645	9816805
1386	9816753
1623	9817021
1624	9816565
1676	9816628
1717	9816912
1855	9816582
1879	9816920
1989	9816264
2174	9816583

Daily Total:	16
Cumulative Total:	7348

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, July 30, 1998

**TWO HUNDRED FORTY-NINTH SESSION DAY
SIX 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.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, July 30, 1998

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

At 8:31 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 bring in the absent Members.

Quorum Present

At 8:55 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	Cunneen	Kuykendall	Prenter
Aguiar	Davis	Leach	Pringle
Alby	Ducheny	Lempert	Richter
Alquist	Escutia	Leonard	Runner
Aroner	Figuroa	Machado	Scott
Ashburn	Firestone	Margett	Shelley
Baca	Floyd	Mazzoni	Strom-Martin
Baldwin	Frusetta	McClintock	Sweeney
Battin	Gallegos	Migden	Thompson
Baugh	Goldsmith	Miller	Thomson
Bowen	Granlund	Morrissey	Torlakson
Bowler	Havice	Morrow	Vincent
Brewer	Hertzberg	Murray	Washington
Brown	Honda	Napolitano	Wayne
Bustamante	House	Olberg	Wildman
Campbell	Kaloogian	Oller	Woods
Cardenas	Keeley	Ortiz	Mr. Speaker
Cardoza	Knox	Pacheco	
Cedillo	Kuehl	Poochigian	

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 have performed countless miracles and have said, "Let it be done to you according to your faith." You have shown us that faith is something that each of us possesses on our own, just as we have our own power of decision. Lord, we thank You for the freedom You have given us, not only in our actions, but also in faith. For You have justified all people, not through their own wisdom, or understanding, or piety, but through faith.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Bowen then led the Assembly in the pledge of allegiance to the Flag.

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Assembly Member Sweeney, seconded by Assembly Member Leach.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

Because of illness: Assembly Members Takasugi and Wright.

The following Assembly Members were excused for the day, and their per diem was waived: Bordonaro, Martinez, Papan, and Perata.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

July 27, 1998

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Jan Goldsmith to the Joint Committee on Prison Construction and Operations and removed Assemblymember Larry Bowler.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

July 28, 1998

*E. Dotson Wilson**Chief Clerk**State Capitol, Room 3196**Sacramento, California*

Dear Dotson: Please be advised that I have appointed the following members to the Appropriations Committee for the hearing on Wednesday, July 29, 1998, only.

Assemblymember Fred Keeley for Assemblymember Lou Papan
Assemblymember George Runner for Assemblymember Fred Aguiar
Assemblymember Ted Lempert for Assemblymember Carl Washington

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

July 30, 1998

*E. Dotson Wilson**Chief Clerk**State Capitol, Room 3196**Sacramento, California*

Dear Dotson: Please be advised that I have appointed Assemblymember Scott Baugh to the Transportation Committee in place of Assemblymember Nao Takasugi for the hearing on Monday, August 3, 1998, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

July 30, 1998

*E. Dotson Wilson**Chief Clerk**State Capitol, Room 3196**Sacramento, California*

Dear Dotson: Please be advised that I have dissolved the Select Committee on Insurance Reform.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

July 30, 1998

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have created the following subcommittee of the Insurance Committee: Subcommittee on Insurance Reform.

Further, I have appointed Assemblymember Diane Martinez as Chairwoman of the subcommittee.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

July 21, 1998

The Honorable Antonio Villaraigosa
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: This is to request that the Journal record for Thursday, July 23, 1998 be corrected to reflect that I had to return to my district on unavoidable legislative business.

Thank you for your attention to this matter.

Sincerely,

BILL MORROW, Assembly Member
Seventy-third District

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

Explanation of Committee Vote—Senate Bill No. 956

July 28, 1998

Mr. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: I submit the following explanation of a vote taken on SB 956 during the Assembly Insurance Committee on July 1st.

SB 956 provides an unfair assessment on one segment of the insurance industry to fund anti-fraud efforts. Since I support these efforts, I offered amendments to instill fairness. Unfortunately, these were respectfully declined and I was left with no alternative but to vote no on the bill.

Sincerely,

MARILYN C. BREWER, Assembly Member
Seventieth District

REPORTS

The following reports were presented by the Chief Clerk:

1998/99 Strategic Business Plan

Above transmitted report, together with letter of transmittal from Ron Joseph, Acting Director, Department of Consumer Affairs, Sacramento, dated July 22, 1998, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

**Employer Outreach Activities—Final Report
(Pursuant to Section 9616.1(b), Unemployment Insurance Code)**

Above transmitted report, together with letter of transmittal from Ray Remy, Director, Employment Development Department, Sacramento, dated July 21, 1998, referred by the Speaker to the Committee on Labor and Employment.

Critical Changes: California's Energy Future

Above transmitted report, together with letter of transmittal from David A. Rohy, Ph.D., Vice Chair and Presiding Member, State Energy Plan Committee, and Michal C. Moore, Commissioner and Associate Member, State Energy Plan Committee, Sacramento, dated July 15, 1998, referred by the Speaker to the Committee on Natural Resources.

**Quarterly Report on Loaned Employees
(Pursuant to the Supplemental Report of the 1996 Budget Act
Item 0555-001-0044.2)****Quarterly Report on Employees Working for Agency's
Interdepartmental Initiatives
(Pursuant to the Supplemental Report of the 1996 Budget Act
Item 0555-001-0044.3)**

Above transmitted reports, together with letters of transmittal from Peter M. Rooney, Secretary for Environmental Protection, Sacramento, dated July 16, 1998, referred by the Speaker to the Committee on Budget.

**Hazardous Waste Fee Collections
April 1, 1998 to June 30, 1998
(Pursuant to Section 25178.1, Health and Safety Code)**

Above transmitted report, together with letter of transmittal from E. L. Sorensen, Jr., Executive Director, State Board of Equalization, Sacramento, dated July 22, 1998, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

**Rice Straw Utilization Tax Credit Program
(Pursuant to Section 9795, Government Code)**

Above transmitted report, together with letter of transmittal from Ann M. Veneman, Secretary, Department of Food and Agriculture, Sacramento, dated July 17, 1998, referred by the Speaker to the Committee on Revenue and Taxation.

**Judicial Disability Retirement Report
(Pursuant to Section 75060.3, Government Code)**

Above transmitted report, together with letter of transmittal from Victoria B. Henley, Commission on Judicial Performance, San Francisco, dated July 17, 1998, referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

AUTHOR'S AMENDMENTS
Committee on Rules

July 30, 1998

Mr. Speaker: The Chair of your Committee on Rules reports:

Assembly Joint Resolution No. 55

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HERTZBERG, Chairman

ASSEMBLY JOINT RESOLUTION NO. 55—Relative to Native Americans.

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 Natural Resources

July 30, 1998

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 1190

Senate Bill No. 1376

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWEN, Chairwoman

SENATE BILL NO. 1190—An act 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. 1376—An act to amend Section 42316 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 30, 1998

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 977

Senate Bill No. 1638

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 977—An act to add Sections 1344.5 and 1344.6 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. 1638—An act to add Section 1934.1 to the Civil Code, relating to landlord-tenant.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Transportation

July 30, 1998

Mr. Speaker: The Chair of your Committee on Transportation reports:
Senate Bill No. 2198

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

SENATE BILL NO. 2198—An act to amend Sections 25299.51, 25299.99, and 40440.8 of, to amend, repeal, and add Section 25299.50 of, and to add Section 43830.5 to, the Health and Safety Code, relating to 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 Appropriations

July 30, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 309

Senate Bill No. 1916

Senate Bill No. 1340

Senate Bill No. 1976

Senate Bill No. 1874

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 309—An act to add Article 10.5 (commencing with Section 8264.6) to Chapter 2 of Part 6 of the Education Code, and to add Article 9 (commencing with Section 124172) to Chapter 3 of Part 2 of Division 6 of the Health and Safety Code, relating to the California Child Care Health Linkages Program.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1340—An act to add Section 40059.1 to the Public Resources Code, relating to solid waste, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1874—An act to add Chapter 16 (commencing with Section 18998) to Part 6 of Division 9 of the Welfare and Institutions Code, relating to foster youth, 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. 1916—An act to amend Sections 25173.6, 25173.7, 25205.15, 25244.13, 25244.14, 25244.22, and 57000 of, and to add Sections 25244.1, 25244.17.1, 25244.17.2, 25244.24, and 57007 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.

SENATE BILL NO. 1976—An act to add Section 4536.5 to the Penal Code, and to amend Sections 6600.05, 6601, 6602, 6602.5, 6603, 6609.1, 6609.2, and 6609.3 of, and to amend, repeal, and add Section 6604.1 of, the Welfare and Institutions Code, relating to sex offenses.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Transportation

July 30, 1998

Mr. Speaker: The Chair of your Committee on Transportation reports:
Senate Bill No. 1754

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

SENATE BILL NO. 1754—An act to add Section 44011.3 to the Health and Safety Code, and to amend Section 4000.3 of the Vehicle Code, relating to air 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 Human Services

July 30, 1998

Mr. Speaker: The Chair of your Committee on Human Services reports:
Senate Bill No. 1540

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ARONER, Chairwoman

SENATE BILL NO. 1540—An act to add Sections 1520.7, 1520.8, 1520.9, and 11834.6 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.

AUTHOR'S AMENDMENTS
Committee on Transportation

July 30, 1998

Mr. Speaker: The Chair of your Committee on Transportation reports:
Senate Bill No. 1488

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

SENATE BILL NO. 1488—An act to add Title 7.96 (commencing with Section 67960) 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.

REPORTS OF STANDING COMMITTEES
Committee on Appropriations

Date of Hearing: July 29, 1998

Mr. Speaker: Your Committee on Appropriations reports:

- | | |
|----------------------|----------------------|
| Senate Bill No. 143 | Senate Bill No. 1752 |
| Senate Bill No. 459 | Senate Bill No. 1759 |
| Senate Bill No. 896 | Senate Bill No. 1775 |
| Senate Bill No. 983 | Senate Bill No. 1785 |
| Senate Bill No. 1247 | Senate Bill No. 1908 |
| Senate Bill No. 1418 | Senate Bill No. 1964 |
| Senate Bill No. 1430 | Senate Bill No. 1979 |
| Senate Bill No. 1480 | Senate Bill No. 1980 |
| Senate Bill No. 1524 | Senate Bill No. 1982 |
| Senate Bill No. 1550 | Senate Bill No. 1983 |
| Senate Bill No. 1559 | Senate Bill No. 1984 |
| Senate Bill No. 1637 | Senate Bill No. 2011 |
| Senate Bill No. 1644 | Senate Bill No. 2159 |
| Senate Bill No. 1648 | Senate Bill No. 2175 |
| Senate Bill No. 1675 | |

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: July 29, 1998

Mr. Speaker: Your Committee on Appropriations reports:

- | | |
|----------------------|----------------------|
| Senate Bill No. 149 | Senate Bill No. 1764 |
| Senate Bill No. 597 | Senate Bill No. 1959 |
| Senate Bill No. 627 | Senate Bill No. 2044 |
| Senate Bill No. 831 | Senate Bill No. 2051 |
| Senate Bill No. 1439 | Senate Bill No. 2067 |
| Senate Bill No. 1448 | Senate Bill No. 2095 |
| Senate Bill No. 1686 | Senate Bill No. 2194 |
| Senate Bill No. 1753 | |

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 Rules

July 30, 1998

Mr. Speaker: Your Committee on Rules recommends that the request to suspend Joint Rule 61 (b)(12), as it relates to the following bill be granted:

Senate Bill No. 1793.

HERTZBERG, Chairman

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Judiciary, on August 11, 1998, at 9 a.m., in Room 4202;

Human Services, on Monday, August 3, 1998, off the Floor, upon Call of the Chair;

Water, Parks and Wildlife and Senate Agriculture and Water Resources, to convene jointly on Tuesday, August 4, 1998, at 9 a.m.;

Insurance, on August 5, 1998, at 9 a.m.

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as Committees on Conference concerning:

Assembly Bill No. 2648: Machado, Figueroa, and Baugh.

Senate Bill No. 1382: Figueroa, Machado, and Baugh.

ADJOURN IN MEMORY

Assembly Member Aroner was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Miyeko Mishima, of Berkeley.

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 Emmie Miyeko Takehara, of Sacramento.

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 Steve Nieblas Jr., of Orange.

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 Mariano Ebreo Catbagan, of Chualar.

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 James Curran, of Rancho Palos Verdes.

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 Thomas Martin O'Connor, of Daly 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 Inez Arroyo, of Pittsburg.

SPECIAL RECOGNITION

The Members of the Assembly joined in extending best wishes to Assembly Member Bowler on the occasion of his birthday.

RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO ASSEMBLY RULE 77.2

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Senate Bill No. 1676 to the Committee on Local Government.

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 Jan Holden, longtime resident of Los Angeles and recently from Austin, Texas.

NOTICE OF MOTION TO WITHDRAW SENATE BILL NO. 681 FROM COMMITTEE WAIVED

Assembly Member Olberg waived his notice of motion to withdraw Senate Bill No. 681 from the Committee on Natural Resources.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Davis announced her intention to request that Senate Bill No. 1361 be removed from the inactive file.

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.

ACTION RESCINDED ON SENATE BILL NO. 1510

Upon request of Assembly Member Shelley, Assembly Member Murray was granted unanimous consent to rescind the action whereby the Assembly, on July 16, 1998 (Assembly Journal, page 7968), passed Senate Bill No. 1510, and whereby the bill was ordered transmitted to the Senate.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Shelley was granted unanimous consent that Senate Bill No. 272, be withdrawn from the Committee on Appropriations and placed on the second reading file.

ADJOURN IN MEMORY

Assembly Member Cedillo was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Sally Romero, of Barstow.

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Oller announced his intention to request that Senate Bill No. 1196 be removed from the inactive file.

ADJOURN IN MEMORY

Assembly Member Machado was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ralph Peterson, of Linden.

MOTION TO SUSPEND JOINT RULE 28.1

Assembly Member Shelley moved that Joint Rule 28.1 be suspended to permit the appointment of conferees to the Conference Committee on Senate Bill No. 2035.

Motion carried by the following vote:

AYES—74

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	Mazzoni	Strom-Martin
Baldwin	Frusetta	McClintock	Sweeney
Battin	Gallegos	Migden	Thompson
Baugh	Goldsmith	Miller	Thomson
Bowen	Granlund	Morrissey	Torlakson
Bowler	Havice	Morrow	Vincent
Brewer	Hertzberg	Murray	Washington
Brown	Honda	Napolitano	Wayne
Bustamante	House	Olberg	Wildman
Campbell	Kaloogian	Oller	Woods
Cardenas	Keeley	Ortiz	Mr. Speaker
Cardoza	Knox	Pacheco	
Cedillo	Kuehl	Poochigian	

NOES—None**SENATE BILL NO. 1339 REMOVED FROM INACTIVE FILE AND TAKEN UP**

Upon request of Assembly Member Shelley, Assembly Member Hertzberg was granted unanimous consent that Senate Bill No. 1339 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. 1339 (Calderon)—An act to amend Section 12020 of the Penal Code, relating to firearms.

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.

REQUEST FOR PHOTOGRAPHER

Assembly Member Cedillo was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

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. 1855, ordered to third reading.

UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 2748 (Mazzoni)—An act to add Section 44283.2 to the Education Code, relating to teaching credentials.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—69

Ackerman	Cedillo	Leach	Prenter
Aguiar	Cunneen	Lempert	Richter
Alby	Davis	Leonard	Runner
Alquist	Ducheny	Machado	Scott
Aroner	Escutia	Margett	Shelley
Ashburn	Figueroa	Mazzoni	Strom-Martin
Baca	Firestone	McClintock	Sweeney
Baldwin	Frusetta	Migden	Thompson
Battin	Gallegos	Miller	Thomson
Baugh	Goldsmith	Morrissey	Vincent
Bowen	Havice	Morrow	Washington
Bowler	Hertzberg	Murray	Wayne
Brewer	Honda	Napolitano	Wildman
Brown	Kaloogian	Olberg	Woods
Bustamante	Keeley	Oller	Mr. Speaker
Campbell	Knox	Ortiz	
Cardenas	Kuehl	Pacheco	
Cardoza	Kuykendall	Poochigian	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 228 (Migden)—An act to amend Sections 42825, 42835, 42850, and 42855 of the Public Resources Code, relating to waste tires.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Ducheny	Leach	Richter
Alby	Escutia	Lempert	Runner
Alquist	Figueroa	Leonard	Scott
Aroner	Firestone	Machado	Shelley
Baca	Frusetta	Margett	Strom-Martin
Bowen	Gallegos	Mazzoni	Sweeney
Bowler	Goldsmith	Migden	Thomson
Brown	Havice	Morrissey	Torlakson
Bustamante	Hertzberg	Murray	Vincent
Campbell	Honda	Napolitano	Washington
Cardenas	House	Olberg	Wayne
Cardoza	Keeley	Oller	Wildman
Cedillo	Knox	Ortiz	Mr. Speaker
Cunneen	Kuehl	Pacheco	
Davis	Kuykendall	Prenter	

NOES—11

Ackerman	Baugh	Morrow	Thompson
Ashburn	McClintock	Poohigian	Woods
Baldwin	Miller	Pringle	

Above bill ordered enrolled.

(NOTE: On August 17, 1998, the action was rescinded whereby the Assembly concurred in Senate amendments to Assembly Bill No. 228 and whereby the bill was ordered enrolled. See page 8464.)

ASSEMBLY BILL NO. 471 (Cardoza)—An act to amend Sections 12693.38, 12693.90, and 12693.96 of the Insurance Code, relating to children's health 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—71

Ackerman	Cedillo	Kuykendall	Prenter
Aguiar	Cunneen	Leach	Pringle
Alby	Davis	Lempert	Richter
Alquist	Ducheny	Leonard	Runner
Aroner	Escutia	Machado	Scott
Ashburn	Figueroa	Margett	Shelley
Baca	Firestone	Mazzoni	Strom-Martin
Baldwin	Frusetta	Migden	Sweeney
Battin	Gallegos	Miller	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bowen	Havice	Morrow	Torlakson
Bowler	Hertzberg	Murray	Vincent
Brewer	Honda	Napolitano	Washington
Brown	House	Olberg	Wayne
Bustamante	Kaloojian	Oller	Wildman
Campbell	Keeley	Ortiz	Woods
Cardenas	Knox	Pacheco	Mr. Speaker
Cardoza	Kuehl	Poohigian	

NOES—1

McClintock

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—71

Ackerman	Cedillo	Kuykendall	Prenter
Aguiar	Cunneen	Leach	Pringle
Alby	Davis	Lempert	Richter
Alquist	Ducheny	Leonard	Runner
Aroner	Escutia	Machado	Scott
Ashburn	Figueroa	Margett	Shelley
Baca	Firestone	Mazzoni	Strom-Martin
Baldwin	Frusetta	Migden	Sweeney
Battin	Gallegos	Miller	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bowen	Havice	Morrow	Torlakson
Bowler	Hertzberg	Murray	Vincent
Brewer	Honda	Napolitano	Washington
Brown	House	Olberg	Wayne
Bustamante	Kaloogian	Oller	Wildman
Campbell	Keeley	Ortiz	Woods
Cardenas	Knox	Pacheco	Mr. Speaker
Cardoza	Kuehl	Poochigian	

NOES—1

McClintock

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1741 (Scott)—An act to add and repeal Section 14302.1 of the Corporations Code, relating to mutual water companies.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Scott moved a call of the Assembly.

Motion carried. Time, 9:14 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

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.

CONSIDERATION OF DAILY FILE (RESUMED)**UNFINISHED BUSINESS (RESUMED)****CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 2045 (Ashburn)—An act to amend Sections 34030 and 34700 of the Water Code, to amend Section 17 of the Drainage District Act of 1903 (Chapter 238 of the Statutes of 1903), and to amend Section 6 of Chapter 641 of the Statutes of 1931, relating to water.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—60

Ackerman	Cardenas	Kuykendall	Poochigian
Aguiar	Cardoza	Leach	Prenter
Alby	Cunneen	Lempert	Pringle
Alquist	Davis	Leonard	Richter
Aroner	Ducheny	Machado	Runner
Ashburn	Figueroa	Margett	Scott
Baca	Firestone	McClintock	Shelley
Baldwin	Frusetta	Miller	Strom-Martin
Battin	Gallegos	Morrissey	Sweeney
Baugh	Goldsmith	Morrow	Thompson
Bowler	Havice	Murray	Thomson
Brewer	Hertzberg	Olberg	Torlakson
Brown	House	Oller	Vincent
Bustamante	Kaloogian	Ortiz	Wayne
Campbell	Keeley	Pacheco	Mr. Speaker

NOES—6

Escutia	Mazzoni	Washington
Kuehl	Migden	Wildman

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2719 (Gallegos)—An act to add Section 2230.5 to the Business and Professions Code, relating to physician discipline, 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	Cunneen	Leach	Pringle
Aguiar	Davis	Lempert	Richter
Alby	Ducheny	Leonard	Runner
Alquist	Escutia	Machado	Scott
Aroner	Figueroa	Margett	Shelley
Ashburn	Firestone	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Gallegos	Migden	Thompson
Battin	Goldsmith	Miller	Thomson
Baugh	Granlund	Morrissey	Torlakson
Bowen	Havice	Morrow	Vincent
Bowler	Hertzberg	Murray	Washington
Brewer	Honda	Napolitano	Wayne
Brown	House	Olberg	Wildman
Bustamante	Kaloogian	Oller	Woods
Campbell	Keeley	Ortiz	Mr. Speaker
Cardenas	Knox	Pacheco	
Cardoza	Kuehl	Poochigian	
Cedillo	Kuykendall	Prenter	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—73

Ackerman	Cunneen	Leach	Pringle
Aguiar	Davis	Lempert	Richter
Alby	Ducheny	Leonard	Runner
Alquist	Escutia	Machado	Scott
Aroner	Figuroa	Margett	Shelley
Ashburn	Firestone	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Gallegos	Migden	Thompson
Battin	Goldsmith	Miller	Thomson
Baugh	Granlund	Morrissey	Torlakson
Bowen	Havice	Morrow	Vincent
Bowler	Hertzberg	Murray	Washington
Brewer	Honda	Napolitano	Wayne
Brown	House	Olberg	Wildman
Bustamante	Kaloogian	Oller	Woods
Campbell	Keeley	Ortiz	Mr. Speaker
Cardenas	Knox	Pacheco	
Cardoza	Kuehl	Poochigian	
Cedillo	Kuykendall	Prenter	

NOES—None

Above bill ordered enrolled.

GOVERNOR'S VETO STRICKEN FROM FILE

Assembly Member Sweeney was granted unanimous consent that the Governor's veto of Assembly Bill No. 1652 be stricken from file.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1735 FROM COMMITTEE CONTINUED

Assembly Member Pacheco was granted unanimous consent that the notice of motion to withdraw Assembly Bill No. 1735 from the Committee on Public Safety be 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. 233, on request of Assembly Member Shelley.

MOTION TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motion to reconsider the vote on Assembly Bill No. 23; Senate Constitutional Amendment No. 13; Senate Bills Nos. 1419 and 1427 were continued until the next legislative day.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY CONCURRENT RESOLUTION NO. 20 (Cardoza)—Relative to the University of California.

Resolution read.

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.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 989, on request of Assembly Member Hertzberg.

**CONSIDERATION OF SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 2218 BY UNANIMOUS CONSENT**

Assembly Member Woods was granted unanimous consent to take up Assembly Bill No. 2218, out of order, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 2218 (Woods)—An act to amend Sections 77122, 77191, and 77193 of, and to add Section 77031.5 to, the Food and Agricultural Code, relating to agricultural commissions.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Kuykendall	Prenter
Aguiar	Davis	Leach	Pringle
Alby	Ducheny	Lempert	Richter
Alquist	Escutia	Leonard	Runner
Aroner	Figuroa	Machado	Scott
Ashburn	Firestone	Margett	Shelley
Baca	Frusetta	Mazzoni	Strom-Martin
Baldwin	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bowen	Havice	Morrow	Torlakson
Bowler	Hertzberg	Murray	Vincent
Brewer	Honda	Napolitano	Washington
Brown	House	Olberg	Wayne
Bustamante	Kaloogian	Oller	Wildman
Campbell	Keeley	Ortiz	Woods
Cardoza	Knox	Pacheco	Mr. Speaker
Cedillo	Kuehl	Poochigian	

NOES—1

McClintock

Above bill ordered enrolled.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1849 (Alpert)—An act to amend Sections 10708 and 10710 of the Public Contract Code, relating to the California State University.

Bill read third time, and presented by Assembly Member Torlakson.

Bill passed by the following vote:

AYES—68

Ackerman	Cedillo	Keeley	Oller
Aguiar	Cunneen	Knox	Poochigian
Alby	Davis	Kuehl	Prenter
Alquist	Ducheny	Kuykendall	Pringle
Aroner	Escutia	Leach	Runner
Ashburn	Figueroa	Lempert	Scott
Baca	Firestone	Leonard	Shelley
Baldwin	Floyd	Machado	Strom-Martin
Battin	Frusetta	Margett	Sweeney
Baugh	Gallegos	McClintock	Thompson
Bowen	Goldsmith	Migden	Thomson
Bowler	Granlund	Miller	Torlakson
Brewer	Havice	Morrissey	Vincent
Brown	Hertzberg	Morrow	Washington
Bustamante	Honda	Murray	Wayne
Campbell	House	Napolitano	Woods
Cardoza	Kaloogian	Olberg	Mr. Speaker

NOES—2

Mazzoni Wildman

Bill ordered transmitted to the Senate.

SENATE BILL NO. 2015 (Wright)—An act to add and repeal Section 11756.7 of the Health and Safety Code, relating to substance abuse.

Bill read third time, and presented by Assembly Member Thomson.

Bill passed by the following vote:

AYES—71

Ackerman	Cunneen	Kuehl	Prenter
Aguiar	Davis	Kuykendall	Pringle
Alby	Ducheny	Leach	Richter
Alquist	Escutia	Lempert	Runner
Aroner	Figueroa	Leonard	Scott
Ashburn	Firestone	Machado	Shelley
Baca	Floyd	Margett	Strom-Martin
Battin	Frusetta	Mazzoni	Sweeney
Baugh	Gallegos	Migden	Thompson
Bowen	Goldsmith	Miller	Thomson
Bowler	Granlund	Morrissey	Torlakson
Brewer	Havice	Morrow	Vincent
Brown	Hertzberg	Murray	Washington
Bustamante	Honda	Napolitano	Wayne
Campbell	House	Olberg	Wildman
Cardenas	Kaloogian	Oller	Woods
Cardoza	Keeley	Ortiz	Mr. Speaker
Cedillo	Knox	Poochigian	

NOES—1

McClintock

Bill ordered transmitted to the Senate.

SENATE BILL NO. 2023 (Alpert)—An act to amend Section 33128 of the Education Code, relating to school finance.

Bill read third time, and presented by Assembly Member Davis.

Bill passed by the following vote:

AYES—63

Aguilar	Davis	Kuykendall	Preter
Alquist	Ducheny	Leach	Pringle
Aroner	Escutia	Lempert	Richter
Ashburn	Figueroa	Leonard	Scott
Baen	Firestone	Machado	Shelley
Baldwin	Floyd	Margett	Strom-Martin
Battin	Frusetta	Mazzoni	Sweeney
Bowen	Goldsmith	Migden	Thomson
Bowler	Granlund	Miller	Torlakson
Brown	Havice	Morrissey	Vinecent
Bustamante	Hertzberg	Morrow	Washington
Campbell	Honda	Napolitano	Wayne
Cardenas	Kaloogian	Olberg	Wildman
Cardoza	Keeley	Oller	Woods
Cedillo	Knox	Ortiz	Mr. Speaker
Cunneen	Kuehl	Poehigian	

NOES—7

Ackerman	Baugh	Pacheco	Thompson
Alby	McClintock	Runner	

(NOTE: On August 18, 1998, the action was rescinded whereby Senate Bill No. 2023 was passed, and whereby the bill was ordered transmitted to the Senate. See page 8521.)

**CONSIDERATION OF SENATE BILL NO. 1510
WITHOUT REFERENCE TO FILE**

Assembly Member Murray was granted unanimous consent to take up Senate Bill No. 1510, without reference to file, for purpose of amendment.

SENATE BILL NO. 1510 (Polanco)—An act to amend Section 34457 of the Government Code, relating to voting.

Bill read third time.

Motion to Amend

Assembly Member Murray moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 687 (Hughes)—An act to add Section 1250.05 to the Health and Safety Code, relating to health facilities.

Bill read third time.

Motion to Amend

Assembly Member Murray moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 2093 (Watson)—An act to amend Sections 14016.5, 14087.305, and 14089 of the Welfare and Institutions Code, relating to human services.

Bill read third time, and presented by Assembly Member Escutia.

Bill passed by the following vote:

AYES—73

Ackerman	Cunneen	Kuykendall	Pringle
Aguiar	Davis	Leach	Richter
Alby	Ducheny	Lempert	Runner
Alquist	Escutia	Machado	Scott
Aroner	Figueroa	Margett	Shelley
Ashburn	Firestone	Mazzoni	Strom-Martin
Baca	Floyd	McClintock	Sweeney
Baldwin	Frusetta	Migden	Thompson
Battin	Gallegos	Miller	Thomson
Baugh	Goldsmith	Morrissey	Torlakson
Bowen	Granlund	Morrow	Vincent
Bowler	Havice	Murray	Washington
Brewer	Hertzberg	Napolitano	Wayne
Brown	Honda	Olberg	Wildman
Bustamante	House	Oller	Woods
Campbell	Kaloogian	Ortiz	Mr. Speaker
Cardenas	Keeley	Pacheco	
Cardoza	Knox	Poochigian	
Cedillo	Kuehl	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 2134 (Burton)—An act to amend Section 30163 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 Thomson.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—66

Ackerman	Ducheny	Leach	Pringle
Aguiar	Escutia	Lempert	Runner
Alquist	Figueroa	Leonard	Scott
Aroner	Firestone	Machado	Shelley
Baca	Floyd	Margett	Strom-Martin
Battin	Frusetta	Mazzoni	Sweeney
Bowen	Gallegos	Migden	Thompson
Bowler	Goldsmith	Miller	Thomson
Brewer	Granlund	Morrissey	Torlakson
Brown	Hertzberg	Morrow	Vincent
Bustamante	Honda	Murray	Washington
Campbell	House	Napolitano	Wayne
Cardenas	Kaloogian	Olberg	Wildman
Cardoza	Keeley	Oller	Woods
Cedillo	Knox	Ortiz	Mr. Speaker
Cunneen	Kuehl	Poochigian	
Davis	Kuykendall	Prenter	

NOES—4

Alby	Baugh	McClintock	Richter
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The question being on the passage of the bill.

Bill passed by the following vote:

AYES—66

Ackerman	Ducheny	Leach	Pringle
Aguiar	Escutia	Lempert	Runner
Alquist	Figueroa	Leonard	Scott
Aroner	Firestone	Machado	Shelley
Baca	Floyd	Margett	Strom-Martin
Battin	Frusetta	Mazzoni	Sweeney
Bowen	Gallegos	Migden	Thompson
Bowler	Goldsmith	Miller	Thomson
Brewer	Granlund	Morrissey	Torlakson
Brown	Hertzberg	Morrow	Vincent
Bustamante	Honda	Murray	Washington
Campbell	House	Napolitano	Wayne
Cardenas	Kaloogian	Olberg	Wildman
Cardoza	Keeley	Oller	Woods
Cedillo	Knox	Ortiz	Mr. Speaker
Cunneen	Kuehl	Poochigian	
Davis	Kuykendall	Prenter	

NOES—4

Alby	Baugh	McClintock	Richter
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Bill ordered transmitted to the Senate immediately.

(NOTE: For explanation of vote by Assembly Member Havice relative to Senate Bill No. 2134, see Assembly Journal for this day, page 8137.)

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 2240, on request of Assembly Member Keeley.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 55 (Kopp)—An act to amend Section 1275 of, and to add Section 1275.1 to, the Penal Code, relating to bail.

Bill read third time, and presented by Assembly Member Hertzberg.

Bill passed by the following vote:

AYES—72

Ackerman	Cedillo	Knox	Poochigian
Aguiar	Cunneen	Kuehl	Prenter
Alby	Davis	Kuykendall	Pringle
Alquist	Ducheny	Leach	Richter
Aroner	Escutia	Lempert	Runner
Ashburn	Figueroa	Leonard	Scott
Baen	Firestone	Machado	Shelley
Baldwin	Floyd	Margett	Strom-Martin
Battin	Frusetta	Mazzoni	Sweeney
Baugh	Gallegos	McClintock	Thompson
Bowen	Goldsmith	Migden	Thomson
Bowler	Granlund	Miller	Torlakson
Brewer	Havice	Morrissey	Vincent
Brown	Hertzberg	Morrow	Washington
Bustamante	Honda	Napolitano	Wayne
Campbell	House	Olberg	Wildman
Cardenas	Kaloogian	Oller	Woods
Cardoza	Keeley	Ortiz	Mr. Speaker

NOES—1

Pacheco

Bill ordered transmitted to the Senate.

(NOTE: On August 20, 1998, the action was rescinded whereby Senate Bill No. 55 was passed, and whereby the bill was ordered transmitted to the Senate. See page 8616.)

ADJOURN IN MEMORY

Assembly Member Bustamante was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of J. Pierre Sicard, of Fresno, and that the following be printed in the Journal:

J. Pierre Sicard

I am requesting that our house adjourn today in the memory of J. Pierre Sicard, who was one of my constituents from Fresno who passed away Saturday, July 18th.

Mr. Sicard founded Dantel, a manufacturing business, in 1971.

Pierre was an example of the small businessman at his best. He helped to start the Central Valley Business Incubator. The Incubator assists entrepreneurs to find mentors, perform research and conduct business.

He worked with the Fresno Business Council and served as a board member of CART as the Council's appointee.

The entire Fresno community will miss Pierre Sicard.

ADJOURN IN MEMORY

Speaker Villaraigosa and Assembly Members Ducheny, Knox, and Baca were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Naomi Samario, of Los Angeles.

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Shelley announced his intention to request that Senate Bill No. 507 be removed from the inactive file.

**At 9:42 a.m., Assistant Speaker pro Tempore Joe Baca,
62nd District, presiding**

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1539 (Solis)—An act to amend Section 11107.1 of the Health and Safety Code, relating to controlled substances.

Bill read third time, and presented by Assembly Member Hertzberg.

Bill passed by the following vote:

AYES—71

Ackerman	Cunneen	Kuehl	Prenter
Aguiar	Davis	Kuykendall	Pringle
Alby	Ducheny	Leach	Richter
Alquist	Escutia	Lempert	Runner
Aroner	Figueroa	Leonard	Scott
Ashburn	Firestone	Machado	Shelley
Baldwin	Floyd	Margett	Strom-Martin
Battin	Frusetta	Mazzoni	Sweeney
Baugh	Gallegos	Miller	Thompson
Bowen	Goldsmith	Morrissey	Thomson
Bowler	Granlund	Morrow	Torlakson
Brewer	Havice	Murray	Vincent
Brown	Hertzberg	Napolitano	Washington
Bustamante	Honda	Olberg	Wayne
Campbell	House	Oller	Wildman
Cardenas	Kaloogian	Ortiz	Woods
Cardoza	Keeley	Pacheco	Mr. Speaker
Cedillo	Knox	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1554 (Kopp)—An act to amend Sections 10148, 10177, 10229, 10230, 10231, 10231.1, 10232, 10232.4, 10232.5, 10233, 10234.5, 10236.4, 10450.6, and 10471 of, and to add Section 10236.6 to, the Business and Professions Code, and to amend Section 17006 of the Financial Code, relating to real estate brokers, and making an appropriation therefor.

Bill read third time.

Motion to Amend

Assembly Member Kuykendall moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 1791 (McPherson)—An act to add Section 9714.5 to the Welfare and Institutions Code, relating to the State Ombudsman, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Shelley.

Bill passed by the following vote:

AYES—71

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	Mazzoni	Strom-Martin
Baldwin	Frusetta	Migden	Sweeney
Battin	Gallegos	Miller	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bowen	Granlund	Morrow	Torlakson
Bowler	Havice	Murray	Vincent
Brewer	Hertzberg	Napolitano	Washington
Brown	Honda	Olberg	Wayne
Bustamante	Kaloogian	Oller	Wildman
Campbell	Keeley	Ortiz	Woods
Cardenas	Knox	Pacheco	Mr. Speaker
Cardoza	Kuehl	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 1741**

At 9:46 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 Assembly concurred in Senate amendments to Assembly Bill No. 1741 by the following vote:

AYES—47

Aguiar	Ducheny	Kuehl	Scott
Alquist	Escutia	Kuykendall	Shelley
Aroner	Figueroa	Lempert	Strom-Martin
Baca	Firestone	Machado	Sweeney
Bowen	Floyd	Margett	Thomson
Brown	Gallegos	Mazzoni	Torlakson
Bustamante	Havice	Migden	Vincent
Cardenas	Hertzberg	Morrissey	Washington
Cardoza	Honda	Murray	Wayne
Cedillo	House	Napolitano	Wildman
Cunneen	Keeley	Oller	Mr. Speaker
Davis	Knox	Ortiz	

NOES—24

Ackerman	Bowler	Leach	Poochigian
Alby	Brewer	Leonard	Prenter
Ashburn	Campbell	McClintock	Pringle
Baldwin	Goldsmith	Miller	Runner
Battin	Granlund	Morrow	Thompson
Baugh	Kaloogian	Olberg	Woods

Above bill ordered enrolled.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1639 (O'Connell)—An act to amend Sections 23220, 23222, 23223, 23225, and 23226 of the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Hertzberg.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—69

Aguiar	Davis	Leach	Pringle
Alby	Ducheny	Lempert	Richter
Alquist	Escutia	Leonard	Runner
Aroner	Figueroa	Machado	Scott
Ashburn	Firestone	Margett	Shelley
Baca	Floyd	Mazzoni	Strom-Martin
Baldwin	Frusetta	McClintock	Sweeney
Battin	Goldsmith	Migden	Thompson
Bowen	Granlund	Miller	Thomson
Bowler	Havice	Morrissey	Torlakson
Brewer	Hertzberg	Murray	Vincent
Brown	Honda	Napolitano	Washington
Bustamante	House	Olberg	Wayne
Campbell	Kaloogian	Oller	Wildman
Cardenas	Keeley	Ortiz	Mr. Speaker
Cardoza	Knox	Pacheco	
Cedillo	Kuehl	Poohigian	
Cunneen	Kuykendall	Prenter	

NOES—3

Ackerman	Baugh	Morrow
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The question being on the passage of the bill.

Bill passed by the following vote:

AYES—69

Aguiar	Davis	Leach	Pringle
Alby	Ducheny	Lempert	Richter
Alquist	Escutia	Leonard	Runner
Aroner	Figueroa	Machado	Scott
Ashburn	Firestone	Margett	Shelley
Baca	Floyd	Mazzoni	Strom-Martin
Baldwin	Frusetta	McClintock	Sweeney
Battin	Goldsmith	Migden	Thompson
Bowen	Granlund	Miller	Thomson
Bowler	Havice	Morrissey	Torlakson
Brewer	Hertzberg	Murray	Vincent
Brown	Honda	Napolitano	Washington
Bustamante	House	Olberg	Wayne
Campbell	Kaloogian	Oller	Wildman
Cardenas	Keeley	Ortiz	Mr. Speaker
Cardoza	Knox	Pacheco	
Cedillo	Kuehl	Poohigian	
Cunneen	Kuykendall	Prenter	

NOES—3

Ackerman	Baugh	Morrow
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Bill ordered transmitted to the Senate.

SENATE BILL NO. 1790 (Rosenthal)—An act to amend Section 1357 of the Health and Safety Code, and to amend Section 10700 of the Insurance Code, relating to health care coverage.

Bill read third time, and presented by Assembly Member Gallegos.

Bill passed by the following vote:

AYES—74

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	Mazzoni	Strom-Martin
Baldwin	Frusetta	McClintock	Sweeney
Battin	Gallegos	Migden	Thompson
Baugh	Goldsmith	Miller	Thomson
Bowen	Granlund	Morrissey	Torlakson
Bowler	Havice	Morrow	Vincent
Brewer	Hertzberg	Murray	Washington
Brown	Honda	Napolitano	Wayne
Bustamante	House	Olberg	Wildman
Campbell	Kaloogian	Oller	Woods
Cardenas	Keeley	Ortiz	Mr. Speaker
Cardoza	Knox	Pacheco	
Cedillo	Kuehl	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1682 (Solis)—An act to amend Section 1109 of the Evidence Code, to amend Section 6380 of the Family Code, and to amend Section 1203.097 of the Penal Code, relating to domestic violence.

Bill read third time.

Motion to Amend

Assembly Member Kuehl moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

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 Senate Bill No. 2134.

COMMUNICATIONS

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

Explanation of Vote—Senate Bill No. 2134

July 30, 1998

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: During floor session today, I was called to the Senate to discuss an urgent matter regarding my Assembly Bill 146. While I was away from my desk for a brief period of time, SB 2134 (Burton) was taken up and voted on. The normal procedure accorded to

members who are temporarily away from their desk and wish to add-on was withheld on this measure, so my vote was not recorded.

I would therefore like the record to reflect my intention to have been recorded as an “aye” vote instead of “not voting.”

Sincerely,

SALLY M. HAVICE, Assembly Member
Fifty-sixth District

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1895 (O’Connell)—An act to add Section 96.52 to the Revenue and Taxation Code, relating to local government finance.

Bill read third time, and presented by Assembly Member Firestone.

Bill passed by the following vote:

AYES—71

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	Mazzoni	Strom-Martin
Battin	Frusetta	Migden	Sweeney
Baugh	Gallegos	Miller	Thompson
Bowen	Goldsmith	Morrissey	Thomson
Bowler	Granlund	Morrow	Torlakson
Brewer	Havice	Murray	Vincent
Brown	Hertzberg	Napolitano	Washington
Bustamante	Honda	Olberg	Wayne
Campbell	House	Oller	Wildman
Cardenas	Keeley	Ortiz	Woods
Cardoza	Knox	Pacheco	Mr. Speaker
Cedillo	Kuehl	Poochigian	

NOES—2

Baldwin McClintock

Bill ordered transmitted to the Senate.

SENATE BILL NO. 302 (Costa)—An act to amend Sections 50199.50, 50199.52, 50199.53, and 50199.55 of, and to repeal Section 17008.7 of, the Health and Safety Code, and to amend Sections 17053.14, 23608.2, and 23608.3 of the Revenue and Taxation Code, relating to farmworker housing.

Bill read third time, and presented by Assembly Member Ashburn.

Bill passed by the following vote:

AYES—72

Ackerman	Cedillo	Kuehl	Poochigian
Aguiar	Cunneen	Kuykendall	Prenter
Alby	Davis	Leach	Pringle
Alquist	Ducheny	Lempert	Richter
Aroner	Escutia	Leonard	Runner
Ashburn	Figueroa	Machado	Scott
Baca	Firestone	Margett	Shelley
Baldwin	Floyd	Mazzoni	Strom-Martin
Battin	Frusetta	McClintock	Sweeney
Baugh	Gallegos	Migden	Thompson
Bowen	Goldsmith	Miller	Thomson
Bowler	Granlund	Morrissey	Torlakson
Brewer	Havice	Morrow	Vincent
Brown	Hertzberg	Murray	Washington
Bustamante	Honda	Napolitano	Wayne
Campbell	House	Oller	Wildman
Cardenas	Kaloogian	Ortiz	Woods
Cardoza	Keeley	Pacheco	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1517 (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—66

Ackerman	Escutia	Leach	Prenter
Aguiar	Figueroa	Lempert	Richter
Alquist	Firestone	Leonard	Runner
Aroner	Floyd	Machado	Scott
Ashburn	Frusetta	Margett	Shelley
Baca	Gallegos	Mazzoni	Strom-Martin
Baugh	Goldsmith	McClintock	Sweeney
Bowen	Granlund	Migden	Thomson
Bowler	Havice	Miller	Torlakson
Brewer	Hertzberg	Morrissey	Vincent
Brown	Honda	Morrow	Washington
Bustamante	House	Murray	Wayne
Cardenas	Kaloogian	Napolitano	Wildman
Cardoza	Keeley	Olberg	Woods
Cunneen	Knox	Oller	Mr. Speaker
Davis	Kuehl	Ortiz	
Ducheny	Kuykendall	Poochigian	

NOES—2

Pringle	Thompson
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The question being on the passage of the bill.

Bill passed by the following vote:

AYES—66

Ackerman	Escutia	Leach	Prenter
Aguiar	Figueroa	Lempert	Richter
Alquist	Firestone	Leonard	Runner
Aroner	Floyd	Machado	Scott
Ashburn	Frusetta	Margett	Shelley
Baca	Gallegos	Mazzoni	Strom-Martin
Baugh	Goldsmith	McClintock	Sweeney
Bowen	Granlund	Migden	Thomson
Bowler	Havice	Miller	Torlakson
Brewer	Hertzberg	Morrissey	Vincent
Brown	Honda	Morrow	Washington
Bustamante	House	Murray	Wayne
Cardenas	Kaloogian	Napolitano	Wildman
Cardoza	Keeley	Olberg	Woods
Cunneen	Knox	Oller	Mr. Speaker
Davis	Kuehl	Ortiz	
Ducheny	Kuykendall	Poochigian	

NOES—2

Pringle Thompson

Bill ordered transmitted to the Senate.

SENATE BILL NO. 155 (Kelley)—An act to add Section 4846.5 to the Business and Professions Code, relating to veterinary medicine.

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. 1413 (Knight)—An act to add Section 10111.2 to the Insurance Code, relating to insurance.

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.

**UNFINISHED BUSINESS (RESUMED)
ASSEMBLY JOINT RESOLUTION NO. 73 RECONSIDERED
BY UNANIMOUS CONSENT**

In compliance with a motion given, Assembly Member Olberg was granted unanimous consent that the vote be reconsidered whereby Assembly Joint Resolution No. 73 was refused adoption.

Further Consideration of Assembly Joint Resolution No. 73

ASSEMBLY JOINT RESOLUTION NO. 73 (Olberg)—Relative to the Kyoto Protocol.

Resolution read.

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, 10:17 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

RESOLUTIONS

The following resolution was offered:

Resolution to Suspend Joint Rules

By Assembly Member Sweeney:

Resolved, That Joint Rule 61(b)(12) be suspended to permit the Committee on Local Government to meet, consider, and report Senate Bill No. 1793 for further action.

Resolution read, and adopted by the following vote:

AYES—64

Ackerman	Cunneen	Kuehl	Poochigian
Aguiar	Davis	Kuykendall	Prenter
Alby	Ducheny	Leach	Runner
Alquist	Escutia	Lempert	Scott
Ashburn	Figuroa	Leonard	Shelley
Baca	Firestone	Machado	Strom-Martin
Baldwin	Floyd	Margett	Sweeney
Battin	Frusetta	Mazzoni	Thompson
Baugh	Gallegos	McClintock	Thomson
Bowen	Goldsmith	Migden	Torlakson
Bowler	Granlund	Miller	Vincent
Brewer	Havice	Morrissey	Washington
Brown	Hertzberg	Murray	Wayne
Campbell	Honda	Napolitano	Wildman
Cardoza	Kaloogian	Oller	Woods
Cedillo	Knox	Ortiz	Mr. Speaker

NOES—None

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 2085, on request of Assembly Member Honda.

At 10:19 a.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

**CONSIDERATION OF SENATE AMENDMENTS TO
ASSEMBLY CONCURRENT RESOLUTION NO. 177
BY UNANIMOUS CONSENT**

Assembly Member Napolitano was granted unanimous consent to take up Assembly Concurrent Resolution No. 177, out of order, for purpose of consideration of Senate amendments.

ASSEMBLY CONCURRENT RESOLUTION NO. 177 (Napolitano)—Relative to Truck Driver Appreciation Week.

The question being: Shall the Assembly concur in the Senate amendments to the above resolution?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—70

Ackerman	Davis	Leach	Prenter
Aguiar	Ducheny	Lempert	Pringle
Alby	Escutia	Leonard	Runner
Alquist	Firestone	Machado	Scott
Aroner	Floyd	Margett	Shelley
Ashburn	Frusetta	Mazzoni	Strom-Martin
Baca	Gallegos	McClintock	Sweeney
Baldwin	Goldsmith	Migden	Thompson
Battin	Granlund	Miller	Thomson
Baugh	Havice	Morrissey	Torlakson
Bowen	Hertzberg	Morrow	Vincent
Bowler	Honda	Murray	Washington
Brewer	House	Napolitano	Wayne
Campbell	Kaloogian	Olberg	Wildman
Cardenas	Keeley	Oller	Woods
Cardoza	Knox	Ortiz	Mr. Speaker
Cedillo	Kuehl	Pacheco	
Cunneen	Kuykendall	Poochigian	

NOES—None

Above resolution ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY JOINT RESOLUTION NO. 73**

At 10:22 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.

Assembly Joint Resolution No. 73 refused adoption by the following vote:

AYES—39

Ackerman	Bustamante	Leach	Pacheco
Aguiar	Campbell	Leonard	Poochigian
Alby	Cardoza	Machado	Prenter
Ashburn	Frusetta	Margett	Pringle
Baca	Goldsmith	McClintock	Runner
Baldwin	Granlund	Miller	Thompson
Battin	Havice	Morrissey	Thomson
Baugh	House	Morrow	Vincent
Bowler	Kaloogian	Olberg	Woods
Brewer	Kuykendall	Oller	

NOES—25

Alquist	Floyd	Mazzoni	Sweeney
Aroner	Gallegos	Migden	Torlakson
Bowen	Honda	Murray	Wayne
Brown	Keeley	Napolitano	Wildman
Cedillo	Knox	Scott	
Escutia	Kuehl	Shelley	
Figueroa	Lempert	Strom-Martin	

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 Joint Resolution No. 73.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 493, on request of Assembly Member Ducheny.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 2748, Concurrence: Alby, Baldwin, Bowen, Bustamante, Campbell, Cunneen, Escutia, Figueroa, Havice, Morrissey, Morrow, Murray, Napolitano, Olberg, Pacheco, and Woods—Aye.

Assembly Bill No. 228, Concurrence: Bowen, Bustamante, Campbell, Cunneen, Escutia, Figueroa, Goldsmith, Murray, Napolitano, and Pacheco—Aye; Baldwin, Morrow, and Woods—No.

Assembly Bill No. 471, Urgency and Concurrence: Baldwin, Bustamante, Campbell, Cunneen, Escutia, Figueroa, Morrow, Murray, Napolitano, Pacheco, and Woods—Aye.

Assembly Bill No. 2045, Concurrence: Bustamante, Morrow, Murray, Pacheco, and Scott—Aye.

Assembly Bill No. 2719, Urgency and Concurrence: Bustamante, Morrow, Murray, Napolitano, and Pacheco—Aye.

Assembly Bill No. 2218, Concurrence: Kuykendall, Murray, and Pacheco—Aye.

Senate Bill No. 1849: Bustamante, Margett, and Sweeney—Aye.

Senate Bill No. 2023: Brown, Bustamante, Havice, Machado, and Miller—Aye; Pacheco—No.

Senate Bill No. 2093: Brown, Honda, Machado, and Pacheco—Aye.

Senate Bill No. 55: Baldwin, Havice, and Honda—Aye; Pacheco—No.

Senate Bill No. 1539: Baldwin, Baugh, Havice, Keeley, and Shelley—Aye.

Senate Bill No. 1791: Baugh and Keeley—Aye.

Assembly Bill No. 1741, Concurrence: Oller—Aye; Baldwin—No.

Senate Bill No. 1639 and Urgency: Alby and Baldwin—Aye; Baugh—No.

Senate Bill No. 1790: Alby—Aye.

Senate Bill No. 1895: Keeley—Aye; Baldwin—No.

Senate Bill No. 1517 and Urgency: Keeley and Shelley—Aye.

Senate Bill No. 1793, Resolution to Suspend Joint Rule 61: Gallegos—Aye.

Assembly Concurrent Resolution No. 177, Concurrence: Morrow—Aye.

MOTION TO ADJOURN

At 10:25 a.m., Assembly Member Washington moved that the Assembly do now adjourn.

Assembly Member Campbell seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 10:26 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. 76—Papan (Principal coauthors: Alquist, Poochigian, and Kaloogian). Relative to a just and peaceful resolution of the situation in Cyprus.

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as a Committee on Conference concerning Senate Bill No. 2035:

Figueroa, Machado, and Baugh.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 30, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1871

Assembly Bill No. 1995

Assembly Bill No. 1975

Assembly Bill No. 2153

And reports the same correctly enrolled, and presented to the Governor at 9:45 a.m., July 30, 1998.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, July 30, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 105

Assembly Concurrent Resolution No. 179

And reports the same correctly enrolled, and presented to the Secretary of the State on the 30th day of July, 1998, at 11:30 a.m.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 30, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 2003

Senate Bill No. 2200

Senate Bill No. 2026

Senate Bill No. 2234

Senate Bill No. 2039

Senate Bill No. 2237

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 2003—An act to amend Section 4848 of, and to add Section 4848.3 to, the Business and Professions Code, relating to veterinary 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. 2026—An act to add Chapter 12 (commencing with Section 19985) to Part 11 of the Education Code, relating to financing a public library construction and renovation 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.

SENATE BILL NO. 2039—An act to amend Sections 19809, 19841, 19841A, 19846, 19850, 19850A, 19852.1, and 19855 of the Business and Professions Code, relating to gambling.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 2200—An act to add and repeal Chapter 11 (commencing with Section 49610) of Part 27 of the Education Code, relating to student financial 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. 2234—An act to amend Sections 17053.45, 17053.46, 17053.49, 17276.2, 17302, 18622, 19059, 19060, 19311, 23456, 23645, 23646, 23649, and 24416.2 of the Revenue and Taxation Code, and to amend Sections 1088, 1185, 13021, and 13028 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. 2237—An act to amend Section 25105.5 of the Government Code, to amend Section 4582.8 of the Public Resources Code, and to amend Sections 64, 75.21, 95.31, 452, and 5802 of, and to add Sections 207.1 and 38116 to, the Revenue and Taxation Code, relating to taxation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Local Government

July 30, 1998

Mr. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 1793

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SWEENEY, Chairman

SENATE BILL NO. 1793—An act to amend Section 56842 of the Government Code, relating to local agency organization.

Bill read second time; author's amendments, 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 30, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 295

Senate Bill No. 1649

Senate Bill No. 555

Senate Bill No. 1733

Senate Bill No. 704

Senate Bill No. 1735

Senate Bill No. 1021

Senate Bill No. 1751

Senate Bill No. 1386

Senate Bill No. 1824

Senate Bill No. 1641

Senate Bill No. 1991

Senate Bill No. 1646

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

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.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 555—An act to add Article 6.5 (commencing with Section 124115) to Chapter 3 of Part 2 of Division 106 of the Health and Safety Code, relating to child health, making an appropriation 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. 704—An act to amend Section 7160 of the Business and Professions Code, to amend Sections 3097 and 3260.1 of the Civil Code, and to amend Section 4110 of the Public Contract Code, relating to contracting.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1021—An act to amend Sections 21752 and 21757 of the Government Code, relating to public employees.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1386—An act to amend Section 1798.16 of the Civil Code, to add Section 18030.5 to the Education Code, and to add Sections 6254.20, 6254.21, and 11015.5 to the Government Code, relating to state computer technology.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1641—An act to repeal and add Section 5006.8 of the Public Resources Code, relating to Candlestick Park, 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. 1646—An act to add Section 49471.5 to the Education Code, relating to athletic injuries.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1649—An act to amend Sections 1481, 5956.3, 6505, 14670.15, 24352, 25537, 29065.5, 53750, and 61601.25 of, and to repeal Section 17580 of, the Government Code, to amend Section 40002 of, and to add Sections 39014.3 and 39014.5 to, the Health and Safety Code, to amend Sections 1600 and 21061 of the Public Contract Code, to amend Sections 5540.5 and 6217 of the Public Resources Code, to amend Section 95.31 of the Revenue and Taxation Code, to amend Sections 8320, 8322, 8323, and 8324 of the Streets and Highways Code, to amend Section 21101 of the Vehicle Code, and to amend Section 1 of Chapter 213 of the Statutes of 1907, relating to local and state agencies.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1733—An act to add Section 41851.15 to the Education Code, relating to school finance, 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. 1735—An act to add Section 11139.6 to the Government Code, relating to civil rights.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1751—An act to add Section 17052 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.

SENATE BILL NO. 1824—An act to amend Sections 25250.1, 25250.4, and 25250.7 of the Health and Safety Code, and to amend Section 48620 of the Public Resources Code, relating to used oil.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1991—An act to amend Section 597 of the Penal Code, relating to cruelty to animals.

Bill read second time; author's amendments, 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 30, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 1336
Senate Bill No. 1981
Senate Bill No. 2098

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 1336—An act to add Article 17 (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.

SENATE BILL NO. 1981—An act to amend Sections 651,2001, 2020, 2066, 2102, 2135, 2151, 2185, 2225.5, 2428, 2460, 2462, 2472, 2475, 2496, 2569, 3501, 3504, 3505, and 3540 of, to amend and repeal Sections 3415 and 3515 of, to amend, repeal, and add Sections 2475 and 3535 of, to add Sections 473.17, 2225.6, 3503.5, and 3514.1 to, to repeal Sections 2101, 2148, 2473, and 2497.1 of, to repeal Article 23 (commencing with Section 2500) of Chapter 5 of Division 2 of, and to repeal and add Section 3513 of, the Business and Professions Code, relating to healing arts.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 2098—An act to amend Sections 5330 and 5610 of the Welfare and Institutions Code, relating to mental 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.

AUTHOR'S AMENDMENTS
Committee on Health

July 30, 1998

Mr. Speaker: The Chair of your Committee on Health reports:

Senate Bill No. 2239

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

SENATE BILL NO. 2239—An act to amend Sections 120, 125.7, 1621.1, 1632, 1633.5, 2067, 2103, 2225.5, 2239, 2242, 2350, 2355, 3512, 3516.5, 3517, 3519, 3520, 3521.2, 3523, 3524, 3526, 3527, 3528, 3530, 3534.1, 3534.3, 4301, 4322, 5053, 5055, 5056, 5060, 5070.6, 5072, 5073, 5104, 5134, 7622.3, 7651, 8742, 8773.1, 8773.2, and 13660 of to add Sections 2225.6, 4301.5, and 5058.1 to, and to repeal Sections 1621.2, 5059, 5070.1, 5074, 5075, 5076, and 5153 of, the Business and Professions Code, to amend Sections 11371 and 11529 of the Government Code, and to amend Section 11166 of, and to repeal and add Section 11167 of the Health and Safety 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 Insurance

July 30, 1998

Mr. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 956

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FIGUEROA, Chairwoman

SENATE BILL NO. 956—An act to add Section 1348 to the Health and Safety Code, and to amend Sections 1872.85 and 1872.9 of the Insurance Code, relating to insurance.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 30, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 378

Senate Bill No. 1707

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 378—An act to add and repeal Section 2889.4 of the Public Utilities Code, relating to public utilities.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1707—An act to add Section 2080.10 to the Civil Code, relating to safekeeping of 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 Governmental Organization

July 30, 1998

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Senate Bill No. 281

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairwoman

SENATE BILL NO. 281—An act to add Sections 19531.1 and 19614.6 to 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 Governmental Organization

Date of Hearing: July 16, 1998

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 1652

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 Judiciary

Date of Hearing: July 28, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 1702

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 Rules

Date of Hearing: July 30, 1998

Mr. Speaker: Your Committee on Rules reports:

Senate Joint Resolution No. 39

With the recommendation: Be adopted.

HERTZBERG, Chairman

Above resolution ordered on file.

Date of Hearing: July 30, 1998

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 85

With the recommendation: Be adopted, and be re-referred to the Committee on Appropriations.

HERTZBERG, Chairman

Above resolution re-referred to the Committee on Appropriations.

Date of Hearing: July 30, 1998

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 184

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.

HERTZBERG, Chairman

Above resolution ordered on file.

Date of Hearing: July 30, 1998

Mr. Speaker: Your Committee on Rules reports:

Senate Bill No. 1704

With the recommendation: That the bill re-referred to the Committee on Environmental Safety and Toxic Materials.

HERTZBERG, Chairman

Above bill re-referred to the Committee on Environmental Safety and Toxic Materials.

Committee on Appropriations

Date of Hearing: July 29, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Concurrent Resolution No. 82

Senate Joint Resolution No. 38

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 29, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 2472

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: July 29, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Concurrent Resolution No. 155

With the recommendation: Be adopted.

MIGDEN, Chairwoman

Above resolution ordered to third reading.

Committee on Rules

Date of Hearing: July 27, 1998

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 183

With amendments with the recommendation: Amend, and be adopted, as amended.

HERTZBERG, Chairman

Above resolution ordered on file.

Committee on Appropriations

Date of Hearing: July 29, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1823

Senate Bill No. 2081

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 29, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 412
Senate Bill No. 2020

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, July 30, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 844
Senate Bill No. 1389
Senate Bill No. 1630

Senate Bill No. 1936
Senate Bill No. 2111
Senate Bill No. 2134

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 30, 1998

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. 379.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 30, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 17
Assembly Bill No. 164
Assembly Bill No. 183
Assembly Bill No. 726
Assembly Bill No. 901
Assembly Bill No. 921
Assembly Bill No. 1233
Assembly Bill No. 1338
Assembly Bill No. 1515
Assembly Bill No. 1644
Assembly Bill No. 1707

Assembly Bill No. 1709
Assembly Bill No. 1897
Assembly Bill No. 1984
Assembly Bill No. 2001
Assembly Bill No. 2020
Assembly Bill No. 2181
Assembly Bill No. 2341
Assembly Bill No. 2724
Assembly Bill No. 2734
Assembly Bill No. 2758

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 30, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1864

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 30, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 2194

Assembly Bill No. 2197

Assembly Bill No. 2769

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, July 30, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 165

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered enrolled.

Senate Chamber, July 30, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Joint Resolution No. 40

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. 40—Relative to salvaged vehicles.

INTRODUCTION OF GUESTS

Assembly Member McClintock, of the 38th Assembly District, introduced Daniel Groff of Moorpark.

Speaker Villaraigosa introduced Gloria Butler Turner of Yuba City, and Nia Aina Maia Butler of Baton Rouge, LA.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Washington, the Assembly adjourned until 12 noon, Monday, August 3, 1998, out of respect to the memory of Emmie Miyeko Takehara, on motion of Assembly Member Bowler; out of respect to the memory of Jan Holden, on motion of Speaker pro Tempore Kuehl; out of respect to the memory of Sally Romero, on motion of Assembly Member Cedillo; out of respect to the memory of Ralph Peterson, on motion of Assembly Member Machado; out of respect to the memory of J. Pierre Sicard, on motion of Assembly Member Bustamante; out of respect to the memory of Naomi Samario, on motion of Speaker Villaraigosa and Assembly Members Ducheny, Knox, and Baca; out of respect to the memory of Miyeko Mishima, on motion of Assembly Member Aroner; out of respect to the memory of Steve Nieblas Jr., on motion of Assembly Member Campbell; out of respect to the memory of Mariano Ebreo Catbagan, on motion of Assembly Member Honda; out of respect to the memory of Thomas Martin O'Connor, on motion of Assembly Member Migden; out of respect to the memory of James Curran on motion of Assembly Member Kuykendall; and out of respect to the memory of Inez Arroyo on motion of Assembly Member Torlakson.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 30, 1998

The following measures were amended in the Assembly on this day:

ACR	RN	SB	RN
20	9817217	1638	9816822
		1641	9817245
AJR	RN	1646	9817308
55	9817140	1649	9817076
		1682	9816489
SB	RN	1707	9817326
155	9816705	1733	9816820
281	9817379	1735	9817123
295	9816793	1751	9817114
309	9816847	1754	9815517
378	9817358	1793	9817319
555	9817261	1824	9817073
687	9816718	1874	9817112
704	9816939	1916	9816907
956	9817067	1976	9816616
977	9817099	1981	9817216
1021	9817056	1991	9817264
1190	9817032	2003	9817165
1336	9817243	2026	9817116
1339	9814292	2039	9817213
1340	9817124	2098	9817315
1376	9817079	2198	9817149
1386	9817233	2200	9816395
1413	9817049	2234	9817082
1488	9817246	2237	9817133
1510	9817136	2239	9817347
1540	9816915		
1554	9815978		

Daily Total: 50
Cumulative Total: 7398

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, August 3, 1998

**TWO HUNDRED FIFTIETH SESSION DAY
SIX HUNDRED TENTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, August 3, 1998

The Assembly met at 12:10 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 Leach moved a quorum call of the Assembly.

Motion carried. Time, 12:11 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 12:29 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—76:

Ackerman	Davis	Lempert	Poochigian
Aguiar	Ducheny	Leonard	Prenter
Alby	Escutia	Machado	Pringle
Alquist	Figueroa	Margett	Richter
Aroner	Firestone	Martinez	Runner
Baca	Floyd	Mazzoni	Scott
Baldwin	Frusetta	McClintock	Shelley
Battin	Gallegos	Migden	Strom-Martin
Baugh	Goldsmith	Miller	Sweeney
Bordonaro	Granlund	Morrissey	Thompson
Bowen	Havice	Morrow	Thomson
Bowler	Hertzberg	Murray	Torlakson
Brewer	Honda	Napolitano	Vincent
Brown	House	Olberg	Washington
Campbell	Kaloogian	Oller	Wayne
Cardenas	Keeley	Ortiz	Wildman
Cardoza	Knox	Pacheco	Woods
Cedillo	Kuehl	Papan	Wright
Cunneen	Leach	Perata	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, The more we dedicate our worldly cares to You, the more You fill our desires. Yet when we try to supply all our own needs, You will allow us to continue, until we find that even our necessities are lacking. Lord, strengthen our faith in You and help us to see that we are made whole when we rely upon You.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Bowler 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 Cunneen.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

Because of illness: Assembly Members Kuykendall and Takasugi.

The following Assembly Members were excused for the day, and their per diem was waived: Ashburn and Bustamante.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

July 31, 1998

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Tom Bordonaro to the Human Services Committee in place of Assemblymember Roy Ashburn for the hearing on Monday, August 3, 1998, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

July 31, 1998

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Marilyn C. Brewer to the Consumer Protection, Governmental Efficiency and Economic Development Committee in place of Assemblymember Nao Takasugi for the hearing on Tuesday, August 4, 1998, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 3, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 20

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to third reading.

Assembly Chamber, August 3, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 184

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

Assembly Chamber, August 3, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 165

Assembly Concurrent Resolution No. 177

And reports the same correctly enrolled, and presented to the Secretary of State on the 3rd day of August, 1998, at 11:15 a.m.

E. DOTSON WILSON, Chief Clerk

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, August 3, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(12) as it relates to Senate Bill No. 1115.

DON PERATA

Above request ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS Committee on Appropriations

August 3, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 1827

Senate Bill No. 1901

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 1827—An act to amend Sections 4501.1, 7516.5, and 7555 of the Penal Code, relating to prisoners.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1901—An act to amend Sections 361.5, 366.21, 366.22, 366.3, and 15200 of, and to add Article 4.5 (commencing with Section 11360) to Chapter 2 of Part 3 of Division 9 of, the Welfare and Institutions Code, relating to guardianship, 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

August 3, 1998

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 312

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MACHADO, Chairman

SENATE BILL NO. 312—An act to add Division 26 (commencing with Section 79000) to the Water Code, relating to financing a safe drinking water, flood protection, and water quality program, by providing the funds necessary therefor through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR’S AMENDMENTS
Committee on Rules

August 3, 1998

Mr. Speaker: The Chair of your Committee on Rules reports:

Assembly Joint Resolution No. 59

With author’s amendments with the recommendation: Amend, and re-refer to the committee.

HERTZBERG, Chairman

ASSEMBLY JOINT RESOLUTION NO. 59—Relative to Reflex Sympathetic Dystrophy Syndrome.

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: July 29, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1659
Senate Bill No. 1760
Senate Bill No. 1875
Senate Bill No. 1968

Senate Bill No. 2021
Senate Bill No. 2024
Senate Bill No. 2166

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 28, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 955

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 Rules

~~Date of Hearing: August 3, 1998~~

~~Mr. Speaker: Your Committee on Rules reports:~~

~~Assembly Joint Resolution No. 68~~

~~With the recommendation: That the resolution be re-referred to the Committee on Appropriations.~~

~~HERTZBERG, Chairman~~

~~Above resolution re-referred to the Committee on Appropriations.~~

(NOTE: On August 6, 1998, the action was rescinded whereby the above report of the Committee on Rules relative to Assembly Joint Resolution No. 68 was received and read in the Assembly and whereby the resolution was re-referred to the Committee on Appropriations. See page 8205.)

Date of Hearing: August 3, 1998

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 185

With the recommendation: Be adopted, and be re-referred to the Committee on Appropriations.

HERTZBERG, Chairman

Above resolution re-referred to the Committee on Appropriations.

Date of Hearing: August 3, 1998

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 142

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.

HERTZBERG, Chairman

Above resolution ordered on file.

August 3, 1998

Mr. Speaker: Your Committee on Rules recommends that the request to suspend Joint Rule 61(b)(12), as it relates to the following bill be granted:

Senate Bill No. 2186

HERTZBERG, Chairman

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

<i>Senate</i>	<i>Committee</i>
<i>Bill No.</i>	
2242 -----	Appr.

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as a Committee on Conference concerning Senate Bill No. 379:

Figuroa, Machado, and Baugh.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Elections, Reapportionment and Constitutional Amendments on Monday, August 10, 1998 at 4 p.m., in Room 447;

Water, Parks and Wildlife on Monday, August 10, 1998.

REQUEST TO GOVERNOR TO RETURN ASSEMBLY BILL NO. 1995

Assembly Member Leach was granted unanimous consent that the Chief Clerk be directed to request the Governor to return Assembly Bill No. 1995 and that the bill be held at the Desk for further action.

RE-REFERENCE OF BILLS

Assembly Member Shelley was granted unanimous consent that Senate Bill No. 281 be re-referred from the Committee on Governmental Organization to the Committee on Local Government.

JOINT RULE 62(a) WAIVED

Assembly Member Shelley was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of permitting the Assembly Committee on Public Safety, the Senate Select Committee on Prison Management, the Joint Legislative Committee on Prison Construction and Operations and the Senate Public Safety Committee, to meet today.

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 Norma Merry, businesswoman, community activist, and longtime resident of Chino.

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 Hans Schiller, of Mill Valley.

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 Sarah Jane Carr, of South El Monte.

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 U.S. Capitol Police Service Officer Jacob J. Chestnut and Detective John Gibson.

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 Helen M. Curnow, of Burbank.

REQUEST FOR PHOTOGRAPHER

Assembly Member Shelley was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

**RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO
ASSEMBLY RULE 77.2**

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred the following bills to committee:

- Assembly Bill No. 17, to the Committee on Education;
- ~~Assembly Bill No. 1233, to the Committee on Elections, Reapportionment and Constitutional Amendments;~~
- Assembly Bill No. 1338, to the Committee on Health;
- Assembly Bill No. 1096, to the Committee on Utilities and Commerce;
- Assembly Bill No. 1161, to the Committee on Utilities and Commerce.

(NOTE: On August 10, 1998, the action was rescinded whereby Assembly Bill No. 1233 was re-referred to the Committee on Elections, Reapportionment and Constitutional Amendments pursuant to Assembly Rule 77.2. See page 8248.)

SPECIAL RECOGNITION

The Members of the Assembly joined in extending best wishes to Assembly Member Papan on the occasion of his birthday.

RECESS

By unanimous consent, at 12:37 p.m., Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Cardoza introduced Alice J. Gonzales and presented a resolution honoring her outstanding record of leadership during her eight years as a member of the Board of Regents of the University of California.

Alice J. Gonzales then addressed the assemblage.

REASSEMBLED

At 12:41 p.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

**REQUEST TO TAKE UP MOTION TO RECONSIDER
OUT OF ORDER**

Assembly Member Papan requested unanimous consent to take up the motion to reconsider as it relates to Senate Bill No. 1419, out of order.

Assembly Member Thompson withheld unanimous consent.

**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. 393 be removed from the inactive file.

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 El Molino High School students Megan White and Chrissy Hagle.

Assembly Member Cedillo was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Julie Ann Barreda Heimdahl, of Bellflower.

BEST WISHES EXTENDED

Assembly Member Alquist was joined by the Members of the Assembly in extending best wishes to former State Senator Alfred E. Alquist on the occasion of his 90th birthday.

**CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS**

ASSEMBLY BILL NO. 2472—An act to amend Section 22822 of to add Part 7 (commencing with Section 22960) to Division 5 of Title 2 of, and to repeal Article 2.1 (commencing with Section 21078) of Chapter 12 of Part 3 of Division 5 of Title 2 of, the Government Code, relating to state employees, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY CONCURRENT RESOLUTION NO. 183—Relative to Italian-American Wartime Internment Remembrance Week.

Resolution read; amendments proposed by the Committee on Rules read and adopted, resolution ordered reprinted and to be placed upon the third reading file.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 272—An act to amend Section 11200.1 of the Government Code, relating to insurance.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 143—An act to amend Section 6252 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, and to repeal Sections 6253.1, 6256, 6256.1, 6256.2, and 6257 of, the Government Code, relating to records.

Bill read second time, and ordered to third reading.

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, and ordered to third reading.

SENATE BILL NO. 896—An act to amend Section 60800 of, and to add Article 5.5 (commencing with Section 55) to Chapter 1 of Part 1 of, the Education Code, relating to physical education.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 983—An act to add Sections 2914.2 and 2914.3 to the Business and Professions Code, relating to psychology.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1247—An act to amend Section 40451 of, and to add Sections 39047.2, 40451.5, and 40471 to, the Health and Safety Code, relating to air pollution.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1418—An act to amend Section 6405 of, to amend the heading of Chapter 5.5 (commencing with Section 6400) of Division 3 of, to amend, repeal, and add Sections 6401, 6402, 6403, 6407, 6408, 6409, 6410, 6411, 6412, 6413, and 6415 of, to add and repeal Sections 6401.6, 6402.1, and 6412.1 of, and to repeal and add Section 6400 of, the Business and Professions Code, relating to legal document assistants.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1430—An act to amend Section 138.7 of the Labor Code, relating to workers' compensation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1480—An act to add Section 1319.5 to the Penal Code, relating to criminal procedure.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1524—An act to amend Sections 1596.866, 1797.113, and 1797.191 of the Health and Safety Code, relating to child care, 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. 1550—An act to add Section 12071.05 to the Penal Code, relating to firearms.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1559—An act to amend Section 15037.1 of the Unemployment Insurance Code, relating to job training, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1637—An act to amend Sections 5360.5, 5371.4, 21683.1, 185020, and 185032 of the Public Utilities Code, to amend Sections 136.5, 253.8, 256.1, and 599 of the Streets and Highways Code, to amend Sections 1807.5, 1808.5, 5901, 12804.9, 15250, 24604, 25104, 25258, 25803, 27454, and 40509.5 of, to add Sections 21455.6 and 40520 to, to repeal Sections 4608 and 35780.5 of, to repeal Article 5.5 (commencing with Section 4650) of Chapter 1 of Division 3 of, and to repeal Chapter 6 (commencing with Section 35900) of Division 15 of, the Vehicle Code, relating to transportation, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1644—An act to add Section 8670.32 to the Government Code, relating to oil spills.

Bill read second time and ordered to third reading.

SENATE BILL NO. 1648—An act to amend Sections 17600, 17606.05, and 17606.20 of the Welfare and Institutions Code, relating to human services, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1675—An act to add Division 20.6 (commencing with Section 30960) to the Public Resources Code, relating to Santa Monica Bay.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1752—An act to add Section 66206 to the Education Code, relating to postsecondary education.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1759—An act to add Section 1785.135 to the Civil Code, to add Article 6 (commencing with Section 765.010) to Chapter 4 of Title 10 of Part 2 of the Code of Civil Procedure, and to amend Section 27201 of, and to add Chapter 3.4 (commencing with Section 6223) to Division 7 of Title 1 to, the Government Code, relating to liens and encumbrances.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1775—An act to amend Sections 7078, 91503, 91504, 91520, 91521.3, 91533, 91560, and 91574 of, to add Sections 91575, 91576, 91577, and 91578 to, to repeal Sections 91531, 91532, 91571, 91572, and 91573 of, to repeal Article 3 (commencing with Section 91550) of Chapter 1 of Title 10 of, and to repeal and add Section 91570 of, the Government Code, and to amend Section 44548 of, and to add Section 44559.8 to, the Health and Safety Code, relating to the California Industrial Development Financing Act.

Bill read second time and ordered to third reading.

SENATE BILL NO. 1785—An act to amend Sections 1815, 1816, 1834, 1840, 1845, 1846, 1847, and 2080 of, and to add Section 1834.4 to, the Civil Code, to amend Sections 31108, 31752, and 32001 of, and to add Sections 17005, 17006, 31752.5, 31753, 31754, 32002, and 32003 to, the Food and Agricultural Code, and to amend Sections 597.1 and 597t of, and to add Section 599d to, the Penal Code, relating to stray animals.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1908—An act relating to telecommunications.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1964—An act to amend Section 40000.15 of, and to add Article 17 (commencing with Section 28150) to Chapter 5 of Division 12 of, the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1979—An act to amend Section 101 of the Elections Code, relating to initiative petitions.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1980—An act to amend Sections 473, 2602, 2603, 2604, 2607.5, 3010, 3014.5, 3710, 3711, 3712, 3713, 3716, 3775, 3775.1, 3776, 4925, 4928, 4929, 4934, 4935, 4970, 8000, and 8005 of, to amend and repeal Section 2620.5 of, and to add Sections 104 3712.5, 3775.2, and 8006 to, the Business and Professions Code, relating to regulatory boards and committees, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1982—An act to amend Sections 101, 144, 149, 205, and 655.2 of, to add Article 8 (commencing with Section 2539.5) to Chapter 5.3 of, to add Chapter 7.3 (commencing with Section 3200) of, and to add Article 8 (commencing with Section 3460) to Chapter 7.5 of, Division 2 of, and to repeal Chapter 5.3 (commencing with Section 2530) and Chapter 7.5 (commencing with Section 3300) of Division 2 of, the Business and Professions Code, to amend Section 10176 of the Insurance Code, and to amend Section 14132.55 of the Welfare and Institutions Code, relating to regulatory boards and commissions.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1983—An act to amend Sections 2920, 2922, 2925, 2933, 2936, 2942, 2946, 4980.34, 4989, 4990.1, 4990.8, 4996.18, and 4996.20 of, and to add Sections 2964.3, 2966, and 4996.21 to, the Business and Professions Code, relating to healing arts.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1984—An act to amend Sections 7841 and 7887 of the Business and Professions Code, relating to regulated professions, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2011—An act to amend Section 110525 of the Health and Safety Code, relating to food.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2159—An act to amend Section 17051 of, to add Section 17052 to, and to add Article 4 (commencing with Section 81840) to Chapter 4 of Part 49 of, the Education Code, relating to school facilities.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2175—An act to amend Sections 17550.3, 17550.5, 17550.9, 17550.10, 17550.13, 17550.14, 17550.15, 17550.16, 17550.17, 17550.19, 17550.20, 17550.21, 17550.23, 17550.24, 17550.30, 17550.34, 17550.37, 17550.38, 17550.41, 17550.43, 17550.44, 17550.46, 17550.53, 17550.57, 17550.58, and 17550.59 of, to repeal Sections 17550.12, 17550.32, and 17550.33 of, and to repeal and add Section 17550.47 of, the Business and Professions Code, and to amend Section 3.5 of Chapter 1123 of the Statutes of 1994, relating to travel, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 149—An act to amend Section 7319 of the Business and Professions Code, relating to corrections.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 597—An act to amend Sections 7027.1, 17500, 17502, 17509, 17510.4, 17510.85, 17530, 17531, 17531.5, 17533, 17533.8, 17533.9, 17533.10, 17537.5, 17539.5, and 17539.55 of the Business and Professions Code, relating to electronic commerce.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 627—An act to amend Sections 2142, 14405, 15500, 15501, 15505, and 15642 of, to amend the heading of Division 15 (commencing with Section 15000) of, to amend and renumber Sections 14421 and 14423 of, to amend and renumber the headings of Chapter 8 (commencing with Section 15400), Chapter 9 (commencing with Section 15450), Chapter 10 (commencing with Section 15500), Chapter 11 (commencing with Section 15550), Chapter 12 (commencing with Section 15600), and Chapter 13 (commencing with Section 15650) of Division 15 of, to add Sections 335.5, 336.5, and 353.5 to, to add Article 3 (commencing with Section 14430) and Article 4 (commencing with Section 14440) to Chapter 4 of Division 14 of, to add Chapter 2 (commencing with Section 15100) and Chapter 4 (commencing with Section 15300) to Division 15 of, to repeal Sections 13245, 14406, 14420, 14422, 15552, and 17500 of, to repeal Article 6 (commencing with Section 14320) of Chapter 3 of Division 14 of, to repeal Article 5 (commencing with Section 15645) of Chapter 12 of Division 15 of, to repeal Chapter 2 (commencing with Section 15050), Chapter 4 (commencing with Section 15200), Chapter 5 (commencing with Section 15250), Chapter 6 (commencing with Section 15300), and Chapter 7 (commencing with Section 15350) of Division 15 of, to repeal and add Sections 301, 14403, and 14404 of, and to repeal and add Chapter 1 (commencing with Section 15000) and Chapter 3 (commencing with Section 15150) of Division 15 of, the Elections Code, relating to elections.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 831—An act to amend Section 4560 of the Government Code, relating to child care.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1439—An act to amend Sections 14102, 14155, 14157, 14250, 14254.5, 14256, 14400, 14407, 14408, 14409, 14410, 14456, 14553, 14601, 14602, 14651, 14652, 14653, 14700, 14703, 14766, 14800, 14803, 14805, 14806, 14851, 14858, 14860, 14862, 14901, 14950, 14951, 14952, 14959, 15001, 15050, 15100, 15201, 15202, 15203, 15250, and 15251 of, to add Sections 14202.5, 14353.5, and 14452.5 to, to repeal Sections 14254, 14406, 14859, 14903, 14904, 15000, and 15307 of, to repeal Chapter 11 (commencing with Section 16100) of Division 5 of, and to repeal and add Sections 14252, 14350, 14351, 14352, and 14353 of, the Financial Code, relating to credit unions.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1448—An act to amend Section 48209.16 of the Education Code, relating to school attendance.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1686—An act to amend Sections 2571, 17047, 33050, 33590, 33595, 33596, 41601, 46200.5, 46201.5, 56031, 56032, 56050, 56155.5, 56301, 56329, 56343, 56345, 56361, 56363.1, 56364, 56364.1, 56366.3, 56366.4, 56381, 56426, 56501, 56505, 56505.1, 56506, and 56507 of, to amend and renumber Section 56364.5, as added by Chapter 854 of the Statutes of 1997, of, to add Sections 56041.5, 56043, 56302.5, 56341.5, and 56342.5 to, to add Article 3.5 (commencing with Section 56145) and Article 5.6 (commencing with Section 56170) to Chapter 2 of, and to add Article 7 (commencing with Section 56837) to Chapter 7.2 of, Part 30 of, to repeal Sections 33594 and 56365.5 of, to repeal and amend Sections 56001 and 56026 of, and to repeal and add Sections 56205 and 56345.1 of, the Education Code, and to amend Section 7570 of the Government Code, relating to special education.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1753—An act to add Sections 22203.5, 22363, and 22364 to the Education Code, and to amend Section 20153 of, and to add Sections 20096.5, 20152.5, and 20191.5 to, the Government Code, relating to public retirement system governing boards.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1764—An act to add Section 9082.7 to the Elections Code, relating to ballot pamphlets.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1959—An act to amend Sections 7321.5, 7582.8, and 7583.1 of the Business and Professions Code, and to amend Section 44031.5 of the Health and Safety Code, relating to licensing.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2044—An act to amend Sections 7583.9, 7583.10, and 7583.11 of, and to add Section 7583.43 to, the Business and Professions Code, relating to private patrol operators.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2051—An act to amend Section 1153 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2067—An act to amend Sections 1661, 9553, and 22651 of the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2095—An act to amend Sections 798.55 and 798.56a of the Civil Code, and to amend Section 18035.2 of the Health and Safety Code, relating to mobilehome parks.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2194—An act to amend Sections 1522, 1568.02, 1568.09, 1569.17, and 1569.725 of, and to add Section 1507.1 to, the Health and Safety Code, relating to community care.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1652—An act to amend Sections 312, 6715, 16728, 22391, and 22443.1 of the Business and Professions Code, to amend Sections 1789.24, 1812.54, 1812.66, 1812.105, 1812.129, 1812.503, 1812.510, 1812.515, 1812.525, and 1812.600 of the Civil Code, to amend Sections 995.710 and 1279 of the Code of Civil Procedure, to add Section 319 to, and to repeal Section 318 of, the Corporations Code, to amend Sections 12511, 18342, and 19420 of the Education Code, to amend Sections 113, 126, 12302, 12402, 23600, 23713, 25004, 34460, 61230, 65584.3, 68083, and 68116 of the Government Code, to amend Sections 2224, 2226, 4739.5, 6501, 13830, 13876, 25395, 32137, 33102, and 34116 of the Health and Safety Code, to amend Sections 9626, 29728, 29731, and 30150 of the Public Resources Code, to amend Sections 7578, 11895, 22258, and 30205 of, and to repeal Sections 7579, 29254, 30944, and 100464 of, the Public Utilities Code, to amend Section 27123 of the Streets and Highways Code, to amend Sections 30321.5, 30322, 30323, 31006, 34501, and 71598 of, and to repeal Section 34503 of, the Water Code, and to amend Sections 10 and 10.2 of Chapter 545 of the Statutes of 1943, relating to the Secretary of State, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Governmental Organization read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1823—An act to add Section 11466.24 to the Welfare and Institutions Code, relating to foster 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, and to be placed upon the Consent Calendar.

SENATE BILL NO. 2081—An act to add Section 223 to, the Welfare and Institutions Code, relating to youthful 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, and to be placed upon the Consent Calendar.

SENATE BILL NO. 412—An act to amend Section 10430 of, and to add Sections 10413 and 12122 to, the Public Contract Code, relating to state contracts.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 2020—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 Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 3, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

~~Assembly Bill No. 228~~

~~Assembly Bill No. 2197~~

Assembly Bill No. 471

Assembly Bill No. 2218

Assembly Bill No. 1741

Assembly Bill No. 2719

Assembly Bill No. 2045

Assembly Bill No. 2748

Assembly Bill No. 2194

And reports the same correctly enrolled, and presented to the Governor at 12:30 p.m., August 3, 1998.

E. DOTSON WILSON, Chief Clerk

(NOTE: On August 17, 1998, the action was rescinded whereby Assembly Bill No. 228 was reported correctly enrolled and presented to the Governor. See page 8464; and on August 13, 1998, the action was rescinded whereby Assembly Bill No. 2197 was reported correctly enrolled and presented to the Governor. See page 8387.)

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 2637 (Mazzoni)—An act to amend Section 44579.3 of, and to add Section 44259.3 to, the Education Code, relating to teachers.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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~~

~~Aekerman
Aguiar
Alby
Alquist
Aroner
Baen
Battin
Baugh
Bordonaro
Bowen
Bowler
Brown
Campbell
Cardenas
Cardoza
Cedillo
Cunneen~~

~~Davis
Ducheny
Escutia
Figueroa
Firestone
Frusetta
Gallegos
Goldsmith
Grantlund
Granville
Havice
Hertzberg
Honda
House
Kaloogian
Keeley
Knox
Kucht~~

~~Leach
Lempert
Leonard
Machado
Margett
Martinez
Mazzoni
Migden
Miller
Morrissey
Morrow
Murray
Napolitano
Olberg
Ortiz
Papan
Perata~~

~~Poochigian
Prenter
Richter
Runner
Scott
Shelley
Strom-Martin
Sweeney
Thomson
Torlakson
Vinecent
Washington
Wayne
Wildman
Wright
Mr. Speaker~~

~~NOES—1~~

~~Thompson~~

~~Above bill ordered enrolled.~~

(NOTE: On August 13, 1998, the action was rescinded whereby the Assembly concurred in Senate amendments to Assembly Bill No. 2637 and whereby the bill was ordered enrolled. See page 8387.)

ASSEMBLY BILL NO. 183 (Richter)—An act to add Section 328 to the Business and Professions Code, relating to consumer affairs.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—73

Ackerman	Davis	Leonard	Richter
Aguiar	Ducheny	Machado	Runner
Alby	Escutia	Margett	Scott
Alquist	Figuroa	Martinez	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Baca	Frusetta	Migden	Sweeney
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	Oller	Wildman
Brown	Kaloogian	Ortiz	Woods
Campbell	Keeley	Pacheco	Wright
Cardenas	Knox	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	
Cedillo	Leach	Poochigian	
Cunneen	Lempert	Prenter	

NOES—1

McClintock

Above bill ordered enrolled.

ASSEMBLY BILL NO. 726 (Baugh)—An act to amend Sections 318.5 and 318.6 of the Penal Code, relating to adult entertainment.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Richter
Alby	Escutia	Machado	Runner
Alquist	Figueroa	Margett	Scott
Baca	Firestone	Martinez	Shelley
Baldwin	Floyd	Miller	Strom-Martin
Battin	Frusetta	Morrissey	Sweeney
Baugh	Gallegos	Morrow	Thompson
Bordonaro	Goldsmith	Napolitano	Thomson
Bowler	Havice	Olberg	Torlakson
Brewer	Hertzberg	Oller	Vincent
Brown	Honda	Ortiz	Washington
Campbell	House	Pacheco	Wayne
Cardenas	Kaloogian	Papan	Wildman
Cardoza	Keeley	Perata	Woods
Cunneen	Leach	Poochigian	Wright

NOES—5

Bowen	Mazzoni	Murray
Kuehl	Migden	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 726: Assembly Member Murray, from "Aye" to "No".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1864 (Papan)—An act to amend Sections 84101, 84103, 84200.5, 84211, and 91007 of, and to repeal and add Section 83116.5 of, the Government Code, relating to the Political Reform Act of 1974.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly refused to concur in Senate amendments by the following vote:

AYES—4

McClintock	Pacheco	Shelley	Thompson
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NOES—68

Ackerman	Davis	Kuehl	Papan
Aguiar	Ducheny	Leach	Perata
Alquist	Escutia	Lempert	Poochigian
Aroner	Figueroa	Leonard	Prenter
Baca	Firestone	Machado	Runner
Baldwin	Floyd	Margett	Scott
Battin	Frusetta	Martinez	Strom-Martin
Baugh	Gallegos	Mazzoni	Sweeney
Bordonaro	Goldsmith	Migden	Thomson
Bowen	Granlund	Miller	Torlakson
Brewer	Havice	Morrissey	Vincent
Brown	Hertzberg	Morrow	Washington
Campbell	Honda	Murray	Wayne
Cardenas	House	Napolitano	Wildman
Cardoza	Kaloogian	Olberg	Woods
Cedillo	Keeley	Oller	Wright
Cunneen	Knox	Ortiz	Mr. Speaker

Vote Changes

By unanimous consent, the following vote changes were permitted on concurrence in Senate amendments to Assembly Bill No. 1864: Assembly Member Poochigian, from “Aye” to “No”; Assembly Member Thompson, from “No” to “Aye”.

ASSEMBLY BILL NO. 901 (Napolitano)—An act to add Section 15364.10 to, and to repeal Section 15364.7 of, the Government Code, relating to international trade.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—48

Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Baca	Floyd	Migden	Strom-Martin
Bowen	Gallegos	Morrissey	Sweeney
Brown	Havice	Murray	Thomson
Cardenas	Hertzberg	Napolitano	Torlakson
Cardoza	Honda	Oller	Vincent
Cedillo	Keeley	Ortiz	Washington
Cunneen	Knox	Papan	Wayne
Davis	Kuehl	Perata	Wildman
Ducheny	Lempert	Prenter	Wright
Escutia	Machado	Richter	Mr. Speaker

NOES—24

Ackerman	Bowler	Kaloogian	Olberg
Aguiar	Brewer	Leach	Pacheco
Alby	Campbell	Leonard	Poochigian
Baldwin	Goldsmith	McClintock	Runner
Baugh	Granlund	Miller	Thompson
Bordonaro	House	Morrow	Woods

Above bill ordered enrolled.

ASSEMBLY BILL NO. 921 (Wayne)—An act to add Section 116551 to the Health and Safety Code, relating to water, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—68

Aguiar	Escutia	Machado	Prenter
Alquist	Figueroa	Martinez	Richter
Aroner	Firestone	Mazzoni	Runner
Baca	Frusetta	McClintock	Scott
Battin	Gallegos	Migden	Shelley
Bordonaro	Goldsmith	Miller	Strom-Martin
Bowen	Granlund	Morrissey	Sweeney
Bowler	Havice	Morrow	Thompson
Brewer	Hertzberg	Murray	Thomson
Brown	Honda	Napolitano	Torlakson
Campbell	House	Olberg	Vincent
Cardenas	Kaloogian	Oller	Washington
Cardoza	Keeley	Ortiz	Wayne
Cedillo	Kuehl	Pacheco	Wildman
Cunneen	Leach	Papan	Woods
Davis	Lempert	Perata	Wright
Ducheny	Leonard	Poochigian	Mr. Speaker

NOES—3

Ackerman	Alby	Baugh
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Above bill ordered enrolled.

ASSEMBLY BILL NO. 1515 (Baugh)—An act 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 refused to concur in Senate amendments by the following vote:

AYES—4

Baugh	Bordonaro	Martinez	Runner
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NOES—69

Ackerman	Ducheny	Lempert	Prenter
Aguiar	Escutia	Leonard	Richter
Alby	Figueroa	Margett	Scott
Alquist	Firestone	Mazzoni	Shelley
Aroner	Floyd	McClintock	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Baldwin	Gallegos	Miller	Thompson
Battin	Goldsmith	Morrissey	Thomson
Bowen	Granlund	Morrow	Torlakson
Bowler	Havice	Murray	Vincent
Brewer	Hertzberg	Napolitano	Washington
Brown	Honda	Olberg	Wayne
Campbell	House	Oller	Wildman
Cardenas	Kaloogian	Ortiz	Woods
Cardoza	Keeley	Pacheco	Wright
Cedillo	Knox	Papan	
Cunneen	Kuehl	Perata	
Davis	Leach	Poochigian	

ASSEMBLY BILL NO. 1644 (Figueroa)—An act relating to private information.

The question being: Shall the Assembly concur in the Senate amendments 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

Figueroa Runner

NOES—72

Ackerman	Cunneen	Lempert	Perata
Aguiar	Davis	Leonard	Poochigian
Alby	Ducheny	Machado	Prenter
Alquist	Escutia	Margett	Richter
Aroner	Firestone	Martinez	Scott
Baca	Floyd	Mazzoni	Shelley
Baldwin	Frusetta	McClintock	Strom-Martin
Battin	Gallegos	Migden	Sweeney
Baugh	Goldsmith	Miller	Thompson
Bordonaro	Granlund	Morrissey	Thomson
Bowen	Havice	Morrow	Torlakson
Bowler	Hertzberg	Murray	Vincent
Brewer	Honda	Napolitano	Washington
Brown	Kaloogian	Olberg	Wayne
Campbell	Keeley	Oller	Wildman
Cardenas	Knox	Ortiz	Woods
Cardoza	Kuehl	Pacheco	Wright
Cedillo	Leach	Papan	Mr. Speaker

At 1:12 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

ASSEMBLY BILL NO. 1707 (Wildman)—An act to add Section 12370 to the Penal Code, relating to body armor.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—68

Aguiar	Ducheny	Machado	Prenter
Alby	Escutia	Margett	Richter
Alquist	Figueroa	Martinez	Runner
Aroner	Firestone	Mazzoni	Scott
Baca	Frusetta	McClintock	Shelley
Battin	Gallegos	Migden	Strom-Martin
Bordonaro	Goldsmith	Miller	Sweeney
Bowen	Granlund	Morrissey	Thompson
Bowler	Havice	Murray	Thomson
Brewer	Hertzberg	Napolitano	Torlakson
Brown	Honda	Olberg	Vincent
Campbell	House	Oller	Washington
Cardenas	Keeley	Ortiz	Wayne
Cardoza	Kuehl	Pacheco	Wildman
Cedillo	Leach	Papan	Woods
Cunneen	Lempert	Perata	Wright
Davis	Leonard	Poochigian	Mr. Speaker

NOES—5

Ackerman	Baugh	Morrow
Baldwin	Kaloogian	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1709 (Alquist)—An act to add Sections 7685.5, 9663, and 17530.7 to the Business and Professions Code, relating to cemetery and funeral fraud.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—64

Aguiar	Davis	Leonard	Prenter
Alby	Ducheny	Machado	Runner
Alquist	Escutia	Martinez	Scott
Aroner	Figueroa	Mazzoni	Shelley
Baca	Frusetta	Migden	Strom-Martin
Battin	Gallegos	Miller	Sweeney
Bordonaro	Goldsmith	Morrissey	Thompson
Bowen	Granlund	Morrow	Thomson
Bowler	Havice	Murray	Torlakson
Brewer	Hertzberg	Napolitano	Vincent
Brown	Honda	Olberg	Washington
Campbell	Keeley	Ortiz	Wayne
Cardenas	Knox	Pacheco	Wildman
Cardoza	Kuehl	Papan	Woods
Cedillo	Leach	Perata	Wright
Cunneen	Lempert	Poochigian	Mr. Speaker

NOES—5

Ackerman	Baugh	McClintock
Baldwin	Kaloogian	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1984 (Miller)—An act to amend Sections 18015.5, 18020, 18020.5, 18025, 18025.5, 18026, 18027.3, 18029, 18029.5, 18030, and 18604 of the Health and Safety Code, relating to recreational 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—74

Ackerman	Davis	Lempert	Poochigian
Aguiar	Ducheny	Leonard	Prenter
Alby	Escutia	Machado	Runner
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Martinez	Shelley
Baca	Floyd	Mazzoni	Strom-Martin
Baldwin	Frusetta	McClintock	Sweeney
Battin	Gallegos	Migden	Thompson
Baugh	Goldsmith	Miller	Thomson
Bordonaro	Granlund	Morrissey	Torlakson
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	Pacheco	Mr. Speaker
Cedillo	Kuehl	Papan	
Cunneen	Leach	Perata	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2001 (Kuehl)—An act to add Section 1812.5093 to the Civil Code, and to amend Section 1596.65 of the Health and Safety Code, relating to employment 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—63

Ackerman	Ducheny	Leonard	Perata
Aguiar	Escutia	Machado	Prenter
Alby	Figueroa	Margett	Runner
Alquist	Firestone	Martinez	Scott
Aroner	Floyd	Mazzoni	Shelley
Baca	Frusetta	Migden	Strom-Martin
Bordonaro	Gallegos	Miller	Sweeney
Bowen	Granlund	Morrissey	Thomson
Bowler	Havice	Morrow	Torlakson
Brewer	Hertzberg	Murray	Vincent
Brown	Honda	Napolitano	Washington
Campbell	Keeley	Olberg	Wayne
Cardenas	Knox	Oller	Wildman
Cedillo	Kuehl	Ortiz	Wright
Cunneen	Leach	Pacheco	Mr. Speaker
Davis	Lempert	Papan	

NOES—6

Baldwin	House	McClintock
Baugh	Kaloogian	Thompson

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2020 (Thomson)—An act to add Section 1360.5 to the Civil Code, relating to civil rights.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—48

Alquist	Escutia	Machado	Prenter
Aroner	Figueroa	Martinez	Scott
Baca	Floyd	Mazzoni	Shelley
Bordonaro	Gallegos	McClintock	Strom-Martin
Bowen	Havice	Migden	Sweeney
Brown	Hertzberg	Miller	Thomson
Cardenas	Honda	Murray	Vincent
Cardoza	Keeley	Napolitano	Washington
Cedillo	Knox	Ortiz	Wayne
Cunneen	Kuehl	Pacheco	Wildman
Davis	Lempert	Papan	Woods
Ducheny	Leonard	Perata	Mr. Speaker

NOES—22

Ackerman	Campbell	Kaloogian	Oller
Alby	Firestone	Leach	Richter
Baldwin	Frusetta	Margett	Runner
Baugh	Goldsmith	Morrissey	Thompson
Bowler	Granlund	Morrow	
Brewer	House	Olberg	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2181 (Firestone)—An act to amend Sections 42825, 42835, and 42850 of, and to add Section 42850.1 to, the Public Resources Code, relating to waste tires.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—69

Aguiar	Escutia	Machado	Richter
Alby	Figueroa	Margett	Runner
Alquist	Firestone	Martinez	Scott
Aroner	Floyd	Mazzoni	Shelley
Baca	Frusetta	Migden	Strom-Martin
Baldwin	Gallegos	Miller	Sweeney
Battin	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowen	Havice	Murray	Vincent
Bowler	Hertzberg	Napolitano	Washington
Brewer	Honda	Olberg	Wayne
Brown	House	Oller	Wildman
Campbell	Keeley	Ortiz	Woods
Cardenas	Knox	Pacheco	Wright
Cardoza	Kuehl	Papan	Mr. Speaker
Cunneen	Leach	Perata	
Davis	Lempert	Poochigian	
Ducheny	Leonard	Prenter	

NOES—5

Ackerman	Kaloogian	Thompson
Baugh	McClintock	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2341 (Committee on Agriculture)—An act to amend Sections 52291, 52292, 52296, 52323, 52324, and 52325 of, to repeal Sections 52293 and 52294 of, and to repeal and add Chapter 3 (commencing with Section 52651) of Division 18 of, the Food and Agricultural Code, relating to agriculture, and making an appropriation therefor.

Bill presented by Assembly Member Cardoza.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Richter
Aguiar	Escutia	Machado	Runner
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Mazzoni	Shelley
Baca	Frusetta	Migden	Strom-Martin
Battin	Gallegos	Miller	Sweeney
Baugh	Goldsmith	Morrissey	Thompson
Bordonaro	Granlund	Murray	Thomson
Bowler	Havice	Napolitano	Torlakson
Brewer	Hertzberg	Olberg	Vincent
Brown	Honda	Oller	Washington
Campbell	House	Ortiz	Wayne
Cardenas	Keeley	Pacheco	Wildman
Cardoza	Knox	Papan	Woods
Cedillo	Kuehl	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker
Davis	Lempert	Prenter	

NOES—5

Baldwin	Kaloogian	McClintock
Bowen	Martinez	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 2341: Assembly Member Oller, from “No” to “Aye”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2724 (Cardenas)—An act to amend Section 704.080 of the Code of Civil Procedure, relating to debtor-creditor relations.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Davis	Machado	Runner
Aguiar	Ducheny	Margett	Scott
Alby	Escutia	Martinez	Shelley
Alquist	Figueroa	Mazzoni	Strom-Martin
Aroner	Firestone	Migden	Sweeney
Baca	Frusetta	Miller	Thompson
Battin	Gallegos	Morrissey	Thomson
Baugh	Goldsmith	Morrow	Torlakson
Bordonaro	Granlund	Murray	Vincent
Bowen	Havice	Napolitano	Washington
Bowler	Hertzberg	Olberg	Wayne
Brewer	Honda	Oller	Wildman
Brown	Keeley	Ortiz	Woods
Campbell	Knox	Pacheco	Wright
Cardenas	Kuehl	Papan	Mr. Speaker
Cardoza	Leach	Perata	
Cedillo	Lempert	Poochigian	
Cunneen	Leonard	Prenter	

NOES—4

Baldwin	House	Kaloogian	McClintock
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Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 2724: Assembly Member Kaloogian, from “Aye” to “No”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2734 (Pacheco)—An act to add Section 784.7 to the Penal Code, relating to criminal procedure.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—73

Ackerman	Davis	Leonard	Richter
Aguiar	Ducheny	Machado	Runner
Alby	Escutia	Margett	Scott
Alquist	Figueroa	Martinez	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
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	Oller	Wildman
Brown	Kaloogian	Ortiz	Woods
Campbell	Keeley	Pacheco	Wright
Cardenas	Knox	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	
Cedillo	Leach	Poochigian	
Cunneen	Lempert	Prenter	

NOES—1

Migden

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2758 (Committee on Agriculture)—An act to amend Sections 41711, 41721, 41731, 41732, 41752, 41752.5, 41753, 41754, 41755, 41756, 41757, 41801, 41802, 41804, 41806, 41862, 41863, 41866, and 41867 of, to amend the heading of Article 4 (commencing with Section 41731) of Chapter 5 of Division 16 of, to add Section 41710 to, and to repeal Article 9 (commencing with Section 41871) of Chapter 5 of Division 16 of, the Food and Agricultural Code, relating to agricultural product standards, and making an appropriation therefor.

Bill presented by Assembly Member Cardoza.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—66

Ackerman	Ducheny	Leonard	Runner
Aguiar	Escutia	Machado	Scott
Alby	Figueroa	Margett	Shelley
Alquist	Firestone	Mazzoni	Strom-Martin
Aroner	Frusetta	Migden	Sweeney
Baca	Gallegos	Miller	Thompson
Battin	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Murray	Torlakson
Bowler	Havice	Napolitano	Vincent
Brewer	Hertzberg	Olberg	Washington
Brown	Honda	Ortiz	Wayne
Campbell	House	Pacheco	Wildman
Cardenas	Keeley	Papan	Woods
Cardoza	Knox	Perata	Wright
Cedillo	Kuehl	Poochigian	Mr. Speaker
Cunneen	Leach	Prenter	
Davis	Lempert	Richter	

NOES—7

Baldwin	Bowen	Martinez	Morrow
Baugh	Kaloogian	McClintock	

Above bill ordered enrolled.

**NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1735
FROM COMMITTEE CONTINUED**

Assembly Member Pacheco was granted unanimous consent that the notice of motion to withdraw Assembly Bill No. 1735 from the Committee on Public Safety be continued until the next legislative day.

BILLS RETURNED TO THIRD READING FILE

Pursuant to Assembly Rule 78, the following bills were withdrawn from the inactive file, and placed upon the third reading file:

Senate Bill No. 1361, on request of Assembly Member Davis;

Senate Bill No. 1196, on request of Assembly Member Oller;

Senate Bill No. 507, on request of Assembly Member Shelley.

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 23 and Senate Constitutional Amendment No. 13 were continued until the next legislative day.

CAUCUS ANNOUNCEMENTS

At 1:43 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 1:44 p.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 2:12 p.m., the Assembly reconvened.

Hon. Antonio R. Villaraigosa, Speaker of the Assembly, presiding.

RECESS

By unanimous consent, at 2:17 p.m., Speaker Villaraigosa declared the Assembly recessed to permit the introduction of special guests.

Speaker Villaraigosa appointed Assembly Members Perata, Wright, Aroner, Murray, Leonard, and Aguiar as a Select Committee on Escort to escort the guests of the Assembly to the Rostrum.

Speaker Villaraigosa introduced His Excellency the Prime Minister of the Republic of Cape Verde, Dr. Carlos Alberto Wahnnon de Carvalho Veiga, his wife Mrs. Epifania Almeida, Mrs. Marly Barbosa Vicente, Secretary of State of the Republic of Cape Verde, and Benjamin P. Monteiro, Consul General of the Boston Consulate, the Republic of Cape Verde, whereupon His Excellency Carlos Alberto Wahnnon de Carvalho Veiga addressed the assemblage.

Assembly Member Perata then presented a resolution commending him on his illustrious record of personal and professional accomplishments and dedicated public service whereupon special presentations were exchanged by His Excellency Carlos Alberto Wahnnon de Carvalho Veiga and Speaker Villaraigosa.

CAUCUS ANNOUNCEMENTS

At 2:31 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.

REASSEMBLED

At 4:10 p.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. 28, on request of Assembly Member Brown.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Murray announced that the Committee on Transportation would meet today, 15 minutes after adjournment of Floor session.

Assembly Member Vincent announced that the Committee on Elections, Reapportionment and Constitutional Amendments would meet today upon adjournment of Floor session.

**RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT
ASSEMBLY RULE 77.2**

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Assembly Concurrent Resolution No. 20 to the Committee on Appropriations.

JOINT RULE 62(a) WAIVED

Assembly Member Shelley was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 1540 for hearing in the Committee on Human Services, on Tuesday, August 4, 1998, at 9:30 a.m.

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTION TO RECONSIDER SENATE BILL NO. 1419
Request for Reconsideration**

In compliance with a motion given on a previous day, Assembly Member Papan requested unanimous consent that the vote be reconsidered whereby Senate Bill No. 1419 was refused passage.

Assembly Member Morrissey withheld unanimous consent.

Motion

Assembly Member Papan moved that the vote be reconsidered whereby Senate Bill No. 1419 was refused passage.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Pacheco moved a call of the Assembly.

Motion carried. Time, 4:15 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 2028 (McPherson)—An act to amend Sections 6596, 7858, 8246.6, 8405.1, 8561.5, 8562, 8568, 8569, 9000, 9001.5, and 9001.6 of, and to repeal Section 8255 of, the Fish and Game Code, relating to fishing.

Bill read third time.

Motion to Amend

Assembly Member Bordonaro moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 2161, on request of Assembly Member Bordonaro.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
PAPAN MOTION TO RECONSIDER SENATE BILL NO. 1419**

At 4:17 p.m., on motion of Assembly Member Pacheco, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Papan motion to reconsider the vote whereby Senate Bill No. 1419 was refused passage lost by the following vote:

AYES—6

Alquist	Martinez	Pacheco
Cardoza	Mazzoni	Vincent

NOES—16

Ackerman	Brewer	Leonard	Morrow
Battin	Campbell	Margett	Prenter
Baugh	Firestone	McClintock	Runner
Bowen	Leach	Miller	Woods

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

MOTION TO RECONSIDER SENATE BILL NO. 1427 CONTINUED

By unanimous consent, the motion to reconsider the vote on Senate Bill No. 1427 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. 2637, Concurrence: Bordonaro, Brown, Campbell, Davis, Goldsmith, Kaloogian, Martinez, Miller, Morrow, Poochigian, and Prenter—Aye.

Assembly Bill No. 183, Concurrence: Bordonaro, Brown, Campbell, Goldsmith, Kaloogian, Martinez, Morrow, and Prenter—Aye.

Assembly Bill No. 726, Concurrence: Battin, Bordonaro, Goldsmith, Kaloogian, Martinez, and Morrow—Aye.

Assembly Bill No. 1864, Concurrence: Pacheco—Aye; Bordonaro, Goldsmith, Kaloogian, Morrow, and Olberg—No.

Assembly Bill No. 901, Concurrence: Oller—Aye; Baugh, Bordonaro, Kaloogian, Miller, Morrow, and Poochigian—No.

Assembly Bill No. 921, Concurrence: Bordonaro, Cardoza, Goldsmith, Kaloogian, and Morrow—Aye; Baugh—No.

Assembly Bill No. 1515, Concurrence: Bordonaro—Aye; Kaloogian and Morrow—No.

Assembly Bill No. 1644, Concurrence: Bordonaro, Kaloogian, and Morrow—No.

Assembly Bill No. 1707, Concurrence: Alby, Bordonaro, and Oller—Aye; Baugh, Kaloogian, and Morrow—No.

Assembly Bill No. 1709, Concurrence: Bordonaro, Cardoza, Morrow, and Olberg—Aye; Baugh and Kaloogian—No.

Assembly Bill No. 1984, Concurrence: Bordonaro, Cardoza, Kaloogian, and Morrow—Aye.

Assembly Bill No. 2001, Concurrence: Bordonaro and Morrow—Aye; Kaloogian—No.

Assembly Bill No. 2020, Concurrence: Bordonaro—Aye; Baugh, Kaloogian, Morrow, and Olberg—No.

Assembly Bill No. 2181, Concurrence: Battin, Bordonaro, Morrow, and Poochigian—Aye; Baugh and Kaloogian—No.

Assembly Bill No. 2341, Concurrence: Bordonaro and Woods—Aye; Kaloogian—No.

Assembly Bill No. 2724, Concurrence: Bordonaro, Morrow, and Poochigian—Aye.

Assembly Bill No. 2734, Concurrence: Bordonaro, Kaloogian, and Morrow—Aye.

Assembly Bill No. 2758, Concurrence: Bordonaro and Woods—Aye; Kaloogian and Morrow—No.

MOTION TO ADJOURN

At 4:17 p.m., Assembly Member Aguiar moved that the Assembly do now adjourn.

Assembly Member Baca seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Member Papan arose to speak on the condition of the file.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

The question being on the motion of Assembly Member Aguiar that the Assembly adjourn.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 4:18 p.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

MESSAGES FROM THE SENATE

August 3, 1998

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: By direction of the Senate I am returning Senate Bill 1362 to the Assembly for further action.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Above bill held at the Desk.

August 3, 1998

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: The Senate this day rescinded the action whereby it refused to concur in Assembly amendments to Senate Bill 1110.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Senate Chamber, August 3, 1998

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. 1561.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, August 3, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 1849

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, August 3, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 1640
Assembly Bill No. 2193

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, August 3, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 81

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered enrolled.

Senate Chamber, August 3, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 182	Assembly Bill No. 1731
Assembly Bill No. 284	Assembly Bill No. 1848
Assembly Bill No. 346	Assembly Bill No. 1977
Assembly Bill No. 635	Assembly Bill No. 1987
Assembly Bill No. 795	Assembly Bill No. 2573
Assembly Bill No. 1121	Assembly Bill No. 2746
Assembly Bill No. 1614	Assembly Bill No. 2761

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 3, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Concurrent Resolution No. 175

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 3, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 103

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. 103—Relative to Clean Water Day.

ADJOURNMENT

At 4:20 p.m., pursuant to the motion by Assembly Member Aguiar, the Assembly adjourned until 8:30 a.m., Thursday, August 6, 1998, out of respect to the memory of Megan White and Chrissy Hagle, on motion of Assembly Member Strom-Martin; out of respect to the memory of Julie Ann Barreda Heimdahl, on motion of Assembly Member Cedillo; out of respect to the memory of Hans Schiller, on motion of Assembly Member Mazzoni; out of respect to the memory of Sarah Jane Carr, on motion of Assembly Member Napolitano; out of respect to the memory of Norma Merry, on motion of Assembly Member Aguiar; out of respect to the memory of Helen M. Curnow, on motion of Assembly Member Wildman; and out of respect to the memory of Officer Jacob J. Chestnut and Detective John Gibson, on motion of Assembly Member Papan.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON AUGUST 3, 1998**

The following measures were amended in the Assembly on this day:

ACR	RN
183	9817168

AJR	RN
59	9816344

SB	RN
312	9817137
412	9816658
1652	9817200
1823	9816888
1827	9817343
1901	9817175
2020	9816784
2028	9816355
2081	9816871

Daily Total:	11
Cumulative Total:	7409

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, August 6, 1998

**TWO HUNDRED FIFTY-FIRST SESSION DAY
SIX 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.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, August 6, 1998

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 Brian Ebbert 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, 8:31 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 8:45 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—78:

Ackerman	Cunneen	Lempert	Prenter
Aguiar	Davis	Leonard	Pringle
Alby	Ducheny	Machado	Richter
Alquist	Escutia	Margett	Runner
Aroner	Figuroa	Martinez	Scott
Ashburn	Floyd	Mazzoni	Shelley
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Migden	Sweeney
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
Bustamante	Keeley	Ortiz	Woods
Campbell	Knox	Pacheco	Wright
Cardenas	Kuehl	Papan	Mr. Speaker
Cardoza	Kuykendall	Perata	
Cedillo	Leach	Poochigian	

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 sanctified and transfigured the whole universe with Your light. You have delivered the world from transgression and have given us the promise of the transformation of mankind at Your Second Coming. Lord, as You have shined Your holy light upon countless generations, we ask that You illumine our hearts and minds this day, to seek Your will in all that we do.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Wright 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 Runner.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

Because of illness: Assembly Member Takasugi.

The following Assembly Member was excused for the day, and his per diem was waived: Firestone.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

August 4, 1998

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Steve Baldwin to the Revenue and Taxation Committee in place of Assemblymember Nao Takasugi for the hearing on Monday, August 10, 1998, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

August 5, 1998

E. Dotson Wilson
Chief Clerk
State Capitol
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Tom Woods to replace Assemblymember Bob Margett on the Local Government Committee for today's hearing only.

Sincerely,

ANTONIO R. VILLARAIGOSA
 Speaker of the Assembly

The following letter of transmittal was presented by the Speaker, and ordered printed in the Journal:

California State Auditor

98012

August 4, 1998

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 the 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 received more drug TARs during the current six-month review period than in earlier periods. Only 76 percent of the requests in the sample we reviewed were fully processed within one workday, as required. However, the drug providers could access the decisions on all but a few of these requests within one workday through the department's Provider Telecommunications Network.

Respectfully submitted,

KURT R. SJOBERG
 State Auditor

Above report referred to the Committee on Health.

REPORTS

The following reports were presented by the Chief Clerk:

**1998 OAL Determination No. 8
(Department of Corrections) Docket No. 91-003**

**1998 OAL Determination No. 9
(Department of Corrections) Docket No. 91-004**

**1998 OAL Determination No. 10
(Department of Health Services/Department of Toxic Substances Control)
Docket No. 91-006
(Pursuant to Section 11340.5, Government Code)**

Above transmitted report, together with letter of transmittal from Edward G. Heidig, Director, Office of Administrative Law, Sacramento, dated July 31, 1998, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

**Farmland Conversion Report 1994 to 1996
(Pursuant to Section 65570, Government Code)**

Above transmitted report, together with letter of transmittal from Lawrence J. Goldzband, Director, Department of Conservation, Sacramento, dated July 31, 1998, referred by the Speaker to the Committee on Agriculture.

**Medi-Cal Management Information and Decision Support System
(Pursuant to Chapter 294, Section 78, Senate Bill 391 for 1997)**

Above transmitted report, together with letter of transmittal from S. Kimberly Belshé, Director, Department of Health Services, Sacramento, dated January 21, 1998, referred by the Speaker to the Committee on Health.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 5, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

- | | |
|------------------------|-----------------------------------|
| Assembly Bill No. 183 | Assembly Bill No. 2001 |
| Assembly Bill No. 726 | Assembly Bill No. 2020 |
| Assembly Bill No. 901 | Assembly Bill No. 2181 |
| Assembly Bill No. 921 | Assembly Bill No. 2193 |
| Assembly Bill No. 1640 | Assembly Bill No. 2637 |
| Assembly Bill No. 1707 | Assembly Bill No. 2724 |
| Assembly Bill No. 1709 | Assembly Bill No. 2734 |
| Assembly Bill No. 1984 | |

And reports the same correctly enrolled, and presented to the Governor at 1:30 p.m., August 5, 1998.

E. DOTSON WILSON, Chief Clerk

(NOTE: On August 13, 1998, the action was rescinded whereby Assembly Bill No. 2637 was reported correctly enrolled and presented to the Governor. See page 8387.)

Assembly Chamber, August 5, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Concurrent Resolution No. 81

And reports the same correctly enrolled, and presented to the Secretary of State on the 5th day of August, 1998, at 2 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, August 6, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Concurrent Resolution No. 142

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to Consent Calendar.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Information Technology, to convene jointly with the Senate Select Committee on Economic Development and the Senate Select Committee on Procurement, Expenditures and Information Technology, on August 18, 1998;

International Trade and Development, on August 10, 1998, one hour prior to Floor session;

Local Government, on August 12, 1998, at 1:30 p.m., in Room 437.

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 6, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 1541

Senate Bill No. 1946

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 1541—An act to add Section 1259.3 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. 1946—An act to add Chapter 4 (commencing with Section 11758.80) to Part 1 of Division 8.5 of the Health and Safety Code, relating to substance 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 Natural Resources

August 6, 1998

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 2010

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWEN, Chairwoman

SENATE BILL NO. 2010—An act to amend Sections 33000, 33102, and 33200 of, to amend the heading of Division 23 (commencing with Section 33000) of, to add Section 33106 to, and to add Chapter 4 (commencing with Section 33300) to Division 23 of, the Public Resources Code, relating to the Santa Monica Mountains and Rivers Conservancy.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 6, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Senate Bill No. 998

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 998—An act to amend, repeal, and add Sections 2590, 2591, 2592, 2593, and 2596 of, and to add Sections 2597 and 2598 to, the Business and Professions Code, relating to perfusion, 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, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Senate Bill No. 2189

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 2189—An act to add Chapter 2 (commencing with Section 14100) to Part 5 of Division 3 of Title 1 of the Corporations Code, relating to small business venture funds.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 6, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Senate Bill No. 1825
Senate Bill No. 2227

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 1825—An act to amend Sections 69899.5, 73565, 73566, 73567, 73568, 73604, 73759, 73772, 73773, 73794, 73798, 74000, 74001, 74001.5, 74002, 74004, 74005, 74603, 74604, 74607, 74610, 74642, 74643, 74905, 74907, 74909, 74910, 74911, 74912, and 74913 of, to repeal Sections 73775, 73778, 73778.5, 73780, 73795, 73799, and 74006 of, and to add Sections 73586.1, and 74727.5, to, the Government Code, relating to courts.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 2227—An act to amend Section 56835 of, and to add Sections 56700.3, 56800.3, 56828.5, 56842.7, 56844.2, 57082.5, and 57330.5 to, the Government Code, relating to open-space land.

Bill read second time; author's amendments, 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 6, 1998

Mr. Speaker: The Chair of your Committee on Judiciary reports:
Senate Bill No. 1536

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUZIA, Chairwoman

SENATE BILL NO. 1536—An act to add Section 1431.25 to the Civil Code, relating to liability.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

August 6, 1998

Mr. Speaker: The Chair of your Committee on Judiciary reports:
Senate Bill No. 977

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUZIA, Chairwoman

SENATE BILL NO. 977—An act to add Sections 1344.5 and 1344.6 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 Judiciary

August 6, 1998

Mr. Speaker: The Chair of your Committee on Judiciary reports:
Senate Bill No. 1504
Senate Bill No. 1717

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUZIA, Chairwoman

SENATE BILL NO. 1504—An act to amend Sections 1368, 1368.01, 1368.03, and 1368.04 of, and to add Article 12 (commencing with Section 1399.80) to Chapter 2.2 of Division 2 of, the Health and Safety Code, and to add Article 2.55 (commencing with Section 10145.80) to Chapter 1 of Part 2 of Division 2 of 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. 1717—An act to add Section 3135 to, and to repeal and add Part 3 (commencing with Section 3400) of Division 8 of, the Family Code, relating to child custody.

Bill read 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: August 3, 1998

Mr. Speaker: Your Committee on Transportation reports:

Senate Concurrent Resolution No. 99

With the recommendation: Be adopted, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

MURRAY, Chairman

Above resolution re-referred to the Committee on Appropriations.

Date of Hearing: August 3, 1998

Mr. Speaker: Your Committee on Transportation reports:

Assembly Concurrent Resolution No. 176

With the recommendation: Be adopted, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

MURRAY, Chairman

Above resolution re-referred to the Committee on Appropriations.

Date of Hearing: August 3, 1998

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 1857

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: August 3, 1998

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 1083

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Rules.

MURRAY, Chairman

Above bill ordered to second reading.

Date of Hearing: August 3, 1998

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 1250

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.

Date of Hearing: August 3, 1998

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 1742

With the recommendation: Do pass, and be re-referred to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

MURRAY, Chairman

Above bill re-referred to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

Date of Hearing: August 3, 1998

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 1488

With the recommendation: Do pass.

MURRAY, Chairman

Above bill ordered to second reading.

Date of Hearing: August 3, 1998

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 1754

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 Judiciary

Date of Hearing: July 28, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 262

With amendments with the recommendation: Amend, and do pass, as amended.

ESCUTIA, Chairwoman

Above bill ordered to second reading.

Committee on Health

Date of Hearing: August 4, 1998

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 2239

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

GALLEGOS, Chairman

Above bill ordered to second reading.

Date of Hearing: August 4, 1998

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 1140

Senate Bill No. 2238

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.

Committee on Judiciary

Date of Hearing: July 28, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 930

With amendments with the recommendation: Amend, and do pass, as amended.

ESCUTIA, Chairwoman

Above bill ordered to second reading.

Committee on Insurance

Date of Hearing: August 5, 1998

Mr. Speaker: Your Committee on Insurance reports:

Assembly Bill No. 1551

With the recommendation: That the Senate amendments be concurred in.

FIGUEROA, Chairwoman

Above bill ordered to unfinished business.

**Committee on Consumer Protection, Governmental Efficiency
and Economic Development**

Date of Hearing: August 4, 1998

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Assembly Bill No. 508

With the recommendation: That the Senate amendments be concurred in.

DAVIS, Chairwoman

Above bill ordered to unfinished business.

Committee on Transportation

Date of Hearing: August 3, 1998

Mr. Speaker: Your Committee on Transportation reports:

Assembly Concurrent Resolution No. 180

With amendments with the recommendation: Be adopted, as amended, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

MURRAY, Chairman

Above resolution ordered to second reading.

Committee on Human Services

Date of Hearing: August 4, 1998

Mr. Speaker: Your Committee on Human Services reports:

Senate Bill No. 1540

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ARONER, Chairwoman

Above bill ordered to second reading.

Committee on Rules

Date of Hearing: August 6, 1998

Mr. Speaker: Your Committee on Rules reports:

Senate Bill No. 1774

With the recommendation: That the bill be re-referred to the Committee on Appropriations.

HERTZBERG, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: August 6, 1998

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 63

Senate Concurrent Resolution No. 103

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.

HERTZBERG, Chairman

Above resolutions ordered on file.

Date of Hearing: August 6, 1998

Mr. Speaker: Your Committee on Rules reports:

Assembly Joint Resolution No. 59

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.

HERTZBERG, Chairman

Above resolution ordered on file.

Date of Hearing: August 6, 1998

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 99

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.

HERTZBERG, Chairman

Above resolution ordered on file.

Date of Hearing: August 3, 1998

Mr. Speaker: Your Committee on Rules reports:

Assembly Joint Resolution No. 68

With the recommendation: That the resolution be re-referred to the Committee on International Trade and Development.

HERTZBERG, Chairman

Above resolution re-referred to the Committee on International Trade and Development.

August 6, 1998

Mr. Speaker: Your Committee on Rules recommends that the requests to suspend Joint Rule 61(b)(12), as it relates to the following bills be granted: Senate Bills Nos. 281 and 1115.

HERTZBERG, Chairman

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. 1373

Governor’s Office, Sacramento

August 3, 1998

To the Members of the California Assembly:

I am returning Assembly Bill No. 1373 without my signature.

This bill would allow the Managed Risk Medical Insurance Board to designate two Community Provider Plans (CPP) in Los Angeles County for participation in the Healthy Families Program.

The designated Community Provider Plan in Los Angeles County has indicated it has capacity to provide full coverage for all Healthy Families Program eligible children in Los Angeles County. It is premature to pursue changes in the authorizing statute, particularly before the Board has any experience with which to gauge a need for additional CPP capacity in Los Angeles County.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 3rd day of August 1998, at 4:56 p.m., of Assembly Bill No. 1373, without the Governor’s signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Karen Morgan.

RALPH ROMO
Acting Chief Clerk

ADJOURN IN MEMORY

Speaker Villaraigosa was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jonathan Taylor Peterson, of Victorville.

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 De Loris Arterburn, longtime public servant for the City of Ontario. Survived by daughter and two grandchildren.

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 Daniel David Slocum, of Lancaster.

Assembly Members Campbell and Sweeney were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of the memory of Dolan Foster, of Hayward.

Assembly Member Frusetta was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Carol Maggini, of Hollister.

Assembly Member Machado was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Russ Harris, of La Quinta.

RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO ASSEMBLY RULE 77.2

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Assembly Bill No. 284 to the Committee on Utilities and Commerce.

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. 184 (Aguiar)—Relative to Pancreatic Cancer 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—Senate Resolutions

SENATE CONCURRENT RESOLUTION NO. 82 (Johannessen)—Relative to the Bill of Rights of the United States Constitution.

Resolution read, adopted, and ordered transmitted to the Senate.

(For the vote on the above resolution, see this day's Consent Calendar roll call.)

SENATE JOINT RESOLUTION NO. 38 (Thompson)—Relative to Lyme disease.

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 were adopted, by the following vote:

AYES—77

Ackerman	Cunneen	Leonard	Pringle
Aguiar	Davis	Machado	Richter
Alby	Ducheny	Margett	Runner
Alquist	Escutia	Martinez	Scott
Aroner	Figueroa	Mazzoni	Shelley
Ashburn	Frusetta	McClintock	Strom-Martin
Baca	Gallegos	Migden	Sweeney
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
Bustamante	Knox	Pacheco	Wright
Campbell	Kuehl	Papan	Mr. Speaker
Cardenas	Kuykendall	Perata	
Cardoza	Leach	Poochigian	
Cedillo	Lempert	Prenter	

NOES—None**MOTION TO SUSPEND JOINT RULE 28.1**

Assembly Member Shelley moved that Joint Rule 28.1 be suspended to permit the appointment of conferees to the Conference Committee on Assembly Bill No. 1864.

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, 8:50 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ACTION RESCINDED ON ASSEMBLY JOINT RESOLUTION NO. 68

Assembly Member Shelley was granted unanimous consent to rescind the action whereby on August 3, 1998 (Assembly Journal, page 8161), the report of the Committee on Rules was received and Assembly Joint Resolution No. 68 was re-referred to the Committee on Appropriations.

ACTION RESCINDED ON SENATE BILL NO. 86

Upon request of Assembly Member Shelley, Assembly Member House was granted unanimous consent to rescind the action whereby the Assembly, on July 16, 1998 (Assembly Journal, page 7979), passed Senate Bill No. 86, and whereby the bill was ordered transmitted to the Senate.

ACTION RESCINDED ON SENATE BILL NO. 1362

Upon request of Assembly Member Shelley, Assembly Member Torlakson was granted unanimous consent to rescind the action whereby the Assembly, on July 22, 1998 (Assembly Journal, page 8052), passed Senate Bill No. 1362, and whereby the bill was ordered transmitted to the Senate.

ACTION RESCINDED ON SENATE BILL NO. 405

Upon request of Assembly Member Shelley, Assembly Member Martinez was granted unanimous consent to rescind the action whereby the Assembly, on July 13, 1998 (Assembly Journal, page 7934), passed Senate Bill No. 405, and whereby the bill was ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1175 REMOVED FROM INACTIVE FILE AND RETURNED TO SENATE

Assembly Member Shelley was granted unanimous consent that Assembly Bill No. 1175 be withdrawn from the inactive file, and returned to the Senate for further action.

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO SUSPEND JOINT RULE 28.1 AS IT RELATES TO ASSEMBLY BILL NO. 1864

At 8:56 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 Shelley motion to suspend Joint Rule 28.1 as it relates to Assembly Bill No. 1864 carried by the following vote:

AYES—69

Ackerman	Cardoza	Kuehl	Poochigian
Aguiar	Cedillo	Kuykendall	Prenter
Alby	Cunneen	Leach	Richter
Alquist	Davis	Lempert	Runner
Aroner	Ducheny	Leonard	Shelley
Ashburn	Escutia	Machado	Strom-Martin
Baca	Figueroa	Margett	Sweeney
Baldwin	Frusetta	Martinez	Thompson
Battin	Gallegos	Mazzoni	Thomson
Baugh	Goldsmith	Migden	Vincent
Bordonaro	Granlund	Miller	Washington
Bowen	Havice	Morrissey	Wayne
Bowler	Hertzberg	Napolitano	Wildman
Brewer	Honda	Olberg	Wright
Brown	House	Oller	Mr. Speaker
Bustamante	Kaloogian	Ortiz	
Campbell	Keeley	Papan	
Cardenas	Knox	Perata	

NOES—None**APPOINTMENT OF COMMITTEE ON CONFERENCE**

The Speaker appointed the following Assembly Members as a Committee on Conference concerning Assembly Bill No. 1864:

Papan, Shelley, and Thompson.

RESOLUTIONS

The following resolutions were offered:

Resolutions to Suspend Joint Rules

By Assembly Member Sweeney:

Resolved, That Joint Rule 61 be suspended to permit the Committee on Local Government to meet, consider, and report Senate Bill No. 281 for further action.

By Assembly Member Perata:

Resolved, That Joint Rule 61(b)(12) be suspended to permit the Committee on Public Safety to meet, consider, and report Senate Bill No. 1115 for further action.

By Assembly Member Brown:

Resolved, That Joint Rule 61 be suspended to permit the Committee on Governmental Organization to meet, consider, and report Senate Bill No. 2186 for further action.

Resolutions read, and adopted by the following vote:

AYES—77

Ackerman	Cunneen	Leonard	Pringle
Aguiar	Davis	Machado	Richter
Alby	Ducheny	Margett	Runner
Alquist	Escutia	Martinez	Scott
Aroner	Figuroa	Mazzoni	Shelley
Ashburn	Frusetta	McClintock	Strom-Martin
Baca	Gallegos	Migden	Sweeney
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
Bustamante	Knox	Pacheco	Wright
Campbell	Kuehl	Papan	Mr. Speaker
Cardenas	Kuykendall	Perata	
Cardoza	Leach	Poochigian	
Cedillo	Lempert	Prenter	

NOES—None

CONSIDERATION OF SENATE BILL NO. 86 WITHOUT REFERENCE TO FILE

Assembly Member House was granted unanimous consent to take up Senate Bill No. 86, without reference to file, for purpose of amendment.

SENATE BILL NO. 86 (Monteith)—An act to amend and add Section 41851 of the Education Code, relating to education.

Bill read third time.

Motion to Amend

Assembly Member House moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Senate Bills Nos. 1784 and 1785, on request of Assembly Member Bowen.

ADJOURN IN MEMORY

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 Paul Campos of Pacoima.

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. 412 and 2020, ordered to third reading;

Senate Bills Nos. 1823 and 2081, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 1659—An act to add Section 13207 of, and to repeal Chapter 12 (commencing with Section 13200) of Division 5 of, the Business and Professions Code, and to amend Sections 597v and 597y of, to amend and repeal Section 597z of, and to amend, repeal, and add Section 597u of, the Penal Code, relating to animal euthanasia.

Bill read 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. 1760—An act to amend Section 66013 of the Government Code, relating to land use.

Bill read 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. 1875—An act to add Sections 126.5, 126.7, 130.5, and 130.7 to the Metropolitan Water District Act (Chapter 209 of the Statutes of 1969), relating to the Metropolitan Water District of Southern California.

Bill read 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. 1968—An act to add Chapter 4 (commencing with Section 1400) to Part 4 of Division 2 of the Labor Code, relating to employment.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 2021—An act to amend Section 13966.01 of the Government Code, to add Section 1202.41 to the Penal Code, and to amend Sections 730.6 and 730.7 of the Welfare and Institutions Code, relating to restitution, 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. 2024—An act to amend Section 1739.7 of the Civil Code, relating to collectibles.

Bill read 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. 2166—An act to amend Sections 10009.6, 12811.1, and 12822.6 of, and to repeal Sections 10016 and 12811.5 of, the Public Utilities Code, relating to public utilities.

Bill read 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. 955—An act to amend Sections 1386, 1388, 1391, 1392, and 1393 of the Health and Safety Code, relating to health care coverage.

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.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 209 (Baca)—An act to add Chapter 2.6 (commencing with Section 1000.10) to Title 6 of Part 2 of the Penal Code, relating to controlled substances, and making an appropriation therefor.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Baca moved a call of the Assembly.

Motion carried. Time, 9:10 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 635 (Oller)—An act to add and repeal Section 977.5 of the Penal Code, and to add and repeal Section 40502.1 of the Vehicle Code, relating to closed-circuit television testimony.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Cardoza	Kuykendall	Perata
Aguiar	Cunneen	Leach	Poochigian
Alby	Davis	Lempert	Prenter
Alquist	Ducheny	Leonard	Pringle
Aroner	Escutia	Machado	Runner
Ashburn	Figueroa	Margett	Scott
Baca	Frusetta	Martinez	Shelley
Baldwin	Gallegos	Mazzoni	Strom-Martin
Battin	Goldsmith	Miller	Sweeney
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Vincent
Bowler	Honda	Napolitano	Washington
Brewer	House	Olberg	Wayne
Brown	Kaloogian	Oller	Wildman
Bustamante	Keeley	Ortiz	Woods
Campbell	Knox	Pacheco	Wright
Cardenas	Kuehl	Papan	Mr. Speaker

NOES—1

Migden

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1614 (Lempert)—An act to amend Section 6203 of, and to add Part 32 (commencing with Section 65001) to Division 2 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—75

Ackerman	Cedillo	Lempert	Poochigian
Aguiar	Cunneen	Leonard	Prenter
Alby	Davis	Machado	Pringle
Alquist	Ducheny	Margett	Richter
Aroner	Escutia	Martinez	Runner
Ashburn	Figueroa	Mazzoni	Scott
Baca	Frusetta	McClintock	Shelley
Baldwin	Gallegos	Migden	Strom-Martin
Battin	Goldsmith	Miller	Sweeney
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Vincent
Bowler	Honda	Napolitano	Washington
Brewer	House	Olberg	Wayne
Brown	Kaloogian	Oller	Wildman
Bustamante	Keeley	Ortiz	Woods
Campbell	Knox	Pacheco	Wright
Cardenas	Kuykendall	Papan	Mr. Speaker
Cardoza	Leach	Perata	

NOES—None

Above bill ordered enrolled.

At 9:19 a.m., Hon. Fred Keeley, 27th District, presiding

ASSEMBLY BILL NO. 1731 (Bowler)—An act to amend Section 11377 of the Health and Safety Code, relating to controlled substances.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—74

Ackerman	Cedillo	Lempert	Pringle
Aguiar	Cunneen	Leonard	Richter
Alby	Davis	Machado	Runner
Alquist	Ducheny	Margett	Scott
Aroner	Figueroa	Martinez	Shelley
Ashburn	Frusetta	Mazzoni	Strom-Martin
Baca	Gallegos	Miller	Sweeney
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
Bustamante	Knox	Papan	Wright
Campbell	Kuehl	Perata	Mr. Speaker
Cardenas	Kuykendall	Poochigian	
Cardoza	Leach	Prenter	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1701 (Alquist)—An act to amend Section 65863.11 of, and to add and repeal Section 65863.10 of, the Government Code, relating to housing.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Call of the Assembly

Pending the announcement of the vote, Assembly Member Alquist moved a call of the Assembly.

Motion carried. Time, 9:25 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 182 (Battin)—An act to add Section 25534.06 to, and to repeal Chapter 6.12 (commencing with Section 25405) of Chapter 20 of, the Health and Safety Code, relating to regulated substances.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—75

Ackerman	Cunneen	Lempert	Poochigian
Aguiar	Davis	Leonard	Prenter
Alby	Ducheny	Machado	Pringle
Alquist	Escutia	Margett	Richter
Aroner	Figueroa	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
Bowen	Honda	Murray	Vincent
Bowler	House	Napolitano	Washington
Brewer	Kaloogian	Olberg	Wayne
Brown	Keeley	Oller	Wildman
Bustamante	Knox	Ortiz	Woods
Campbell	Kuehl	Pacheco	Wright
Cardenas	Kuykendall	Papan	Mr. Speaker
Cardoza	Leach	Perata	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1848 (Davis)—An act to amend Section 1793.22 of the Civil Code, relating to warranties.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—61

Aguiar	Escutia	Machado	Scott
Alquist	Figueroa	Martinez	Shelley
Aroner	Frusetta	Mazzoni	Strom-Martin
Baca	Gallegos	Migden	Sweeney
Battin	Goldsmith	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Vincent
Brewer	Honda	Napolitano	Washington
Brown	House	Oller	Wayne
Bustamante	Kaloogian	Ortiz	Wildman
Campbell	Keeley	Pacheco	Woods
Cardenas	Knox	Papan	Wright
Cardoza	Kuehl	Perata	Mr. Speaker
Cunneen	Kuykendall	Poochigian	
Davis	Leach	Prenter	
Ducheny	Lempert	Runner	

NOES—12

Ackerman	Baugh	Leonard	Miller
Alby	Bowler	Margett	Olberg
Baldwin	Granlund	McClintock	Thompson

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1977 (Campbell)—An act to amend Section 5322 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	Cardoza	Kuykendall	Perata
Aguiar	Cunneen	Leach	Poochigian
Alby	Davis	Lempert	Prenter
Alquist	Ducheny	Leonard	Pringle
Aroner	Escutia	Machado	Richter
Ashburn	Figuroa	Margett	Scott
Baca	Frusetta	Martinez	Shelley
Baldwin	Gallegos	Mazzoni	Strom-Martin
Battin	Goldsmith	Miller	Sweeney
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Vincent
Brewer	House	Olberg	Wayne
Brown	Kaloogian	Oller	Wildman
Bustamante	Keeley	Ortiz	Woods
Campbell	Knox	Pacheco	Mr. Speaker
Cardenas	Kuehl	Papan	

NOES—2

McClintock Migden

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1987 (Aroner)—An act to add Sections 1531.4, 1568.075, and 1569.6991 to the Health and Safety Code, relating to community and residential care facilities.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—45

Alquist	Escutia	Mazzoni	Sweeney
Aroner	Figueroa	Migden	Thomson
Baca	Gallegos	Morrissey	Torlakson
Bowen	Havice	Murray	Vincent
Brown	Hertzberg	Napolitano	Washington
Bustamante	Honda	Ortiz	Wayne
Cardenas	Keeley	Papan	Wildman
Cardoza	Knox	Perata	Wright
Cedillo	Kuehl	Richter	Mr. Speaker
Cunneen	Lempert	Scott	
Davis	Machado	Shelley	
Ducheny	Martinez	Strom-Martin	

NOES—31

Ackerman	Bowler	Kuykendall	Oller
Aguiar	Brewer	Leach	Pacheco
Alby	Campbell	Leonard	Poochigian
Ashburn	Frusetta	Margett	Prenter
Baldwin	Goldsmith	McClintock	Pringle
Battin	Granlund	Miller	Thompson
Baugh	House	Morrow	Woods
Bordonaro	Kaloogian	Olberg	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2746 (Aroner)—An act to amend Section 1262 of the Health and Safety Code, and to amend Sections 5768.5 and 14684 of the Welfare and Institutions Code, relating to mental 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—58

Aguiar	Cedillo	Leach	Richter
Alby	Cunneen	Lempert	Scott
Alquist	Davis	Machado	Shelley
Aroner	Ducheny	Margett	Strom-Martin
Ashburn	Escutia	Martinez	Sweeney
Baca	Figueroa	Mazzoni	Thomson
Battin	Frusetta	Migden	Torlakson
Bordonaro	Gallegos	Morrissey	Vincent
Bowen	Goldsmith	Murray	Washington
Bowler	Havice	Napolitano	Wayne
Brewer	Hertzberg	Ortiz	Wildman
Brown	Honda	Pacheco	Wright
Bustamante	Keeley	Papan	Mr. Speaker
Cardenas	Knox	Perata	
Cardoza	Kuehl	Prenter	

NOES—16

Ackerman	Granlund	McClintock	Oller
Baldwin	House	Miller	Poochigian
Baugh	Kaloogian	Morrow	Pringle
Campbell	Leonard	Olberg	Thompson

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2573 (Machado)—An act to amend Section 1126 of the Water Code, relating to water.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—65

Aguiar	Cunneen	Lempert	Pringle
Alby	Davis	Machado	Richter
Alquist	Ducheny	Margett	Runner
Aroner	Figueroa	Martinez	Scott
Ashburn	Frusetta	Mazzoni	Shelley
Baca	Gallegos	Migden	Strom-Martin
Battin	Goldsmith	Miller	Sweeney
Bordonaro	Granlund	Morrissey	Thomson
Bowen	Havice	Morrow	Torlakson
Bowler	Hertzberg	Murray	Washington
Brewer	Honda	Napolitano	Wayne
Brown	House	Oller	Wildman
Bustamante	Keeley	Ortiz	Wright
Campbell	Knox	Pacheco	Mr. Speaker
Cardenas	Kuehl	Perata	
Cardoza	Kuykendall	Poochigian	
Cedillo	Leach	Prenter	

NOES—8

Ackerman	Baugh	Leonard	Olberg
Baldwin	Kaloogian	McClintock	Thompson

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2761 (Committee on Agriculture)—An act to amend Sections 46003, 75539, 75540, 75632, 75651, 75652, 77918, and 78636 of, and to add Sections 63904, 75602, and 78682 to, the Food and Agricultural Code, relating to agriculture.

Bill presented by Assembly Member Cardoza.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Cunneen	Leonard	Pringle
Aguiar	Davis	Machado	Richter
Alby	Ducheny	Margett	Runner
Alquist	Escutia	Martinez	Scott
Aroner	Figueroa	Mazzoni	Shelley
Ashburn	Frusetta	McClintock	Strom-Martin
Baca	Gallegos	Migden	Sweeney
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
Bustamante	Knox	Pacheco	Wright
Campbell	Kuehl	Papan	Mr. Speaker
Cardenas	Kuykendall	Perata	
Cardoza	Leach	Poochigian	
Cedillo	Lempert	Prenter	

NOES—None

Above bill ordered enrolled.

ASSEMBLY CONCURRENT RESOLUTION NO. 175 (Ashburn)—Relative to Valley Fever Awareness 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—76

Ackerman	Cedillo	Kuykendall	Papan
Aguiar	Cunneen	Leach	Perata
Alby	Davis	Lempert	Poochigian
Alquist	Ducheny	Leonard	Prenter
Aroner	Escutia	Machado	Pringle
Ashburn	Figueroa	Margett	Richter
Baca	Floyd	Martinez	Scott
Baldwin	Frusetta	Mazzoni	Shelley
Battin	Gallegos	McClintock	Strom-Martin
Baugh	Goldsmith	Migden	Sweeney
Bordonaro	Granlund	Miller	Thompson
Bowen	Havice	Morrissey	Thomson
Bowler	Hertzberg	Morrow	Torlakson
Brewer	Honda	Murray	Vincent
Brown	House	Napolitano	Washington
Bustamante	Kaloogian	Olberg	Wayne
Campbell	Keeley	Oller	Wildman
Cardenas	Knox	Ortiz	Woods
Cardoza	Kuehl	Pacheco	Mr. Speaker

NOES—None

Above resolution ordered enrolled.

**NOTICES OF MOTIONS TO WITHDRAW BILLS
FROM COMMITTEE CONTINUED**

Unanimous consent was granted that the notices of motions to withdraw Assembly Bill No. 1735 and Senate Bill No. 393 from committee be continued until the next legislative day.

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 23, Senate Constitutional Amendment No. 13, and Senate Bill No. 1427 were continued until the next legislative day.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 495 (Rosenthal)—An act to amend Section 2655 of the Unemployment Insurance Code, relating to unemployment disability, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Sweeney.
The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Sweeney moved a call of the Assembly.

Motion carried. Time, 9:51 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE JOINT RESOLUTION NO. 30 (Karnette)—Relative to airline service.
Resolution read and presented by Assembly Member Floyd.

Demand for Previous Question

Assembly Members Washington, Mazzoni, Baca, Alquist, and Aguiar demanded the previous question. Demand sustained.

The question being on the adoption of the resolution.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Floyd moved a call of the Assembly.

Motion carried. Time, 10:10 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**At 10:11 a.m., Assistant Speaker pro Tempore Joe Baca,
62nd District presiding**

**CONSIDERATION OF SENATE AMENDMENTS TO
ASSEMBLY BILLS NO. 346 BY UNANIMOUS CONSENT**

Assembly Member Cunneen was granted unanimous consent to take up Assembly Bill No. 346, out of order, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 346 (Cunneen)—An act to amend Sections 35401.3, 35401.5, and 40000.21 of, and to add Section 34505.9 to, 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, and adopted by the following vote:

AYES—72

Ackerman	Davis	Leonard	Poochigian
Aguiar	Ducheny	Machado	Prenter
Alby	Figueroa	Margett	Pringle
Alquist	Frusetta	Martinez	Richter
Ashburn	Gallegos	Mazzoni	Runner
Baca	Goldsmith	McClintock	Scott
Baldwin	Granlund	Migden	Shelley
Battin	Havice	Miller	Strom-Martin
Baugh	Hertzberg	Morrissey	Sweeney
Bordonaro	Honda	Morrow	Thompson
Bowen	House	Murray	Thomson
Bowler	Kaloogian	Napolitano	Torlakson
Brewer	Keeley	Olberg	Vincent
Brown	Knox	Oller	Washington
Bustamante	Kuehl	Ortiz	Wayne
Campbell	Kuykendall	Pacheco	Wildman
Cardenas	Leach	Papan	Woods
Cunneen	Lempert	Perata	Mr. Speaker

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—72

Ackerman	Davis	Leonard	Poochigian
Aguiar	Ducheny	Machado	Prenter
Alby	Figueroa	Margett	Pringle
Alquist	Frusetta	Martinez	Richter
Ashburn	Gallegos	Mazzoni	Runner
Baca	Goldsmith	McClintock	Scott
Baldwin	Granlund	Migden	Shelley
Battin	Havice	Miller	Strom-Martin
Baugh	Hertzberg	Morrissey	Sweeney
Bordonaro	Honda	Morrow	Thompson
Bowen	House	Murray	Thomson
Bowler	Kaloogian	Napolitano	Torlakson
Brewer	Keeley	Olberg	Vincent
Brown	Knox	Oller	Washington
Bustamante	Kuehl	Ortiz	Wayne
Campbell	Kuykendall	Pacheco	Wildman
Cardenas	Leach	Papan	Woods
Cunneen	Lempert	Perata	Mr. Speaker

NOES—None

Above bill ordered enrolled.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1413 (Knight)—An act to add Section 10111.2 to the Insurance Code, relating to insurance.

Bill read third time, and presented by Assembly Member Leach.

Bill passed by the following vote:

AYES—74

Ackerman	Davis	Lempert	Poochigian
Aguiar	Ducheny	Leonard	Prenter
Alby	Escutia	Machado	Pringle
Alquist	Figueroa	Margett	Richter
Ashburn	Floyd	Martinez	Scott
Baca	Frusetta	Mazzoni	Shelley
Baldwin	Gallegos	McClintock	Strom-Martin
Battin	Goldsmith	Migden	Sweeney
Baugh	Granlund	Miller	Thompson
Bordonaro	Havice	Morrissey	Thomson
Bowen	Hertzberg	Morrow	Vincent
Bowler	Honda	Murray	Washington
Brewer	House	Napolitano	Wayne
Brown	Kaloogian	Olberg	Wildman
Bustamante	Keeley	Oller	Woods
Campbell	Knox	Ortiz	Wright
Cardenas	Kuehl	Pacheco	Mr. Speaker
Cardoza	Kuykendall	Papan	
Cunneen	Leach	Perata	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1989 (Polanco)—An act to add Section 2079.10a to the Civil Code, relating to real property disclosure.

Bill read third time, and presented by Assembly Member Cardenas.

Demand for Previous Question

Assembly Members Washington, Escutia, Napolitano, Shelley, and Thomson demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—65

Aguiar	Davis	Lempert	Runner
Alby	Ducheny	Leonard	Scott
Alquist	Escutia	Machado	Shelley
Ashburn	Figueroa	Martinez	Strom-Martin
Baca	Frusetta	Mazzoni	Sweeney
Baldwin	Gallegos	McClintock	Thompson
Battin	Goldsmith	Miller	Thomson
Baugh	Granlund	Morrissey	Torlakson
Bordonaro	Havice	Murray	Vincent
Bowen	Hertzberg	Napolitano	Washington
Bowler	Honda	Oller	Wayne
Brewer	Kaloogian	Ortiz	Wildman
Bustamante	Keeley	Pacheco	Woods
Campbell	Knox	Perata	Mr. Speaker
Cardenas	Kuehl	Poochigian	
Cardoza	Kuykendall	Prenter	
Cunneen	Leach	Pringle	

NOES—3

Ackerman	Floyd	Morrow
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Bill ordered transmitted to the Senate.

SENATE BILL NO. 164 (Solis)—An act relating to unemployment compensation disability benefits.

Bill read third time, and presented by Assembly Member Floyd.

Bill passed by the following vote:

AYES—43

Alquist	Floyd	Martinez	Strom-Martin
Baca	Gallegos	Mazzoni	Sweeney
Bowen	Havice	Migden	Thomson
Brown	Hertzberg	Morrissey	Torlakson
Bustamante	Honda	Murray	Vincent
Cardenas	Keeley	Napolitano	Washington
Cardoza	Knox	Ortiz	Wayne
Davis	Kuehl	Papan	Wildman
Ducheny	Leach	Perata	Wright
Escutia	Lempert	Scott	Mr. Speaker
Figueroa	Machado	Shelley	

NOES—31

Ackerman	Bowler	Leonard	Poochigian
Aguiar	Campbell	Margett	Prenter
Alby	Frusetta	McClintock	Pringle
Ashburn	Goldsmith	Miller	Richter
Baldwin	Granlund	Morrow	Runner
Battin	House	Olberg	Thompson
Baugh	Kaloogian	Oller	Woods
Bordonaro	Kuykendall	Pacheco	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 2176 (Lockyer)—An act to add Section 15007 to the Government Code, relating to civil rights.

Bill read third time, and presented by Assembly Member Kuehl.

Bill passed by the following vote:

AYES—45

Alquist	Frusetta	Migden	Sweeney
Baca	Gallegos	Morrissey	Thomson
Bowen	Havice	Murray	Torlakson
Brown	Hertzberg	Napolitano	Vincent
Cardenas	Honda	Ortiz	Washington
Cardoza	Keeley	Pacheco	Wayne
Cunneen	Knox	Papan	Wildman
Davis	Kuehl	Perata	Wright
Ducheny	Lempert	Richter	Mr. Speaker
Escutia	Machado	Scott	
Figueroa	Martinez	Shelley	
Floyd	Mazzoni	Strom-Martin	

NOES—26

Ackerman	Brewer	Leonard	Poochigian
Aguiar	Campbell	Margett	Prenter
Alby	Granlund	McClintock	Pringle
Baldwin	House	Miller	Thompson
Baugh	Kaloogian	Morrow	Woods
Bordonaro	Kuykendall	Olberg	
Bowler	Leach	Oller	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 2176: Assembly Member Cunneen, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

At 10:42 a.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 2188 BY UNANIMOUS CONSENT

Assembly Member Scott was granted unanimous consent to take up Assembly Bill No. 2188, out of order, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 2188 (Scott)—An act to add Sections 12085 and 12086 to 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—44

Aguiar	Ducheny	Lempert	Shelley
Alquist	Escutia	Machado	Strom-Martin
Baca	Figueroa	Martinez	Sweeney
Bowen	Gallegos	Mazzoni	Thomson
Brown	Havice	Migden	Torlakson
Bustamante	Hertzberg	Murray	Vincent
Campbell	Honda	Napolitano	Washington
Cardenas	Keeley	Ortiz	Wayne
Cardoza	Knox	Papan	Wildman
Cunneen	Kuehl	Perata	Wright
Davis	Kuykendall	Scott	Mr. Speaker

NOES—23

Ackerman	Bowler	Leonard	Poochigian
Alby	Frusetta	McClintock	Pringle
Baldwin	Goldsmith	Miller	Richter
Battin	Granlund	Morrow	Thompson
Baugh	Kaloogian	Olberg	Woods
Bordonaro	Leach	Oller	

Above bill ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF ASSEMBLY BILLS**

ASSEMBLY CONCURRENT RESOLUTION NO. 155 (Lempert)—Relative to breast feeding.

Resolution read.

**Members Made Coauthors of
Assembly Concurrent Resolution No. 155**

Assembly Member Lempert was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 155.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Alquist, Baca, Baugh, Bowen, Brown, Bustamante, Cardenas, Cardoza, Cunneen, Davis, Ducheny, Escutia, Figueroa, Floyd, Frusetta, Gallegos, Goldsmith, Havice, Hertzberg, Honda, Keeley, Knox, Kuehl, Kuykendall, Machado, Martinez, Mazzoni, Migden, Murray, Napolitano, Papan, Perata, Scott, Shelley, Strom-Martin, Sweeney, Thomson, Torlakson, Vincent, Washington, Wayne, and Wildman.

Request for Unanimous Consent

Assembly Member Lempert was granted unanimous consent to take up Assembly Concurrent Resolution No. 155, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 155, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 155—Relative to breast feeding.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1645 (Mountjoy)—An act to amend Section 14664 of the Government Code, and to amend Section 2 of Chapter 625 of the Statutes of 1991, Section 1 of Chapter 648 of the Statutes of 1992, Section 1 of Chapter 317 of the Statutes of 1993, and Section 1 of Chapter 391 of the Statutes of 1994, relating to state property.

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.~~

(NOTE: Later this day the action was rescinded whereby Senate Bill No. 1645 was ordered returned to the third reading file. See page 8224.)

**CONSIDERATION OF SENATE BILL NO. 1362
WITHOUT REFERENCE TO FILE**

Assembly Member Torlakson was granted unanimous consent to take up Senate Bill No. 1362, without reference to file, for purpose of amendment.

SENATE BILL NO. 1362 (Committee on Housing and Land Use)—An act to amend Section 17621 of the Education Code, to amend Sections 65039, 65850, 65860, 65915, 66007, 66021, 66452.6, 66477, and 66498.5 of, to add Sections 65850.3 and 66413.5 to, and to repeal Section 65587.1 of, the Government Code, to amend Sections 18035.3, 18062.2, 18070.5, and 116049.1 of, to amend and repeal Section 17959.3 of, to add and repeal Section 50710.2 of, and to repeal Section 18202 of, the Health and Safety Code, and to amend Section 423.3 of the Revenue and Taxation Code, relating to housing and land use.

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 SENATE BILL NO. 405
WITHOUT REFERENCE TO FILE**

Assembly Member Martinez was granted unanimous consent to take up Senate Bill No. 405, without reference to file, for purpose of amendment.

SENATE BILL NO. 405 (Peace)—An act to add Section 2889.4 to the Public Utilities Code, relating to public utilities.

Bill read third time.

Motion to Amend

Assembly Member Martinez moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 2141 (O'Connell)—An act to amend Section 8610.3 of, and to repeal, add, and repeal Section 8610.5 of, the Government Code, and to repeal and add Chapter 4 (commencing with Section 114650) of Part 9 of Division 104 of the Health and Safety Code, relating to nuclear powerplants.

Bill read third time.

Motion to Amend

Assembly Member Bordonaro moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY CONCURRENT RESOLUTION NO. 183 (Torlakson)—Relative to Italian-American Wartime Internment Remembrance Week.

Resolution read.

Motion to Amend

Assembly Member Torlakson moved the adoption of amendments.

Amendments read and adopted; resolution ordered reprinted, and to be returned to the third reading file.

ACTION RESCINDED ON SENATE BILL NO. 1645

By unanimous consent the action was rescinded whereby earlier this day (Assembly Journal, page 8223), Senate Bill No. 1645 was ordered returned to the third reading file.

**RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO
ASSEMBLY RULE 77.2**

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Senate Bill No. 1645 to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 235 (Solis)—An act to amend Section 12926 of the Government Code, relating to employment.

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. 1339 (Calderon)—An act to amend Section 290.05 of the Penal Code, relating to sex offender registration, and declaring the urgency thereof, to take effect immediately.

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.

SENATE BILL NO. 1247 (Hayden)—An act to amend Section 40451 of, and to add Sections 39047.2, 40451.5, and 40471 to, the Health and Safety Code, relating to air pollution.

Bill read third time.

Motion to Amend

Assembly Member Bowen moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 1480 (Kopp)—An act to add Section 1319.5 to the Penal Code, relating to criminal procedure.

Bill read third time.

**Motion to Amend by Assembly Member Kuehl
as Presented by Assembly Member Wayne**

Assembly Member Wayne moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 1648 (Wright)—An act to amend Sections 17600, 17606.05, and 17606.20 of the Welfare and Institutions Code, relating to human services, and making an appropriation therefor.

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. 1752 (Hughes)—An act to add Section 66206 to the Education Code, relating to postsecondary education.

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.

SENATE BILL NO. 507 (Committee on Transportation)—An act to amend Sections 14076 and 14076.2 of the Government Code, to amend Sections 21683.1 and 30634 of the Public Utilities Code, to amend Sections 136.5, 253.8, 256.1, 344, 391, and 599 of the Streets and Highways Code, and to amend Sections 1807.5, 1808.5, 5901, 21100, 25104, 25258, 25803, and 40509.5 of, to add Section 521.5 to, to add Article 5 (commencing with Section 21250) to Chapter 1 of Division 11 of, to repeal Section 35780.5 of, and to repeal Chapter 6 (commencing with Section 35900) of Division 15 of, the Vehicle Code, relating to vehicles.

Bill read third time.

Motion to Amend

Assembly Member Shelley moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

**Re-Reference of Bills to Committee Pursuant to
Assembly Rule 77.2**

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Senate Bill No. 507 to the Committee on Transportation.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 730, on request of Assembly Member Baldwin.

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. 1753, on request of Assembly Member Honda.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 209**

At 11:13 a.m., on motion of Assembly Member Baca, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 209 by the following vote:

AYES—60

Aguiar	Cedillo	Knox	Ortiz
Alby	Cunneen	Kuehl	Papan
Alquist	Davis	Leach	Perata
Aroner	Ducheny	Lempert	Poochigian
Baca	Figueroa	Machado	Scott
Baldwin	Floyd	Margett	Strom-Martin
Baugh	Frusetta	Martinez	Sweeney
Bordonaro	Gallegos	Mazzoni	Thomson
Bowen	Granlund	Migden	Vincent
Bowler	Havice	Miller	Washington
Brown	Hertzberg	Morrissey	Wayne
Bustamante	Honda	Murray	Wildman
Campbell	House	Napolitano	Woods
Cardenas	Kaloogian	Olberg	Wright
Cardoza	Keeley	Oller	Mr. Speaker

NOES—8

Ackerman	Brewer	Morrow	Pringle
Ashburn	McClintock	Prenter	Thompson

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 209: Assembly Member Poochigian, from "No" to "Aye".

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 1701**

At 11:13 a.m., on motion of Assembly Member Alquist, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 1701 by the following vote:

AYES—41

Alquist	Figueroa	Mazzoni	Thomson
Aroner	Floyd	Migden	Torlakson
Baca	Gallegos	Murray	Vincent
Bowen	Havice	Napolitano	Washington
Brown	Hertzberg	Ortiz	Wayne
Bustamante	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	Bowler	Kaloogian	Morrow
Aguiar	Brewer	Kuykendall	Olberg
Alby	Campbell	Leach	Oller
Ashburn	Cunneen	Leonard	Poochigian
Baldwin	Frusetta	Margett	Prenter
Battin	Goldsmith	McClintock	Pringle
Baugh	Granlund	Miller	Thompson
Bordonaro	House	Morrissey	Woods

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 495**

At 11:14 a.m., on motion of Assembly Member Sweeney, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 495 passed by the following vote:

AYES—42

Alquist	Escutia	Martinez	Sweeney
Aroner	Figueroa	Mazzoni	Thomson
Baca	Floyd	Migden	Torlakson
Bowen	Gallegos	Murray	Vincent
Brown	Havice	Napolitano	Washington
Bustamante	Hertzberg	Ortiz	Wayne
Cardenas	Honda	Papan	Wildman
Cardoza	Keeley	Perata	Wright
Cedillo	Knox	Scott	Mr. Speaker
Davis	Kuehl	Shelley	
Ducheny	Lempert	Strom-Martin	

NOES—34

Ackerman	Brewer	Leach	Poochigian
Aguiar	Campbell	Leonard	Prenter
Alby	Cunneen	Margett	Pringle
Ashburn	Frusetta	McClintock	Richter
Baldwin	Goldsmith	Miller	Runner
Battin	Granlund	Morrissey	Thompson
Baugh	House	Morrow	Woods
Bordonaro	Kaloogian	Olberg	
Bowler	Kuykendall	Oller	

Bill ordered transmitted to the Senate.

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 Senate Bill No. 495.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE JOINT RESOLUTION NO. 30**

At 11:16 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.

Senate Joint Resolution No. 30 adopted by the following vote:

AYES—43

Alquist	Floyd	Martinez	Strom-Martin
Baca	Frusetta	Mazzoni	Sweeney
Bowen	Gallegos	Migden	Thomson
Brown	Havice	Murray	Torlakson
Bustamante	Hertzberg	Napolitano	Vincent
Cardenas	Honda	Ortiz	Washington
Cardoza	Keeley	Pacheco	Wayne
Davis	Knox	Papan	Wildman
Ducheny	Kuehl	Perata	Wright
Escutia	Lempert	Scott	Mr. Speaker
Figueroa	Machado	Shelley	

NOES—32

Ackerman	Bowler	Kuykendall	Olberg
Aguiar	Brewer	Leach	Oller
Alby	Campbell	Leonard	Poochigian
Ashburn	Cunneen	Margett	Prenter
Baldwin	Goldsmith	McClintock	Pringle
Battin	Granlund	Miller	Runner
Baugh	House	Morrissey	Thompson
Bordonaro	Kaloogian	Morrow	Woods

Resolution ordered transmitted to the Senate.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Consent Calendar: Aroner, Bordonaro, Brewer, Bustamante, Cardenas, Cardoza, Cunneen, Figueroa, Gallegos, Goldsmith, Granlund, Havice, Kaloogian, Lempert, Machado, Margett, Martinez, Miller, Morrow, Murray, Napolitano, Poochigian, Pringle, Richter, Scott, Strom-Martin, Sweeney, and Torlakson—Aye.

Motion to Suspend Joint Rule 28.1: Baugh, Cunneen, Figueroa, Goldsmith, Lempert, Machado, Martinez, and Miller—Aye.

Assembly Bill No. 635, Concurrence: Cunneen, Knox, Machado, Martinez, Miller, Morrow, Murray, Pacheco, and Woods—Aye.

Assembly Bill No. 1614, Concurrence: Cunneen, Martinez, Miller, Morrow, and Shelley—Aye.

Assembly Bill No. 1731, Concurrence: Bustamante, Cunneen, Knox, Martinez, and Miller—Aye.

Assembly Bill No. 182, Concurrence: Bustamante, Cunneen, Martinez, Miller, Pacheco, and Poochigian—Aye.

Assembly Bill No. 1848, Concurrence: Battin, Cunneen, Goldsmith, Martinez, Pacheco, Poochigian, and Woods—Aye; Baldwin and Miller—No.

Assembly Bill No. 1977, Concurrence: Baldwin, Bustamante, Cunneen, Frusetta, Martinez, Miller, Pacheco, and Shelley—Aye.

Assembly Bill No. 1987, Concurrence: Cunneen, Knox, and Martinez—Aye; Frusetta, Kuykendall, Miller, and Pacheco—No.

Assembly Bill No. 2746, Concurrence: Bustamante, Frusetta, Martinez, Pacheco, and Prenter—Aye; Miller—No.

Assembly Bill No. 2573, Concurrence: Bustamante, Campbell, Martinez, Morrow, Napolitano, and Pacheco—Aye; Baldwin—No.

Assembly Bill No. 2761, Concurrence: Bustamante, Honda, Martinez, Murray, and Pacheco—Aye.

Assembly Concurrent Resolution No. 175, Concurrence: Bustamante, Honda, Martinez, Murray, and Pacheco—Aye.

Assembly Bill No. 346, Urgency and Concurrence: Bustamante, Miller, Strom-Martin, and Woods—Aye.

Senate Bill No. 1413: Bustamante, Miller, and Ortiz—Aye.

Senate Bill No. 164: Davis—Aye.

Senate Bill No. 2176: Morrissey—Aye.

Assembly Bill No. 2188, Concurrence: Havice—Aye; Goldsmith and Richter—No.

Assembly Concurrent Resolution No. 155, Coauthors: Goldsmith and Napolitano—Aye.

Assembly Bill No. 209, Concurrence: Bowen and Woods—Aye.

MOTION TO ADJOURN

At 11:17 a.m., Assembly Member Shelley moved that the Assembly do now adjourn.

Assembly Member Aguiar seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 11:17 a.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolution was offered:

Assembly Concurrent Resolution No. 186—Alquist and Honda (Senators Kopp and Vasconcellos, coauthors). Relative to state personnel administration.

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as a Committee on Conference concerning Assembly Bill No. 1515:

Gallegos, Davis, and Baugh.

AUTHOR'S AMENDMENTS Committee on Appropriations

August 6, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 1336

Senate Bill No. 1874

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 1336—An act to amend Sections 7881, 9027, 9027.5, and 9029.5 of, to add Section 9001.7 to, and to add Article 17 (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.

SENATE BILL NO. 1874—An act to add Chapter 16 (commencing with Section 18998) to Part 6 of Division 9 of the Welfare and Institutions Code, relating to foster youth, and making an appropriation therefor.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR’S AMENDMENTS

Committee on Elections, Reapportionment and Constitutional Amendments

August 6, 1998

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 2090

With author’s amendments with the recommendation: Amend, and re-refer to the committee.

VINCENT, Chairman

SENATE BILL NO. 2090—An act to amend Sections 82013, 82027.5, 84200, 84200.5, 84211, and 84214 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.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

Date of Hearing: August 5, 1998

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 1793

With the recommendation: Do pass.

SWEENEY, Chairman

Above bill ordered to second reading.

Date of Hearing: August 5, 1998

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 1338

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: August 5, 1998

Mr. Speaker: Your Committee on Local Government reports:

Assembly Bill No. 438

With the recommendation: That the Senate amendments be concurred in.

SWEENEY, Chairman

Above bill ordered to unfinished business.

Committee on Appropriations

Date of Hearing: August 5, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 559	Senate Bill No. 1824
Senate Bill No. 1047	Senate Bill No. 1830
Senate Bill No. 1103	Senate Bill No. 1880
Senate Bill No. 1489	Senate Bill No. 2039
Senate Bill No. 1649	Senate Bill No. 2139
Senate Bill No. 1654	Senate Bill No. 2147
Senate Bill No. 1683	Senate Bill No. 2230
Senate Bill No. 1707	Senate Bill No. 2232
Senate Bill No. 1734	Senate Bill No. 2233
Senate Bill No. 1741	Senate Bill No. 2235
Senate Bill No. 1817	

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: August 5, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 184	Senate Bill No. 1667
Senate Bill No. 213	Senate Bill No. 1691
Senate Bill No. 295	Senate Bill No. 1735
Senate Bill No. 436	Senate Bill No. 1744
Senate Bill No. 704	Senate Bill No. 1751
Senate Bill No. 791	Senate Bill No. 1816
Senate Bill No. 814	Senate Bill No. 1915
Senate Bill No. 1176	Senate Bill No. 1916
Senate Bill No. 1340	Senate Bill No. 1930
Senate Bill No. 1374	Senate Bill No. 1942
Senate Bill No. 1375	Senate Bill No. 1948
Senate Bill No. 1537	Senate Bill No. 1956
Senate Bill No. 1557	Senate Bill No. 2034
Senate Bill No. 1560	Senate Bill No. 2048
Senate Bill No. 1646	Senate Bill No. 2172

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: August 5, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 7	Senate Bill No. 1898
Senate Bill No. 1405	Senate Bill No. 1951
Senate Bill No. 1663	Senate Bill No. 1976
Senate Bill No. 1800	Senate Bill No. 2119
Senate Bill No. 1890	Senate Bill No. 2204

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: August 5, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 266
Senate Bill No. 1021

Senate Bill No. 1386
Senate Bill No. 2237

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: August 5, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 2090

With the recommendation: That the bill be re-referred to the Committee on Elections, Reapportionment and Constitutional Amendments.

MIGDEN, Chairwoman

Above bill re-referred to the Committee on Elections, Reapportionment and Constitutional Amendments.

Date of Hearing: August 5, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Concurrent Resolution No. 93

With the recommendation: Be adopted.

MIGDEN, Chairwoman

Above resolution ordered to third reading.

Date of Hearing: August 5, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Concurrent Resolution No. 20

With the recommendation: Be adopted.

MIGDEN, Chairwoman

Above resolution ordered to third reading.

Date of Hearing: August 5, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1981

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: July 28, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 1623

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 Transportation

Date of Hearing: August 3, 1998

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 2198

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 Consumer Protection, Governmental Efficiency
and Economic Development**

Date of Hearing: August 4, 1998

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 491

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.

MESSAGES FROM THE SENATE

Senate Chamber, August 6, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 983
Assembly Bill No. 1844
Assembly Bill No. 1881
Assembly Bill No. 1933
Assembly Bill No. 1964
Assembly Bill No. 2090
Assembly Bill No. 2097

Assembly Bill No. 2179
Assembly Bill No. 2214
Assembly Bill No. 2244
Assembly Bill No. 2394
Assembly Bill No. 2578
Assembly Bill No. 2689
Assembly Bill No. 2747

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, August 6, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 75
Assembly Bill No. 162
Assembly Bill No. 190
Assembly Bill No. 871
Assembly Bill No. 1115
Assembly Bill No. 1620
Assembly Bill No. 1688
Assembly Bill No. 1770
Assembly Bill No. 1801
Assembly Bill No. 1851
Assembly Bill No. 1869
Assembly Bill No. 1880
Assembly Bill No. 1900
Assembly Bill No. 1906
Assembly Bill No. 1928
Assembly Bill No. 1973
Assembly Bill No. 1980
Assembly Bill No. 2049
Assembly Bill No. 2096
Assembly Bill No. 2134

Assembly Bill No. 2141
Assembly Bill No. 2145
Assembly Bill No. 2251
Assembly Bill No. 2252
Assembly Bill No. 2259
Assembly Bill No. 2273
Assembly Bill No. 2303
Assembly Bill No. 2310
Assembly Bill No. 2352
Assembly Bill No. 2353
Assembly Bill No. 2386
Assembly Bill No. 2440
Assembly Bill No. 2459
Assembly Bill No. 2487
Assembly Bill No. 2519
Assembly Bill No. 2543
Assembly Bill No. 2649
Assembly Bill No. 2686
Assembly Bill No. 2716

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 6, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

- Assembly Bill No. 2745
- Assembly Bill No. 2799
- Assembly Bill No. 2802

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 6, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

- | | |
|------------------------|------------------------|
| Assembly Bill No. 227 | Assembly Bill No. 1962 |
| Assembly Bill No. 697 | Assembly Bill No. 1972 |
| Assembly Bill No. 1204 | Assembly Bill No. 1998 |
| Assembly Bill No. 1424 | Assembly Bill No. 2155 |
| Assembly Bill No. 1525 | Assembly Bill No. 2199 |
| Assembly Bill No. 1705 | Assembly Bill No. 2229 |
| Assembly Bill No. 1767 | Assembly Bill No. 2428 |
| Assembly Bill No. 1865 | Assembly Bill No. 2465 |
| Assembly Bill No. 1892 | Assembly Bill No. 2647 |
| Assembly Bill No. 1921 | Assembly Bill No. 2700 |
| Assembly Bill No. 1922 | |

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 6, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

- | | |
|----------------------|------------------------------|
| Senate Bill No. 237 | Senate Bill No. 1639 |
| Senate Bill No. 302 | Senate Bill No. 1661 |
| Senate Bill No. 440 | Senate Bill No. 1692 |
| Senate Bill No. 490 | Senate Bill No. 1718 |
| Senate Bill No. 658 | Senate Bill No. 1738 |
| Senate Bill No. 1138 | Senate Bill No. 1791 |
| Senate Bill No. 1182 | Senate Bill No. 1794 |
| Senate Bill No. 1331 | Senate Bill No. 1836 |
| Senate Bill No. 1367 | Senate Bill No. 1851 |
| Senate Bill No. 1385 | Senate Bill No. 1895 |
| Senate Bill No. 1387 | Senate Bill No. 1940 |
| Senate Bill No. 1422 | Senate Bill No. 2015 |
| Senate Bill No. 1440 | Senate Bill No. 2017 |
| Senate Bill No. 1443 | Senate Bill No. 2047 |
| Senate Bill No. 1475 | Senate Bill No. 2060 |
| Senate Bill No. 1476 | Senate Bill No. 2084 |
| Senate Bill No. 1479 | Senate Bill No. 2099 |
| Senate Bill No. 1482 | Senate Bill No. 2202 |
| Senate Bill No. 1491 | Senate Bill No. 2210 |
| Senate Bill No. 1493 | Senate Bill No. 2231 |
| Senate Bill No. 1521 | Concurrent Resolution No. 86 |
| Senate Bill No. 1542 | |

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, August 6, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 549
Senate Bill No. 661
Senate Bill No. 2223

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, August 6, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Sher, O'Connell and Wright as a Committee on Conference concerning:

Senate Bill No. 2170.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, August 6, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 2374

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered enrolled.

Senate Chamber, August 6, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Joint Resolution No. 56

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered enrolled.

Senate Chamber, August 6, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 1563
Senate Bill No. 1565
Senate Bill No. 1566
Senate Bill No. 1570
Senate Bill No. 1571
Senate Bill No. 1572
Senate Bill No. 1574
Senate Bill No. 1576
Senate Bill No. 1577
Senate Bill No. 1578
Senate Bill No. 1580
Senate Bill No. 1581
Senate Bill No. 1582
Senate Bill No. 1583
Senate Bill No. 1585

Senate Bill No. 1587
Senate Bill No. 1588
Senate Bill No. 1590
Senate Bill No. 1591
Senate Bill No. 1592
Senate Bill No. 1593
Senate Bill No. 1594
Senate Bill No. 1596
Senate Bill No. 1597
Senate Bill No. 1598
Senate Bill No. 1599
Senate Bill No. 1600
Senate Bill No. 1602
Senate Bill No. 1604
Senate Bill No. 1605

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. 1563—An act relating to the Department of Industrial Relations, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1565—An act relating to education finance, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1566—An act relating to alcoholic beverages, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1570—An act relating to employment development, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1571—An act relating to the state budget, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1572—An act relating to judges, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1574—An act relating to the Department of Fish and Game, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1576—An act relating to the Treasurer's office, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1577—An act relating to conversation, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1578—An act relating to infrastructure and capital outlay, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1580—An act relating to state government administration, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1581—An act relating to the Department of Food and Agriculture, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1582—An act relating to state government administration, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1583—An act relating to state employees, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1585—An act relating to emergency services, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1587—An act relating to public social services, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1588—An act relating to energy resources, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1590—An act relating to the California State University, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1591—An act relating to the Department of Boating and Waterways, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1592—An act relating to tidelands oil revenues, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1593—An act relating to public health, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1594—An act relating to insurance, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1596—An act relating to the Department of Toxic Substances Control, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1597—An act relating to consumer affairs, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1598—An act relating to the Department of Pesticide Regulation, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1599—An act relating to forest resources, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1600—An act relating to the State Air Resources Board, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1602—An act relating to the Public Utilities Commission, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1604—An act relating to the state budget, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1605—An act relating to the Department of the Youth Authority, and declaring the urgency thereof, to take effect immediately.

BILLS PLACED ON SPECIAL CONSENT CALENDAR

The following bills were placed on the Special Consent Calendar:

Assembly Bills Nos. 75, 162, 190, 1115, 1620, 1770, 1801, 1900, 1906, 1928, 1973, 1980, 2049, 2096, 2145, 2251, 2252, 2259, 2273, 2303, 2352, 2353, 2386, 2440, 2459, 2487, 2519, 2543, 2649, 2686, 2716, 2745, 2799, 2802, and 1922.

INTRODUCTION OF GUESTS

Assembly Member Thompson, of the 66th Assembly District, introduced his wife Donna and daughters Cindy and Laura.

Assembly Member Cunneen, of the 24th Assembly District, introduced his wife Jennifer and daughter Caitlin.

Assembly Member Wildman, of the 43rd Assembly District, introduced Douglas Burns, of Burbank.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Shelley, the Assembly adjourned until 11 a.m., Monday, August 10, 1998, out of respect to the memory of Paul Campos, on motion of Assembly Member Cardenas; out of respect to the memory of De Loris Arterburn, on motion of Assembly Member Aguiar; out of respect to the memory of Dolan Foster, on motion of Assembly Members Campbell and Sweeney; out of respect to the memory of Carol Maggini, on motion of Assembly Member Frusetta; out of respect to the memory of Jonathan Taylor Peterson, on motion of Speaker Villaraigosa; out of respect to the memory of Daniel David Slocum, on motion of Assembly Member Runner; and out of respect to the memory of Russ Harris, on motion of Assembly Member Machado.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON AUGUST 6, 1998

The following measures were amended in the Assembly on this day:

ACR	RN	SB	RN
183	9817714	1659	9817382
		1717	9817795
SB	RN	1752	9817229
86	9817561	1760	9817397
235	9816883	1825	9813183
405	9816007	1874	9817724
507	9817198	1875	9817353
955	9817272	1946	9817671
977	9817696	1968	9817373
998	9817269	2010	9817513
1247	9817383	2021	9817371
1336	9817780	2024	9817280
1339	9817675	2090	9817277
1362	9817609	2141	9817672
1480	9817391	2166	9817351
1504	9817759	2189	9817354
1536	9817336	2227	9815432
1541	9817608		
1645	9817317		
1648	9817548		

Daily Total: 35
Cumulative Total: 7444

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, August 10, 1998

**TWO HUNDRED FIFTY-SECOND SESSION DAY
SIX HUNDRED SEVENTEENTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, August 10, 1998

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 Keeley 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.

**At 11:38 a.m., Assistant Speaker pro Tempore Joe Baca,
62nd District, presiding**

Quorum Present

At 11:38 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—79:

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	Floyd	Mazzoni	Shelley
Baldwin	Frusetta	McClintock	Strom-Martin
Battin	Gallegos	Migden	Sweeney
Baugh	Goldsmith	Miller	Thompson
Bordonaro	Granlund	Morrissey	Thomson
Bowen	Havice	Morrow	Torlakson
Bowler	Hertzberg	Murray	Vincent
Brewer	Honda	Napolitano	Washington
Brown	House	Olberg	Wayne
Bustamante	Kaloogian	Oller	Wildman
Campbell	Keeley	Ortiz	Woods
Cardenas	Knox	Pacheco	Wright
Cardoza	Kuehl	Papan	Mr. Speaker
Cedillo	Kuykendall	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:

Eternal God, You created the first human because You wanted someone to whom You could show Your generosity and love. Lord, You have told us to follow You, not because You needed our help, but because You knew that loving You would make us whole. Show us how to love You more completely, Lord, and in turn to love those around us.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Assistant Speaker pro Tempore Baca, Assembly Member Oller then led the Assembly in the pledge of allegiance to the Flag.

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Assembly Member Aguiar, seconded by Assembly Member Granlund.

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 Takasugi.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

August 10, 1998

E. Dotson Wilson
Chief Clerk

State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Scott Baugh to the Transportation Committee in place of Assemblymember Nao Takasugi for the hearing on Wednesday, August 12, 1998, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

CONFERENCE COMMITTEE REPORTS RECEIVED

Assembly Chamber, Received at Desk: August 10, 1998

Mr. Speaker: The Committee on Conference has met concerning:

Assembly Bill No. 1656, as amended in Senate June 3, 1998, and agreed to recommend that the amendments of the Senate be concurred in, and that the bill be further amended.

The undersigned Members consenting to the report:

MIKE THOMPSON

STEVE PEACE

CATHIE WRIGHT

Senate Committee on Conference

DENISE MORENO DUCHENY

CAROLE MIGDEN

GEORGE RUNNER

Assembly Committee on Conference

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 10, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Concurrent Resolution No. 183
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to third reading.

Assembly Chamber, August 10, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Concurrent Resolution No. 99
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 resolution was referred to Committee:

*Assembly Concurrent
Resolution No.*

Committee

186 ----- Rls.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, August 10, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(12), (13), and (14) as it relates to Senate Bill No. 1854.

MICHAEL J. MACHADO

Above request ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS

Committee on Appropriations

August 10, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Senate Bill No. 1038
Senate Bill No. 1064
Senate Bill No. 1835

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 1038—An act to amend Sections 4512, 4640, 4646, 4646.5, 4648, 4648.1, 4670, 4675, 4676, 4677, 4681.1, 4685, 4712, 4712.5, 4740, 4741, 4742, 4743, 4744, 4745, and 4747 of, to add Sections 4685.1, 4685.2, 4697, and 4742.1 to, to add and repeal Section 4685.5 of, to repeal Section 4541 of, and to repeal and add Section 4696.1 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. 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; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1835—An act to amend Sections 51201, 51243, 51243.5, 51255, 51257, 51290, 51290.5, 51291, and 51295 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 Rules

August 10, 1998

Mr. Speaker: The Chair of your Committee on Rules reports:

Assembly Concurrent Resolution No. 79

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HERTZBERG, Chairman

ASSEMBLY CONCURRENT RESOLUTION NO. 79—Relative to the International Day of Prayer for the Persecuted Church.

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

August 10, 1998

Mr. Speaker: Your Committee on Rules recommends that the request to suspend Joint Rule 61(b)(12), as it relates to the following bill be granted:

Senate Bill No. 598.

HERTZBERG, Chairman

August 10, 1998

Mr. Speaker: Your Committee on Rules recommends that the requests to suspend Joint Rule 61 (b)(12), (13), and (14) as it relates to the following bills be granted:

Senate Bills Nos. 1696 and 1854.

HERTZBERG, Chairman

Date of Hearing: August 10, 1998

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 145

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.

HERTZBERG, Chairman

Above resolution ordered on file.

Date of Hearing: August 10, 1998

Mr. Speaker: Your Committee on Rules reports:

Assembly Joint Resolution No. 76

With the recommendation: Be adopted.

HERTZBERG, Chairman

Above resolution ordered on file.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Transportation, on August 12, 1998, at 1:30 p.m., in Room 4202.

MESSAGES FROM THE GOVERNOR

The following message from the Governor was received and ordered printed in the Journal:

Governor's Office, Sacramento
August 7, 1998

To the Members of the Assembly:

Assembly Bill 2775 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 2775 as an emergency measure.

Sincerely,

PETE WILSON

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 7, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 2775

And reports the same correctly enrolled, and presented to the Governor at 4:15 p.m., August 7, 1998.

E. DOTSON WILSON, Chief Clerk

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 Sergio Casacca of Soledad.

Assembly Members Migden and Shelley were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lulann Sapp McGriff, of San Francisco.

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 Kenneth J. Miller, of Weaverville.

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 Robert Warren Sarvis, of San Diego.

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 L.A.P.D. Officer Filberto Cuesta, of Norwalk.

RECESS

By unanimous consent, at 11:42 a.m., Assistant Speaker pro Tempore Baca declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Keeley introduced California Department of Forestry and Fire Protection Engineer/Paramedic Shawn Norman, Engineer/Paramedic Jim Mathias, and Fire Captain Tom Oldag and presented a resolution to them commending the courage and decisive action they displayed during the February 1998 flood in the Santa Cruz area.

Richard A. Wilson, Director of California Department of Forestry and Fire Protection then addressed the assemblage.

REASSEMBLED

At 11:46 a.m., the Assembly reconvened.

Hon. Joe Baca, Assistant Speaker pro Tempore of the Assembly, presiding.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Cunneen was granted unanimous consent that family members be permitted to sit at his Desk during today's Floor proceedings.

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 Jacque Jorgensen, of Fortuna, and that the following statement be printed in the Journal:

In Memoriam
Jacque Jorgensen

I ask today that we adjourn in the memory of Jacque Jorgensen of Fortuna, California. Jacque was the cousin of my district field representative, Dana Jorgensen. She passed away this past Monday, August 3rd at the very young age of 18 in an automobile accident. She had just graduated this past June from Eureka High School. She was active in theater, and was a friend to all who knew her.

She is survived by her parents, Tom and Dawn Jorgensen, Grandmother, Mary Jorgensen and Great Grandmother, Mae Bugbee, sisters Julie, Jolynn and little brother Tommy, Jr.

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 Shari Lewis, of Beverly Hills, and that the following statement be printed in the Journal:

In Memoriam
Shari Lewis

Shari Lewis brought a wonderful gift to the children of this country—children of all ages. Her gentle humor, her friends Lamb Chop and Charlie Horse, her warmth and wisdom, all brought home to us the value of friendship, of honesty, and of love. Quite awhile ago, in a previous avatar, I was privileged to do a pilot for a new series with Shari Lewis. She brought Lamb Chop to the first reading to read all her lines for us and we were totally charmed. I know that thousands of children are sending sympathy letters to Lamb Chop and Charlie Horse and I want to join those kids in saying how much we will all miss the gentle spirit of Shari Lewis.

ADJOURN IN MEMORY

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 the victims of the recent terrorist bombings of U.S. Embassies in Kenya and Tanzania.

At 11:55 a.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

JOINT RULE 62(a) WAIVED

Assembly Member Shelley was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 1742 for hearing in the Committee on Consumer Protection, Governmental Efficiency and Economic Development on Tuesday, August 11, 1998.

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. 1823, on request of Assembly Member Wayne.

ACTION RESCINDED ON SENATE BILL NO. 1660

Assembly Member Shelley was granted unanimous consent to rescind the action whereby on July 10, 1998 (Assembly Journal, page 7902), Senate Bill No. 1660 was read a third time, amendments to the bill read and adopted and the bill ordered reprinted, and whereby the bill was re-referred to the Committee on Local Government pursuant to Assembly Rule 77.2.

ACTION RESCINDED ON ASSEMBLY BILL NO. 1233

Assembly Member Shelley was granted unanimous consent to rescind the action whereby on August 3, 1998 (Assembly Journal, page 8163), Assembly Bill No. 1233 was re-referred to the Committee on Elections, Reapportionment and Constitutional Amendments pursuant to Assembly Rule 77.2, and that the bill be returned to the Senate for further action.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Upon request of Assembly Member Shelley, Assembly Member Ortiz was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 833

August 5, 1998

E. Dotson Wilson

*Chief Clerk of the California State Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Wilson: I write to clarify a provision in my AB 833 (Chapter 754, Statutes of 1997), relating to the mandate that would require physicians to provide a woman with a standardized summary of the signs, symptoms and methods of diagnoses of gynecological cancers at the time of an annual gynecological examination.

Specifically, a point of clarification has been requested as to whether or not physicians shall supply the information if it is not yet available. The material is being developed and it is my intent that it be distributed by physicians when it becomes available.

I hope this provides sufficient clarification concerning the issue.

Sincerely,

DEBORAH V. ORTIZ, Assembly Member
Ninth District

RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO ASSEMBLY RULE 77.2

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Assembly Bill No. 227 to the Committee on Health.

RE-REFERENCE OF BILLS

Assembly Member Kuehl was granted unanimous consent that Senate Bill No. 1069 be re-referred from the Committee on Consumer Protection, Governmental Efficiency and Economic Development to the Committee on Governmental Organization.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Keeley announced his intention to request that Senate Bills Nos. 2203 and 2078 be removed from the inactive file.

CONSIDERATION OF DAILY FILE**SECOND READING OF ASSEMBLY BILLS**

ASSEMBLY CONCURRENT RESOLUTION NO. 180—Relative to Historic U.S. Highway Route 40.

Resolution read; amendments proposed by the Committee on Transportation read and adopted, resolution ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 1659, 1760, 1875, 1968, 2021, 2024 and 2166, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 1083—An act to amend Section 39662 of the Health and Safety Code, relating to public health.

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 Rules.

SENATE BILL NO. 1488—An act to add Title 7.96 (commencing with Section 67960) to the Government Code, relating to transportation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1754—An act to add Section 44011.3 to the Health and Safety Code, and to amend Section 4000.3 of the Vehicle Code, relating to air resources.

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. 262—An act to add Section 1708.8 to the Civil Code, relating to privacy.

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. 2239—An act to amend Sections 120, 125.7, 1621.1, 1632, 1633.5, 1763, 2067, 2103, 2225.5, 2239, 2242, 2350, 2355, 3512, 3516.5, 3517, 3519, 3520, 3521.2, 3523, 3524, 3526, 3527, 3528, 3530, 3534.1, 3534.3, 4301, 4322, 5053, 5055, 5056, 5060, 5070.6, 5072, 5073, 5104, 5134, 7622.3, 7651, 8742, 8773.1, 8773.2, and 13660 of, to add Sections 4301.5, and 5058.1 to, and to repeal Sections 1621.2, 5059, 5070.1, 5071, 5074, 5075, 5076, and 5153 of, the Business and Professions Code, to amend Sections 11371 and 11529 of the Government Code, and to amend Section 11166 of, and to repeal and add Section 11167 of, the Health and Safety Code, relating to professions and vocations.

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. 930—An act to amend Sections 1785.5, 1785.16, 1758.19, 1785.31, and 1785.35 of, and to add Sections 1747.82 and 1785.11.5 to, the Civil Code, relating to consumer credit.

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. 1540—An act to amend Sections 1505, 11834.01, 11834.02, 11834.09, 11834.10, 11834.17, 11834.18, 11834.20, 11834.21, 11834.22, 11834.23, 11834.24, 11834.25, 11835.26, 11834.29, 11834.30, 11834.31, 11834.32, 11834.36, and 11834.50 of, and to add Sections 1520.4, 11834.11, and 11834.265 to, the Health and Safety Code, relating to residential facilities.

Bill read second time; amendments proposed by the Committee on Human Services read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1793—An act to amend Sections 53601 and 53635 of the Government Code, relating to local agency investments.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1338—An act to amend Section 97.36 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. 559—An act to amend Sections 11713 and 24007 of the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1047—An act to amend Section 21087 of the Public Resources Code, relating to environmental protection, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1103—An act to amend Sections 64, 465, 834, 995.2, and 5802 of the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1489—An act to amend Section 1602.5 of, and to repeal Section 1602 of, the Health and Safety Code, relating to health services.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1649—An act to amend Sections 1481, 5956.3, 6505, 14670.15, 24352, 25332, 25537, 29065.5, 53750, and 61601.25 of, and to repeal Section 17580 of, the Government Code, to amend Section 6840 of, and to repeal Sections 6831 and 6842 of, the Harbors and Navigation Code, to amend Section 40002 of, and to add Sections 39014.3 and 39014.5 to, the Health and Safety Code, to amend Sections 1600 and 21061 of the Public Contract Code, to amend Sections 5540.5 and 6217 of the Public Resources Code, to amend Section 95.31 of the Revenue and Taxation Code, to amend Sections 8320, 8322, 8323, and 8324 of the Streets and Highways Code, to amend Section 21101 of the Vehicle Code, and to amend Section 1 of Chapter 213 of the Statutes of 1907, relating to local and state agencies.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1654—An act to amend and repeal Sections 1374.7 of the Health and Safety Code, and to amend Sections 742.405 and 10148 of, and to amend and repeal Sections 10123.3 and 10140 of, the Insurance Code, relating to health insurance.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1683—An act to add Section 12406.5 to the Insurance Code, relating to title insurance.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1707—An act to add Section 2080.10 to the Civil Code, relating to safekeeping of property.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1734—An act to amend Sections 502.01, 13848, 13848.2, 13848.4, and 13848.6 of the Penal Code, relating to computer crimes, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1741—An act to amend Section 17935 of the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1817—An act to amend Section 3368 of the Labor Code, relating to workers' compensation.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1824—An act to amend Sections 25250.1, 25250.4, and 25250.7 of the Health and Safety Code, and to amend Section 48620 of the Public Resources Code, relating to used oil.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1830—An act to add Article 2.3 (commencing with Section 11163.6) to Chapter 2 of Title 1 of Part 4 of the Penal Code, relating to domestic violence.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1880—An act to amend Section 219 of the Code of Civil Procedure, to amend Section 1231.2 of the Evidence Code, to amend Section 3579 of the Government Code, to amend Section 1797.187 of the Health and Safety Code, to amend Section 6404.5 of the Labor Code, to amend Sections 76, 148.10, 11105, 11105.2, 12028.5, 13300, and 13519 of, and to amend, repeal, and add Section 831.5 of, the Penal Code, and to amend Sections 1807.5 and 13351.5 of the Vehicle Code, relating to crimes.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2039—An act to amend Sections 19809, 19841, 19841A, 19846, 19850, 19850A, 19852.1, and 19855 of the Business and Professions Code, relating to gambling.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2139—An act to amend Sections 470.3, 6152, 6301, 6302.5, 6321, 6322, 6341, 7028.2, 17209, 17536.5, and 25762 of the Business and Professions Code, to amend Sections 798.61, 1181, 1719, 1780, 1812.10, 2984.4, and 3342.5 of the Civil Code, to amend Sections 77, 82, 84, 86, 86.1, 91, 116.120, 116.210, 116.231, 116.250, 116.760, 116.770, 116.940, 116.950, 134, 166, 170.5, 170.6, 170.7, 179, 194, 195, 198.5, 200, 215, 217, 234, 269, 274a, 274c, 392, 393, 395, 396, 396a, 400, 402, 422.30, 425.10, 425.11, 489.220, 564, 575, 575.1, 580, 581d, 594, 628, 631, 632, 655, 668, 670, 685.030, 688.010, 697.310, 697.350, 697.540, 703.600, 706.105, 708.180, 720.160, 720.260, 720.420, 871.3, 904.1, 904.2, 904.5, 911, 912, 996.430, 1014, 1033, 1052, 1052.5, 1060, 1068, 1085, 1103, 1134, 1140, 1141.11, 1141.12, 1161.2, 1167.2, 1171, 1206, 1281.5, 1283.05, 1287.4, 1710.20, 1775.1, and 2015.3 of, to amend the heading of Chapter 5 (commencing with Section 81) of Title 1 of Part 1 of, to add Sections 32.5, 38, 395.9, 399.5, 402.5, and 582.5 to, to add Chapter 5.1 (commencing with Section 85) to Title 1 of Part 1 of, and to add a heading to Article 1 (commencing with Section 85) and Article 2 (commencing with Section 90) to Chapter 5.1 of Title 1 of Part 1 of, and to repeal Sections 83, 85, 87, 88, 89, and 422.20 of, and to repeal the headings of Article 1 (commencing with Section 81) and Article 2 (commencing with Section 90) of Chapter 5 of Title 1 of Part 1 of, the Code of Civil Procedure, to amend Sections 44944, 45312, 48294, 48295, 87675, 87679, and 88131 of the Education Code, to amend Sections 325, 327, 8203, 13107, 13109, and 13111 of the Elections Code, to amend Section 300 of the Evidence Code, to amend Section 400 of the Family Code, to amend Sections 1785, 1824, 1893, 3102, 16154, 17335, 18415.2, 18495, 31713, and 34113 of the Financial Code, to amend Sections 210, 309, 2357, 4341, 4755, 5934, 12150, and 12151 of the Fish and Game Code, to amend Sections 7581, 12647, 25564, 27601, 29733, 30801, 31503, 31621, 31622, 43039, 52514, 53564, and 59289 of the Food and Agricultural Code, to amend Sections 910, 945.3, 990.2, 1770, 3501.6, 6701, 11189, 11511, 12965, 12972, 12980, 15422, 18671, 23220, 23296, 23398, 23579, 24055, 24057, 25351.3, 25560.4, 26299.008, 26524, 26665, 26806, 26820, 26820.4, 26824, 26826, 26826.01, 26863, 27082, 27647, 27706, 28003, 29603, 29610, 31469, 41606, 50920, 53069.4, 53075.6, 53075.61, 53679, 68071, 68072, 68074.1, 68081, 68084, 68086, 68090.7, 68093, 68098, 68108, 68112, 68114, 68114.5, 68114.6, 68115, 68152, 68206.2, 68505, 68513, 68540, 68542, 68542.5, 68546, 68551, 68620, 68902, 69510, 69744.5, 69746.5, 69753, 69957, 70141, 71002, 71004, 71010, 71040, 71042.5, 71045, 71080, 71083, 71085, 71088, 71091, 71092, 71093, 71094, 71095, 71098, 71099, 71100, 71140, 71141, 71143, 71145, 71180.5, 71181, 71220, 71221, 71264, 71267, 71280, 71280.1, 71280.2, 71280.3, 71280.4, 71280.5, 71340, 71341, 71380, 71381, 71382, 71384, 71386, 72055, 72056, 72056.01, 72056.1, 72060, 72190, 72190.1, 72190.2, 72193, 72194.5, 72196, 72197, 72198, 72301, 72302, 72604, 75101, 75103, 75602, 77003, and 77007 of, to amend the headings of Chapter 6 (commencing with Section 71001) of Title 8 of, Article 7 (commencing with Section 71260) of Chapter 6 of Title 8 of, Article 10 (commencing with Section 71380) of Chapter 6 of Title 8 of, and Chapter 8 (commencing with Section 72000) of Title 8 of, to add Section 3075 to, to repeal and add Chapter 5.1 (commencing with Section 70200) of Title 8 of, to repeal Sections 29605, 68078, 68202.5, 68541, 69741.7, 71080.5, 71080.6, 71080.7, 71084, 71087, 71091.1, 71096, 71097, 71180.3, 71180.4, 71181.1, and 72785 of, and to repeal Chapter 7 (commencing with Section 71600) of Title 8 of, the Government Code, to amend Sections 664 and 667 of the Harbors and Navigation Code, to amend Sections 108580, 111880, 111895, 117070, and 117120 of the Health and Safety Code, to amend Section 12961 of the Insurance Code, to amend Sections 98, 98.2, 3352, 5710, and 6613 of the Labor Code, to amend Section 467 of the Military and Veterans Code, to amend Sections 190.9, 682, 691, 726, 737, 740, 804, 806, 808, 810, 813, 827, 829, 830.1, 832.4, 851.8, 859, 859a, 860, 869, 949, 977, 977.2, 977.4, 987.1, 987.2, 988, 990, 1000, 1007, 1009, 1010, 1016, 1038, 1050, 1130, 1150, 1187, 1191, 1203.1, 1203.1c, 1214, 1235,

1269, 1269b, 1278, 1281a, 1327, 1368.1, 1382, 1424, 1427, 1428, 1429, 1429.5, 1447, 1449, 1458, 1459, 1462, 1462.2, 1463, 1463.1, 1463.22, 1466, 1468, 1471, 1538.5, 2620, 2621, 2623, 3076, 4004, 4022, 4024.1, 4112, 13125, 13151, and 14154 of, to amend the headings of Title 9 (commencing with Section 1235) and Title 11 (commencing with Section 1427) of Part 2 of, Chapter 1 (commencing with Section 1427), Chapter 2 (commencing with Section 1466), and Chapter 3 (commencing with Section 1471) of, Title 11 of Part 2 of, to add Sections 859c and 1039 to, and to repeal Sections 97, 1309, and 1462.1 of, the Penal Code, to amend Sections 3357, 3769, and 5560 of the Public Resources Code, to amend Sections 1794, 5411.5, and 103100 of the Public Utilities Code, to amend Sections 6776, 6777, 19232, 19233, and 19280 of the Revenue and Taxation Code, to amend Sections 1785 and 1786 of the Unemployment Insurance Code, to amend Sections 2802.5, 9872.1, 10751, 11205, 14607.6, 27360, 40230, 40256, 40502, 40506.5, 40508.6, 42008, and 42203 of the Vehicle Code, to amend Sections 310 and 1100 of the Water Code, to amend Sections 245, 255, 601.4, 603.5, 656, 661, 742.16, 3050, 3051, 3200, and 11350.7 of the Welfare and Institutions Code, to amend Section 22 of Chapter 201 of the Statutes of 1895, and to amend Section 4 of Chapter 238 of the Statutes of 1903, relating to courts, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2147—An act to amend Sections 207.1, 207.5, 209, 210, 851, 871, 871.5, 880, 881, 881.5, 882, 883, 885, 888, 889, 891, and 893 of the Welfare and Institutions Code, relating to juvenile facilities.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2230—An act to amend Sections 64769.3, 8131, 9156, 30009, 30016, 30367, 32406, 40117, 41106, 43456, 45656, 46507, 55226, and 60525 of, and to add Section 50142.2 to, the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2232—An act to amend Sections 7308, 7313, 7314, 7355, 7356, 7506.5, 7651, 7855, 8171, 8172, 8173, 8708, 8957, 9181, 9182, 9183, 9255.1, 30315, 30381, 30383, 32387, 32431, 40155, 41123.5, 43444.2, 43481, 45605, 45751, 46406, 46541, 50136, 51050, 55205, 55261, 60122, 60407, 60561, and 60608 of, and to add Sections 7305.5, 7316, 7652.5, 7983, 30382, 32432, 32433, 43482, 43483, 45752, 45753, 46542, 46543, 50150.1, 50150.2, 55262, 55263, 60562, and 60563 to, to add Article 4 (commencing with Section 40135) to Chapter 5 of Part 19 of, and to add Article 4 (commencing with Section 41114.1) to Chapter 5 of Part 20 of, Division 2 of, and to repeal Section 7356.5 of, the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2233—An act to amend Section 53356.2 of the Government Code, to amend Sections 2196, 2511.1, 3372, 3691.1, 3691.2, 3691.4, 3691.5, 3692, 3694, 3700, 3701, 3708, 3731, 3793.1, 4106, 4112, 4807, and 4992 of, to add Sections 3691.6 and 3700.5 to, and to repeal Sections 3446, 3447, 3448, 3715, 4803, and 4839 of, the Revenue and Taxation Code, and to amend Section 8833 of the Streets and Highways Code, relating to taxation.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2235—An act to amend Sections 214, 254.5, 275.5, 619, and 1605.6 of, to amend and renumber Sections 11472 and 11473 of, to add Sections 11472 and 11475 to, and to repeal and add Section 11471 of, the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 184—An act to amend Sections 7301, 7348, 7358, 7362.1, 7362.2, 7362.3, 7390, 7391, 7392, 7393, 7394, 7395, and 7423.5 of, to add Sections 7302 and 7427 to, and to repeal and add Section 7303 of, the Business and Professions Code, relating to barbering and cosmetology.

Bill read second time and ordered to third reading.

SENATE BILL NO. 213—An act to amend Section 1036 of the Insurance Code, relating to legal services.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 295—An act to amend Section 16373 of the Government Code, and to amend Sections 1170 and 2900.5 of, and to repeal Sections 2057 and 2058 of, the Penal Code, relating to corrections.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 436—An act to add Section 40511 to the Public Resources Code, relating to solid waste.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 704—An act to amend Section 3260.1 of the Civil Code, relating to contracting.

Bill read second time, and ordered to third reading.

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, and ordered to third reading.

SENATE BILL NO. 814—An act to amend Section 1371 of the Health and Safety Code, relating to health care coverage.

Bill read second time, and ordered to third reading.

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, and ordered to third reading.

SENATE BILL NO. 1340—An act to add Section 40059.1 to the Public Resources Code, relating to solid waste, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1374—An act to amend Section 530.5 of the Penal Code, relating to personal information.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1375—An act to amend Section 19596.1 of the Business and Professions Code, relating to horse racing, and making an appropriation therefor.

Bill read second time and ordered to third reading.

SENATE BILL NO. 1537—An act to amend Section 10232.25 of, and to add and repeal Section 10232.23 of, the Insurance Code, relating to long-term care insurance.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1557—An act to add Section 33492.116 to the Health and Safety Code, relating to redevelopment, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1560—An act to amend Sections 10201, 10205, 10214.5, and 10214.7 of, and to add Section 10200.5 to, the Unemployment Insurance Code, relating to the Employment Training Panel.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1646—An act to add Section 49471.5 to the Education Code, relating to school athletic injuries.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1667—An act to add Section 637.7 to the Penal Code, relating to privacy.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1691—An act to amend Section 11100 of the Health and Safety Code, relating to controlled substances.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1735—An act to add Section 11139.6 to the Government Code, relating to civil rights.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1744—An act to amend Sections 11010, 11011, and 15037 of, and to repeal Section 15076.7 of, the Unemployment Insurance Code, relating to job training.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1751—An act to add Section 17052 to the Education Code, relating to school facilities.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1816—An act to amend Section 2810 of the Business and Professions Code, relating to nursing, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1915—An act to add Section 113946 to the Health and Safety Code, relating to environmental health.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1916—An act to amend Sections 25173.6, 25173.7, 25205.15, 25244.13, 25244.14, 25244.22, and 57000 of, and to add Sections 25244.15.1, 25244.17.1, 25244.17.2, 25244.24, and 57007 to, the Health and Safety Code, relating to environmental protection.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1930—An act to amend Sections 2534.2, 2895, and 3456 of, and to add Sections 3753.8 and 3766 to, the Business and Professions Code, relating to professional license fees, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1942—An act to add Section 49411.3 to the Education Code, relating to school pest management practices, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1948—An act to add Section 12921.15 to the Insurance Code, relating to the Insurance Commissioner.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1956—An act to add Section 5003.04 to the Public Resources Code, relating to parks and recreation, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2034—An act to amend Section 186.22a of the Penal Code, relating to criminal street gangs.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2048—An act relating to sentencing.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2172—An act to amend Section 25150.6 of the Health and Safety Code, relating to hazardous waste.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 7—An act to amend Sections 3018, 3021, and 18370 of the Elections Code, relating to elections.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1405—An act to amend Sections 13113.9 of, and to add Sections 13114.1, 13114.2, and 13114.3 to, the Health and Safety Code, relating to housing.

Bill read 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. 1663—An act to amend Section 3765 of the Business and Professions Code, and to add Section 1596.798 to the Health and Safety Code, relating to child day care facilities, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1800—An act to amend Sections 124975 and 124980 of, and to amend and renumber Section 125005 of, the Health and Safety Code, relating to hereditary disorders, 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. 1890—An act to amend Section 655.1 of the Harbors and Navigations Code, to amend Section 21407.2 of the Public Utilities Code, and to amend Sections 21200.5 and 23157 of the Vehicle Code, relating to vehicles.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1898—An act to amend Sections 33459, 33459.1, 33459.2, 33459.3, 33459.4, and 33459.7 of the Health and Safety Code, relating to hazardous 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.

SENATE BILL NO. 1951—An act to add Section 512 to the Business and Professions Code, to add Section 1395.5 to the Health and Safety Code, and to add Section 10127.4 to the Insurance Code, relating to health 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. 1976—An act to add Section 4536.5 to the Penal Code, and to amend Sections 6600.05, 6601, 6602, 6602.5, 6603, 6609.1, 6609.2, and 6609.3 of, and to amend, repeal, and add Section 6604.1 of, the Welfare and Institutions Code, relating to sex offenses.

Bill read 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. 2119—An act to amend Section 9795 of 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.

SENATE BILL NO. 2204—An act to add Section 8036.5 to the Public Utilities Code, relating to public utilities.

Bill read 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. 266—An act to amend Sections 10089.40 and 10089.84 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. 1021—An act to amend Sections 9350.56, 21752 and 21757 of, and to add Sections 7514.5 and 9356.16 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, and to be placed upon the Consent Calendar.

SENATE BILL NO. 1386—An act to amend Section 1798.16 of the Civil Code, to add Section 18030.5 to the Education Code, and to amend Section 11785 of, and to add Sections 6254.20, 6254.21, and 11015.5 to, the Government Code, relating to state computer technology.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

SENATE BILL NO. 2237—An act to amend Section 25105.5 of the Government Code, to amend Section 4582.8 of the Public Resources Code, and to amend Sections 64, 75.21, 95.31, 452, and 5802 of, and to add Sections 207.1 and 38116 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, and to be placed upon the Consent Calendar.

SENATE BILL NO. 1981—An act to amend Sections 651, 2001, 2020, 2066, 2102, 2135, 2151, 2185, 2225.5, 2428, 2460, 2462, 2472, 2475, 2496, 2569, 3501, 3504, 3505, and 3540 of, to amend and repeal Sections 3514 and 3515 of, to amend, repeal, and add Sections 2475 and 3535 of, to add Sections 473.17, 3503.5, and 3514.1 to, to repeal Sections 2101, 2148, 2473, and 2497.1 of, to repeal Article 23 (commencing with Section 2500) of Chapter 5 of Division 2 of, and to repeal and add Section 3513 of, the Business and Professions Code, relating to healing arts.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1623—An act to add Sections 68705, 68706, 68707, 68708, and 68709 to the Government Code, relating to the Commission on Judicial Performance.

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. 2198—An act to amend Sections 25299.50, 25299.81, and 40440.8 of, to add Section 43830.5 to, and to repeal, add, and repeal Article 13 (commencing with Section 25299.99) of Chapter 6.75 of Division 20 of, the Health and Safety Code, relating to pollution.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 491—An act to add Sections 14672.14 and 14672.16 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.

CAUCUS ANNOUNCEMENTS

At 12 noon, 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 noon, Speaker pro Tempore Kuehl declared the Assembly recessed.

ANNOUNCEMENTS

Speaker pro Tempore Kuehl announced that the House is in recess until 4 p.m. today.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 187—Papan. Relative to oversized highway vehicles.

ASSEMBLY JOINT RESOLUTION NO. 77—Granlund, Bordonaro, Battin, Goldsmith, Alby, Bowler, Campbell, Cunneen, Ducheny, Leach, Leonard, Morrow, Oller, Pacheco, Papan, Perata, Poochigian, Pringle, Runner, Scott, Vincent, Woods, and Wright. Relative to the Forest Tax Relief Act.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, August 10, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(12) as it relates to Senate Bill No. 1069.

VALERIE K. BROWN

Above request ordered transmitted to the Committee on Rules.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 10, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1701

Assembly Bill No. 2214

Assembly Bill No. 1844

Assembly Bill No. 2374

Assembly Bill No. 1848

Assembly Bill No. 2746

Assembly Bill No. 2188

Assembly Bill No. 2761

And reports the same correctly enrolled, and presented to the Governor at 1:45 p.m., August 10, 1998.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, August 10, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 175

Assembly Joint Resolution No. 56

And reports the same correctly enrolled, and presented to the Secretary of State on the 10th day of August, 1998, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, August 10, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

- | | |
|------------------------|------------------------|
| Assembly Bill No. 182 | Assembly Bill No. 1964 |
| Assembly Bill No. 635 | Assembly Bill No. 1987 |
| Assembly Bill No. 983 | Assembly Bill No. 2090 |
| Assembly Bill No. 1731 | Assembly Bill No. 2097 |
| Assembly Bill No. 1881 | Assembly Bill No. 2179 |
| Assembly Bill No. 1933 | Assembly Bill No. 2573 |

And reports the same correctly enrolled, and presented to the Governor at 3:15 p.m., August 10, 1998.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, August 10, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

- | | |
|------------------------|------------------------|
| Assembly Bill No. 346 | Assembly Bill No. 2394 |
| Assembly Bill No. 1614 | Assembly Bill No. 2747 |
| Assembly Bill No. 1977 | |

And reports the same correctly enrolled, and presented to the Governor at 4:45 p.m., August 10, 1998.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS

Committee on Governmental Organization

August 10, 1998

Mr. Speaker: The Chair of your Committee on Governmental Organization reports: Senate Bill No. 1069

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairwoman

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.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Banking and Finance

Date of Hearing: August 3, 1998

Mr. Speaker: Your Committee on Banking and Finance reports:

Senate Bill No. 1624

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 Appropriations

Date of Hearing: August 5, 1998

Mr. Speaker: Your Committee on Appropriations reports:

- | | |
|----------------------|----------------------|
| Senate Bill No. 1664 | Senate Bill No. 2003 |
| Senate Bill No. 1991 | Senate Bill No. 2098 |

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Committee on Transportation

Date of Hearing: August 3, 1998

Mr. Speaker: Your Committee on Transportation reports:

Assembly Concurrent Resolution No. 182

With amendments with the recommendation: Be adopted, as amended, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

MURRAY, Chairman

Above resolution ordered to second reading.

Committee on Appropriations

Date of Hearing: July 29, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1847

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bill ordered to second reading.

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as a Committee on Conference concerning Assembly Bill No. 224:

Gallegos, Davis, and Baugh.

MESSAGES FROM THE SENATE

August 10, 1998

*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 1385. The Senate then ordered the bill returned to the Assembly.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Above bill held at the Desk.

MESSAGES FROM THE SENATE

Senate Chamber, August 10, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 858

Assembly Bill No. 2284

Assembly Bill No. 862

Assembly Bill No. 2442

Assembly Bill No. 1331

Assembly Bill No. 2594

Assembly Bill No. 1428

Assembly Bill No. 2778

Assembly Bill No. 1590

Assembly Bill No. 2781

Assembly Bill No. 1756

Assembly Bill No. 2784

Assembly Bill No. 2041

Assembly Bill No. 2793

Assembly Bill No. 2261

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 10, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1368

Assembly Bill No. 2789

Assembly Bill No. 2779

Assembly Bill No. 2797

Assembly Bill No. 2780

Assembly Bill No. 2798

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 10, 1998

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. 1656

GREG P. SCHMIDT, Secretary of the Senate

By John W. Rovane, Assistant Secretary

Senate Chamber, August 10, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Karnette, McPherson and Polanco as a Committee on Conference concerning:

Assembly Bill No. 1864.

GREG P. SCHMIDT, Secretary of the Senate

By John W. Rovane, Assistant Secretary

REASSEMBLED

At 9:05 p.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

BILLS WITHDRAWN FROM COMMITTEE BY UNANIMOUS CONSENT

By unanimous consent, the following bills were withdrawn from committees for purpose of amendment, without reference to file:

Senate Bills Nos. 12, 27, 34, 1193, 1628, 1657, 1756, and 2064, from the Committee on Appropriations;

Senate Bill No. 933, from the Committee on Human Services;

Senate Bills Nos. 1564, 1573, 1584, 1589, and 1603, from the Committee on Budget.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense with Constitutional Provision

By Assembly Member Shelley.

Resolved, That Senate Bills Nos. 34, 1564, 1565, 1573, 1574, 1577, 1584, 1587, 1589, 1600, 1602, 1603, 1605, 1628, 1657, and 1756, present cases of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bill be read on three separate days in each house is hereby dispensed with, and it is ordered that the bill be placed upon its passage.

Resolution read, and adopted by the following vote:

AYES—79

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	Floyd	Mazzoni	Shelley
Baldwin	Frusetta	McClintock	Strom-Martin
Battin	Gallegos	Migden	Sweeney
Baugh	Goldsmith	Miller	Thompson
Bordonaro	Granlund	Morrissey	Thomson
Bowen	Havice	Morrow	Torlakson
Bowler	Hertzberg	Murray	Vincent
Brewer	Honda	Napolitano	Washington
Brown	House	Olberg	Wayne
Bustamante	Kaloogian	Oller	Wildman
Campbell	Keeley	Ortiz	Woods
Cardenas	Knox	Pacheco	Wright
Cardoza	Kuehl	Papan	Mr. Speaker
Cedillo	Kuykendall	Perata	

NOES—None

Article IV, Section 8(b) of the Constitution was declared dispensed with.

SECOND READING OF BILLS BY UNANIMOUS CONSENT

The following bills were taken up by unanimous consent, without reference to file, for purpose of second reading and adoption of amendments:

SENATE BILL NO. 12—An act to amend Sections 52084 and 52086 of, to add Section 45023.4 to, and to repeal Section 52090 of, the Education Code, relating to schools.

Bill read second time; amendments to be placed upon the third reading file.

SENATE BILL NO. 27—An act to amend Sections 19400, 19401, 19531, 19596, 19596.2, 19601, 19601.2, 19605.6, 19605.7, 19605.71, 19605.8, 19606, 19606.3, 19611, 19611.5, 19612, 19614, 19614.2, 19614.4, 19616, 19616.1, and 19617.2 of, to add Sections 19605.35, 19605.72, 19607.2, and 19607.3 to, to add and repeal Section 19605.73 of, to repeal Sections 19571, 19608.9, 19610.5, 19614.1, 19616.51, 19617.3, 19619.7 and 19619.8 of, the Business and Professions Code, relating to horse racing.

Bill read second time; amendments read and adopted, bill ordered reprinted and to be placed upon the third reading file.

SENATE BILL NO. 933—An act to add Sections 7911, 7911.1, and 7912 to the Family Code, to amend Sections 1522, 1522.03, 1522.04, 1522.1, 1522.4, 1534, 1538, 1538.5, 1548, 1550, 1558, 1558.1, 1563, 1568.082, 1568.09, 1568.092, 1568.093, 1569.17, 1569.172, 1569.50, 1569.58, 1569.59, 1569.617, 1596.603, 1596.871, 1596.8713, 1596.877, 1596.885, 1596.8897, and 1596.8898 of, to add Sections 1520.1, 1520.11, 1522.02, 1522.41, 1522.42, 1522.43, 1534.5, 1568.042, 1569.1515, and 1596.952 to, the Health and Safety Code, to amend Section 11174.3 of the Penal Code, and to amend Sections 366, 727.1, 827, 10609.3, 11402, 11461, 11462, 11463, 11465, 16501.1, and 18358.30 of, to add Sections 361.21, 5867.5, 11466.21, 16501.2, and 16516.5, to, to add Chapter 2.5 (commencing with Section 16160) to Part 4 of, and to add Chapter 12.86 (commencing with Section 18987.6) to Part 6 of, Division 9 of, and to repeal Sections 11404.5 and 11467 of, the Welfare and Institutions Code, relating to human services, and making an appropriation therefor.

Bill read second time; amendments read and adopted, bill ordered reprinted and to be placed upon the third reading file.

SENATE BILL NO. 1193—An act to amend Sections 44579.1 and 44579.5 of, and to amend and repeal Sections 44670.6, 52022, 52854, and 56242 of, the Education Code, relating to education finance, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments read and adopted, bill ordered reprinted and to be placed upon the third reading file.

SENATE BILL NO. 1564—An act relating to education finance, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments read and adopted, bill ordered reprinted and to be placed upon the third reading file.

SENATE BILL NO. 1565—An act relating to education finance, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments read and adopted, bill ordered reprinted and to be placed upon the third reading file.

SENATE BILL NO. 1573—An act relating to health, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments read and adopted, bill ordered reprinted and to be placed upon the third reading file.

SENATE BILL NO. 1574—An act relating to the Department of Fish and Game, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments read and adopted, bill ordered reprinted and to be placed upon the third reading file.

SENATE BILL NO. 1577—An act relating to conservation, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments read and adopted, bill ordered reprinted and to be placed upon the third reading file.

SENATE BILL NO. 1584—An act relating to the Department of General Services, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments read and adopted, bill ordered reprinted and to be placed upon the third reading file.

SENATE BILL NO. 1587—An act relating to public social services, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments read and adopted, bill ordered reprinted and to be placed upon the third reading file.

SENATE BILL NO. 1589—An act relating to state government administration, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments read and adopted, bill ordered reprinted and to be placed upon the third reading file.

SENATE BILL NO. 1602—An act relating to the Public Utilities Commission, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments read and adopted, bill ordered reprinted and to be placed upon the third reading file.

SENATE BILL NO. 1603—An act relating to the state budget, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments read and adopted, bill ordered reprinted and to be placed upon the third reading file.

SENATE BILL NO. 1605—An act relating to the Department of the Youth Authority, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments read and adopted, bill ordered reprinted and to be placed upon the third reading file.

SENATE BILL NO. 1628—An act to add Article 6.5 (commencing with Section 14198) to Chapter 7 of Part 3 of Division 9 of, and to add and repeal Section 14198 of, the Welfare and Institutions Code, relating to health.

Bill read second time; amendments read and adopted, bill ordered reprinted and to be placed upon the third reading file.

SENATE BILL NO. 1657—An act to add Article 18.8 (commencing with Section 749.4) to Chapter 2 of Part 1 of Division 2 of the Welfare and Institutions Code, relating to female juvenile offenders, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments read and adopted, bill ordered reprinted and to be placed upon the third reading file.

SENATE BILL NO. 1756—An act to add Article 23 (commencing with Section 8490) to Part 6 of the Education Code, relating to after school programs, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments read and adopted, bill ordered reprinted and to be placed upon the third reading file.

SENATE BILL NO. 2064—An act to amend Sections 66021.2, 69532, 69535, and 69538 of, and to add Sections 66021.2 and 69540 to, the Education Code, relating to student financial aid, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments read and adopted, bill ordered reprinted and to be placed upon the third reading file.

CONSIDERATION OF SENATE BILL NO. 295 WITHOUT REFERENCE TO FILE

Unanimous consent was granted to take up Senate Bill No. 295, without reference to file, for purpose of amendment.

SENATE BILL NO. 295 (Rainey)—An act to amend Section 16373 of the Government Code, and to amend Sections 1170 and 2900.5 of, and to repeal Sections 2057 and 2058 of, the Penal Code, relating to corrections.

Bill read third time; amendments read and adopted, bill ordered reprinted and to be returned to the third reading file.

REQUEST TO SET BILLS FOR SPECIAL ORDER OF BUSINESS

Assembly Member Leonard requested unanimous consent that the Budget bill and all Budget trailer bills be set for Special Order of Business, Tuesday, August 11, 1998, at 8:30 a.m.

Parliamentary Inquiry

Assembly Member Martinez arose to the following parliamentary inquiry:

Is it Assembly Member Leonard's intention that the Budget and Budget trailer bills be taken up for consideration at 8:30 a.m.?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied in the affirmative.

Parliamentary Inquiry

Assembly Member Escutia arose to the following parliamentary inquiry:

Is it Assembly Member Leonard's intention that rule waivers will be granted permitting committees to meet upon adjournment of Floor session, or on Wednesday, August 12, 1998, for those committees that are currently scheduled to convene at 8:30 a.m. tomorrow?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore deferred to Assembly Member Leonard whereupon he replied that the appropriate rule waivers permitting committees to meet would be granted.

BILLS SET FOR SPECIAL ORDER

Without objection, Senate Bill No. 752 was withdrawn from the Committee on Budget.

Assembly Member Leonard was granted unanimous consent that the following bills be made a special order of business for Tuesday, August 11, 1998, at 8:30 a.m.:

Assembly Bill No. 1656; Senate Bills Nos. 12, 27, 34, 295, 752, 933, 1193, 1564, 1565, 1573, 1574, 1575, 1577, 1584, 1587, 1589, 1600, 1602, 1603, 1605, 1628, 1657, 1756, and 2064; Assembly Bills Nos. 858, 862, 1331, 1368, 1428, 1590, 1756, 2041, 2216, 2261, 2284, 2442, 2594, 2778, 2779, 2780, 2781, 2784, 2789, 2793, 2797, and 2798.

RULES SUSPENDED BY UNANIMOUS CONSENT

Assembly Member Shelley was granted unanimous consent that all rules be suspended to permit consideration of the Budget bill and all Budget trailer bills on Tuesday, August 11, 1998, and specifically that Assembly Rule 77 be suspended as it relates to Assembly Bills Nos. 858, 862, 1331, 1368, 1428, 1590, 1756, 2041, 2216, 2261, 2284, 2442, 2594, 2778, 2779, 2780, 2781, 2784, 2789, 2793, 2797, and 2798 (Budget trailer bills).

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Honda announced that the Committee on Public Employees, Retirement and Social Security would meet on Wednesday, August 12, 1998 at 9:30 a.m. instead of 9 a.m.

**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. 277 be removed from the inactive file.

BILLS REMOVED FROM CONSENT CALENDAR

The following bill was removed from the Consent Calendar, and placed on the third reading file, pursuant to Joint Rule 22.2:

Senate Bill No. 2194, on request of Assembly Member Woods.

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS****NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1735
FROM COMMITTEE CONTINUED**

By unanimous consent, the notice of motion to withdraw Assembly Bill No. 1735 from the Committee on Public Safety was continued until the next legislative day.

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 23, Senate Constitutional Amendment No. 13 and Senate Bill No. 1427 were continued until the next legislative day.

MOTION TO ADJOURN

At 9:18 p.m., Assembly Member Washington moved that the Assembly do now adjourn.

Assembly Member Migden seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Members Floyd, Papan, Pringle, Shelley, and McClintock 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.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 9:29 p.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

INTRODUCTION OF GUESTS

Speaker pro Tempore Kuehl introduced former Member of the Assembly, Congressman James E. Rogan.

On behalf of Assembly Member Takasugi, Assembly Member Firestone, of the 35th Assembly District introduced Dayne Hinojosa, of Moor Park.

Assembly Member Battin, of the 80th Assembly District, introduced Indy Adams, of Palm Springs.

ADJOURNMENT

At 9:29 p.m., pursuant to the motion by Assembly Member Washington, the Assembly adjourned until 8:30 a.m., Tuesday, August 11, 1998, out of respect to the memory of Lulann Sapp McGriff, on motion of Assembly Members Migden and Shelley; out of respect to the memory of Kenneth J. Miller, on motion of Assembly Member Migden; out of respect to the memory of Robert Warren Sarvis, on motion of Assembly Member Wayne; out of respect to the memory of Jacque Jorgensen, on motion of Assembly Member Oller; out of respect to the memory of Shari Lewis, on motion of Speaker pro Tempore Kuehl; out of respect to the memory of the victims of recent terrorist bombings in Tanzania and Kenya, on motion of Assembly Member Wright; out of respect to the memory of Officer Filberto Cuesta, on motion of Assembly Member Wildman; and out of respect to the memory of Sergio Casacca, on motion of Assembly Member Frusetta.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON AUGUST 10, 1998

—————

The following measures were amended in the Assembly on this day:

ACR	RN	SB	RN
79	9806109	1574	9818158
180	9817619	1577	9818155
		1584	9818186
		1587	9818141
		1589	9818126
		1602	9818128
		1603	9818178
		1605	9818118
		1623	9817577
		1628	9817763
		1657	9817469
		1663	9817562
		1754	9817428
		1756	9818146
		1800	9817593
		1835	9817584
		1890	9817579
		1898	9816129
		1951	9815373
		1976	9817466
		2064	9818108
		2119	9817578
		2198	9817664
		2204	9817499
		2237	9817739
		2239	9817521

Daily Total: 50
Cumulative Total: 7494

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, August 11, 1998

**TWO HUNDRED FIFTY-THIRD SESSION DAY
SIX 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.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, August 11, 1998

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 Ducheny 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 8:47 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—79:

Ackerman	Cunneen	Leach	Poochigian
Aguiar	Davis	Lempert	Prenter
Alby	Ducheny	Leonard	Pringle
Alquist	Escutia	Machado	Richter
Aroner	Figuroa	Margett	Runner
Ashburn	Firestone	Martinez	Scott
Baca	Floyd	Mazzoni	Shelley
Baldwin	Frusetta	McClintock	Strom-Martin
Battin	Gallegos	Migden	Sweeney
Baugh	Goldsmith	Miller	Thompson
Bordonaro	Granlund	Morrissey	Thomson
Bowen	Havice	Morrow	Torlakson
Bowler	Hertzberg	Murray	Vincent
Brewer	Honda	Napolitano	Washington
Brown	House	Olberg	Wayne
Bustamante	Kaloogian	Oller	Wildman
Campbell	Keeley	Ortiz	Woods
Cardenas	Knox	Pacheco	Wright
Cardoza	Kuehl	Papan	Mr. Speaker
Cedillo	Kuykendall	Perata	

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, There is no father or mother, son or daughter, or any person at all, who can embrace anything with as much love as the love You have to embrace our soul. Lord, help us to appreciate, not only the world around us, but also the invisible world within each of us, where our spirit yearns for the perfect love of Your Holy Spirit. O God, help us, save us, and have mercy on us, by Your grace.—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 Scott, 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 Takasugi.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

August 11, 1998

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Steve Baldwin to the Revenue and Taxation Committee in place of Assemblymember Nao Takasugi for all hearings this week.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 11, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 79

Assembly Concurrent Resolution No. 180

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions re-referred to committee.

Assembly Chamber, August 11, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 76

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to third reading.

Assembly Chamber, August 11, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 145

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

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. 1956

Governor's Office, Sacramento

August 10, 1998

To the Members of the California Assembly:

I am returning Assembly Bill No. 1956 without my signature.

This bill would establish procedures and provide authority for the California Coastal Commission to file and record notices of violation when it determines that property within the coastal zone has been developed in violation of the California Coastal Act.

This authority is unnecessary. Existing law provides the Commission with numerous procedures to halt violations of the Coastal Act, including provisions which allow for judicial review.

Under existing law, if the Coastal Commission alleges a Coastal Act violation, either party may go to court to settle the dispute. In court, the Commission has the burden of proving the violation. Under this bill, if the Commission files a notice of violation, and the parties proceed to court, the alleged violator would be forced to prove that the Commission is in error. Shifting the burden of proof from a governmental regulatory agency to the property owner is an inappropriate enhancement of governmental powers at the public's expense.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 10th day of August 1998, at 3:55 p.m., of Assembly Bill No. 1956, without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Karen Morgan.

RALPH ROMO

Acting Chief Clerk of the Assembly

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 Danny Sarmiento, of Whittier; and Tom Shah, who died in the recent Embassy bombing.

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 Dick Donati, of San Mateo.

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. 2472 (Leonard)—An act to amend Section, 22822 of to add Part 7 (commencing with Section 22960) to Division 5 of Title 2 of, and to repeal Article 2.1 (commencing with Section 21078) of Chapter 12 of Part 3 of Division 5 of Title 2 of, the Government Code, relating to state employees, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

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, 8:51 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

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. 75 (Alby)—An act to add Section 11105.7 to the Penal Code, relating to crime prevention, and declaring the urgency thereof, to take effect immediately.

Assembly Bill No. 75 read.

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, 8:54 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF DAILY FILE**SECOND READING OF ASSEMBLY BILLS**

ASSEMBLY CONCURRENT RESOLUTION NO. 182—Relative to Stephen Lindheim.

Resolution read; amendments proposed by the Committee on Transportation read and adopted, resolution ordered reprinted and to be re-referred to the Committee on Appropriations.

**SENATE BILLS RETURNED TO SECOND READING FILE
PURSUANT TO THE RULES**

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 262, 930, 7, 1405, 1663, 1800, 1890, 1898, 1951, 1976, 2119, and 2204, ordered to third reading;

Senate Bills Nos. 266, 1021, 1386, and 2237, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 1624—An act to amend Sections 4828.3, 18000, 18003, 18023.1, 18061, 18100.5, 18190, 18205.5, 18266.1, 18293, 18315, 18341, 18563, and 18594 of, to add Section 18016.5 to, to add Article 4 (commencing with Section 18245) to Chapter 3 of Division 7 of, to repeal Sections 18057, 18059, 18230, 18266.2, and 18266.3 of, and to repeal and add Section 18003.5 of, the Financial Code, relating to industrial loan companies.

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. 1664—An act to amend Section 2773.1 of the Public Resources Code, relating in mining.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1991—An act to amend Section 597 of the Penal Code, relating to cruelty to animals.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 2003—An act to amend Sections 4848 and 4905 of, and to add Section 4848.3 to, 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.

SENATE BILL NO. 2098—An act to amend Sections 5330 and 5610 of the Welfare and Institutions Code, relating to mental health, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1847—An act to add Chapter 3 (commencing with Section 132400) to Division 12.7 of the Public Utilities Code, relating to transportation.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

CONSIDERATION OF SPECIAL ORDER—ASSEMBLY BILL NO. 1656

The hour having arrived, Assembly Bill No. 1656 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

ASSEMBLY BILL NO. 1656 (As proposed by the Conference Committee)—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.

Conference Committee Report presented by Assembly Member Ducheny.

Urgency Clause

Urgency clause read.

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, 9:11 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF SPECIAL ORDER—ASSEMBLY BILL NO. 858

The hour having arrived, Assembly Bill No. 858 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

ASSEMBLY BILL NO. 858 (Davis)—An act to add Article 13 (commencing with Section 44395) to Chapter 2 of Part 25 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—59

Ackerman	Ducheny	Leach	Perata
Aguiar	Escutia	Lempert	Prenter
Alquist	Figueroa	Leonard	Pringle
Aroner	Firestone	Machado	Scott
Baca	Frusetta	Margett	Shelley
Battin	Gallegos	Martinez	Strom-Martin
Bowen	Goldsmith	Mazzoni	Sweeney
Bowler	Granlund	Migden	Thomson
Brown	Havice	Miller	Torlakson
Bustamante	Hertzberg	Morrissey	Vincent
Cardenas	Honda	Murray	Washington
Cardoza	Keeley	Napolitano	Wayne
Cedillo	Knox	Ortiz	Wildman
Cunneen	Kuehl	Pacheco	Mr. Speaker
Davis	Kuykendall	Papan	

NOES—17

Alby	Brewer	Morrow	Thompson
Ashburn	Campbell	Olberg	Woods
Baldwin	House	Oller	
Baugh	Kaloogian	Richter	
Bordonaro	McClintock	Runner	

Above bill ordered enrolled.

CONSIDERATION OF SPECIAL ORDER—ASSEMBLY BILL NO. 862

The hour having arrived, Assembly Bill No. 862 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

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, 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—76

Ackerman	Cedillo	Kuykendall	Perata
Aguiar	Cunneen	Leach	Poochigian
Alby	Davis	Lempert	Prenter
Alquist	Ducheny	Leonard	Pringle
Aroner	Escutia	Machado	Richter
Ashburn	Figueroa	Margett	Runner
Baca	Firestone	Martinez	Scott
Baldwin	Frusetta	Mazzoni	Shelley
Battin	Gallegos	Migden	Strom-Martin
Baugh	Goldsmith	Miller	Sweeney
Bordonaro	Granlund	Morrissey	Thompson
Bowen	Havice	Morrow	Thomson
Bowler	Hertzberg	Murray	Torlakson
Brewer	Honda	Napolitano	Vincent
Brown	House	Olberg	Washington
Bustamante	Kaloogian	Oller	Wayne
Campbell	Keeley	Ortiz	Wildman
Cardenas	Knox	Pacheco	Wright
Cardoza	Kuehl	Papan	Mr. Speaker

NOES—1

McClintock

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—76

Ackerman	Cedillo	Kuykendall	Perata
Aguiar	Cunneen	Leach	Poochigian
Alby	Davis	Lempert	Prenter
Alquist	Ducheny	Leonard	Pringle
Aroner	Escutia	Machado	Richter
Ashburn	Figueroa	Margett	Runner
Baca	Firestone	Martinez	Scott
Baldwin	Frusetta	Mazzoni	Shelley
Battin	Gallegos	Migden	Strom-Martin
Baugh	Goldsmith	Miller	Sweeney
Bordonaro	Granlund	Morrissey	Thompson
Bowen	Havice	Morrow	Thomson
Bowler	Hertzberg	Murray	Torlakson
Brewer	Honda	Napolitano	Vincent
Brown	House	Olberg	Washington
Bustamante	Kaloogian	Oller	Wayne
Campbell	Keeley	Ortiz	Wildman
Cardenas	Knox	Pacheco	Wright
Cardoza	Kuehl	Papan	Mr. Speaker

NOES—1

McClintock

Above bill ordered enrolled.

CONSIDERATION OF SPECIAL ORDER—ASSEMBLY BILL NO. 1331

The hour having arrived, Assembly Bill No. 1331 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

ASSEMBLY BILL NO. 1331 (Alquist)—An act to add Chapter 3.33 (commencing with Section 44720) to Part 25 of the Education Code, relating to mathematics 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.)

Point of Order

Assembly Member Martinez arose to the following point of order:

Assembly Member House 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 not well-taken.

Point of Personal Privilege

Assembly Member House arose to a point of personal privilege.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of personal privilege not well-taken.

The question being on concurrence in Senate amendments.

Amendments concurred in by the following vote:

AYES—76

Aekerman	Cedillo	Leach	Poochigian
Aguiar	Cunneen	Lempert	Preter
Alby	Davis	Leonard	Pringle
Alquist	Ducheny	Machado	Richter
Aroner	Escutia	Margett	Runner
Ashburn	Figueron	Martinez	Scott
Baca	Firestone	Mazzoni	Shelley
Baldwin	Frusetta	Migden	Strom Martin
Battin	Gallejos	Miller	Sweeney
Baugh	Goldsmith	Morrissey	Thompson
Bordonaro	Granlund	Morrow	Thomson
Bowen	Havice	Murray	Torlakson
Bowler	Hertzberg	Napolitano	Vincent
Brewer	Honda	Olberg	Washington
Brown	Kaloogian	Oller	Wayne
Bustamante	Keeley	Ortiz	Wildman
Campbell	Knox	Pacheco	Woods
Cardenas	Kuehl	Papan	Wright
Cardoza	Kuykendall	Perata	Mr. Speaker

NOES—1

House

Above bill ordered enrolled.

(NOTE: Later this day, the action was rescinded whereby the Assembly concurred in Senate amendments to Assembly Bill No. 1331 and whereby the bill was ordered enrolled. See page 8347.)

CONSIDERATION OF SPECIAL ORDER—ASSEMBLY BILL NO. 2261

The hour having arrived, Assembly Bill No. 2261 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

ASSEMBLY BILL NO. 2261 (Aguiar)—An act to amend Sections 749.21, 749.22, 749.23, 749.26, and 749.27 of the Welfare and Institutions Code, relating to juvenile crime, 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	Cunneen	Lempert	Pringle
Aguiar	Davis	Leonard	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	Thompson
Battin	Goldsmith	Morrissey	Thomson
Baugh	Granlund	Morrow	Torlakson
Bordonaro	Havice	Murray	Vincent
Bowen	Hertzberg	Napolitano	Washington
Bowler	Honda	Olberg	Wayne
Brewer	House	Oller	Wildman
Brown	Kaloogian	Ortiz	Woods
Bustamante	Keeley	Pacheco	Wright
Campbell	Knox	Papan	Mr. Speaker
Cardenas	Kuehl	Perata	
Cardoza	Kuykendall	Poochigian	
Cedillo	Leach	Prenter	

NOES—1

McClintock

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—77

Ackerman	Cunneen	Lempert	Pringle
Aguiar	Davis	Leonard	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	Thompson
Battin	Goldsmith	Morrissey	Thomson
Baugh	Granlund	Morrow	Torlakson
Bordonaro	Havice	Murray	Vincent
Bowen	Hertzberg	Napolitano	Washington
Bowler	Honda	Olberg	Wayne
Brewer	House	Oller	Wildman
Brown	Kaloogian	Ortiz	Woods
Bustamante	Keeley	Pacheco	Wright
Campbell	Knox	Papan	Mr. Speaker
Cardenas	Kuehl	Perata	
Cardoza	Kuykendall	Poochigian	
Cedillo	Leach	Prenter	

NOES—1

McClintock

Above bill ordered enrolled.

CONSIDERATION OF SPECIAL ORDER—ASSEMBLY BILL NO. 2284

The hour having arrived, Assembly Bill No. 2284 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

ASSEMBLY BILL NO. 2284 (Torlakson)—An act to amend and repeal Section 8481 of, and to add Article 22.5 (commencing with Section 8482) to Chapter 2 of Part 6 of, the Education Code, relating to after school programs, 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 Torlakson moved a call of the Assembly.

Motion carried. Time, 10:09 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**At 10:10 a.m., Assistant Speaker pro Tempore Joe Baca,
62nd District, presiding**

CONSIDERATION OF SPECIAL ORDER—ASSEMBLY BILL NO. 2442

The hour having arrived, Assembly Bill No. 2442 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

ASSEMBLY BILL NO. 2442 (Mazzoni)—An act to add Chapter 3.25 (commencing with Section 44695) to Part 25 of the Education Code, relating to mathematics instruction.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Cedillo	Leach	Poochigian
Aguiar	Cunneen	Lempert	Prenter
Alby	Davis	Leonard	Pringle
Alquist	Ducheny	Machado	Richter
Aroner	Escutia	Margett	Runner
Ashburn	Figueroa	Martinez	Scott
Baca	Firestone	Mazzoni	Shelley
Baldwin	Frusetta	Migden	Strom-Martin
Battin	Gallegos	Miller	Sweeney
Baugh	Goldsmith	Morrissey	Thompson
Bordonaro	Granlund	Morrow	Thomson
Bowen	Havice	Murray	Vincent
Bowler	Hertzberg	Napolitano	Washington
Brewer	Honda	Olberg	Wayne
Brown	Kaloogian	Oller	Wildman
Bustamante	Keeley	Ortiz	Woods
Campbell	Knox	Pacheco	Wright
Cardenas	Kuehl	Papan	Mr. Speaker
Cardoza	Kuykendall	Perata	

NOES—2

House McClintock

Above bill ordered enrolled.

CONSIDERATION OF SPECIAL ORDER—ASSEMBLY BILL NO. 2594

The hour having arrived, Assembly Bill No. 2594 was taken up.

(NOTE: Special Order set 8:30 a.m.)

ASSEMBLY BILL NO. 2594 (Wright)—An act to amend Sections 743, 744, 745, 746, 747, 748, and 749 of the Welfare and Institutions Code, relating to minors, 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	Cedillo	Kuykendall	Poochigian
Aguiar	Cunneen	Leach	Prenter
Alby	Davis	Lempert	Pringle
Alquist	Ducheny	Leonard	Runner
Aroner	Escutia	Machado	Scott
Ashburn	Figueroa	Margett	Shelley
Baca	Firestone	Martinez	Strom-Martin
Battin	Frusetta	Mazzoni	Sweeney
Bordonaro	Gallegos	Migden	Thompson
Bowen	Goldsmith	Miller	Thomson
Bowler	Granlund	Morrissey	Vincent
Brewer	Havice	Morrow	Washington
Brown	Hertzberg	Murray	Wayne
Bustamante	Honda	Napolitano	Wildman
Campbell	House	Ortiz	Wright
Cardenas	Keeley	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	

NOES—6

Baldwin	Kaloogian	Olberg
Baugh	McClintock	Woods

Above bill ordered enrolled.

CONSIDERATION OF SPECIAL ORDER—ASSEMBLY BILL NO. 2778

The hour having arrived, Assembly Bill No. 2778 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

ASSEMBLY BILL NO. 2778 (Villaraigosa)—An act to amend Sections 12693.615, 12693.63, 12693.65, and 12693.70 of, and to add Sections 12693.56, 12693.703, and 12693.925 to, the Insurance Code, relating to children's 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—45

Alquist	Figueroa	Mazzoni	Sweeney
Aroner	Frusetta	Migden	Thomson
Baca	Gallegos	Morrissey	Torlakson
Bowen	Havice	Murray	Vincent
Brown	Hertzberg	Napolitano	Washington
Bustamante	Honda	Ortiz	Wayne
Cardenas	Keeley	Papan	Wildman
Cardoza	Knox	Perata	Wright
Cedillo	Kuehl	Prenter	Mr. Speaker
Davis	Lempert	Scott	
Ducheny	Machado	Shelley	
Escutia	Martinez	Strom-Martin	

NOES—30

Ackerman	Bowler	Leonard	Poochigian
Aguiar	Brewer	Margett	Pringle
Alby	Campbell	McClintock	Richter
Ashburn	Goldsmith	Miller	Runner
Baldwin	Granlund	Morrow	Thompson
Battin	House	Olberg	Woods
Baugh	Kaloogian	Oller	
Bordonaro	Leach	Pacheco	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 2778: Assembly Member Morrissey, from “No” to “Aye”.

Above bill ordered enrolled.

CONSIDERATION OF SPECIAL ORDER—ASSEMBLY BILL NO. 1368

The hour having arrived, Assembly Bill No. 1368 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

ASSEMBLY BILL NO. 1368 (Villaraigosa)—An act to amend Section 44011.6 of, and to add and repeal Chapter 9 (commencing with Section 44275) of Part 5 of Division 26 of, the Health and Safety Code, relating to air pollution, 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	Cunneen	Leach	Prenter
Aguiar	Davis	Lempert	Pringle
Alby	Ducheny	Leonard	Richter
Alquist	Escutia	Machado	Runner
Aroner	Figueroa	Margett	Scott
Ashburn	Firestone	Mazzoni	Shelley
Baca	Frusetta	Migden	Strom-Martin
Baldwin	Gallegos	Miller	Sweeney
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Morrow	Thomson
Bordonaro	Havice	Murray	Vincent
Bowler	Hertzberg	Napolitano	Washington
Brewer	Honda	Olberg	Wayne
Brown	House	Oller	Wildman
Bustamante	Kaloogian	Ortiz	Woods
Campbell	Keeley	Pacheco	Wright
Cardenas	Knox	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	
Cedillo	Kuykendall	Poochigian	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—74

Ackerman	Cunneen	Leach	Prenter
Aguiar	Davis	Lempert	Pringle
Alby	Ducheny	Leonard	Richter
Alquist	Escutia	Machado	Runner
Aroner	Figueroa	Margett	Scott
Ashburn	Firestone	Mazzoni	Shelley
Baca	Frusetta	Migden	Strom-Martin
Baldwin	Gallegos	Miller	Sweeney
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Morrow	Thomson
Bordonaro	Havice	Murray	Vincent
Bowler	Hertzberg	Napolitano	Washington
Brewer	Honda	Olberg	Wayne
Brown	House	Oller	Wildman
Bustamante	Kaloogian	Ortiz	Woods
Campbell	Keeley	Pacheco	Wright
Cardenas	Knox	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	
Cedillo	Kuykendall	Poochigian	

NOES—None

Above bill ordered enrolled.

CONSIDERATION OF SPECIAL ORDER—ASSEMBLY BILL NO. 2041

The hour having arrived, Assembly Bill No. 2041 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

ASSEMBLY BILL NO. 2041 (Bustamante)—An act to add and repeal Chapter 3.5 (commencing with Section 60450) of Part 33 of the Education Code, relating to instructional materials, 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—77

Ackerman	Cunneen	Leonard	Pringle
Aguiar	Davis	Machado	Richter
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	Goldsmith	Morrissey	Thomson
Baugh	Granlund	Morrow	Torlakson
Bordonaro	Havice	Murray	Vincent
Bowen	Hertzberg	Napolitano	Washington
Bowler	Honda	Olberg	Wayne
Brewer	House	Oller	Wildman
Brown	Kaloogian	Ortiz	Woods
Bustamante	Keeley	Pacheco	Wright
Campbell	Kuehl	Papan	Mr. Speaker
Cardenas	Kuykendall	Perata	
Cardoza	Leach	Poochigian	
Cedillo	Lempert	Prenter	

NOES—None

Above bill ordered enrolled.

CONSIDERATION OF SPECIAL ORDER—ASSEMBLY BILL NO. 2779

The hour having arrived, Assembly Bill No. 2779 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

ASSEMBLY BILL NO. 2779 (Aroner)—An act to amend Sections 8263, 8263.1, 8351, 8353, 8354, and 8358 of, and to add Section 8350.5 to, the Education Code, to amend Section 1596.67 of, to add Section 1588.3 to, the Health and Safety Code, to amend Sections 10005 and 10206 of, to add Section 1611.6 to, the Unemployment Insurance Code, to amend Sections 10069, 11453, 14132.90, 14132.95, 17000.6, 18221, 18932, 18960, 18963, 18996, 19356.7, 19629, 19800, 19802, 19803, and 19806 of, to amend and repeal Section 19356.6 of, to amend, repeal, and add Section 18930 of, to add Sections 10075.5, 10075.6, 11402.1, 12201.04, 12305.1, 18901.7, and 18930.5 to, to add Chapter 4 (commencing with Section 10080) to Part 1 of, to add Chapter 2.3 (commencing with Section 16135) to Part 4 of, to add Chapter 14.1 (commencing with Section 18994) to Part 6 of, Division 9 of, to add and repeal Chapter 10.3 (commencing with Section 18937) of Part 6 of Division 9 of, and to repeal Sections 10070, 10074, 10075, 10815, and 19806.1 of, the Welfare and Institutions Code, relating to human services, making an appropriation therefor, 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 Aroner moved a call of the Assembly.

Motion carried. Time, 10:52 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF SPECIAL ORDER—ASSEMBLY BILL NO. 2780

The hour having arrived, Assembly Bill No. 2780 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

ASSEMBLY BILL NO. 2780 (Gallegos)—An act to amend Section 2290.5 of the Business and Professions Code, to amend Sections 11019, 95001, 95007, 95012, 95016, 95018, and 95020 of the Government Code, to amend Sections 1179.2, 1179.3, 1265.5, 100171, 101230, 101300, 101305, 103640, 123975, 125000, and 125070 of, to add Sections 1179.5, 1250.05, 104569, and 124560 to, to add Article 6.5 (commencing with Section 124115) to Chapter 3 of Part 2 of Division 106 of, and to add Chapter 4 (commencing with Section 53250) to Part 4 of Division 31 of, the Health and Safety Code, to amend Section 12693.95 of, and to add Chapter 16.1 (commencing with Section 12693.98) to Part 6.2 of Division 2 of, the Insurance Code, to amend Sections 4434, 4596.5, 4629, 4631, 4635, 4640.6, 4681.3, 4690.2, 4691.5, 4701, 4702.6, 4704, 4704.5, 4705, 4710.5, 4710.6, 4710.7, 4710.8, 4711, 4712, 4712.5, 4715, 14005.8, 14016.5, 14067, 14100.7, 14105.31, 14105.33, 14105.35, 14105.37, 14105.38, 14105.39, 14105.4, 14105.405, 14105.41, 14105.42, 14105.91, 14105.915, 14105.916, 14124.70, 14124.72, 14124.74, 14124.75, 14124.78, 14132.44, 14132.47, 14132.72, and 14163 of, to add Sections 4433.5, 4511, 4513, 4681.4, 4681.5, 4690.3, 4690.4, 4706, 4707, 4711.5, 4711.7, 4712.7, 5328.35, 5586, 5587, 11265.9, 14016.55, 14100.8, and 14100.9 to, to add Article 4.5 (commencing with Section 14145) to Chapter 7 of Part 3 of Division 9 of, to add and repeal Sections 14093.88 and 16809.45 of, to repeal Sections 14005.82, 14005.83, and 14016.11 of, and to repeal and add Sections 4710.9, 14005.30, and 14005.81 of, the Welfare and Institutions Code, relating to health, 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 Gallegos 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.

CONSIDERATION OF SPECIAL ORDER—ASSEMBLY BILL NO. 2781

The hour having arrived, Assembly Bill No. 2781 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

ASSEMBLY BILL NO. 2781 (Honda)—An act to amend Section 16262.5 of the Government Code, and to amend Sections 12301.6 and 12302.1 of, and to add Section 12301.8 to, the Welfare and Institutions Code, relating to public social services.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—53

Aguiar	Ducheny	Machado	Shelley
Alby	Escutia	Margett	Strom-Martin
Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Frusetta	Migden	Torlakson
Bordonaro	Gallegos	Morrissey	Vincent
Bowen	Havice	Murray	Washington
Brown	Hertzberg	Napolitano	Wayne
Bustamante	Honda	Ortiz	Wildman
Cardenas	Keeley	Pacheco	Wright
Cardoza	Knox	Papan	Mr. Speaker
Cedillo	Kuehl	Perata	
Cunneen	Leach	Prenter	
Davis	Lempert	Scott	

NOES—22

Ackerman	Brewer	Leonard	Poochigian
Ashburn	Campbell	McClintock	Pringle
Baldwin	Goldsmith	Miller	Runner
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	
Bowler	Kaloogian	Oller	

Above bill ordered enrolled.

At 11:06 a.m., Hon. Fred Keeley, 27th District, presiding

CONSIDERATION OF SPECIAL ORDER—ASSEMBLY BILL NO. 2784

The hour having arrived, Assembly Bill No. 2784 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

ASSEMBLY BILL NO. 2784 (Strom-Martin)—An act to add Section 25141.2 to, and to add and repeal Section 25157.8 of, the Health and Safety Code, to amend Section 6217 of, and to add Section 6217.2 to the Public Resources Code, to amend Section 5107 of the Vehicle Code, and to add Section 12585.7 to the Water Code, relating to natural resources, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—75

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	Migden	Strom-Martin
Battin	Gallegos	Miller	Sweeney
Bordonaro	Goldsmith	Morrissey	Thompson
Bowen	Granlund	Morrow	Thomson
Bowler	Havice	Murray	Torlakson
Brewer	Hertzberg	Napolitano	Vincent
Brown	Honda	Olberg	Washington
Bustamante	House	Oller	Wayne
Campbell	Keeley	Ortiz	Wildman
Cardenas	Knox	Pacheco	Woods
Cardoza	Kuehl	Papan	Wright
Cedillo	Kuykendall	Perata	Mr. Speaker
Cunneen	Leach	Poochigian	

NOES—4

Baldwin	Baugh	Kaloogian	McClintock
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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
Alby	Escutia	Machado	Richter
Alquist	Figueroa	Margett	Runner
Aroner	Firestone	Martinez	Scott
Ashburn	Floyd	Mazzoni	Shelley
Baca	Frusetta	Migden	Strom-Martin
Battin	Gallegos	Miller	Sweeney
Bordonaro	Goldsmith	Morrissey	Thompson
Bowen	Granlund	Morrow	Thomson
Bowler	Havice	Murray	Torlakson
Brewer	Hertzberg	Napolitano	Vincent
Brown	Honda	Olberg	Washington
Bustamante	House	Oller	Wayne
Campbell	Keeley	Ortiz	Wildman
Cardenas	Knox	Pacheco	Woods
Cardoza	Kuehl	Papan	Wright
Cedillo	Kuykendall	Perata	Mr. Speaker
Cunneen	Leach	Poochigian	

NOES—4

Baldwin	Baugh	Kaloogian	McClintock
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Vote Changes

By unanimous consent, the following vote changes were permitted on the urgency clause and concurrence in Senate amendments to Assembly Bill No. 2784: Assembly Member Oller and Pringle, from "No" to "Aye".

Above bill ordered enrolled.

CONSIDERATION OF SPECIAL ORDER—ASSEMBLY BILL NO. 2789

The hour having arrived, Assembly Bill No. 2789 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

ASSEMBLY BILL NO. 2789 (Thomson)—An act to amend Sections 44010.5, 44012, 44014.2, 44014.5, 44017.1, 44033, 44056, and 44095 of, to amend and repeal Section 44062.1 of, and to add Section 44007 to, the Health and Safety Code, and to amend Section 24007 of the Vehicle Code, relating to air pollution, 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 Thompson moved a call of the Assembly.

Motion carried. Time, 11:20 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

At 11:20 a.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

CONSIDERATION OF SPECIAL ORDER—SENATE BILL NO. 12

The hour having arrived, Senate Bill No. 12 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

SENATE BILL NO. 12 (O’Connell)—An act to amend Sections 52081, 52082, 52084, and 52086 of, and to amend the heading of Chapter 6.8 (commencing with Section 52080) of Part 28 of, the Education Code, relating to class size reduction, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Davis.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—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	Thompson
Battin	Goldsmith	Morrissey	Thomson
Baugh	Granlund	Morrow	Torlakson
Bordonaro	Havice	Murray	Vincent
Bowen	Hertzberg	Napolitano	Washington
Bowler	Honda	Olberg	Wayne
Brewer	Kaloogian	Oller	Wildman
Brown	Keeley	Ortiz	Woods
Bustamante	Knox	Pacheco	Wright
Campbell	Kuehl	Papan	Mr. Speaker
Cardenas	Kuykendall	Perata	
Cedillo	Leach	Poochigian	
Cunneen	Lempert	Prenter	

NOES—None

The question being on the passage of the bill.

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	Thompson
Battin	Goldsmith	Morrissey	Thomson
Baugh	Granlund	Morrow	Torlakson
Bordonaro	Havice	Murray	Vincent
Bowen	Hertzberg	Napolitano	Washington
Bowler	Honda	Olberg	Wayne
Brewer	Kaloogian	Oller	Wildman
Brown	Keeley	Ortiz	Woods
Bustamante	Knox	Pacheco	Wright
Campbell	Kuehl	Papan	Mr. Speaker
Cardenas	Kuykendall	Perata	
Cedillo	Leach	Poochigian	
Cunneen	Lempert	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF SPECIAL ORDER—SENATE BILL NO. 27

The hour having arrived, Senate Bill No. 27 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

SENATE BILL NO. 27 (Maddy)—An act to amend Sections 19400, 19401, 19531, 19596, 19596.2, 19601, 19601.2, 19605.6, 19605.7, 19605.71, 19605.8, 19606, 19606.3, 19611, 19611.5, 19612, 19614, 19614.2, 19614.4, 19616, 19616.1, and 19617.2 of, to add Sections 19605.35, 19605.72, 19607.2, and 19607.3 to, to add and repeal Section 19605.73 of, to repeal Sections 19571, 19608.9, 19610.5, 19614.1, 19616.51, 19617.3, 19619.7 and 19619.8 of, the Business and Professions Code, relating to horse racing.

Bill read third time, and presented by Assembly Member Vincent.

Bill passed by the following vote:

AYES—73

Ackerman	Cedillo	Kuykendall	Poochigian
Aguiar	Cunneen	Leach	Prenter
Alby	Davis	Lempert	Pringle
Alquist	Ducheny	Leonard	Richter
Aroner	Escutia	Machado	Runner
Ashburn	Figueroa	Margett	Scott
Baca	Firestone	Mazzoni	Shelley
Baldwin	Floyd	McClintock	Strom-Martin
Battin	Frusetta	Migden	Thomson
Baugh	Gallegos	Miller	Torlakson
Bordonaro	Goldsmith	Morrissey	Vincent
Bowen	Granlund	Morrow	Wayne
Bowler	Hertzberg	Murray	Wildman
Brewer	Honda	Napolitano	Woods
Brown	House	Olberg	Wright
Bustamante	Kaloogian	Oller	Mr. Speaker
Campbell	Keeley	Ortiz	
Cardenas	Knox	Papan	
Cardoza	Kuehl	Perata	

NOES—3

Martinez	Thompson	Washington
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Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 27: Assembly Members Alby, Bowler, and Woods, from “No” to “Aye”; Assembly Member Havice, from “No” to “Not Voting”.

Bill ordered transmitted to the Senate.

CONSIDERATION OF SPECIAL ORDER—SENATE BILL NO. 34

The hour having arrived, Senate Bill No. 34 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

SENATE BILL NO. 34 (Vasconcellos)—An act to amend Section 14007.5 of, and to add Section 14007.7 to, the Welfare and Institutions Code, relating to human services.

Bill read third time.

Motion to Amend by Assembly Member Miller—Set 1

Assembly Member Miller moved the adoption of amendments.

Amendments read.

Motion to Table Miller Amendments to Senate Bill No. 34—Set 1

Assembly Member Shelley moved that the amendments offered by Assembly Member Miller to Senate Bill No. 34—Set 1 be laid upon the table.

Assembly Member Keeley seconded the motion.

Motion carried by the following vote:

AYES—41

Alquist	Escutia	Machado	Thomson
Aroner	Figueroa	Martinez	Torlakson
Baca	Floyd	Mazzoni	Vincent
Bowen	Gallegos	Migden	Washington
Brown	Havice	Murray	Wayne
Bustamante	Hertzberg	Napolitano	Wildman
Cardenas	Honda	Ortiz	Wright
Cardoza	Keeley	Perata	Mr. Speaker
Cedillo	Knox	Shelley	
Davis	Kuehl	Strom-Martin	
Ducheny	Lempert	Sweeney	

NOES—35

Ackerman	Cunneen	Leonard	Poochigian
Aguiar	Firestone	Margett	Prenter
Alby	Frusetta	McClintock	Pringle
Ashburn	Goldsmith	Miller	Richter
Baldwin	Granlund	Morrissey	Runner
Battin	House	Morrow	Scott
Bordonaro	Kaloogian	Olberg	Thompson
Bowler	Kuykendall	Oller	Woods
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 Shelley motion to table Miller amendments to Senate Bill No. 34—Set 1.

Parliamentary Inquiry

Assembly Member Olberg arose to the following parliamentary inquiry:

Is it the intention of the Chair to permit debate on proposed amendments to Senate Bill No. 34?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that the motion to table the amendments offered by Assembly Member Miller concluded further debate on the proposed amendments.

Point of Order

Assembly Member Martinez arose to the following point of order:

The Floor analysis of the amendments proposed by Assembly Member Pacheco is not on the Members' desks.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order not well-taken; that the respective Caucus analyses are on the Members' desks.

Motion to Amend by Assembly Member Pacheco—Set 2

Assembly Member Pacheco moved the adoption of amendments.
Amendments read.

**Motion to Table Pacheco Amendments
to Senate Bill No. 34—Set 2**

Assembly Member Shelley moved that the amendments offered by Assembly Member Pacheco to Senate Bill No. 34—Set 2 be laid upon the table.

Assembly Member Washington seconded the motion.

Motion carried by the following vote:

AYES—40

Alquist	Escutia	Lempert	Shelley
Aroner	Figueroa	Martinez	Strom-Martin
Baca	Floyd	Mazzoni	Thomson
Bowen	Gallegos	Migden	Torlakson
Brown	Havice	Murray	Vincent
Bustamante	Hertzberg	Napolitano	Washington
Cardenas	Honda	Ortiz	Wayne
Cedillo	Keeley	Papan	Wildman
Davis	Knox	Perata	Wright
Ducheny	Kuehl	Scott	Mr. Speaker

NOES—33

Ackerman	Campbell	Leach	Poochigian
Aguiar	Cunneen	Leonard	Prenter
Alby	Firestone	Margett	Pringle
Ashburn	Frusetta	McClintock	Richter
Baldwin	Goldsmith	Morrissey	Runner
Battin	Granlund	Morrow	Thompson
Bordonaro	House	Olberg	
Bowler	Kaloogian	Oller	
Brewer	Kuykendall	Pacheco	

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 Shelley motion to table Pacheco amendments to Senate Bill No. 34—Set 2.

Further Consideration of Senate Bill No. 34

Bill read third time, and presented by Assembly Member Ducheny.

Bill passed by the following vote:

AYES—50

Alquist	Escutia	Martinez	Shelley
Aroner	Figueroa	Mazzoni	Strom-Martin
Baca	Floyd	Migden	Sweeney
Bowen	Frusetta	Morrissey	Thomson
Brown	Gallegos	Murray	Torlakson
Bustamante	Havice	Napolitano	Vincent
Campbell	Hertzberg	Ortiz	Washington
Cardenas	Honda	Pacheco	Wayne
Cardoza	Keeley	Papan	Wildman
Cedillo	Knox	Perata	Wright
Cunneen	Kuehl	Prenter	Mr. Speaker
Davis	Lempert	Runner	
Ducheny	Machado	Scott	

NOES—24

Ackerman	Bordonaro	House	Morrow
Aguiar	Bowler	Kaloogian	Olberg
Alby	Brewer	Leach	Oller
Ashburn	Firestone	Leonard	Poochigian
Baldwin	Goldsmith	Margett	Thompson
Baugh	Granlund	Miller	Woods

Bill ordered transmitted to the Senate.

CONSIDERATION OF SPECIAL ORDER—SENATE BILL NO. 295

The hour having arrived, Senate Bill No. 295 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

SENATE BILL NO. 295 (Rainey)—An act to amend Section 16373 of the Government Code, and to amend Sections 830.5, 1170, and 2900.5 of, and to repeal Sections 2057 and 2058 of, the Penal Code, relating to corrections, 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—77

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	Floyd	Mazzoni	Strom-Martin
Baldwin	Frusetta	Migden	Sweeney
Battin	Gallegos	Miller	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowen	Havice	Murray	Vincent
Bowler	Hertzberg	Napolitano	Washington
Brewer	Honda	Olberg	Wayne
Brown	House	Oller	Wildman
Bustamante	Kaloogian	Ortiz	Woods
Campbell	Keeley	Pacheco	Mr. Speaker
Cardenas	Knox	Papan	
Cardoza	Kuehl	Perata	
Cedillo	Kuykendall	Poochigian	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—77

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	Floyd	Mazzoni	Strom-Martin
Baldwin	Frusetta	Migden	Sweeney
Battin	Gallegos	Miller	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowen	Havice	Murray	Vincent
Bowler	Hertzberg	Napolitano	Washington
Brewer	Honda	Olberg	Wayne
Brown	House	Oller	Wildman
Bustamante	Kaloogian	Ortiz	Woods
Campbell	Keeley	Pacheco	Mr. Speaker
Cardenas	Knox	Papan	
Cardoza	Kuehl	Perata	
Cedillo	Kuykendall	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF SPECIAL ORDER—SENATE BILL NO. 933

The hour having arrived, Senate Bill No. 933 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

SENATE BILL NO. 933 (Thompson)—An act to amend Sections 56140, 56200, 56205, and 56366 of, to add Sections 49069.5 and 56366.8 to, and to add Chapter 5.5 (commencing with Section 48850) to Part 27 of, the Education Code, to add Sections 7911, 7911.1, and 7912 to the Family Code, to amend Sections 1522, 1522.03, 1522.04, 1522.1, 1522.4, 1534, 1538, 1538.5, 1548, 1550, 1558, 1558.1, 1563, 1568.082, 1568.09, 1568.092, 1568.093, 1569.17, 1569.172, 1569.50, 1569.58, 1569.59, 1569.617, 1596.603, 1596.871, 1596.8713, 1596.877, 1596.885, 1596.8897, and 1596.8898 of, to add Sections 1520.1, 1520.11, 1522.02, 1522.41, 1522.42, 1522.43, 1534.5, 1568.042, 1569.1515, and 1596.952 to, the Health and Safety Code, to amend Section 11174.3 of the Penal Code, and to amend Sections 366, 727.1, 827, 10609.3, 11402, 11461, 11462, 11463, 11465, 16501.1, and 18358.30 of, to add Sections 361.21, 5867.5, 11466.21, 16501.2, and 16516.5 to, to add Chapter 2.5 (commencing with Section 16160) to Part 4 of, and to add Chapter 12.86 (commencing with Section 18987.6) to Part 6 of, Division 9 of, and to repeal Sections 11404.5 and 11467 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.

Motion to Amend by Assembly Member Granlund—Set 1

Assembly Member Granlund moved the adoption of amendments.

Amendments read.

Motion to Table Granlund Amendments to Senate Bill No. 933—Set 1

Assembly Member Shelley moved that the amendments offered by Assembly Member Granlund to Senate Bill No. 933—Set 1 be laid upon the table.

Assembly Member Keeley seconded the motion.

Motion carried by the following vote:

AYES—37

Alquist	Ducheny	Kuehl	Thomson
Aroner	Escutia	Lempert	Torlakson
Baca	Figueroa	Machado	Vincent
Bowen	Floyd	Mazzoni	Washington
Brown	Gallegos	Migden	Wildman
Bustamante	Havice	Murray	Wright
Cardenas	Hertzberg	Napolitano	Mr. Speaker
Cardoza	Honda	Shelley	
Cedillo	Keeley	Strom-Martin	
Davis	Knox	Sweeney	

NOES—36

Ackerman	Brewer	Kuykendall	Oller
Aguiar	Campbell	Leach	Pacheco
Alby	Cunneen	Leonard	Papan
Ashburn	Firestone	Margett	Poochigian
Baldwin	Frusetta	Martinez	Prenter
Battin	Goldsmith	Miller	Pringle
Baugh	Granlund	Morrissey	Runner
Bordonaro	House	Morrow	Thompson
Bowler	Kaloogian	Olberg	Woods

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 Shelley motion to table Granlund Amendments to Senate Bill No. 933—Set 1.

Motion to Re-refer Senate Bill No. 933 to Committee

Assembly Member Goldsmith moved that Senate Bill No. 933 be re-referred to the Committee on Human Services.

Assembly Member Thompson seconded the motion.

Point of Order

Assembly Member Aroner arose to the following point of order:

Assembly Member Goldsmith is not limiting debate to the motion to re-refer Senate Bill No. 933 to committee.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order well-taken.

The question being on the Goldsmith motion to re-refer Senate Bill No. 933 to the Committee on Human Services.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Goldsmith moved a call of the Assembly.

Motion carried. Time, 11:54 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF SPECIAL ORDER—SENATE BILL NO. 1193

The hour having arrived, Senate Bill No. 1193 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

SENATE BILL NO. 1193 (Peace)—An act to amend Section 44669 of, to repeal Sections 44670.6, 48645.7, 52022, 52854, and 56242 of, and to repeal and add Article 7.5 (commencing with Section 44579) of Chapter 3 of Part 25 of, the Education Code, relating to education finance, making an appropriation therefor, 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, and adopted by the following vote:

AYES—78

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	Floyd	Mazzoni	Strom-Martin
Baldwin	Frusetta	Migden	Sweeney
Battin	Gallegos	Miller	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowen	Havice	Murray	Vincent
Bowler	Hertzberg	Napolitano	Washington
Brewer	Honda	Olberg	Wayne
Brown	House	Oller	Wildman
Bustamante	Kaloogian	Ortiz	Woods
Campbell	Keeley	Pacheco	Wright
Cardenas	Knox	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	
Cedillo	Kuykendall	Poochigian	

NOES—None

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—78

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	Floyd	Mazzoni	Strom-Martin
Baldwin	Frusetta	Migden	Sweeney
Battin	Gallegos	Miller	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowen	Havice	Murray	Vincent
Bowler	Hertzberg	Napolitano	Washington
Brewer	Honda	Olberg	Wayne
Brown	House	Oller	Wildman
Bustamante	Kaloogian	Ortiz	Woods
Campbell	Keeley	Pacheco	Wright
Cardenas	Knox	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	
Cedillo	Kuykendall	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

BILLS ORDERED TRANSMITTED TO SENATE IMMEDIATELY

Speaker Villaraigosa was granted unanimous consent that all Senate bills passed this day be transmitted to the Senate immediately.

CONSIDERATION OF SPECIAL ORDER—SENATE BILL NO. 1564

The hour having arrived, Senate Bill No. 1564 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

SENATE BILL NO. 1564 (Schiff)—An act to amend Sections 8263, 8263.1, 8351, 8353, 8354, 17224, 41203.1, 52122.1, 56428, 56836.08, 56836.09, 56836.15, 60604, 60605, 60640, 60643, 60644, 60800, 69612, 69613, 69613.4, 69613.6, 69614, and 69615.6 of, to add Sections 8203.3, 8350.5, 46201.6, 69613.5, 69613.55, 84751.5, and 84754 to, to add Article 5.5 (commencing with Section 69618) to Chapter 2 of Part 42 of, to add Chapter 10 (commencing with Section 92820) to Part 57 of, to repeal Article 9 (commencing with Section 69670) of Chapter 2 of Part 42 of, and to repeal and add Section 56836.155 of, the Education Code, to amend Section 104420 of the Health and Safety Code, to amend Section 4 of Chapter 975 of the Statutes of 1995, and to amend Section 3 of Chapter 767 of the Statutes of 1997, relating to education, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Scott.

Urgency Clause

Urgency clause read.

Point of Order

Assembly Member Pacheco arose to the following point of order:

Assembly Member Mazzoni was recognized to ask a question of Assembly Member Scott on his closing time for debate.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order not well-taken; that Assembly Member Mazzoni is on her time for debate in posing a question to the author.

The question being on the adoption of the urgency clause.

Urgency clause adopted by the following vote:

AYES—71

Ackerman	Cunneen	Kuykendall	Perata
Aguiar	Davis	Leach	Poochigian
Alby	Ducheny	Lempert	Prenter
Alquist	Escutia	Leonard	Pringle
Aroner	Figueroa	Machado	Runner
Baca	Firestone	Margett	Scott
Baldwin	Floyd	Martinez	Shelley
Battin	Frusetta	Mazzoni	Strom-Martin
Bordonaro	Gallegos	Migden	Sweeney
Bowen	Goldsmith	Miller	Thomson
Bowler	Granlund	Morrissey	Torlakson
Brewer	Havice	Murray	Vincent
Brown	Hertzberg	Napolitano	Washington
Bustamante	Honda	Olberg	Wayne
Campbell	Kaloogian	Oller	Wildman
Cardenas	Keeley	Ortiz	Wright
Cardoza	Knox	Pacheco	Mr. Speaker
Cedillo	Kuehl	Papan	

NOES—6

Ashburn	House	Morrow
Baugh	McClintock	Thompson

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—71

Ackerman	Cunneen	Kuykendall	Perata
Aguiar	Davis	Leach	Poochigian
Alby	Ducheny	Lempert	Prenter
Alquist	Escutia	Leonard	Pringle
Aroner	Figueroa	Machado	Runner
Baca	Firestone	Margett	Scott
Baldwin	Floyd	Martinez	Shelley
Battin	Frusetta	Mazzoni	Strom-Martin
Bordonaro	Gallegos	Migden	Sweeney
Bowen	Goldsmith	Miller	Thomson
Bowler	Granlund	Morrissey	Torlakson
Brewer	Havice	Murray	Vincent
Brown	Hertzberg	Napolitano	Washington
Bustamante	Honda	Olberg	Wayne
Campbell	Kaloogian	Oller	Wildman
Cardenas	Keeley	Ortiz	Wright
Cardoza	Knox	Pacheco	Mr. Speaker
Cedillo	Kuehl	Papan	

NOES—6

Ashburn	House	Morrow
Baugh	McClintock	Thompson

Bill ordered transmitted to the Senate.

CONSIDERATION OF SPECIAL ORDER—SENATE BILL NO. 1565

The hour having arrived, Senate Bill No. 1565 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

SENATE BILL NO. 1565 (Burton)—An act to amend Sections 97.2 and 97.3 of the Revenue and Taxation Code, relating to education finance, 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	Cedillo	Kuehl	Poochigian
Aguiar	Cunneen	Leach	Prenter
Alquist	Davis	Lempert	Scott
Aroner	Ducheny	Leonard	Shelley
Ashburn	Escutia	Machado	Strom-Martin
Baca	Figueroa	Margett	Sweeney
Battin	Firestone	Martinez	Thomson
Bordonaro	Floyd	Mazzoni	Torlakson
Bowen	Gallegos	Migden	Vincent
Bowler	Goldsmith	Miller	Washington
Brewer	Granlund	Morrissey	Wayne
Brown	Havice	Murray	Wildman
Bustamante	Hertzberg	Napolitano	Woods
Campbell	Honda	Ortiz	Wright
Cardenas	Keeley	Papan	Mr. Speaker
Cardoza	Knox	Perata	

NOES—9

Baldwin	Kaloogian	Olberg
Baugh	McClintock	Oller
House	Morrow	Pacheco

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—63

Ackerman	Cedillo	Kuehl	Poochigian
Aguiar	Cunneen	Leach	Prenter
Alquist	Davis	Lempert	Scott
Aroner	Ducheny	Leonard	Shelley
Ashburn	Escutia	Machado	Strom-Martin
Baca	Figueroa	Margett	Sweeney
Battin	Firestone	Martinez	Thomson
Bordonaro	Floyd	Mazzoni	Torlakson
Bowen	Gallegos	Migden	Vincent
Bowler	Goldsmith	Miller	Washington
Brewer	Granlund	Morrissey	Wayne
Brown	Havice	Murray	Wildman
Bustamante	Hertzberg	Napolitano	Woods
Campbell	Honda	Ortiz	Wright
Cardenas	Keeley	Papan	Mr. Speaker
Cardoza	Knox	Perata	

NOES—9

Baldwin	Kaloogian	Olberg
Baugh	McClintock	Oller
House	Morrow	Pacheco

Bill ordered transmitted to the Senate.

OBJECTION WITHDRAWN

Assembly Member Granlund withdrew his objection to any requests for vote adds or vote changes on the roll call vote taken on this day on the Shelley motion to table Granlund amendments to Senate Bill No. 933.

CONSIDERATION OF SPECIAL ORDER—SENATE BILL NO. 1573

The hour having arrived, Senate Bill No. 1573 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

SENATE BILL NO. 1573 (Solis)—An act to add Section 14085.54 to the Welfare and Institutions Code, relating to health.

Bill read third time, and presented by Assembly Member Cedillo.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Hertzberg moved a call of the Assembly.

Motion carried. Time, 12:26 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

OBJECTION WITHDRAWN

Assembly Member Miller withdrew his objection to any requests for vote adds or vote changes on the roll call vote taken on this day on the Shelley motion to table Miller amendments to Senate Bill No. 34.

**At 12:35 a.m., Assistant Speaker pro Tempore Joe Baca,
62nd District, presiding**

CONSIDERATION OF SPECIAL ORDER—SENATE BILL NO. 1577

The hour having arrived, Senate Bill No. 1577 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

SENATE BILL NO. 1577 (Sher)—An act to amend, repeal, and add Sections 12800 and 12855 of, and to add and repeal Sections 12812 and 12812.1 of, the Government Code, relating to the California Environmental Protection Agency.

Bill read third time, and presented by Assembly Member Bowen.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Bowen moved a call of the Assembly.

Motion carried. Time, 12:42 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF SPECIAL ORDER—SENATE BILL NO. 1589

The hour having arrived, Senate Bill No. 1589 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

SENATE BILL NO. 1589 (Committee on Budget and Fiscal Review)—An act to amend Section 25761 of the Business and Professions Code, to add Section 25608.2 to the Corporations Code, to amend Sections 4217.11, 4217.12, 4217.13, 4217.16, 4217.17, 14669.35, 15333.3, and 15333.4 of, and to add Section 7591.5 to, the Government Code, to amend Section 363 of the Public Utilities Code, and to amend Section 4 of Chapter 913 of the Statutes of 1995, relating to state government administration, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend by Assembly Member Frusetta

Assembly Member Frusetta moved the adoption of amendments.

Amendments read.

Point of Order

Assembly Member Martinez arose to the following point of order:

The amendments proposed by Assembly Member Frusetta are not on the Members' desks.

Reply by Assistant Speaker pro Tempore Baca

The Assistant Speaker pro Tempore replied that the amendments have been distributed.

Point of Order

Assembly Member Martinez arose to the following point of order:
There is no order.

Ruling by Assistant Speaker pro Tempore Baca

The Assistant Speaker pro Tempore ruled the point of order well-taken.

Point of Order

Assembly Member Thomson arose to the following point of order:

The amendments proposed by Assembly Member Frusetta are not on the Members' desks.

Reply by Assistant Speaker pro Tempore Baca

The Assistant Speaker pro Tempore replied that the amendments have been distributed.

Senate Bill No. 1589 Passed Temporarily

By unanimous consent Senate Bill No. 1589 was passed temporarily on file.

CONSIDERATION OF SPECIAL ORDER—SENATE BILL NO. 1602

The hour having arrived, Senate Bill No. 1602 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

SENATE BILL NO. 1602 (Peace)—An act to add Chapter 2.2 (commencing with Section 328) to Part 1 of Division 1 of the Public Utilities Code, relating to the Public Utilities Commission, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Ducheny.

Urgency Clause

Urgency clause read.

Point of Personal Privilege

Assembly Member Martinez arose to a point of personal privilege.

The question being on the adoption of the urgency clause.

Urgency clause adopted by the following vote:

AYES—68

Ackerman	Cardoza	Keeley	Perata
Aguiar	Cedillo	Knox	Poohigian
Alby	Cunneen	Kuehl	Prenter
Alquist	Davis	Kuykendall	Richter
Ashburn	Ducheny	Leach	Runner
Baca	Escutia	Leonard	Scott
Baldwin	Figueroa	Margett	Shelley
Battin	Firestone	Mazzoni	Thompson
Baugh	Floyd	Migden	Thomson
Bordonaro	Frusetta	Miller	Torlakson
Bowen	Gallegos	Morrissey	Vincent
Bowler	Goldsmith	Morrow	Washington
Brewer	Granlund	Murray	Wayne
Brown	Havice	Napolitano	Wildman
Bustamante	Hertzberg	Olberg	Woods
Campbell	Honda	Oller	Wright
Cardenas	Kaloojian	Papan	Mr. Speaker

NOES—3

Martinez	McClintock	Sweeney
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The question being on the passage of the bill.

Bill passed by the following vote:

AYES—68

Ackerman	Cardoza	Keeley	Perata
Aguiar	Cedillo	Knox	Poochigian
Alby	Cunneen	Kuehl	Prenter
Alquist	Davis	Kuykendall	Richter
Ashburn	Ducheny	Leach	Runner
Baca	Escutia	Leonard	Scott
Baldwin	Figuroa	Margett	Shelley
Battin	Firestone	Mazzoni	Thompson
Baugh	Floyd	Migden	Thomson
Bordonaro	Frusetta	Miller	Torlakson
Bowen	Gallegos	Morrissey	Vincent
Bowler	Goldsmith	Morrow	Washington
Brewer	Granlund	Murray	Wayne
Brown	Havice	Napolitano	Wildman
Bustamante	Hertzberg	Olberg	Woods
Campbell	Honda	Oller	Wright
Cardenas	Kaloogian	Papan	Mr. Speaker

NOES—3

Martinez	McClintock	Sweeney
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Objection Raised by Assembly Member Martinez

Assembly Member Martinez objected to immediate transmittal of Senate Bill No. 1602 to the Senate.

Motion to Transmit Senate Bill No. 1602 to the Senate Immediately

Assembly Member Thompson moved that Senate Bill No. 1602 be transmitted to the Senate immediately.

Assembly Member Aguiar seconded the motion.

Motion carried by the following vote:

AYES—73

Ackerman	Cunneen	Kuykendall	Prenter
Aguiar	Davis	Leach	Richter
Alby	Ducheny	Lempert	Runner
Alquist	Escutia	Leonard	Scott
Aroner	Figuroa	Margett	Shelley
Ashburn	Firestone	Mazzoni	Strom-Martin
Baca	Floyd	McClintock	Thompson
Baldwin	Frusetta	Miller	Thomson
Battin	Gallegos	Morrissey	Torlakson
Baugh	Goldsmith	Morrow	Vincent
Bordonaro	Granlund	Murray	Washington
Bowen	Havice	Napolitano	Wayne
Bowler	Hertzberg	Olberg	Wildman
Brewer	Honda	Oller	Woods
Bustamante	House	Ortiz	Wright
Campbell	Kaloogian	Pacheco	Mr. Speaker
Cardenas	Keeley	Papan	
Cardoza	Knox	Perata	
Cedillo	Kuehl	Poochigian	

NOES—None

Senate Bill No. 1602 transmitted to the Senate immediately.

CONSIDERATION OF SPECIAL ORDER—SENATE BILL NO. 1584

The hour having arrived, Senate Bill No. 1584 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

SENATE BILL NO. 1584 (Committee on Budget and Fiscal Review—An act relating to local government finance, 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—71

Aguiar	Cunneen	Kuehl	Perata
Alby	Davis	Kuykendall	Poochigian
Alquist	Ducheny	Leach	Prenter
Aroner	Escutia	Lempert	Pringle
Ashburn	Figuroa	Leonard	Richter
Baca	Firestone	Machado	Runner
Baldwin	Floyd	Margett	Scott
Battin	Frusetta	Martinez	Shelley
Bordonaro	Gallegos	Mazzoni	Strom-Martin
Bowen	Goldsmith	Migden	Thomson
Bowler	Granlund	Miller	Torlakson
Brewer	Havice	Morrissey	Vincent
Brown	Hertzberg	Morrow	Washington
Bustamante	Honda	Murray	Wayne
Campbell	House	Napolitano	Woods
Cardenas	Kaloogian	Olberg	Wright
Cardoza	Keeley	Ortiz	Mr. Speaker
Cedillo	Knox	Papan	

NOES—5

Ackerman	Pacheco	Thompson
Baugh	Sweeney	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—71

Aguiar	Cunneen	Kuehl	Perata
Alby	Davis	Kuykendall	Poochigian
Alquist	Ducheny	Leach	Prenter
Aroner	Escutia	Lempert	Pringle
Ashburn	Figuroa	Leonard	Richter
Baca	Firestone	Machado	Runner
Baldwin	Floyd	Margett	Scott
Battin	Frusetta	Martinez	Shelley
Bordonaro	Gallegos	Mazzoni	Strom-Martin
Bowen	Goldsmith	Migden	Thomson
Bowler	Granlund	Miller	Torlakson
Brewer	Havice	Morrissey	Vincent
Brown	Hertzberg	Morrow	Washington
Bustamante	Honda	Murray	Wayne
Campbell	House	Napolitano	Woods
Cardenas	Kaloogian	Olberg	Wright
Cardoza	Keeley	Ortiz	Mr. Speaker
Cedillo	Knox	Papan	

NOES—5

Ackerman	Pacheco	Thompson
Baugh	Sweeney	

Bill ordered transmitted to the Senate.

CONSIDERATION OF SPECIAL ORDER—SENATE BILL NO. 1603

The hour having arrived, Senate Bill No. 1603 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

SENATE BILL NO. 1603 (Committee on Budget and Fiscal Review)—An act to add Section 3060.8 to the Penal Code, relating to corrections.

Bill read third time, and presented by Assembly Member Ducheny.

Bill passed by the following vote:

AYES—74

Ackerman	Cunneen	Leach	Poochigian
Aguiar	Davis	Lempert	Prenter
Alquist	Ducheny	Leonard	Pringle
Aroner	Escutia	Machado	Richter
Ashburn	Figueroa	Margett	Runner
Baca	Firestone	Martinez	Scott
Baldwin	Frusetta	Mazzoni	Strom-Martin
Battin	Gallegos	Migden	Sweeney
Baugh	Goldsmith	Miller	Thompson
Bordonaro	Granlund	Morrissey	Thomson
Bowen	Haveice	Morrow	Torlakson
Bowler	Hertzberg	Murray	Vincent
Brewer	Honda	Napolitano	Washington
Brown	House	Olberg	Wayne
Bustamante	Kaloogian	Oller	Wildman
Campbell	Keeley	Ortiz	Woods
Cardenas	Knox	Pacheco	Mr. Speaker
Cardoza	Kuehl	Papan	
Cedillo	Kuykendall	Perata	

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF SPECIAL ORDER—SENATE BILL NO. 1628

The hour having arrived, Senate Bill No. 1628 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

SENATE BILL NO. 1628 (Maddy)—An act to add Article 6.5 (commencing with Section 14198) to Chapter 7 of Part 3 of Division 9 of, and to add and repeal Section 14198 of, the Welfare and Institutions Code, relating to health, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Bustamante.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—71

Ackerman	Cedillo	Knox	Papan
Aguiar	Cunneen	Kuehl	Perata
Alby	Davis	Kuykendall	Poochigian
Alquist	Ducheny	Leach	Prenter
Aroner	Escutia	Lempert	Pringle
Ashburn	Figueroa	Leonard	Scott
Baca	Firestone	Machado	Shelley
Battin	Floyd	Margett	Strom-Martin
Baugh	Frusetta	Martinez	Sweeney
Bordonaro	Gallegos	Mazzoni	Thomson
Bowen	Goldsmith	Migden	Vincent
Bowler	Granlund	Miller	Washington
Brewer	Havice	Morrissey	Wayne
Brown	Hertzberg	Morrow	Wildman
Bustamante	Honda	Murray	Woods
Campbell	House	Napolitano	Wright
Cardenas	Kaloogian	Olberg	Mr. Speaker
Cardoza	Keeley	Ortiz	

NOES—2

McClintock Thompson

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—71

Ackerman	Cedillo	Knox	Papan
Aguiar	Cunneen	Kuehl	Perata
Alby	Davis	Kuykendall	Poochigian
Alquist	Ducheny	Leach	Prenter
Aroner	Escutia	Lempert	Pringle
Ashburn	Figueroa	Leonard	Scott
Baca	Firestone	Machado	Shelley
Battin	Floyd	Margett	Strom-Martin
Baugh	Frusetta	Martinez	Sweeney
Bordonaro	Gallegos	Mazzoni	Thomson
Bowen	Goldsmith	Migden	Vincent
Bowler	Granlund	Miller	Washington
Brewer	Havice	Morrissey	Wayne
Brown	Hertzberg	Morrow	Wildman
Bustamante	Honda	Murray	Woods
Campbell	House	Napolitano	Wright
Cardenas	Kaloogian	Olberg	Mr. Speaker
Cardoza	Keeley	Ortiz	

NOES—2

McClintock Thompson

Bill ordered transmitted to the Senate.

CONSIDERATION OF SPECIAL ORDER—SENATE BILL NO. 1657

The hour having arrived, Senate Bill No. 1657 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

SENATE BILL NO. 1657 (Peace)—An act to add Article 18.8 (commencing with Section 749.4) to Chapter 2 of Part 1 of Division 2 of the Welfare and Institutions Code, relating to juvenile female offenders, 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—71

Aguiar	Cunneen	Leach	Prenter
Alby	Davis	Lempert	Pringle
Alquist	Ducheny	Machado	Runner
Aroner	Escutia	Martinez	Scott
Ashburn	Figueroa	Mazzoni	Shelley
Baca	Floyd	Migden	Strom-Martin
Baldwin	Frusetta	Miller	Sweeney
Battin	Gallegos	Morrissey	Thompson
Baugh	Goldsmith	Morrow	Thomson
Bordonaro	Granlund	Murray	Torlakson
Bowen	Havice	Napolitano	Vincent
Brewer	Hertzberg	Olberg	Washington
Brown	Honda	Oller	Wayne
Bustamante	Kaloogian	Ortiz	Wildman
Campbell	Keeley	Pacheco	Woods
Cardenas	Knox	Papan	Wright
Cardoza	Kuehl	Perata	Mr. Speaker
Cedillo	Kuykendall	Poochigian	

NOES—6

Ackerman	House	Margett
Bowler	Leonard	McClintock

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—71

Aguiar	Cunneen	Leach	Prenter
Alby	Davis	Lempert	Pringle
Alquist	Ducheny	Machado	Runner
Aroner	Escutia	Martinez	Scott
Ashburn	Figueroa	Mazzoni	Shelley
Baca	Floyd	Migden	Strom-Martin
Baldwin	Frusetta	Miller	Sweeney
Battin	Gallegos	Morrissey	Thompson
Baugh	Goldsmith	Morrow	Thomson
Bordonaro	Granlund	Murray	Torlakson
Bowen	Havice	Napolitano	Vincent
Brewer	Hertzberg	Olberg	Washington
Brown	Honda	Oller	Wayne
Bustamante	Kaloogian	Ortiz	Wildman
Campbell	Keeley	Pacheco	Woods
Cardenas	Knox	Papan	Wright
Cardoza	Kuehl	Perata	Mr. Speaker
Cedillo	Kuykendall	Poochigian	

NOES—6

Ackerman	House	Margett
Bowler	Leonard	McClintock

Bill ordered transmitted to the Senate.

CONSIDERATION OF SPECIAL ORDER—SENATE BILL NO. 2064

The hour having arrived, Senate Bill No. 2064 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

SENATE BILL NO. 2064 (O'Connell)—An act to amend Sections 66021.2, 69532, 69535, and 69538 of, and to add Section 69540 to, the Education Code, relating to student financial aid, 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—78

Ackerman	Cunneen	Leach	Prenter
Aguiar	Davis	Lempert	Pringle
Alby	Ducheny	Leonard	Richter
Alquist	Escutia	Machado	Runner
Aroner	Figueroa	Margett	Scott
Ashburn	Firestone	Mazzoni	Shelley
Baca	Floyd	McClintock	Strom-Martin
Baldwin	Frusetta	Migden	Sweeney
Battin	Gallegos	Miller	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowen	Havice	Murray	Vincent
Bowler	Hertzberg	Napolitano	Washington
Brewer	Honda	Olberg	Wayne
Brown	House	Oller	Wildman
Bustamante	Kaloogian	Ortiz	Woods
Campbell	Keeley	Pacheco	Wright
Cardenas	Knox	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	
Cedillo	Kuykendall	Poochigian	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—78

Ackerman	Cunneen	Leach	Prenter
Aguiar	Davis	Lempert	Pringle
Alby	Ducheny	Leonard	Richter
Alquist	Escutia	Machado	Runner
Aroner	Figueroa	Margett	Scott
Ashburn	Firestone	Mazzoni	Shelley
Baca	Floyd	McClintock	Strom-Martin
Baldwin	Frusetta	Migden	Sweeney
Battin	Gallegos	Miller	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowen	Havice	Murray	Vincent
Bowler	Hertzberg	Napolitano	Washington
Brewer	Honda	Olberg	Wayne
Brown	House	Oller	Wildman
Bustamante	Kaloogian	Ortiz	Woods
Campbell	Keeley	Pacheco	Wright
Cardenas	Knox	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	
Cedillo	Kuykendall	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF SPECIAL ORDER—SENATE BILL NO. 1575

The hour having arrived, Senate Bill No. 1575 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

SENATE BILL NO. 1575 (Committee on Budget and Fiscal Review)—An act relating to public resources, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Assembly Member Papan moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Resolutions

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Papan.

Resolved, That Senate Bill No. 1575 presents a case of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bill be read on three separate days in each house is hereby dispensed with, and it is ordered that the bill be placed upon its passage.

Resolution read, and adopted by the following vote:

AYES—78

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	Floyd	Mazzoni	Strom-Martin
Baldwin	Frusetta	Migden	Sweeney
Battin	Gallegos	Miller	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowen	Havice	Murray	Vincent
Bowler	Hertzberg	Napolitano	Washington
Brewer	Honda	Olberg	Wayne
Brown	House	Oller	Wildman
Bustamante	Kaloogian	Ortiz	Woods
Campbell	Keeley	Pacheco	Wright
Cardenas	Knox	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	
Cedillo	Kuykendall	Poochigian	

NOES—None

Article IV, Section 8(b) of the Constitution was declared dispensed with.

**Further Consideration of Senate Bill No. 1575, as Amended,
by Unanimous Consent**

Assembly Member Papan was granted unanimous consent to take up Senate Bill No. 1575, as amended, without reference to file.

SENATE BILL NO. 1575 (Committee on Budget and Fiscal Review)—An act to make an appropriation for the support of the government of the State of California and for several public purposes in accordance with 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, and presented by Assembly Member Papan.

Urgency Clause

Urgency clause read.

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, 1:36 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF SPECIAL ORDER—ASSEMBLY BILL NO. 1756

The hour having arrived, Assembly Bill No. 1756 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

ASSEMBLY BILL NO. 1756 (Havice)—An act to add Article 6 (commencing with Section 32296) to Chapter 2.5 of Part 19 of the Education Code, relating to school community policing.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Alquist	Figueroa	Martinez	Scott
Aroner	Floyd	Mazzoni	Shelley
Ashburn	Frusetta	Migden	Strom-Martin
Baca	Gallegos	Miller	Sweeney
Battin	Goldsmith	Morrissey	Thompson
Bordonaro	Granlund	Morrow	Thomson
Bowen	Havice	Murray	Torlakson
Bowler	Hertzberg	Napolitano	Vincent
Brown	Honda	Olberg	Washington
Bustamante	Kaloogian	Oller	Wayne
Campbell	Keeley	Ortiz	Wildman
Cardenas	Knox	Pacheco	Wright
Cardoza	Kuehl	Papan	Mr. Speaker
Cedillo	Kuykendall	Perata	
Cunneen	Leach	Poochigian	

NOES—5

Baldwin	Brewer	Runner
Baugh	McClintock	

Above bill ordered enrolled.

CONSIDERATION OF SPECIAL ORDER—ASSEMBLY BILL NO. 1428

The hour having arrived, Assembly Bill No. 1428 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

ASSEMBLY BILL NO. 1428 (Ortiz)—An act to amend and repeal Section 8481 of, and to add Article 22.5 (commencing with Section 8482) to Chapter 2 of Part 6 of, the Education Code, relating to after school programs, 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 Ortiz 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.

At 1:58 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

CONSIDERATION OF SPECIAL ORDER—SENATE BILL NO. 1587

The hour having arrived, Senate Bill No. 1587 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

SENATE BILL NO. 1587 (Alpert)—An act to add Article 3 (commencing with Section 11970) to Chapter 2 of Part 3 of Division 10.5 of the Health and Safety Code, relating to public social services, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Baca.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—75

Ackerman	Cunneen	Lempert	Preter
Aguilar	Davis	Leonard	Pringle
Alby	Ducheny	Machado	Richter
Alquist	Escutia	Margett	Runner
Aroner	Figueroa	Martinez	Scott
Ashburn	Frusetta	Mazzoni	Shelley
Baca	Gallegos	Migden	Strom-Martin
Baldwin	Goldsmith	Miller	Sweeney
Battin	Granlund	Morrissey	Thompson
Baugh	Havice	Morrow	Thomson
Bordonaro	Hertzberg	Murray	Torlakson
Bowen	Honda	Napolitano	Vincent
Bowler	House	Olberg	Washington
Brown	Kalooagian	Oller	Wayne
Bustamante	Keeley	Ortiz	Wildman
Campbell	Knox	Pacheco	Woods
Cardenas	Kuehl	Papan	Wright
Cardoza	Kuykendall	Perata	Mr. Speaker
Cedillo	Leach	Poochigian	

NOES—1

McClintock

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—75

Aekerman	Cunneen	Lempert	Prenter
Aguiar	Davis	Leonard	Pringle
Alby	Ducheny	Machado	Richter
Alquist	Escutia	Margett	Runner
Aroner	Figueron	Martinez	Scott
Ashburn	Frusetta	Mazzoni	Shelley
Baca	Gallegos	Migden	Strom-Martin
Baldwin	Goldsmith	Miller	Sweeney
Battin	Granlund	Morrissey	Thompson
Baugh	Havice	Morrow	Thomson
Bordonaro	Hertzberg	Murray	Torlakson
Bowen	Honda	Napolitano	Vincent
Bowler	House	Olberg	Washington
Brown	Kaloogian	Oller	Wayne
Bustamante	Keeley	Ortiz	Wildman
Campbell	Knox	Pacheco	Woods
Cardenas	Kuehl	Papan	Wright
Cardoza	Kuykendall	Perata	Mr. Speaker
Cedillo	Leach	Poehigian	

NOES—1

McClintock

Bill ordered transmitted to the Senate:

(NOTE: On August 24, 1998, the action was rescinded whereby the urgency clause to Senate Bill No. 1587 was adopted and the bill passed, and whereby the bill was ordered transmitted to the Senate. See page 8895.)

FURTHER CONSIDERATION OF SENATE BILL NO. 1589

SENATE BILL NO. 1589 (Committee on Budget and Fiscal Review)—An act to amend Section 25761 of the Business and Professions Code, to add Section 25608.2 to the Corporations Code, to amend Sections 4217.11, 4217.12, 4217.13, 4217.16, 4217.17, 14669.35, 15333.3, and 15333.4 of, and to add Section 7591.5 to, the Government Code, to amend Section 363 of the Public Utilities Code, and to amend Section 4 of Chapter 913 of the Statutes of 1995, relating to state government administration, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being on the amendments offered earlier this day by Assembly Member Frusetta.

**Motion to Table Frusetta Amendments
to Senate Bill No. 1589**

Assembly Member Shelley moved that the amendments offered by Assembly Member Frusetta to Senate Bill No. 1589 be laid upon the table.

Assembly Member Wright seconded the motion.

Motion carried by the following vote:

AYES—40

Alquist	Escutia	Lempert	Strom-Martin
Aroner	Figueroa	Mazzoni	Sweeney
Baca	Floyd	Migden	Thomson
Bowen	Gallegos	Murray	Torlakson
Brown	Havice	Napolitano	Vincent
Bustamante	Hertzberg	Ortiz	Washington
Cardenas	Honda	Papan	Wayne
Cedillo	Keeley	Perata	Wildman
Davis	Knox	Scott	Wright
Ducheny	Kuehl	Shelley	Mr. Speaker

NOES—37

Ackerman	Campbell	Leach	Pacheco
Aguiar	Cardoza	Leonard	Poochigian
Alby	Cunneen	Margett	Prenter
Ashburn	Firestone	Martinez	Richter
Baldwin	Frusetta	McClintock	Runner
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Woods
Bordonaro	House	Morrow	
Bowler	Kaloogian	Olberg	
Brewer	Kuykendall	Oller	

Vote Changes

By unanimous consent, the following vote change was permitted on the motion to table the amendments offered by Assembly Member Frusetta to Senate Bill No. 1589: Assembly Member, from Cardoza "Aye" to "No".

Bill read third time, and presented by Assembly Member Wright.

Urgency Clause

Urgency clause read.

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, 2:20 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON URGENCY CLAUSE AND CONFERENCE COMMITTEE REPORT ON
ASSEMBLY BILL NO. 1656**

At 2:21 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.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Oller moved to continue the call of the Assembly.

Motion carried. Time, 2:21 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 2284**

At 2:22 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.

The urgency clause to Assembly Bill No. 2284 adopted by the following vote:

AYES—63

Aguiar	Davis	Kuehl	Prenter
Alquist	Ducheny	Kuykendall	Richter
Aroner	Escutia	Leach	Runner
Ashburn	Figueroa	Lempert	Scott
Baca	Firestone	Leonard	Shelley
Bordonaro	Floyd	Machado	Strom-Martin
Bowen	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Thomson
Brewer	Goldsmith	Mazzoni	Torlakson
Brown	Granlund	Migden	Vincent
Bustamante	Havice	Morrissey	Washington
Campbell	Hertzberg	Murray	Wayne
Cardenas	Honda	Napolitano	Wildman
Cardoza	House	Ortiz	Wright
Cedillo	Keeley	Papan	Mr. Speaker
Cunneen	Knox	Perata	

NOES—16

Ackerman	Baugh	Morrow	Poochigian
Alby	Kaloogian	Olberg	Pringle
Baldwin	McClintock	Oller	Thompson
Battin	Miller	Pacheco	Woods

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—63

Aguiar	Davis	Kuehl	Prenter
Alquist	Ducheny	Kuykendall	Richter
Aroner	Escutia	Leach	Runner
Ashburn	Figueroa	Lempert	Scott
Baca	Firestone	Leonard	Shelley
Bordonaro	Floyd	Machado	Strom-Martin
Bowen	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Thomson
Brewer	Goldsmith	Mazzoni	Torlakson
Brown	Granlund	Migden	Vincent
Bustamante	Havice	Morrissey	Washington
Campbell	Hertzberg	Murray	Wayne
Cardenas	Honda	Napolitano	Wildman
Cardoza	House	Ortiz	Wright
Cedillo	Keeley	Papan	Mr. Speaker
Cunneen	Knox	Perata	

NOES—16

Ackerman	Baugh	Morrow	Poochigian
Alby	Kaloogian	Olberg	Pringle
Baldwin	McClintock	Oller	Thompson
Battin	Miller	Pacheco	Woods

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 2779**

At 2:22 p.m., on motion of Assembly Member Aroner, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Aroner moved to continue the call of the Assembly.

Motion carried. Time, 2:22 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 2780**

At 2:23 p.m., on motion of Assembly Member Gallegos, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Assembly Bill No. 2780 adopted by the following vote:

AYES—55

Aguiar	Davis	Kuykendall	Scott
Alby	Ducheny	Lempert	Shelley
Alquist	Escutia	Leonard	Strom-Martin
Aroner	Figuroa	Machado	Sweeney
Ashburn	Floyd	Martinez	Thomson
Baca	Frusetta	Mazzoni	Torlakson
Bordonaro	Gallegos	Migden	Vincent
Bowen	Havice	Morrissey	Washington
Brown	Hertzberg	Murray	Wayne
Bustamante	Honda	Napolitano	Wildman
Cardenas	House	Ortiz	Woods
Cardoza	Keeley	Papan	Wright
Cedillo	Knox	Perata	Mr. Speaker
Cunneen	Kuehl	Prenter	

NOES—20

Ackerman	Campbell	Margett	Oller
Baldwin	Goldsmith	McClintock	Pacheco
Baugh	Granlund	Miller	Poochigian
Bowler	Kaloogian	Morrow	Richter
Brewer	Leach	Olberg	Thompson

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—55

Aguiar	Davis	Kuykendall	Scott
Alby	Ducheny	Lempert	Shelley
Alquist	Escutia	Leonard	Strom-Martin
Aroner	Figueroa	Machado	Sweeney
Ashburn	Floyd	Martinez	Thomson
Baca	Frusetta	Mazzoni	Torlakson
Bordonaro	Gallegos	Migden	Vincent
Bowen	Havice	Morrissey	Washington
Brown	Hertzberg	Murray	Wayne
Bustamante	Honda	Napolitano	Wildman
Cardenas	House	Ortiz	Woods
Cardoza	Keeley	Papan	Wright
Cedillo	Knox	Perata	Mr. Speaker
Cunneen	Kuehl	Prenter	

NOES—20

Ackerman	Campbell	Margett	Oller
Baldwin	Goldsmith	McClintock	Pacheco
Baugh	Granlund	Miller	Poochigian
Bowler	Kaloogian	Morrow	Richter
Brewer	Leach	Olberg	Thompson

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 2789**

At 2:24 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 urgency clause to Assembly Bill No. 2789 adopted by the following vote:

AYES—54

Aguiar	Escutia	Lempert	Shelley
Alquist	Figueroa	Machado	Strom-Martin
Aroner	Firestone	Martinez	Sweeney
Baca	Floyd	Mazzoni	Thompson
Baldwin	Gallegos	Migden	Thomson
Battin	Goldsmith	Murray	Torlakson
Bowen	Granlund	Napolitano	Vincent
Bowler	Havice	Oller	Washington
Brown	Hertzberg	Ortiz	Wayne
Bustamante	Honda	Pacheco	Wildman
Cardenas	Keeley	Papan	Wright
Cedillo	Knox	Perata	Mr. Speaker
Davis	Kuehl	Richter	
Ducheny	Kuykendall	Scott	

NOES—25

Ackerman	Cardoza	Margett	Prenter
Alby	Cunneen	McClintock	Pringle
Ashburn	Frusetta	Miller	Runner
Baugh	House	Morrissey	Woods
Bordonaro	Kaloogian	Morrow	
Brewer	Leach	Olberg	
Campbell	Leonard	Poochigian	

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—54

Aguiar	Escutia	Lempert	Shelley
Alquist	Figueroa	Machado	Strom-Martin
Aroner	Firestone	Martinez	Sweeney
Baca	Floyd	Mazzoni	Thompson
Baldwin	Gallegos	Migden	Thomson
Battin	Goldsmith	Murray	Torlakson
Bowen	Granlund	Napolitano	Vincent
Bowler	Havice	Oller	Washington
Brown	Hertzberg	Ortiz	Wayne
Bustamante	Honda	Pacheco	Wildman
Cardenas	Keeley	Papan	Wright
Cedillo	Knox	Perata	Mr. Speaker
Davis	Kuehl	Richter	
Ducheny	Kuykendall	Scott	

NOES—25

Ackerman	Cardoza	Margett	Prenter
Alby	Cunneen	McClintock	Pringle
Ashburn	Frusetta	Miller	Runner
Baugh	House	Morrissey	Woods
Bordonaro	Kaloogian	Morrow	
Brewer	Leach	Olberg	
Campbell	Leonard	Poochigian	

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause and concurrence in Senate amendments to Assembly Bill No. 2789: Assembly Members Cardoza and Margett, from “Aye” to “No”.

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON GOLDSMITH MOTION TO RE-REFER
SENATE BILL NO. 933 TO COMMITTEE**

At 2:24 p.m., on motion of Assembly Member Goldsmith, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Goldsmith motion to re-refer Senate Bill No. 933 to the Committee on Human Services lost by the following vote:

AYES—36

Ackerman	Brewer	Kuykendall	Olberg
Aguiar	Campbell	Leach	Oller
Alby	Cunneen	Leonard	Pacheco
Ashburn	Firestone	Margett	Poochigian
Baldwin	Frusetta	Martinez	Prenter
Battin	Goldsmith	McClintock	Pringle
Baugh	Granlund	Miller	Runner
Bordonaro	House	Morrissey	Thompson
Bowler	Kaloogian	Morrow	Woods

NOES—39

Alquist	Escutia	Machado	Strom-Martin
Aroner	Floyd	Mazzoni	Sweeney
Baca	Gallegos	Migden	Thomson
Bowen	Havice	Murray	Torlakson
Brown	Hertzberg	Napolitano	Vincent
Bustamante	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wildman
Cardoza	Knox	Richter	Wright
Cedillo	Kuehl	Scott	Mr. Speaker
Ducheny	Lempert	Shelley	

Further Consideration of Senate Bill No. 933

SENATE BILL NO. 933 (Thompson)—An act to amend Sections 56140, 56200, 56205, and 56366 of, to add Sections 49069.5 and 56366.8 to, and to add Chapter 5.5 (commencing with Section 48850) to Part 27 of, the Education Code, to add Sections 7911, 7911.1, and 7912 to the Family Code, to amend Sections 1522, 1522.03, 1522.04, 1522.1, 1522.4, 1534, 1538, 1538.5, 1548, 1550, 1558, 1558.1, 1563, 1568.082, 1568.09, 1568.092, 1568.093, 1569.17, 1569.172, 1569.50, 1569.58, 1569.59, 1569.617, 1596.603, 1596.871, 1596.8713, 1596.877, 1596.885, 1596.8897, and 1596.8898 of, to add Sections 1520.1, 1520.11, 1522.02, 1522.41, 1522.42, 1522.43, 1534.5, 1568.042, 1569.1515, and 1596.952 to, the Health and Safety Code, to amend Section 11174.3 of the Penal Code, and to amend Sections 366, 727.1, 827, 10609.3, 11402, 11461, 11462, 11463, 11465, 16501.1, and 18358.30 of, to add Sections 361.21, 5867.5, 11466.21, 16501.2, and 16516.5 to, to add Chapter 2.5 (commencing with Section 16160) to Part 4 of, and to add Chapter 12.86 (commencing with Section 18987.6) to Part 6 of, Division 9 of, and to repeal Sections 11404.5 and 11467 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.

Motion to Amend by Assembly Member Goldsmith—Set 2

Assembly Member Goldsmith moved the adoption of amendments.
Amendments read.

Request for Use of Visual Aids

Assembly Member Goldsmith was granted unanimous consent to use visual aids on the Floor to assist in debate.

Motion to Table Goldsmith Amendments to Senate Bill No. 933—Set 2

Assembly Member Shelley moved that the amendments offered by Assembly Member Goldsmith to Senate Bill No. 933—Set 2 be laid upon the table.

Assembly Member Baca seconded the motion.

Motion carried by the following vote:

AYES—38

Aliquist	Figueroa	Mazzoni	Sweeney
Aroner	Floyd	Migden	Thomson
Baca	Gallegos	Murray	Torlakson
Bowen	Havice	Napolitano	Vincent
Bustamante	Hertzberg	Ortiz	Wayne
Cardenas	Honda	Papan	Wildman
Cedillo	Keeley	Perata	Wright
Davis	Knox	Scott	Mr. Speaker
Ducheny	Kuehl	Shelley	
Escutia	Lempert	Strom-Martin	

NOES—37

Ackerman	Campbell	Leonard	Poochigian
Aguiar	Cunneen	Margett	Prenter
Alby	Firestone	Martinez	Pringle
Ashburn	Frusetta	McClintock	Runner
Baldwin	Goldsmith	Miller	Thompson
Battin	Granlund	Morrissey	Washington
Baugh	House	Morrow	Woods
Bordonaro	Kaloogian	Olberg	
Bowler	Kuykendall	Oller	
Brewer	Leach	Pacheco	

Vote Changes

By unanimous consent, the following vote change was permitted on the motion to table the amendments offered by Assembly Member Goldsmith to Senate Bill No. 933—Set 2: Assembly Member Frusetta, from “Aye” to “No”.

Motion to Amend by Assembly Member Goldsmith—Set 3

Assembly Member Goldsmith moved the adoption of amendments.
Amendments read.

**Motion to Table Goldsmith Amendments
to Senate Bill No. 933—Set 3**

Assembly Member Shelley moved that the amendments offered by Assembly Member Goldsmith to Senate Bill No. 933—Set 3 be laid upon the table.

Assembly Member Baca seconded the motion.

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, 2:34 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 SHELLEY MOTION TO TABLE GOLDSMITH AMENDMENTS—SET 3 TO
SENATE BILL NO. 933**

At 2:35 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.

The Shelley motion to table Goldsmith amendments—Set 3 to Senate Bill No. 933 carried by the following vote:

AYES—38

Alquist	Floyd	Mazzoni	Sweeney
Aroner	Gallegos	Migden	Thomson
Baca	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Vincent
Cardenas	Honda	Ortiz	Wayne
Cedillo	Keeley	Papan	Wildman
Davis	Knox	Perata	Wright
Ducheny	Kuehl	Scott	Mr. Speaker
Escutia	Lempert	Shelley	
Figueroa	Machado	Strom-Martin	

NOES—37

Ackerman	Campbell	Leach	Pacheco
Aguiar	Cardoza	Leonard	Poochigian
Alby	Cunneen	Margett	Prenter
Ashburn	Firestone	Martinez	Pringle
Baldwin	Frusetta	McClintock	Runner
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Woods
Bordonaro	House	Morrow	
Bowler	Kaloogian	Olberg	
Brewer	Kuykendall	Oller	

**At 2:40 p.m., Assistant Speaker pro Tempore Joe Baca,
62nd District, presiding**

Bill read third time, and presented by Assembly Member Aroner.

Urgency Clause

Urgency clause 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	Margett	Scott
Baca	Floyd	Mazzoni	Shelley
Baldwin	Frusetta	Migden	Strom-Martin
Battin	Gallegos	Miller	Sweeney
Baugh	Goldsmith	Morrissey	Thompson
Bordonaro	Granlund	Morrow	Thomson
Bowler	Havice	Murray	Torlakson
Brewer	Hertzberg	Napolitano	Vincent
Brown	Honda	Olberg	Washington
Bustamante	House	Oller	Wayne
Campbell	Kaloogian	Ortiz	Wildman
Cardenas	Keeley	Pacheco	Woods
Cardoza	Knox	Papan	Wright
Cedillo	Kuehl	Perata	Mr. Speaker

NOES—2

Bowen Martinez

The question being on the passage of the bill.
Bill passed 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	Margett	Scott
Baca	Floyd	Mazzoni	Shelley
Baldwin	Frusetta	Migden	Strom-Martin
Battin	Gallegos	Miller	Sweeney
Baugh	Goldsmith	Morrissey	Thompson
Bordonaro	Granlund	Morrow	Thomson
Bowler	Havice	Murray	Torlakson
Brewer	Hertzberg	Napolitano	Vincent
Brown	Honda	Olberg	Washington
Bustamante	House	Oller	Wayne
Campbell	Kaloogian	Ortiz	Wildman
Cardenas	Keeley	Pacheco	Woods
Cardoza	Knox	Papan	Wright
Cedillo	Kuehl	Perata	Mr. Speaker

NOES—2

Bowen Martinez

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1573**

At 2:48 p.m., on motion of Assembly Member Hertzberg, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1573 passed by the following vote:

AYES—55

Aguiar	Cunneen	Kuehl	Runner
Alby	Davis	Leach	Scott
Alquist	Ducheny	Lempert	Shelley
Aroner	Escutia	Machado	Strom-Martin
Ashburn	Figueroa	Martinez	Sweeney
Baca	Firestone	Mazzoni	Thomson
Baugh	Floyd	Migden	Torlakson
Bordonaro	Frusetta	Murray	Vincent
Bowler	Gallegos	Napolitano	Washington
Brewer	Goldsmith	Ortiz	Wayne
Bustamante	Havice	Papan	Wildman
Cardenas	Hertzberg	Perata	Woods
Cardoza	Honda	Prenter	Mr. Speaker
Cedillo	Keeley	Pringle	

NOES—21

Ackerman	House	Miller	Poochigian
Baldwin	Kaloogian	Morrissey	Richter
Battin	Kuykendall	Morrow	Thompson
Bowen	Leonard	Olberg	
Campbell	Margett	Oller	
Granlund	McClintock	Pacheco	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1573: Assembly Member Miller, from "Aye" to "No".

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1577**

At 2:48 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.

Senate Bill No. 1577 passed by the following vote:

AYES—42

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Vincent
Brown	Hertzberg	Napolitano	Washington
Cardenas	Honda	Ortiz	Wayne
Cardoza	Keeley	Papan	Wildman
Cedillo	Knox	Perata	Wright
Davis	Kuehl	Scott	Mr. Speaker
Ducheny	Lempert	Shelley	
Escutia	Machado	Strom-Martin	

NOES—35

Ackerman	Brewer	Kuykendall	Pacheco
Aguiar	Campbell	Leach	Poochigian
Alby	Cunneen	Leonard	Prenter
Ashburn	Firestone	Margett	Pringle
Baldwin	Frusetta	Miller	Richter
Battin	Goldsmith	Morrissey	Runner
Baugh	Granlund	Morrow	Thompson
Bordonaro	House	Olberg	Woods
Bowler	Kaloogian	Oller	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO SENATE BILL NO. 1575**

At 2:50 p.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 Papan moved to continue the call of the Assembly.

Motion carried. Time, 2:51 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 URGENCY CLAUSE AND CONCURRENCE
IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1428**

At 2:51 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 urgency clause to Assembly Bill No. 1428 adopted by the following vote:

AYES—57

Aguiar	Davis	Leach	Scott
Alquist	Ducheny	Lempert	Shelley
Aroner	Escutia	Machado	Strom-Martin
Baca	Figueroa	Martinez	Sweeney
Bordonaro	Firestone	Mazzoni	Thomson
Bowen	Frusetta	Migden	Torlakson
Bowler	Gallegos	Morrissey	Vincent
Brewer	Goldsmith	Murray	Washington
Brown	Granlund	Napolitano	Wayne
Bustamante	Havice	Ortiz	Wildman
Campbell	Hertzberg	Papan	Wright
Cardenas	Honda	Perata	Mr. Speaker
Cardoza	Keeley	Prenter	
Cedillo	Knox	Richter	
Cunneen	Kuehl	Runner	

NOES—20

Ackerman	Baugh	McClintock	Pacheco
Alby	House	Miller	Poochigian
Ashburn	Kaloogian	Morrow	Pringle
Baldwin	Leonard	Olberg	Thompson
Battin	Margett	Oller	Woods

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—57

Aguiar	Davis	Leach	Scott
Alquist	Ducheny	Lempert	Shelley
Aroner	Escutia	Machado	Strom-Martin
Baca	Figueroa	Martinez	Sweeney
Bordonaro	Firestone	Mazzoni	Thomson
Bowen	Frusetta	Migden	Torlakson
Bowler	Gallegos	Morrissey	Vincent
Brewer	Goldsmith	Murray	Washington
Brown	Granlund	Napolitano	Wayne
Bustamante	Havice	Ortiz	Wildman
Campbell	Hertzberg	Papan	Wright
Cardenas	Honda	Perata	Mr. Speaker
Cardoza	Keeley	Prenter	
Cedillo	Knox	Richter	
Cunneen	Kuehl	Runner	

NOES—20

Ackerman	Baugh	McClintock	Pacheco
Alby	House	Miller	Poochigian
Ashburn	Kaloogian	Morrow	Pringle
Baldwin	Leonard	Olberg	Thompson
Battin	Margett	Oller	Woods

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO SENATE BILL NO. 1589**

At 2:52 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 urgency clause to Senate Bill No. 1589 adopted by the following vote:

AYES—73

Ackerman	Cedillo	Kuehl	Papan
Aguiar	Cunneen	Kuykendall	Perata
Alby	Davis	Leach	Poochigian
Alquist	Ducheny	Lempert	Prenter
Aroner	Escutia	Leonard	Richter
Ashburn	Figueroa	Machado	Runner
Baca	Firestone	Margett	Shelley
Baldwin	Floyd	Mazzoni	Strom-Martin
Battin	Frusetta	McClintock	Thompson
Baugh	Gallegos	Migden	Thomson
Bordonaro	Goldsmith	Miller	Torlakson
Bowen	Granlund	Morrissey	Vincent
Bowler	Havice	Morrow	Washington
Brewer	Hertzberg	Murray	Wayne
Brown	Honda	Napolitano	Woods
Bustamante	House	Olberg	Mr. Speaker
Campbell	Kaloogian	Oller	
Cardenas	Keeley	Ortiz	
Cardoza	Knox	Pacheco	

NOES—1

Martinez

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—73

Ackerman	Cedillo	Kuehl	Papan
Aguiar	Cunneen	Kuykendall	Perata
Alby	Davis	Leach	Poochigian
Alquist	Ducheny	Lempert	Prenter
Aroner	Escutia	Leonard	Richter
Ashburn	Figueroa	Machado	Runner
Baca	Firestone	Margett	Shelley
Baldwin	Floyd	Mazzoni	Strom-Martin
Battin	Frusetta	McClintock	Thompson
Baugh	Gallegos	Migden	Thomson
Bordonaro	Goldsmith	Miller	Torlakson
Bowen	Granlund	Morrissey	Vincent
Bowler	Havice	Morrow	Washington
Brewer	Hertzberg	Murray	Wayne
Brown	Honda	Napolitano	Woods
Bustamante	House	Olberg	Mr. Speaker
Campbell	Kaloogian	Oller	
Cardenas	Keeley	Ortiz	
Cardoza	Knox	Pacheco	

NOES—1

Martinez

Bill ordered transmitted to the Senate.

At 2:52 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

CONSIDERATION OF SPECIAL ORDER—SENATE BILL NO. 1605

The hour having arrived, Senate Bill No. 1605 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

SENATE BILL NO. 1605 (Committee on Budget and Fiscal Review)—An act to add Sections 3054 and 5028.1 to the Penal Code, relating to the Department of Corrections.

Bill read third time, and presented by Assembly Member Wright.

Bill passed by the following vote:

AYES—49

Alquist	Ducheny	Machado	Strom-Martin
Aroner	Escutia	Martinez	Sweeney
Baca	Figueroa	Mazzoni	Thomson
Bowen	Floyd	Migden	Torlakson
Brewer	Gallegos	Morrissey	Vincent
Brown	Havice	Murray	Washington
Bustamante	Hertzberg	Napolitano	Wayne
Campbell	Honda	Ortiz	Wildman
Cardenas	Keeley	Pacheco	Wright
Cardoza	Knox	Papan	Mr. Speaker
Cedillo	Kuehl	Perata	
Cunneen	Leach	Scott	
Davis	Lempert	Shelley	

NOES—24

Ackerman	Bordonaro	Kaloogian	Olberg
Aguiar	Bowler	Leonard	Oller
Alby	Firestone	Margett	Poochigian
Ashburn	Goldsmith	McClintock	Prenter
Baldwin	Granlund	Miller	Pringle
Baugh	House	Morrow	Thompson

Bill ordered transmitted to the Senate.

CONSIDERATION OF SPECIAL ORDER—SENATE BILL NO. 1756

The hour having arrived, Senate Bill No. 1756 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

SENATE BILL NO. 1756 (Lockyer)—An act to amend and repeal Section 8481 of, and to add Article 22.5 (commencing with Section 8482) to Chapter 2 of Part 6 of the Education Code, relating to after school programs, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Torlakson.

Urgency Clause

Urgency clause read.

CAUCUS ANNOUNCEMENTS

At 3:04 p.m., Assembly Member Thompson was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 3:05 p.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 3:55 p.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

SENATE BILL NO. 1756 PASSED TEMPORARILY

By unanimous consent Senate Bill No. 1756 was passed temporarily on file.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 11, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 2244

Assembly Bill No. 2578

Assembly Bill No. 2689

And reports the same correctly enrolled, and presented to the Governor at 1:15 p.m., August 11, 1998

E. DOTSON WILSON, Chief Clerk

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Senate Bills Nos. 1600 and 791, on request of Assembly Member Thomson.

CONSIDERATION OF SPECIAL ORDER—SENATE BILL NO. 752

The hour having arrived, Senate Bill No. 752 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

SENATE BILL NO. 752 (Committee on Budget and Fiscal Review)—An act relating to human services, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Assembly Member Pringle moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Request for Unanimous Consent to Suspend the Rules

Assembly Member Pringle requested unanimous consent that the Rules be suspended for the purpose of permitting consideration of Senate Bill No. 752, as amended, without reference to file.

Assembly Member Floyd withheld unanimous consent.

Motion to Suspend the Rules

Assembly Member Pringle moved that the Rules be suspended for the purpose of permitting consideration of Senate Bill No. 752, as amended, without reference to file.

Assembly Member Aguiar seconded the motion.

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—49

Aguiar	Ducheny	Machado	Strom-Martin
Alquist	Escutia	Martinez	Sweeney
Aroner	Figueroa	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bordonaro	Goldsmith	Morrissey	Vincent
Bowen	Havice	Murray	Washington
Brown	Hertzberg	Napolitano	Wayne
Bustamante	Honda	Ortiz	Wildman
Cardenas	Keeley	Pacheco	Wright
Cardoza	Knox	Papan	Mr. Speaker
Cedillo	Kuehl	Perata	
Cunneen	Kuykendall	Scott	
Davis	Lempert	Shelley	

NOES—26

Ackerman	Brewer	Leonard	Prenter
Alby	Campbell	McClintock	Pringle
Ashburn	Frusetta	Miller	Runner
Baldwin	Granlund	Morrow	Thompson
Battin	House	Olberg	Woods
Baugh	Kaloogian	Oller	
Bowler	Leach	Poochigian	

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO SENATE BILL NO. 1575**

At 4:33 p.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 urgency clause to Senate Bill No. 1575 adopted by the following vote:

AYES—58

Aguiar	Davis	Leonard	Scott
Alquist	Ducheny	Machado	Shelley
Aroner	Escutia	Margett	Strom-Martin
Ashburn	Figueroa	Martinez	Sweeney
Baca	Floyd	Mazzoni	Thomson
Battin	Frusetta	Migden	Torlakson
Bordonaro	Gallegos	Morrissey	Vincent
Bowen	Granlund	Murray	Washington
Brown	Havice	Napolitano	Wayne
Bustamante	Hertzberg	Ortiz	Wildman
Campbell	Honda	Pacheco	Woods
Cardenas	Keeley	Papan	Wright
Cardoza	Knox	Perata	Mr. Speaker
Cedillo	Kuehl	Poochigian	
Cunneen	Lempert	Runner	

NOES—16

Ackerman	Bowler	Kaloogian	Morrow
Alby	Brewer	Kuykendall	Olberg
Baldwin	Firestone	McClintock	Oller
Baugh	Goldsmith	Miller	Thompson

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—58

Aguiar	Davis	Leonard	Scott
Alquist	Ducheny	Machado	Shelley
Aroner	Escutia	Margett	Strom-Martin
Ashburn	Figueroa	Martinez	Sweeney
Baca	Floyd	Mazzoni	Thomson
Battin	Frusetta	Migden	Torlakson
Bordonaro	Gallegos	Morrissey	Vincent
Bowen	Granlund	Murray	Washington
Brown	Havice	Napolitano	Wayne
Bustamante	Hertzberg	Ortiz	Wildman
Campbell	Honda	Pacheco	Woods
Cardenas	Keeley	Papan	Wright
Cardoza	Knox	Perata	Mr. Speaker
Cedillo	Kuehl	Poochigian	
Cunneen	Lempert	Runner	

NOES—16

Ackerman	Bowler	Kaloogian	Morrow
Alby	Brewer	Kuykendall	Olberg
Baldwin	Firestone	McClintock	Oller
Baugh	Goldsmith	Miller	Thompson

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause to Senate Bill No. 1575, and on passage of the bill: Assembly Member Woods, from "No" to "Aye".

Bill ordered transmitted to the Senate.

At 4:36 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

CONSIDERATION OF SPECIAL ORDER—ASSEMBLY BILL NO. 2797

The hour having arrived, Assembly Bill No. 2797 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

ASSEMBLY BILL NO. 2797 (Cardoza)—An act to amend Section 13340 of the Government Code, to amend Sections 10759, 10901, 10902, 17024.5, 17052.25, 17053.5, 17054, 17062, 17073.5, 17088.5, 17088.6, 17132.6, 17152, 17276, 17279.5, 17507.6, 17559, 17564, 17570, 17760.5, 17856, 18037.3, 18042, 18178, 18505, 18510, 18572, 18641, 18645, 19057, 19132, 19133.5, 19136, 19141.2, 19141.5, 19182, 19184, 19521, 19524, 20514, 20543, 20544, 23456, 23701t, 23704, 23712, 23771, 23800.5, 23801, 24349, 24357.7, 24357.8, 24402, 24416, 24424, 24611, 24652.5, 24661.5, 24673.2, 24710, 24871.5, 24872.4, 24872.5, 24872.7, 24875.5, 24949.1, and 24994 of, to amend and renumber Section 19721.6 of, to add Sections 10754, 11000, 17062.5, 17140.3, 17279.4, 17751, 17752, 17865, 18038.4, 19066.5, 19136.6, 23455.5, 23704.3, 23711, 24309.5, 24355.4, 24357.9, 24369.4, and 24954.1 to, to add and repeal Sections 11000.1, 17053.36, 17053.37, 17273.1, 23636, and 23637 of, to repeal Sections 17085.8, 17210.6, 17507.4, and 18037.6 of, to repeal and amend Section 24954 of, and to repeal and add Section 23806 of, the Revenue and Taxation Code, and to add Sections 9551.2 and 9554.1 to, and to add and repeal Section 9551.1 of, the Vehicle Code, relating to taxation, and making an appropriation therefor, to take effect immediately, tax levy.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—75

Ackerman	Cunneen	Leach	Poochigian
Aguiar	Davis	Lempert	Prenter
Alby	Ducheny	Leonard	Pringle
Alquist	Escutia	Machado	Runner
Ashburn	Figueroa	Margett	Scott
Baca	Firestone	Martinez	Shelley
Baldwin	Frusetta	Mazzoni	Strom-Martin
Battin	Gallegos	Migden	Sweeney
Baugh	Goldsmith	Miller	Thompson
Bordonaro	Granlund	Morrissey	Thomson
Bowen	Havice	Morrow	Torlakson
Bowler	Hertzberg	Murray	Vincent
Brewer	Honda	Napolitano	Washington
Brown	House	Olberg	Wayne
Bustamante	Kaloogian	Oller	Wildman
Campbell	Keeley	Ortiz	Woods
Cardenas	Knox	Pacheco	Wright
Cardoza	Kuehl	Papan	Mr. Speaker
Cedillo	Kuykendall	Perata	

NOES—1

McClintock

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. 2797

I have opposed AB 2797 because it constitutes a net tax increase to renters of \$400 million and in conjunction with the state Budget prevents a \$1 billion sales tax reduction from taking effect. It leaves the car tax fully intact, subject to a credit that can be suspended at any time.

TOM McCLINTOCK, Assembly Member
Thirty-eighth District

CONSIDERATION OF SPECIAL ORDER—ASSEMBLY BILL NO. 2798

The hour having arrived, Assembly Bill No. 2798 was taken up.

(NOTE: Special Order set for 8:30 a.m.)

ASSEMBLY BILL NO. 2798 (Machado)—An act to amend Sections 7073 and 7074 of, and to add Sections 7076.1 and 7076.2 to, the Government Code, to amend Sections 6358, 6380, 13550, 17052.12, 17052.17, 17052.18, 17053.33, 17053.34, 17053.47, 17053.49, 17053.70, 17053.74, 17273, 17276.2, 23153, 23221, 23609, 23612.2, 23617, 23617.5, 23622.7, 23622.8, 23633, 23634, 23649, and 24416.2 of, and to add Sections 6378 and 13534 to, the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—75

Ackerman	Cunneen	Leach	Poochigian
Aguiar	Davis	Lempert	Prenter
Alby	Ducheny	Leonard	Pringle
Alquist	Escutia	Machado	Runner
Ashburn	Figueroa	Margett	Scott
Baca	Firestone	Martinez	Shelley
Baldwin	Frusetta	Mazzoni	Strom-Martin
Battin	Gallegos	McClintock	Sweeney
Baugh	Goldsmith	Migden	Thompson
Bordonaro	Granlund	Miller	Thomson
Bowen	Havice	Morrissey	Torlakson
Bowler	Hertzberg	Morrow	Vincent
Brewer	Honda	Murray	Washington
Brown	House	Napolitano	Wayne
Bustamante	Kaloogian	Olberg	Wildman
Campbell	Keeley	Oller	Woods
Cardenas	Knox	Ortiz	Wright
Cardoza	Kuehl	Pacheco	Mr. Speaker
Cedillo	Kuykendall	Papan	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—75

Ackerman	Cunneen	Leach	Poochigian
Aguiar	Davis	Lempert	Prenter
Alby	Ducheny	Leonard	Pringle
Alquist	Escutia	Machado	Runner
Ashburn	Figueroa	Margett	Scott
Baca	Firestone	Martinez	Shelley
Baldwin	Frusetta	Mazzoni	Strom-Martin
Battin	Gallegos	McClintock	Sweeney
Baugh	Goldsmith	Migden	Thompson
Bordonaro	Granlund	Miller	Thomson
Bowen	Havice	Morrissey	Torlakson
Bowler	Hertzberg	Morrow	Vincent
Brewer	Honda	Murray	Washington
Brown	House	Napolitano	Wayne
Bustamante	Kaloogian	Olberg	Wildman
Campbell	Keeley	Oller	Woods
Cardenas	Knox	Ortiz	Wright
Cardoza	Kuehl	Pacheco	Mr. Speaker
Cedillo	Kuykendall	Papan	

NOES—None

Above bill ordered enrolled.

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. 2797.

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 Assembly Bill No. 2797.

At 5:18 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

**CALL OF THE ASSEMBLY DISPENSED WITH ON
THE CONSENT CALENDAR**

At 5:19 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 following measures on the Consent Calendar were read:

ASSEMBLY BILL NO. 2472 (Leonard)—An act to amend Section 22822 of to add Part 7 (commencing with Section 22960) to Division 5 of Title 2 of, and to repeal Article 2.1 (commencing with Section 21078) of Chapter 12 of Part 3 of Division 5 of Title 2 of, the Government Code, relating to state employees, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, 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 CONCURRENT RESOLUTION NO. 142 (Machado)—Relative to Military Families Recognition Day.

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. 59 (Baca)—Relative to Reflex Sympathetic Dystrophy Syndrome.

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. 99 (Havice)—Relative to Red Ribbon 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. 149 (Rainey)—An act to amend Section 7319 of the Business and Professions Code, relating to corrections.

Bill read 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. 597 (Peace)—An act to amend Sections 7027.1, 17500, 17502, 17509, 17510.4, 17510.85, 17530, 17531, 17531.5, 17533, 17533.8, 17533.9, 17533.10, 17537.5, 17539.5, and 17539.55 of the Business and Professions Code, relating to electronic commerce.

Bill read 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. 627 (Karnette)—An act to amend Sections 2142, 14405, 15500, 15501, 15505, and 15642 of, to amend the heading of Division 15 (commencing with Section 15000) of, to amend and renumber Sections 14421 and 14423 of, to amend and renumber the headings of Chapter 8 (commencing with Section 15400), Chapter 9 (commencing with Section 15450), Chapter 10 (commencing with Section 15500), Chapter 11 (commencing with Section 15550), Chapter 12 (commencing with Section 15600), and Chapter 13 (commencing with Section 15650) of Division 15 of, to add Sections 335.5, 336.5, and 353.5 to, to add Article 3 (commencing with Section 14430)

and Article 4 (commencing with Section 14440) to Chapter 4 of Division 14 of, to add Chapter 2 (commencing with Section 15100) and Chapter 4 (commencing with Section 15300) to Division 15 of, to repeal Sections 13245, 14406, 14420, 14422, 15552, and 17500 of, to repeal Article 6 (commencing with Section 14320) of Chapter 3 of Division 14 of, to repeal Article 5 (commencing with Section 15645) of Chapter 12 of Division 15 of, to repeal Chapter 2 (commencing with Section 15050), Chapter 4 (commencing with Section 15200), Chapter 5 (commencing with Section 15250), Chapter 6 (commencing with Section 15300), and Chapter 7 (commencing with Section 15350) of Division 15 of, to repeal and add Sections 301, 14403, and 14404 of, and to repeal and add Chapter 1 (commencing with Section 15000) and Chapter 3 (commencing with Section 15150) of Division 15 of, the Elections Code, relating to elections.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

SENATE BILL NO. 831 (Karnette)—An act to amend Section 4560 of the Government Code, relating to child care.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

SENATE BILL NO. 1439 (Brulte)—An act to amend Sections 14102, 14155, 14157, 14250, 14254.5, 14256, 14400, 14407, 14408, 14409, 14410, 14456, 14553, 14601, 14602, 14651, 14652, 14653, 14700, 14703, 14766, 14800, 14803, 14805, 14806, 14851, 14858, 14860, 14862, 14901, 14950, 14951, 14952, 14959, 15001, 15050, 15100, 15201, 15202, 15203, 15250, and 15251 of, to add Sections 14202.5, 14353.5, and 14452.5 to, to repeal Sections 14254, 14406, 14859, 14903, 14904, 15000, and 15307 of, to repeal Chapter 11 (commencing with Section 16100) of Division 5 of, and to repeal and add Sections 14252, 14350, 14351, 14352, and 14353 of, the Financial Code, relating to credit unions.

Bill read 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. 1448 (Knight)—An act to amend Section 48209.16 of the Education Code, relating to school attendance.

Bill read 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. 1686 (Solis)—An act to amend Sections 2571, 17047, 33050, 33590, 33595, 33596, 41601, 46200.5, 46201.5, 56031, 56032, 56050, 56155.5, 56301, 56329, 56343, 56345, 56361, 56363.1, 56364, 56364.1, 56366.3, 56366.4, 56381, 56426, 56501, 56505, 56505.1, 56506, and 56507 of, to amend and renumber Section 56364.5, as added by Chapter 854 of the Statutes of 1997, of, to add Sections 56041.5, 56043, 56302.5, 56341.5, and 56342.5 to, to add Article 3.5 (commencing with Section 56145) and Article 5.6 (commencing with Section 56170) to Chapter 2 of, and to add Article 7 (commencing with Section 56837) to Chapter 7.2 of, Part 30 of, to repeal Sections 33594 and 56365.5 of, to repeal and amend Sections 56001 and 56026 of, and to repeal and add Sections 56205 and 56345.1 of, the Education Code, and to amend Section 7570 of the Government Code, relating to special education.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

SENATE BILL NO. 1764 (Karnette)—An act to add Section 9082.7 to the Elections Code, relating to ballot pamphlets.

Bill read 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. 1959 (Schiff)—An act to amend Sections 7321.5, 7582.8, and 7583.1 of the Business and Professions Code, and to amend Section 44031.5 of the Health and Safety Code, relating to licensing.

Bill read 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. 2044 (Rainey)—An act to amend Sections 7583.9, 7583.10, and 7583.11 of, and to add Section 7583.43 to, the Business and Professions Code, relating to private patrol operators.

Bill read 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. 2051 (Costa)—An act to amend Section 1153 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. 2067 (Rosenthal)—An act to amend Sections 1661, 9553, and 22651 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. 2095 (Polanco)—An act to amend Sections 798.55 and 798.56a of the Civil Code, and to amend Section 18035.2 of the Health and Safety Code, relating to mobilehome parks.

Bill read 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. 2081 (Schiff)—An act to amend Section 1755.3 of, and to add Section 223 to, 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.)*

SENATE CONCURRENT RESOLUTION NO. 63 (Solis)—Relative to Domestic Violence Awareness Month.

Resolution read, adopted, and ordered transmitted to the Senate.

*(For the vote on the above resolution, see this day's
Consent Calendar roll call.)*

SENATE CONCURRENT RESOLUTION NO. 103 (McPherson)—Relative to Clean Water Day.

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	Cedillo	Kuykendall	Perata
Aguiar	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	Gallegos	McClintock	Sweeney
Baugh	Goldsmith	Migden	Thompson
Bordonaro	Granlund	Miller	Thomson
Bowen	Havice	Morrissey	Torlakson
Bowler	Hertzberg	Morrow	Vincent
Brewer	Honda	Murray	Washington
Brown	House	Napolitano	Wayne
Bustamante	Kaloogian	Olberg	Wildman
Campbell	Keeley	Oller	Woods
Cardenas	Knox	Ortiz	Wright
Cardoza	Kuehl	Pacheco	Mr. Speaker

NOES—None**CALL OF THE ASSEMBLY DISPENSED WITH ON
THE SPECIAL CONSENT CALENDAR**

At 5:21 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 following measures on the Special Consent Calendar were read:

ASSEMBLY BILL NO. 75 (Alby)—An act to add Section 11105.7 to the Penal Code, relating to crime prevention, and declaring the urgency thereof, to take effect immediately.

The Assembly adopted the urgency clause and concurred in the above Senate amendments; bill ordered enrolled.

*(For the vote on the above bill, see this day's
Special Consent Calendar roll call.)*

ASSEMBLY BILL NO. 162 (Alby)—An act to add Chapter 9 (commencing with Section 11840) to Part 1 of Division 3 of Title 2 of the Government Code, and to add Section 1342.8 to the Health and Safety Code, relating to health care.

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. 190 (Napolitano)—An act to amend Section 803 of, and to add Section 801.6 to, the Penal Code, relating to elder abuse.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

*(For the vote on the above bill, see this day's
Special Consent Calendar roll call.)*

ASSEMBLY BILL NO. 1115 (Knox)—An act to amend Sections 264.2 and 679.04 of the Penal Code, relating to sexual assault.

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. 1620 (Scott)—An act to amend Section 44830 of, to add Sections 44274, 44274.2, 44274.4, and 44274.5 to, and to repeal Section 44275 of, the Education Code, relating to education, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

*(For the vote on the above bill, see this day's
Special Consent Calendar roll call.)*

ASSEMBLY BILL NO. 1770 (Kuykendall)—An act to amend Sections 10170.5, 10177, and 10226 of the Business and Professions Code, relating to real estate licenses.

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. 1801 (Davis)—An act to amend Sections 18986.40 and 18986.46 of the Welfare and Institutions Code, relating to human services.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

*(For the vote on the above bill, see this day's
Special Consent Calendar roll call.)*

ASSEMBLY BILL NO. 1900 (Cardenas)—An act to amend Sections 240, 4921, and 6327 of, and to add Sections 4977, 4978, and 6322.5 to, the Family Code, relating to domestic violence.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

*(For the vote on the above bill, see this day's
Special Consent Calendar roll call.)*

ASSEMBLY BILL NO. 1906 (Brewer)—An act to add Section 2106.5 to the Code of Civil Procedure, and to add Sections 27279.2 and 27279.4 to, to add and repeal Section 27279.3 of, and to repeal and add Section 27279.1 of, the Government Code, relating to local agency procedures.

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. 1928 (Morrow)—An act to amend Sections 8030, 8041, and 8780 of the Fish and Game Code, relating to fishing, and making an appropriation therefor.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

*(For the vote on the above bill, see this day's
Special Consent Calendar roll call.)*

ASSEMBLY BILL NO. 1973 (Campbell)—An act to add and repeal Section 316.5 to the Public Utilities Code, relating to the Public Utilities Commission.

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. 1980 (Brewer)—An act to amend Section 34090.7 of, and to add Section 26202.3 to, the Government Code, relating to local government record retention.

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. 2049 (Firestone)—An act to amend Section 861.1 of the Code of Civil Procedure, relating to validating proceedings.

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. 2096 (Margett)—An act to amend Sections 987.65, 987.69, 987.71, 987.76, 1000.2, 1003.4, 1003.14, 1003.16, 1004.1, 1004.2, and 1004.4 of, and to repeal Sections 1003.5 and 1003.9 of, the Military and Veterans Code, relating to veterans, and declaring the urgency thereof, to take effect immediately.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

*(For the vote on the above bill, see this day's
Special Consent Calendar roll call.)*

ASSEMBLY BILL NO. 2145 (Pacheco)—An act relating to electronic learning resources, and declaring the urgency thereof, to take effect immediately.

The Assembly adopted the urgency clause and concurred in the above Senate amendments; bill ordered enrolled.

*(For the vote on the above bill, see this day's
Special Consent Calendar roll call.)*

ASSEMBLY BILL NO. 2251 (Honda)—An act to amend Sections 25210 and 25213 of the Corporations Code, relating to broker-dealer 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. 2252 (House)—An act to amend Sections 221 and 40531 of, and to add Article 7.5 (commencing with Section 5850) to Chapter 8 of Part 1 of Division 4 of, the Food and Agricultural Code, relating to quarantine, control, and abatement methods, and making an appropriation therefor.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

*(For the vote on the above bill, see this day's
Special Consent Calendar roll call.)*

ASSEMBLY BILL NO. 2259 (Aguiar)—An act to add Section 290.95 to 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. 2273 (Woods)—An act to amend Section 389 of, and to repeal Section 3129 of, the Public Utilities Code, relating to public utilities.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

*(For the vote on the above bill, see this day's
Special Consent Calendar roll call.)*

ASSEMBLY BILL NO. 2303 (Runner)—An act to add Section 435 to the Labor Code, relating to employment surveillance.

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. 2352 (Woods)—An act to amend Sections 12800 and 12803 of, and to repeal and add Section 12806 of, the Government Code, and to amend Section 15037.1 of the Unemployment Insurance Code, relating to human services.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

*(For the vote on the above bill, see this day's
Special Consent Calendar roll call.)*

ASSEMBLY BILL NO. 2353 (Olberg)—An act to add Section 995.675 to the Code of Civil Procedure, relating to surety insurers.

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. 2386 (Bordonaro)—An act to amend Section 3030 of the Family Code, and to amend Section 362.1 of the Welfare and Institutions Code, relating to children.

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. 2440 (Oller)—An act to amend Section 2001 of, to repeal Sections 3081, 3083, 3084, and 3085 of, and to repeal and add Section 3080 of, the Fish and Game Code, relating to wildlife.

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. 2459 (Campbell)—An act to amend Sections 11005.3 and 14669 of, and to add Section 14667.1 to, the Government Code, relating to property.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

*(For the vote on the above bill, see this day's
Special Consent Calendar roll call.)*

ASSEMBLY BILL NO. 2487 (Oller)—An act to add Section 25144.7 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. 2519 (Poochigian)—An act to add and repeal Section 60200.1 of the Education Code, relating to school instructional materials, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

*(For the vote on the above bill, see this day's
Special Consent Calendar roll call.)*

ASSEMBLY BILL NO. 2543 (Torlaxson)—An act to add Chapter 8 (commencing with Section 22000) to Division 21 of the Elections Code, to amend Section 60602 of the Government Code, to amend Sections 11823, 15963, and 24823 of, and to repeal Section 15964 of, the Public Utilities Code, to amend Sections 30733, 35056, and 74430 of, to repeal Sections 71541 and 71542 of, and to repeal and add Sections 21065, 60132, and 71540 of, the Water Code, to amend Section 15 of the Drainage District Act of 1903 (Chapter 238 of the Statutes of 1903), to amend Section 70 of the Protection District Act of 1907 (Chapter 25 of the Statutes of 1907), to amend Section 1.2 of the Orange County Water District Act (Chapter 934 of the Statutes of 1933), to amend Section 7 of the Yuba County Water Agency Act (Chapter 788 of the Statutes of 1959), to amend Section 93 of the Antelope Valley-East Kern Water Agency Act (Chapter 2146 of the Statutes of 1959), to amend Section 3.2 of the Mojave Water Agency Law (Chapter 2146 of the Statutes of 1959), to amend Section 4 of the San Geronio Pass Water Agency Law (Chapter 1435 of the Statutes of 1961), to amend Section 42 of the Crestline-Lake Arrowhead Water Agency Act (Chapter 40 of the 1962 First Extraordinary Session), to amend Section 222 of the Monterey Peninsula Water Management District Act (Chapter 527 of the Statutes of 1977), to amend Section 220 of the Stanislaus County Flood Control Enabling Act (Chapter 421 of the Statutes of 1981), to amend Section 406 of the Pajaro Valley Water Management Agency Act (Chapter 257 of the Statutes of 1984), to add Section 223 to the Stanislaus County Flood Control Enabling Act (Chapter 421 of the Statutes of 1981), and to repeal Sections 1.4 and 1.6 of the Orange County Water District Act (Chapter 934 of the Statutes of 1933), relating to special districts.

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. 2649 (Figueroa)—An act to add Sections 4017.1 and 5071 to the Penal Code, and to add Section 219.5 to the Welfare and Institutions Code, relating to corrections.

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. 2686 (Mazzoni)—An act to amend Sections 1505, 1568.03, and 1569.145 of the Health and Safety Code, relating to community care.

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. 2716 (Martinez)—An act to amend and renumber Sections 7931 and 7932 of, to add Section 7931 to, to repeal Section 2887 of, and to repeal and add Section 7930 of, the Public Utilities Code, relating to telecommunications.

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. 2745 (Cardoza)—An act to amend Section 3030 of the Family Code, and to amend Section 362.1 of the Welfare and Institutions Code, relating to children.

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. 2799 (Olberg)—An act to amend Section 290.4 of, and to add Section 3003.5 to, 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. 2802 (Committee on Consumer Protection, Government Efficiency and Economic Development)—An act amend Sections 130, 472.5, 2639, 2640, 2655.11, 2655.91, 2661.7, 2665, 2688, 2760.1, 2762, 2984, 3452, 6980.28, 7215.6, 7410, 7411, 7413, 7417, 7503.14, 7558.5, 7560, 7582.26, 7585.20, 7586.2, 7586.5, 7587.8, 7593.12, 7598.7, 7602, 7606, 7607, 7608, 7610, 7616.2, 7618, 7619.2, 7621, 7625, 7626, 7626.5, 7628, 7629, 7631, 7632, 7634, 7635, 7640, 7641, 7642, 7643, 7646, 7647, 7647.5, 7650, 7661, 7662, 7664, 7665, 7666, 7667, 7668, 7669, 7670, 7685.2, 7685.3, 7686, 7686.5, 7687, 7690, 7693, 7696, 7697, 7700, 7701, 7702, 7704, 7706, 7708, 7709, 7711, 7715, 7718.5, 7725, 7725.2, 7725.5, 7727, 7735, 7737.3, 7737.5, 7740, 7740.5, 8556, 9604, 9605, 9630, 9631, 9650, 9650.1, 9650.2, 9650.3, 9650.4, 9651, 9652, 9652.1, 9653.3, 9654, 9655, 9656, 9656.1, 9656.2, 9656.3, 9656.4, 9656.5, 9657, 9658, 9659, 9662, 9675, 9676, 9677, 9678, 9679, 9680, 9681, 9682, 9683, 9684, 9686, 9700, 9700.5, 9700.6, 9701, 9702.1, 9702.2, 9702.5, 9703, 9704, 9705, 9709, 9710, 9711, 9712, 9713, 9714, 9715, 9716, 9717, 9718, 9719, 9720, 9726, 9727, 9727.1, 9727.2, 9728, 9729, 9730, 9731, 9735, 9736, 9737, 9740, 9741, 9742, 9746, 9749.5, 9751, 9752, 9753, 9754, 9755, 9756, 9758, 9759, 9760, 9761, 9762, 9763, 9764, 9765, 9766, 9767, 9769, 9780, 9781, 9782, 9783, 9784, 9785, 9786, 9787, 9789, 9880.2, 9884, 9884.3, 9886.2, and 9889.8 of, to amend the heading of Article 2 (commencing with Section 7615) of Chapter 12 of Division 3 of, to add Sections 142, 7601, 9625, 9656.45, and 9884.5 to, to repeal Sections 7412, 7431.5, 7603, 7604, 7605, 7607.5, 7663, 7687.5, 9626, 9626.5, 9627, 9628, 9629, 9630.5, and 18740 of, to repeal Article 10 (commencing with Section 9889.30) of Chapter 20.3 of Division 3 of, and to repeal and add Section 9603 of, the Business and Professions Code, and to amend Section 15633.5 of the Welfare and Institutions Code, relating to professions and vocations.

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. 1922 (Firestone)—An act to add Section 96.5 to the Penal Code, relating to obstruction of justice.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

*(For the vote on the above bill, see this day's
Special Consent Calendar roll call.)*

Special Consent Calendar Roll Call

The roll was called, and the above bills on the Special Consent Calendar passed, and any urgency clauses to the bills adopted, by the following vote:

AYES—76

Ackerman	Cedillo	Kuykendall	Papan
Aguiar	Cunneen	Leach	Poochigian
Alby	Davis	Lempert	Prenter
Alquist	Ducheny	Leonard	Pringle
Aroner	Escutia	Machado	Runner
Ashburn	Figuroa	Margett	Scott
Baca	Firestone	Martinez	Shelley
Baldwin	Frusetta	Mazzoni	Strom-Martin
Battin	Gallegos	McClintock	Sweeney
Baugh	Goldsmith	Migden	Thompson
Bordonaro	Granlund	Miller	Thomson
Bowen	Havice	Morrissey	Torlakson
Bowler	Hertzberg	Morrow	Vincent
Brewer	Honda	Murray	Washington
Brown	House	Napolitano	Wayne
Bustamante	Kaloogian	Olberg	Wildman
Campbell	Keeley	Oller	Woods
Cardenas	Knox	Ortiz	Wright
Cardoza	Kuehl	Pacheco	Mr. Speaker

NOES—None

**CALL OF THE ASSEMBLY DISPENSED WITH ON
CONFERENCE COMMITTEE REPORT ON
ASSEMBLY BILL NO. 1656**

At 5:24 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.

The urgency clause to Assembly Bill No. 1656 adopted by the following vote:

AYES—66

Ackerman	Ducheny	Leach	Pringle
Aguiar	Escutia	Lempert	Richter
Alquist	Figueroa	Leonard	Runner
Aroner	Firestone	Machado	Scott
Ashburn	Floyd	Martinez	Shelley
Baca	Frusetta	Mazzoni	Strom-Martin
Battin	Gallegos	Migden	Sweeney
Bowen	Goldsmith	Miller	Thomson
Bowler	Granlund	Morrissey	Torlakson
Brewer	Havice	Murray	Vincent
Brown	Hertzberg	Napolitano	Washington
Bustamante	Honda	Ortiz	Wayne
Cardenas	House	Pacheco	Wildman
Cardoza	Keeley	Papan	Wright
Cedillo	Knox	Perata	Mr. Speaker
Cunneen	Kuehl	Poochigian	
Davis	Kuykendall	Prenter	

NOES—13

Alby	Campbell	Morrow	Woods
Baldwin	Kaloogian	Olberg	
Baugh	Margett	Oller	
Bordonaro	McClintock	Thompson	

Conference Committee Report adopted by the following vote:

AYES—66

Ackerman	Ducheny	Leach	Pringle
Aguiar	Escutia	Lempert	Richter
Alquist	Figueroa	Leonard	Runner
Aroner	Firestone	Machado	Scott
Ashburn	Floyd	Martinez	Shelley
Baca	Frusetta	Mazzoni	Strom-Martin
Battin	Gallegos	Migden	Sweeney
Bowen	Goldsmith	Miller	Thomson
Bowler	Granlund	Morrissey	Torlakson
Brewer	Havice	Murray	Vincent
Brown	Hertzberg	Napolitano	Washington
Bustamante	Honda	Ortiz	Wayne
Cardenas	House	Pacheco	Wildman
Cardoza	Keeley	Papan	Wright
Cedillo	Knox	Perata	Mr. Speaker
Cunneen	Kuehl	Poochigian	
Davis	Kuykendall	Prenter	

NOES—13

Alby	Campbell	Morrow	Woods
Baldwin	Kaloogian	Olberg	
Baugh	Margett	Oller	
Bordonaro	McClintock	Thompson	

Assembly Bill No. 1656 ordered printed, and enrolled immediately.

Communications

The following communication was presented by the Chief Clerk, and ordered printed in the Journal.

Explanation of Vote—Assembly Bill No. 1656

I have opposed this Budget because it increases general fund spending by \$5.2 billion—the largest spending hike ever enacted by a state. It increases the size of government six percent above inflation and population growth combined. It contains no reserve, condemning taxpayers to new taxes the moment the economy declines.

TOM McCLINTOCK, Assembly Member
Thirty-eighth District

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 2779

At 5:25 p.m., on motion of Assembly Member Aroner, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Granlund moved to continue the call of the Assembly.

Motion carried. Time, 5:25 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1590

At 5:27 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.

The urgency clause to Assembly Bill No. 1590 adopted by the following vote:

AYES—72

Ackerman	Cunneen	Kuykendall	Perata
Aguiar	Davis	Leach	Poochigian
Alquist	Ducheny	Lempert	Prenter
Aroner	Escutia	Leonard	Runner
Ashburn	Figueroa	Machado	Scott
Baca	Firestone	Margett	Shelley
Baldwin	Frusetta	Martinez	Strom-Martin
Battin	Gallegos	Mazzoni	Sweeney
Baugh	Goldsmith	Migden	Thompson
Bordonaro	Granlund	Miller	Thomson
Bowen	Havice	Morrissey	Torlakson
Bowler	Hertzberg	Murray	Vincent
Brown	Honda	Napolitano	Washington
Bustamante	House	Olberg	Wayne
Campbell	Kaloogian	Oller	Wildman
Cardenas	Keeley	Ortiz	Woods
Cardoza	Knox	Pacheco	Wright
Cedillo	Kuehl	Papan	Mr. Speaker

NOES—1

Morrow

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—72

Ackerman	Cunneen	Kuykendall	Perata
Aguiar	Davis	Leach	Poochigian
Alquist	Ducheny	Lempert	Prenter
Aroner	Escutia	Leonard	Runner
Ashburn	Figueroa	Machado	Scott
Baca	Firestone	Margett	Shelley
Baldwin	Frusetta	Martinez	Strom-Martin
Battin	Gallegos	Mazzoni	Sweeney
Baugh	Goldsmith	Migden	Thompson
Bordonaro	Granlund	Miller	Thomson
Bowen	Havice	Morrissey	Torlakson
Bowler	Hertzberg	Murray	Vincent
Brown	Honda	Napolitano	Washington
Bustamante	House	Olberg	Wayne
Campbell	Kalooogian	Oller	Wildman
Cardenas	Keeley	Ortiz	Woods
Cardoza	Knox	Pacheco	Wright
Cedillo	Kuehl	Papan	Mr. Speaker

NOES—1

Morrow

Above bill ordered enrolled.

**BILLS REMOVED FROM CONSENT CALENDAR
AND PLACED UPON THE INACTIVE FILE**

The following bill was removed from the Consent Calendar, pursuant to Joint Rule 22.2 and placed upon the inactive file pursuant to Assembly Rule 78:

Senate Bill No. 559, on request of Assembly Member Miller.

PARLIAMENTARY INQUIRY

Assembly Member Kalooogian arose to the following parliamentary inquiry:

What is the vote threshold for passage of Senate Bill No. 1577?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that the Legislative Counsel keyed the bill requiring a majority vote for passage.

MOTION BY ASSEMBLY MEMBER BALDWIN

Assembly Member Baldwin moved that Budget Subcommittee No. 2 hold immediate oversight hearings.

Motion Ruled Out of Order

Speaker pro Tempore Kuehl ruled the motion out of order, as Assembly Member Baldwin spoke prior to making the motion.

Motion by Assembly Member Battin

Assembly Member Battin moved that Budget Subcommittee No. 2 hold oversight hearings to investigate the State Superintendent of Public Instruction's Office and the State Controller's Office regarding the apparent inappropriate allocation of money in the Adult Education and National Literacy Programs, the apparent cover-up of the inappropriate allocation of money, and the illegal discipline of whistle-blowers.

Assembly Member Thompson seconded the motion.

Parliamentary Inquiry

Assembly Member Bowen arose to the following parliamentary inquiry:

Is it not inappropriate that committees be required to hold hearings by motion on the Floor, and is it not the responsibility of the Chair of the appropriate committee to determine when to hold hearings?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that it is the responsibility of the Chair of a committee to determine when to hold hearings; however, the motion is properly before the Body as the Rules are silent on the matter.

Motion by Assembly Member Shelley

Assembly Member Shelley moved that the motion by Assembly Member Battin be referred to the Committee on Rules.

Assembly Member Martinez seconded the motion.

Point of Order

Assembly Member Shelley arose to the following point of order:

Assembly Member Goldsmith is not limiting debate to the merits of the motion to refer the Battin motion to committee.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order well-taken.

At 5:48 p.m., Speaker Antonio R. Villaraigosa, 45th District, presiding

Demand for Previous Question

Assembly Members Baca, Keeley, Wayne, Alquist, and Wright demanded the previous question. Demand sustained.

Parliamentary Inquiry

Assembly Member Bowen arose to the following parliamentary inquiry:

Is it appropriate that a Member be recognized to speak a second time in debate?

Reply by Speaker Villaraigosa

The Speaker replied in the negative.

Point of Personal Privilege

Assembly Member Battin arose to a point of personal privilege.

Ruling by Speaker Villaraigosa

The Speaker ruled the point of personal privilege not well-taken.

The question being on the Shelley motion to refer the Battin motion to the Committee on Rules.

Shelley motion carried by the following vote:

AYES—39

Alquist	Ducheny	Lempert	Strom-Martin
Aroner	Escutia	Machado	Thomson
Baca	Figueroa	Martinez	Torlakson
Bowen	Gallegos	Mazzoni	Vincent
Brown	Havice	Migden	Washington
Bustamante	Hertzberg	Murray	Wayne
Cardenas	Honda	Napolitano	Wildman
Cardoza	Keeley	Ortiz	Wright
Cedillo	Knox	Papan	Mr. Speaker
Davis	Kuehl	Shelley	

NOES—34

Ackerman	Brewer	Kuykendall	Pacheco
Aguiar	Campbell	Leach	Poochigian
Alby	Cunneen	Leonard	Prenter
Ashburn	Firestone	Margett	Pringle
Baldwin	Frusetta	Miller	Runner
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Morrow	Woods
Bordonaro	House	Olberg	
Bowler	Kaloogian	Oller	

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 Omar Ferrer Guzman and his wife Veronica Ortiz Guzman, of Carlsbad.

REQUEST FOR PHOTOGRAPHER

Assembly Member Campbell was granted unanimous consent that he be permitted to have a camera on the Floor of the Assembly.

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 Donna Cartwright, of Redding.

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. 1649, on request of Assembly Member Thomson.

ADJOURN IN MEMORY

Assembly Member Cedillo was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Salvador Hernandez Lira, of Los Angeles.

ACTION RESCINDED ON ASSEMBLY BILL NO. 1331

Upon request of Assembly Member Shelley, Assembly Member Alquist was granted unanimous consent to rescind the action whereby the Assembly, earlier this day (Assembly Journal, page 8278), concurred in Senate amendments to Assembly Bill No. 1331, and whereby the bill was ordered enrolled, and that the bill be returned to the Senate for further action.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Upon request of Assembly Member Shelley, Speaker Villaraigosa was granted unanimous consent that the following communication and Legislative Counsel Opinion be printed in the Journal:

August 11, 1998

*Mr. Dotson Wilson, Chief Clerk
State Assembly
Third Floor, State Capitol
Sacramento, California*

Dear Mr. Wilson: The Assembly today passed over 40 bills relating to the 1998 budget agreement. In the rush to move implementing bills to the Assembly Floor, some drafting errors were made in assigning co-authors to Assembly Bills 1756, 2594, and 2798.

Assembly Member Pringle was inadvertently added to AB 1756. He did not intend to be a co-author of the measure. Assembly Member Richter, however, should be included in the list of co-authors.

In addition, the following members should be added to the list of co-authors of AB 2594: Assembly Members Brewer, Cunneen, Margett, Morrissey, and Pringle.

Finally, Assembly Member Wildman is a co-author of AB 2798.

I respectfully request that this letter be published in the *Assembly Journal*.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

August 11, 1998

*Mr. Dotson Wilson, Chief Clerk
State Assembly
Third Floor, State Capitol
Sacramento, California*

Dear Mr. Wilson: The Assembly today passed Assembly Bill 2798 as part of the 1998 budget agreement. The bill contains a provision authorizing a tax change for the 1995 tax year. Specifically, it would retroactively reduce taxes on employee stock ownership plans (ESOPs). During the negotiations, we asked for a legislative counsel opinion about the constitutionality of this provision.

We received the opinion yesterday. Counsel concluded that the provision would be valid if the amendments serve a statewide purpose. I request that this letter and the attached opinion be published in the *Assembly Journal*.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

Sacramento, California
August 10, 1998

The Honorable Antonio Villaraigosa
219 State Capitol

*Taxation: Retroactivity: Employee Stock
Ownership Plans—#17732*

Dear Mr. Villaraigosa: You have asked whether an amendment to subdivision (a) of Section 18042 of, and subdivision (a) of Section 24611 of, the Revenue and Taxation Code, that would apply those provisions to taxable and income years beginning on or after January 1, 1995, and therefore result in the eligibility of certain taxpayers for a refund of taxes for those taxable and income years, would be valid if enacted.

Subdivision (a) of Section 18042 of the Revenue and Taxation Code ¹ reads as follows:

“(a) Section 1042 of the Internal Revenue Code, relating to sales of stock to employee stock ownership plans or certain cooperatives, applies to taxable years beginning on or after January 1, 1996.”

Section 18042 conforms the Personal Income Tax Law (Pt. 10 (commencing with Sec. 17001), Div. 2) to federal tax law by providing that Section 1042 of the Internal Revenue Code, relating to sales of stock to employee stock ownership plans or certain cooperatives, applies to taxable years beginning on or after January 1, 1996. The effect of Section 18042 is to provide that, for taxable years beginning on or after January 1, 1996, certain shareholders, under certain circumstances, may roll over, without recognizing gain, proceeds from the sale of their securities to an employee stock ownership plan. ²

Former Section 18042 (Ch. 1504, Stats. 1988) provided that conformity until January 1, 1995. In 1996, Section 18042 was amended to provide that conformity to taxable years beginning on or after 1996 (Ch. 954, Stats. 1996). However, there was no conformity to Section 1042 of the Internal Revenue Code for the taxable year beginning in the 1995 calendar year.

Subdivision (a) of Section 24611 reads as follows:

“(a) Section 404(k) of the Internal Revenue Code, relating to dividends paid deduction, shall apply to income years beginning on or after January 1, 1996.”

Section 24611 conforms the Bank and Corporation Tax Law (Pt. 11 (commencing with Sec. 23001), Div. 2) to Section 404(k) of the Internal Revenue Code, relating to dividends paid deduction, for income years beginning on or after January 1, 1996. This conformity allows a deduction for dividends paid by a corporation on certain employer securities held by an employee stock ownership plan.

¹ All further section references are to the Revenue and Taxation Code, unless otherwise indicated.

² Prior to 1998, the Bank and Corporation Tax Law (Pt. 11 (commencing with Sec. 23001), Div. 2) did not conform to Section 1042 of the Internal Revenue Code. In 1997, Section 24954 was added to provide that conformity to the federal tax law for income years beginning on or after January 1, 1996 (Chs. 604 and 611, Stats. 1997).

Former Section 24611 (Ch. 698, Stats. 1992) also provided that conformity until January 1, 1995. In 1996, Section 24611 was amended to provide that conformity to taxable years beginning on or after January 1, 1996 (Ch. 954, Stats. 1996). However, there was no conformity to Section 404(k) of the Internal Revenue Code for any income year beginning in the 1995 calendar year.

The proposed legislation, which would permit the sale of certain securities without recognizing gain and allow a deduction for certain dividends paid, would operate retroactively to reduce tax revenues with respect to those taxpayers who file an application for refund based upon the proposed legislation.

In this regard, Section 6 of Article XVI of the California Constitution, provides, in part, as follows:

“SEC. 6. The Legislature shall have no power to . . . make any gift or authorize the making of any gift, of any public money or thing of value to any individual, municipal or other corporation whatever”

Generally, pursuant to that provision, the Legislature cannot by a subsequent act surrender, impair, or limit the right of the state to taxes once they have become fixed; for that act, in the absence of a public purpose, is a gift of public moneys and prohibited by the California Constitution (see *Board of Supervisors v. Lonergan* (1980) 27 Cal.3d 855, 865 (fn. 10), cert. den., 67 L.Ed. 2d 344; *Estate of Skinker* (1956) 47 Cal.2d 290, 296). In *California Computer Products, Inc. v. County of Orange* (1980) 107 Cal.App.3d 731 (hereafter *California Computer Products*), in rejecting a taxpayer’s contention that a business inventory exemption expanded by the Legislature after the lien date applied to the taxpayer’s escape assessment, the court held, at page 739, as follows:

“. . . The interpretation advocated by plaintiff would authorize a gift of public funds in violation of article XVI, section 6 of the California Constitution. Where the taxing agency’s right to a tax becomes vested, any subsequent legislation reducing the tax by enlarging an exemption, reducing the tax rate, or in any other manner impairing or limiting the right theretofore fixed would constitute a gift of public funds in violation of the state Constitution. (*Texas Co. v. County of Los Angeles, supra*, 52 Cal.2d 55, 66; *Estate of Skinker, supra*, 47 Cal.2d 290, 296; *Estate of Cooke*, 57 Cal.App.3d 595, 603.)”

As a general matter, the right of the state to tax revenues vests when the taxes become due and payable (see *Allen v. Franchise Tax Board* (1952) 39 Cal.2d 109, 114). The taxes imposed under the Personal Income Tax Law and the Bank and Corporate Tax Law must be paid at the time and place fixed for filing the return without regard to any extension of time for filing the return (Sec. 19001). With respect to personal income taxes, returns made on the basis of the calendar year are due on the 15th day of April following the close of the calendar year; returns made on the basis of a fiscal year are due on the 15th day of the fourth month following the close of the fiscal year (Sec. 18566). With respect to bank and corporation franchise and income taxes, returns are generally due within two months and 15 days after the close of the

income year (Sec. 18601). Consequently, as to those taxes, returns made on the basis of the calendar year are due on the 15th day of March following the close of the calendar year (Ibid.).

Thus, a statute that would operate retroactively to reduce tax revenues to which the state already has a vested right would constitute an unconstitutional gift of public funds, unless that relief serves a statewide public purpose. In this regard, you have stated that the proposed legislation would contain the following finding and declaration:

“The Legislature finds and declares that employee stock ownership plans (ESOP) broaden ownership of California businesses and that allowing taxpayers that offered ESOP benefits to claim tax relief for the 1995 taxable or income year aids both California workers and businesses.”

The constitutional probation against gifts of public funds does not bar the payment of state funds to private institutions or persons for a public purpose that is of statewide interest and concern, even if the private institution or person derives some benefit from the payment (*California Emp. etc. Com. v. Payne* (1947) 31 Cal.2d 210, 216).

The court in *California Computer Products*, supra, indicated that the furtherance of a public purpose and the declaration of a public purpose to be served by the Legislature may provide “a sufficient consideration for a tax remission” (Id., at pp. 739–740; see also *Community Television of So. Cal. v. County of Los Angeles* (1975) 44 Cal.App.3d 990, 997–998).

The determination of what constitutes a statewide public purpose is primarily a matter for legislative discretion (*Allied Architects’ Assn. v. Payne* (1923) 192 Cal. 431, 435; *Veterans’ Welfare Board v. Riley* (1922) 188 Cal. 607) that will not be disturbed by the courts as long as it has a reasonable basis (*Nebbia v. New York* (1934) 78 L.Ed. 940, 957; *County of Alameda v. Carleson* (1971) 5 Cal.3d 730, 746, app. dism., 32 L.Ed. 2d 112). The concept of public purpose has been liberally construed by the courts, and the Legislature’s determination will be upheld unless it is totally arbitrary (*Mannheim v. Superior Court* (1970) 3 Cal.3d 678, 691). Consequently, any findings and declarations made by the Legislature in an act as to the public necessity for, and public purpose to be served by, a proposed program, while not binding, will be given great weight by the courts (*The Housing Authority v. Dockweiler* (1939) 14 Cal.2d 437, 449–450; *County of San Diego v. Hammond* (1936) 6 Cal.2d 709, 726).

With regard to a tax refund as a gift of public funds, the court in *Atlantic Richfield Co. v. County of Los Angeles* (1982) 129 Cal.App.3d 287 (hereafter *Atlantic Richfield*), in explaining the effect of this constitutional prohibition on a refund of property taxes by a retrospective application of certain statutes, stated as follows:

“[A]s a general proposition the Legislature cannot by a subsequent act increase or decrease the rate, remit the tax or in any way surrender, impair or limit rights that have become fixed and vested. . . . To this general rule, however, there is a well recognized exception. It has been consistently held that expenditures of public funds or property which involve a

benefit to private persons are not gifts within the meaning of the constitutional prohibition if those funds are expended for a public purpose. . . . ‘[W]here the question arises as to whether or not a proposed application of public funds is to be deemed a gift within the meaning of that term as used in the constitution, *the primary and fundamental subject of inquiry is as to whether the money is to be used for a public or a private purpose. If it is for a public purpose within the jurisdiction of the appropriating board or body, it is not, generally speaking, to be regarded as a gift.*’ (Italics added. Accord: *Doctors General Hospital v. County of Santa Clara*, supra, 188 Cal.App.2d at p. 286.) It is likewise settled that if a public purpose is served by the expenditure of public funds, the constitutional prohibition is not violated even though there may be incidental benefits to private persons *Even more importantly, under an unbroken line of cases the determination of what constitutes a public purpose is primarily a matter for the Legislature, and its discretion will not be disturbed by the courts so long as that determination has a reasonable basis.*” (*Atlantic Richfield*, supra, 296–297; emphasis in original.)

In *Atlantic Richfield*, the court held that the retroactive application of a statute to provide a refund for a tax which had vested in the state had the public purpose of maximizing the recovery of oil and gas, because decreasing the amount of taxes to be paid by the taxpayers would increase their net revenues and encourage the operation of their wells (*Atlantic Richfield*, supra, 297–298). The court stated further that such public purposes as relieving “hardship” justified this refund. The court also noted other decisions that have upheld, as public purposes, permitting enforcement officers to spend their time on fresh, rather than stale, claims, or returning property to tax rolls (*Atlantic Richfield*, supra, 298).

Thus, the Legislature, consistent with Section 6 of Article XVI of the California Constitution, may enact legislation that grants retroactive relief from taxation, but only if that relief serves a statewide public purpose. Whether the proposed finding and declaration supports the retroactive relief from tax taxation is a question of fact. We have not been apprised of the specific facts and circumstances, including such matters as revenue impact, affected taxpayers, and the exact nature of the public benefit involved, in order to permit a definitive determination in this respect. However, if the legislative finding and declaration is deemed, pursuant to the deference to the Legislature granted by the courts in this respect, to be accurate with respect to the public benefit to California employers and employees provided by the proposed legislation, then the retroactive tax change would not violate Section 6 of Article XVI of the California Constitution.

Accordingly, we conclude that an amendment to subdivision (a) of Section 18042 of, and subdivision (a) of Section 24611 of, the Revenue and Taxation Code, that would apply those provisions to taxable years

beginning on or after January 1, 1995, and therefore result in the eligibility of certain taxpayers for a refund of taxes for those taxable and income years, would be valid if enacted if those amendments are deemed, as discussed above, to serve a statewide public purpose.

Very truly yours,

Bion M. Gregory
Legislative Counsel

By
Maria Hilakos Hanke
Deputy Legislative Counsel

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Upon request of Assembly Member Shelley, Assembly Member Runner was granted unanimous consent that the following communication be printed in the Journal:

August 11, 1998

Mr. E. Dotson Wilson

*Chief Clerk, California State Assembly
State Capitol Building, Room 3196
Sacramento, California*

Dear Dotson: I am writing in order that I might publicly indicate my sincerest appreciation for the hard work and dedication of all of the fiscal and support staff who made the 1998–99 Budget Act possible, including staff of the Department of Finance, the Legislative Analyst's Office, and the Assembly and Senate Budget Committees.

As the new Vice Chairman of the Assembly Budget Committee, I wanted to particularly express my appreciation to the Assembly Republican Fiscal Office without whom it would have been difficult to fully participate in discussions and decisions on the hundreds of issues at difference. My sincerest appreciation is given to Sharon Bishop, Richard Costigan, Catherine Kennard, Laura Kentera, Paul Navarro, BreAnda Northcutt, Sarah Olsen, and Tom Sheehy.

Sincerely,

GEORGE C. RUNNER, JR.
Vice Chair, Assembly Budget Committee

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Figueroa was granted unanimous consent that the following communication be printed in the Journal:

August 11, 1998

Dear Speaker Villaraigosa: It has just come to my attention that I was not added as a co-author to AB 2798 (Machado). I always intended to add my name to that bill. Language from my bill, AB 1356, was incorporated into AB 2798. Based on that fact, it is appropriate for me to co-author AB 2798. Please add me as a co-author to AB 2798.

Thank you very much for your assistance.

Sincerely,

LIZ FIGUEROA, Assembly Member
Twentieth District

SPECIAL COMMITTEE MEETINGS

Assembly Member Shelley was granted unanimous consent that the Committee on Consumer Protection, Governmental Efficiency and Economic Development be permitted to hold a special meeting on Wednesday, August 12, 1998, and that Joint Rule 62(a) be waived for the purpose of setting the following bills for hearing:

Senate Bills Nos. 1645 and 1742; that the Committee on Environmental Safety and Toxic Materials be permitted to hold a special meeting on Wednesday, August 12, 1998, and that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 1704 for hearing; and that the Committee on Judiciary be permitted to hold a special meeting on Wednesday, August 12, 1998, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Joint Resolution No. 26 and Senate Bills Nos. 779, 997, 1504, 1508, 1536, 1638, 1653, 1717, and 1730 for hearing.

ADJOURN IN MEMORY

Speaker Villaraigosa was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dana Badley, Sr., of Cameron Park.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Aroner announced that the Committee on Consumer Protection, Governmental Efficiency and Economic Development would meet on August 12, 1998, at 9 a.m., in Room 447.

Assembly Member Wayne announced that the Committee on Environmental Safety and Toxic Materials would meet on August 12, 1998, at 9 a.m., in Room 126.

Assembly Member Escutia announced that the Committee on Judiciary would meet on August 12, 1998, at 9 a.m., in Room 437.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Pringle.

Resolved, That Senate Bill No. 752 presents a case of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bill be read on three separate days in each house is hereby dispensed with, and it is ordered that the bill be placed upon its passage.

Resolution read, and adopted by the following vote:

AYES—78

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	Floyd	Mazzoni	Strom-Martin
Baldwin	Frusetta	Migden	Sweeney
Battin	Gallegos	Miller	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowen	Havice	Murray	Vincent
Bowler	Hertzberg	Napolitano	Washington
Brewer	Honda	Olberg	Wayne
Brown	House	Oller	Wildman
Bustamante	Kaloogian	Ortiz	Woods
Campbell	Keeley	Pacheco	Wright
Cardenas	Knox	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	
Cedillo	Kuykendall	Poochigian	

NOES—None

Article IV, Section 8(b) of the Constitution was declared dispensed with.

Further Consideration of Senate Bill No. 752 as Amended

Pursuant to a suspension of the Rules earlier this day, Assembly Member Pringle took up Senate Bill No. 752, as amended earlier this day, for purpose of consideration.

SENATE BILL NO. 752 (Maddy)—An act to amend Sections 26863, 68090.7, and 77212 of, to amend, repeal, and add Section 77201.1 of, to add Section 77201 to, and to add and repeal Section 77201.3 of, the Government Code, and to amend Section 100 of the Welfare and Institutions Code, relating to trial court funding, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Pringle.

Urgency Clause

Urgency clause read.

Point of Order

Assembly Member Granlund arose to the following point of order:

Assembly Member Martinez is not limiting debate to the merits of Senate Bill No. 752.

Ruling by Speaker Villaraigosa

The Speaker ruled the point of order well-taken.

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, 6:19 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Motion to Dispense with Call of the Assembly

Assembly Member Pringle moved that the Call of the Assembly be dispensed with as it relates to Senate Bill No. 752.

Assembly Member Olberg seconded the motion.

CAUCUS ANNOUNCEMENTS

At 6:22 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 6:22 p.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 6:48 p.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

MESSAGES FROM THE SENATE

Senate Chamber, August 11, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 12

Senate Bill No. 27

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

MOTION WITHDRAWN

Assembly Member Pringle, with the consent of the second to the motion, withdrew his motion to dispense with the Call of the Assembly as it relates to Senate Bill No. 752.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 2779**

At 6:49 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.

Urgency clause to Assembly Bill No. 2779 adopted by the following vote:

AYES—58

Aguiar	Davis	Leach	Scott
Alby	Ducheny	Lempert	Shelley
Alquist	Escutia	Leonard	Strom-Martin
Aroner	Figueroa	Machado	Sweeney
Ashburn	Firestone	Martinez	Thompson
Baca	Floyd	Mazzoni	Thomson
Bordonaro	Frusetta	Migden	Torlakson
Bowler	Gallegos	Morrissey	Vincent
Brown	Havice	Murray	Washington
Bustamante	Hertzberg	Napolitano	Wayne
Campbell	Honda	Ortiz	Wildman
Cardenas	Keeley	Papan	Wright
Cardoza	Knox	Perata	Mr. Speaker
Cedillo	Kuehl	Prenter	
Cunneen	Kuykendall	Runner	

NOES—21

Ackerman	Goldsmith	Miller	Pringle
Baldwin	Granlund	Morrow	Richter
Battin	House	Olberg	Woods
Baugh	Kaloogian	Oller	
Bowen	Margett	Pacheco	
Brewer	McClintock	Poohigian	

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—58

Aguiar	Davis	Leach	Scott
Alby	Ducheny	Lempert	Shelley
Alquist	Escutia	Leonard	Strom-Martin
Aroner	Figueroa	Machado	Sweeney
Ashburn	Firestone	Martinez	Thompson
Baca	Floyd	Mazzoni	Thomson
Bordonaro	Frusetta	Migden	Torlakson
Bowler	Gallegos	Morrissey	Vincent
Brown	Havice	Murray	Washington
Bustamante	Hertzberg	Napolitano	Wayne
Campbell	Honda	Ortiz	Wildman
Cardenas	Keeley	Papan	Wright
Cardoza	Knox	Perata	Mr. Speaker
Cedillo	Kuehl	Prenter	
Cunneen	Kuykendall	Runner	

NOES—21

Ackerman	Goldsmith	Miller	Pringle
Baldwin	Granlund	Morrow	Richter
Battin	House	Olberg	Woods
Baugh	Kaloogian	Oller	
Bowen	Margett	Pacheco	
Brewer	McClintock	Poochigian	

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause and concurrence in Senate amendments to Assembly Bill No. 2779: Assembly Member Aguiar, from “No” to “Aye”.

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO SENATE BILL NO. 752**

At 6:49 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 urgency clause to Senate Bill No. 752 adopted by the following vote:

AYES—76

Ackerman	Cedillo	Leach	Perata
Aguilar	Conneen	Lempert	Poochigian
Alby	Davis	Leonard	Preter
Alquist	Ducheny	Machado	Pringle
Aroner	Figueron	Margett	Runner
Ashburn	Firestone	Martinez	Scott
Baca	Frusetta	Mazzoni	Shelley
Baldwin	Gallegos	McClintock	Strom-Martin
Battin	Goldsmith	Migden	Sweeney
Baugh	Granlund	Miller	Thompson
Bordonaro	Havice	Morrissey	Thomson
Bowen	Hertzberg	Morrow	Torlakson
Bowler	Honda	Murray	Vincent
Brewer	House	Napolitano	Washington
Brown	Kaloogian	Olberg	Wayne
Bustamante	Keeley	Oller	Wildman
Campbell	Knox	Ortiz	Woods
Cardenas	Kucht	Pacheco	Wright
Cardoza	Kuykendall	Papan	Mr. Speaker

NOES—1

Escutia

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—76

Ackerman	Cedillo	Leach	Perata
Aguilar	Conneen	Lempert	Poochigian
Alby	Davis	Leonard	Preter
Alquist	Ducheny	Machado	Pringle
Aroner	Figueron	Margett	Runner
Ashburn	Firestone	Martinez	Scott
Baca	Frusetta	Mazzoni	Shelley
Baldwin	Gallegos	McClintock	Strom-Martin
Battin	Goldsmith	Migden	Sweeney
Baugh	Granlund	Miller	Thompson
Bordonaro	Havice	Morrissey	Thomson
Bowen	Hertzberg	Morrow	Torlakson
Bowler	Honda	Murray	Vincent
Brewer	House	Napolitano	Washington
Brown	Kaloogian	Olberg	Wayne
Bustamante	Keeley	Oller	Wildman
Campbell	Knox	Ortiz	Woods
Cardenas	Kucht	Pacheco	Wright
Cardoza	Kuykendall	Papan	Mr. Speaker

NOES—1

Escutia

Bill ordered transmitted to the Senate.

(NOTE: On August 25, 1998, the action was rescinded whereby the urgency clause was adopted and Senate Bill No. 752 was ordered transmitted to the Senate. See page 8933.)

**FURTHER CONSIDERATION OF SENATE BILL NO. 1756
BY UNANIMOUS CONSENT**

SENATE BILL NO. 1756 (Lockyer)—An act to amend and repeal Section 8481 of, and to add Article 22.5 (commencing with Section 8482) to Chapter 2 of Part 6 of the Education Code, relating to after school programs, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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.

**Further Consideration of Senate Bill No. 1756, as Amended,
by Unanimous Consent**

Assembly Member Torlakson was granted unanimous consent to take up Senate Bill No. 1756, as amended, without reference to file.

SENATE BILL NO. 1756 (Lockyer)—An act to amend Section 8482.5 of, to amend and repeal Section 8481 of, and to add Article 22.5 (commencing with Section 8482) to Chapter 2 of Part 6 of the Education Code, relating to after school programs, making an appropriation therefor, 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—59

Aguiar	Cunneen	Kuehl	Prenter
Alquist	Davis	Kuykendall	Runner
Aroner	Ducheny	Leach	Scott
Ashburn	Figuroa	Lempert	Shelley
Baca	Firestone	Leonard	Strom-Martin
Bordonaro	Frusetta	Machado	Sweeney
Bowen	Gallegos	Mazzoni	Thomson
Bowler	Goldsmith	Migden	Torlakson
Brewer	Granlund	Miller	Vincent
Brown	Havice	Morrissey	Washington
Bustamante	Hertzberg	Murray	Wayne
Campbell	Honda	Napolitano	Wildman
Cardenas	Kaloogian	Ortiz	Wright
Cardoza	Keeley	Pacheco	Mr. Speaker
Cedillo	Knox	Papan	

NOES—14

Ackerman	House	Olberg	Thompson
Alby	Margett	Oller	Woods
Battin	Martinez	Poochigian	
Baugh	Morrow	Pringle	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—59

Aguiar	Cunneen	Kuehl	Prenter
Alquist	Davis	Kuykendall	Runner
Aroner	Ducheny	Leach	Scott
Ashburn	Figueroa	Lempert	Shelley
Baca	Firestone	Leonard	Strom-Martin
Bordonaro	Frusetta	Machado	Sweeney
Bowen	Gallegos	Mazzoni	Thomson
Bowler	Goldsmith	Migden	Torlakson
Brewer	Granlund	Miller	Vincent
Brown	Havice	Morrissey	Washington
Bustamante	Hertzberg	Murray	Wayne
Campbell	Honda	Napolitano	Wildman
Cardenas	Kaloogian	Ortiz	Wright
Cardoza	Keeley	Pacheco	Mr. Speaker
Cedillo	Knox	Papan	

NOES—14

Ackerman	House	Olberg	Thompson
Alby	Margett	Oller	Woods
Battin	Martinez	Poochigian	
Baugh	Morrow	Pringle	

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause to Senate Bill No. 1756, and on passage of the bill: Assembly Member Oller, from “Aye” to “No”.

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 23, Senate Constitutional Amendment No. 13 and Senate Bill No. 1427 were continued until the next legislative day.

BILLS RETURNED TO THIRD READING FILE

Pursuant to Assembly Rule 78, the following bills were withdrawn from the inactive file, and placed upon the third reading file.

Senate Bills Nos. 2203 and 2078, on request of Assembly Member Keeley;

Senate Bill No. 277, on request of Assembly Member Gallegos.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1735 FROM COMMITTEE CONTINUED

Unanimous consent was granted that the notice of motion to withdraw Assembly Bill No. 1735 from the Committee on Public Safety be continued the next legislative day.

SENATE BILL NO. 1574 SET FOR SPECIAL ORDER

Speaker pro Tempore Kuehl was granted unanimous consent that Senate Bill No. 1574 be made a special order of business for Thursday, August 13, 1998, at 8:30 a.m.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 858, Concurrence: Battin, Bowen, Brown, Cardenas, Cedillo, Gallegos, Goldsmith, Granlund, Havice, Margett, Martinez, Miller, Murray, and Perata—Aye; Alby, Baldwin, Baugh, Bordonaro, Brewer, Campbell, Kaloogian, Olberg, and Oller—No.

Assembly Bill No. 862, Urgency and Concurrence: Alby, Baldwin, Baugh, Bowen, Campbell, Cardenas, Gallegos, Granlund, Havice, Machado, and Murray—Aye.

Assembly Bill No. 1331, Concurrence: Baugh, Bustamante, Cardenas, Havice, Kaloogian, Murray, Olberg, Oller, and Papan—Aye.

Assembly Bill No. 2261, Urgency and Concurrence: Baugh, Bustamante, Cardenas, Havice, Honda, Kaloogian, Murray, Oller, and Papan—Aye.

Assembly Bill No. 2442, Concurrence: Baugh, Bustamante, Granlund, Ortiz, Papan, and Woods—Aye.

Assembly Bill No. 2594, Concurrence: Bustamante, Cardenas, Frusetta, Goldsmith, Granlund, Honda, Murray, Ortiz, and Papan—Aye; Baugh and Kaloogian—No.

Assembly Bill No. 2778, Concurrence: Papan—Aye; Baugh and Granlund—No.

Assembly Bill No. 1368, Urgency and Concurrence: Aroner, Granlund, Keeley, Ortiz, and Papan—Aye.

Assembly Bill No. 2041, Concurrence: Granlund and Papan—Aye.

Assembly Bill No. 2781, Concurrence: Papan—Aye; Baugh, Olberg, and Poochigian—No.

Assembly Bill No. 2784, Urgency and Concurrence: Cunneen, Gallegos, Olberg, and Papan—Aye; Baugh—No.

Senate Bill No. 12 and Urgency: Baugh, Bustamante, Machado, Morrow, and Papan—Aye.

Senate Bill No. 27: Baugh, Bowen, Goldsmith, Morrow, and Papan—Aye.

Senate Bill No. 34, Shelley Motion to Table Miller Amendments—Set 1: Scott—No.

Senate Bill No. 34: Baugh, Goldsmith, Kaloogian, Miller, Morrow, and Oller—No.

Senate Bill No. 295 and Urgency: Baugh, Gallegos, Hertzberg, Kaloogian, Miller, Morrow, Oller, Scott, and Wildman—Aye.

Senate Bill No. 1193 and Urgency: Honda and Murray—Aye.

Senate Bill No. 1564 and Urgency: Campbell, Goldsmith, Kaloogian, and Miller—Aye.

Senate Bill No. 1565 and Urgency: Battin, Goldsmith, and Leach—Aye.

Senate Bill No. 1602: Ashburn, Battin, Bowen, Murray, Olberg, Poochigian, and Torlakson—Aye.

Senate Bill No. 1602, Thompson Motion to Transmit Immediately: Ashburn, Battin, Bowen, Bustamante, Cardenas, Davis, Margett, Miller, and Olberg—Aye.

Senate Bill No. 1584 and Urgency: Ashburn, Brown, Davis, and Havice—Aye.

Senate Bill No. 1603: Baugh, Campbell, Figueroa, Machado, and Perata—Aye.

Senate Bill No. 1628 and Urgency: Honda and Murray—Aye.

Senate Bill No. 1657 and Urgency: Baugh and Olberg—Aye.

Senate Bill No. 2064 and Urgency: Baugh, Bowen, and Cedillo—Aye.

Senate Bill No. 1756, Concurrence: Aroner, Ashburn, Miller, and Poochigian—Aye; Baugh—No.

Senate Bill No. 1587: Baugh, Cedillo, and Morrow—Aye.

Senate Bill No. 1589, Shelley Motion to Table Frusetta Amendments: Morrow—No.

Senate Bill No. 2284, Urgency and Concurrence: Bustamante—Aye.

Assembly Bill No. 2780, Urgency and Concurrence: Ashburn—Aye; Baugh—No.

Senate Bill No. 933, Goldsmith Motion to Re-refer: Bowen—No.

Senate Bill No. 933, Shelley Motion to Table Goldsmith Amendments—Set 2: Cunneen—No.

Senate Bill No. 933, Shelley Motion to Table Goldsmith Amendments—Set 3: Cardoza—No.

Senate Bill No. 933 and Urgency: Aguiar—Aye.

Senate Bill No. 1573: Washington—Aye.

Senate Bill No. 1577: Cardoza—Aye.

Assembly Bill No. 1428, Urgency and Concurrence: Bordonaro—Aye; Ashburn and Baugh—No.

Senate Bill No. 1605: Martinez—Aye; Bordonaro, Morrow, Prenter, and Pringle—No.

Senate Bill No. 752, Pringle Motion to Suspend Rules: Brown, Olberg, and Oller—Aye.

Assembly Bill No. 2793: Goldsmith—Aye; Granlund and Olberg—No.

Senate Bill No. 1575 and Urgency: Olberg—No.

Assembly Bill No. 2797, Concurrence: Campbell—Aye.

Special Consent Calendar: Olberg—Aye.

Assembly Bill No. 1656, Urgency and Conference Report: House—Aye.

Assembly Bill No. 1590, Urgency and Concurrence: Campbell, Granlund, and Morrissey—Aye.

MOTION TO ADJOURN

At 6:57 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 Villaraigosa arose to speak on the condition of the file.

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 7:01 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:

Revenue and Taxation, on Thursday, August 13, 1998, off the Floor.

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 11, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 1771

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 1771—An act to add Chapter 10.5 (commencing with Section 2850) to Division 3 of the Fish and Game Code, relating to wildlife, and making 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

August 11, 1998

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 1011

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MACHADO, Chairman

SENATE BILL NO. 1011—An act to add Section 1011 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 Appropriations

August 11, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Senate Bill No. 1927

With author's amendments with the recommendation: Amend, and re-fer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 1927—An act to add Section 1054.8 to the Penal Code, relating to criminal procedure.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES
Committee on Natural Resources

Date of Hearing: August 10, 1998

Mr. Speaker: Your Committee on Natural Resources reports:
Senate Bill No. 1190
Senate Bill No. 2241

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 Transportation

Date of Hearing: August 3, 1998

Mr. Speaker: Your Committee on Transportation reports:
Senate Bill No. 1477

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.

ADJOURNMENT

At 7:05 p.m., pursuant to the motion by Assembly Member House, the Assembly adjourned until 7 a.m., Wednesday, August 12, 1998, out of respect to the memory of Donna Cartwright, on motion of Assembly Member Woods; out of respect to the memory of Omar Ferrer Guzman and Veronica Ortiz Guzman, on motion of Assembly Member Morrow; out of respect to the memory of Danny Sarmiento and Tom Shah, on motion of Assembly Member Napolitano; out of respect to the memory of Dana Badley, Sr., on motion of Speaker Villaraigosa; out of respect to the memory of Dick Donati, on motion of Assembly Member Shelley; and out of respect to the memory of Salvador Hernandez Lira, on motion of Assembly Member Cedillo.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON AUGUST 11, 1998

—————

The following measures were amended in the Assembly on this day:

ACR	RN
182	9818058
SB	RN
752	*
1011	9817349
1575	9818295
1624	9817813
1664	9817826
1756	9818373
1771	9818066
1847	9817309
1927	9818103
1991	9817830
2003	9817825
2098	9817848

Daily Total: 12

Cumulative Total: 7506

Amendments were considered by the Assembly, but not adopted, to the following measures:

SB

- 34 (Miller amendments—Set 1, RN 9818270, laid upon the table)
- 34 (Pacheco amendments—Set 2, RN 9818264, laid upon the table)
- 933 (Granlund amendments—Set 1, RN 9818266, laid upon the table)
- 933 (Goldsmith amendments—Set 2, *, laid upon the table)
- 933 (Goldsmith amendments—Set 3, *, laid upon the table)
- 1589 (Frusetta amendments*, laid upon the table)

(NOTE: * Refers to amendments received in non-Legislative Counsel form.)

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, August 12, 1998
TWO HUNDRED FIFTY-FOURTH SESSION DAY
SIX 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.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, August 12, 1998

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—73:

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Aroner	Floyd	Mazzoni	Shelley
Ashburn	Frusetta	McClintock	Strom-Martin
Baca	Gallegos	Migden	Thompson
Baldwin	Goldsmith	Miller	Thomson
Battin	Granlund	Morrissey	Torlakson
Baugh	Havice	Morrow	Vincent
Bordonaro	Hertzberg	Murray	Washington
Bowen	Honda	Napolitano	Wayne
Bowler	House	Olberg	Wildman
Brewer	Kaloogian	Oller	Woods
Bustamante	Keeley	Ortiz	Wright
Campbell	Knox	Pacheco	Mr. Speaker
Cardenas	Kuehl	Papan	
Cardoza	Kuykendall	Poochigian	
Cedillo	Leach	Prenter	

Quorum present.

At 12:15 p.m., Hon. Jan Goldsmith, 75th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Members Brown, Cunneen, and Lempert.

On personal business, and waiving per diem: Assembly Members Firestone and Sweeney.

Because of illness: Assembly Member Takasugi.

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:

August 10, 1998

*The Honorable Antonio Villaraigosa
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 Wednesday, August 12, 1998, for legislative business.

Should you have any questions concerning the above, please call my Chief of Staff, John Latimer, at extension 2007.

Sincerely,

VALERIE K. BROWN, Assembly Member
Seventh District

August 11, 1998

*The Honorable Antonio Villaraigosa
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 12, due to legislative business in my district.

Thank you for your consideration of this request.

Sincerely,

JIM CUNNEEN, Assembly Member
Twenty-fourth District

August 11, 1998

*The Honorable Antonio Villaraigosa
Speaker, California State Assembly
Room 219, State Capitol
Sacramento, California*

Dear Mr. Speaker: This letter is to inform you and our honorable body that I will be absent from Session on August 12th due to previously scheduled items in my district and district office. Please note that I will not be able to perform any of my anticipated committee duties for the day.

Thank you for your attention.

Sincerely,

TED LEMPert, Assembly Member
Twenty-first District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

August 12, 1998

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Lou Papan to the Transportation Committee in place of Assemblymember Ted Lempert for the hearing on Wednesday, August 12, 1998, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

August 12, 1998

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Tom Torlakson to the Appropriations Committee in place of Assemblymember Michael Sweeney for the hearing on Wednesday, August 12, 1998, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 12, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 182

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Local Government, on August 19, 1998, at 1:30 p.m., in Room 444.

REQUEST TO SUSPEND JOINT RULES

The following requests were received, and read:

Assembly Chamber, August 12, 1998

Mr. Speaker: I request permission to suspend Joint Rule (b)(14) as it relates to Senate Bill No. 281.

MICHAEL SWEENEY

Assembly Chamber, August 11, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(13) and (14) as it relates to Assembly Bills Nos. 2107 and 2311; Assembly Constitutional Amendment No. 39; Assembly Concurrent Resolutions Nos. 180 and 182; Senate Bills Nos. 79, 218, 491, 520, 956, 974, 977, 1099, 1190, 1338, 1477, 1540, 1541, 1623, 1624, 1658, 1704, 1742, 1754, 1771, 1825, 1835, 1857, 1955, 1999, 2198, 2238, 2239, 2241; Senate Concurrent Resolutions Nos. 44 and 99; Senate Bills Nos. 2, 12, 17, 27, 34, 116, 157, 180, 224, 234, 251, 270, 287, 309, 324, 369, 378, 409, 473, 479, 485, 487, 489, 537, 555, 557, 591, 598, 619, 645, 648, 664, 676, 694, 715, 822, 854, 923, 937, 978, 1032, 1038, 1064, 1193, 1194, 1222, 1358, 1370, 1373, 1393, 1397, 1398, 1401, 1403, 1406, 1408, 1412, 1415, 1433, 1434, 1446, 1449, 1451, 1453, 1461, 1462, 1467, 1468, 1481, 1485, 1492, 1496, 1497, 1500, 1504, 1520, 1522, 1525, 1528, 1530, 1546, 1610, 1611, 1628, 1629, 1635, 1638, 1642, 1647, 1653, 1656, 1657, 1665, 1666, 1668, 1681, 1689, 1690, 1694, 1697, 1700, 1701, 1712, 1715, 1717, 1731, 1733, 1737, 1740, 1756, 1762, 1763, 1768, 1770, 1787, 1799, 1809, 1818, 1827, 1829, 1832, 1839, 1856, 1868, 1878, 1879, 1896, 1897, 1900, 1901, 1909, 1912, 1913, 1923, 1927, 1933, 1934, 1941, 1946, 1947, 1950, 1973, 1997, 2014, 2022, 2026, 2030, 2031, 2042, 2045, 2049, 2055, 2064, 2070, 2080, 2083, 2092, 2108, 2115, 2116, 2126, 2132, 2138, 2143, 2155, 2168, 2177, 2180, 2188, 2190, 2196, 2199, 2200, 2208, 2224, 2234, and 2242.

MICHAEL SWEENEY

Above requests ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS

Committee on Governmental Organization

August 12, 1998

Mr. Speaker: The Chair of your Committee on Governmental Organization reports: Senate Bill No. 1696

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairwoman

SENATE BILL NO. 1696—An act to amend Sections 25658 and 25659 of, to add Section 25658.3 to, and to add and repeal Section 25658.2 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.

REPORTS OF STANDING COMMITTEES

Committee on Consumer Protection, Governmental Efficiency and Economic Development

August 4, 1998

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports the following bill pursuant to the provisions of Joint Rule 62(a):

Senate Bill No. 2102

DAVIS, Chairwoman

Above bill ordered filed with the Chief Clerk.

Committee on Public Safety

August 5, 1998

Mr. Speaker: Your Committee on Public Safety reports the following bills pursuant to the provisions of Joint Rule 62(a):

Senate Bill No. 441
Senate Bill No. 2131

PERATA, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Local Government

August 5, 1998

Mr. Speaker: Your Committee on Local Government reports the following bills pursuant to the provisions of Joint Rule 62(a):

Senate Bill No. 1678
Senate Bill No. 2062

SWEENEY, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Transportation

August 4, 1998

Mr. Speaker: Your Committee on Transportation reports the following bills pursuant to the provisions of Joint Rule 62(a):

Senate Bill No. 1886
Senate Bill No. 2207

MURRAY, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Insurance

Date of Hearing: August 5, 1998

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 956

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 Natural Resources

Date of Hearing: August 10, 1998

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 1615

With amendments with the recommendation: Amend, and do pass, as amended.

BOWEN, Chairwoman

Above bill ordered to second reading.

Committee on Environmental Safety and Toxic Materials

Date of Hearing: August 12, 1998

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 1704

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

WAYNE, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Health

Date of Hearing: August 4, 1998

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 1724

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 Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: August 12, 1998

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1645

With the recommendation: Do pass.

DAVIS, Chairwoman

Above bill ordered to second reading.

Date of Hearing: August 12, 1998

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1742

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

DAVIS, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Committee on Education

Date of Hearing: August 12, 1998

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 17

With the recommendation: That the Senate amendments be concurred in.

MAZZONI, Chairwoman

Above bill ordered to unfinished business.

**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. 1664, 1991, 2003, 2098, and 1847, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 1477—An act to add Sections 2126.5 and 2127.5 to, and to repeal Sections 2126 and 2127 of, the Streets and Highways Code, relating to streets, 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.

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as a Committee on Conference concerning Assembly Bill No. 1644:

Figueroa, Gallegos, and Baugh.

MESSAGES FROM THE SENATE

Senate Chamber, August 12, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1331

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, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1734

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, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 752

Senate Bill No. 933

Senate Bill No. 1110

Senate Bill No. 1193

Senate Bill No. 1410

Senate Bill No. 1448

Senate Bill No. 1564

Senate Bill No. 1565

Senate Bill No. 1573

Senate Bill No. 1575

Senate Bill No. 1577

Senate Bill No. 1584

Senate Bill No. 1587

Senate Bill No. 1589

Senate Bill No. 1602

Senate Bill No. 1603

Senate Bill No. 1605

Senate Bill No. 1628

Senate Bill No. 1657

Senate Bill No. 1756

Senate Bill No. 1959

Senate Bill No. 2064

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

CONFERENCE COMMITTEE REPORTS RECEIVED

Assembly Chamber, August 12, 1998

Mr. Speaker: The Committee on Conference has met concerning:

Senate Bill 406, as amended in Assembly on August 25, 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:

HERSCHEL ROSENTHAL

DIANE E. WATSON

MARTIN GALLEGOS

SUSAN DAVIS

Senate Committee on Conference

Assembly Committee on Conference

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 8:30 a.m., Thursday, August 13, 1998.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON AUGUST 12, 1998**

The following measures were amended in the Assembly on this day:

SB	RN
406	9818394 (Conf.)
1477	9817897
1696	9814689

Daily Total:	2
Cumulative Total:	7517

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, August 13, 1998

**TWO HUNDRED FIFTY-FIFTH SESSION DAY
SIX 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.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, August 13, 1998

The Assembly met at 8:35 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 Vincent moved a quorum call of the Assembly.

Motion carried. Time, 8:36 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—77:

Ackerman	Cunneen	Lempert	Prenter
Aguiar	Davis	Leonard	Pringle
Alby	Ducheny	Machado	Richter
Alquist	Escutia	Margett	Runner
Aroner	Figuroa	Martinez	Scott
Ashburn	Firestone	Mazzoni	Shelley
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Migden	Thompson
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
Bustamante	Keeley	Ortiz	Wright
Campbell	Knox	Pacheco	Mr. Speaker
Cardenas	Kuehl	Papan	
Cardoza	Kuykendall	Perata	
Cedillo	Leach	Poochigian	

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, You are worshipped and glorified at all times and at every hour, in Heaven and on Earth. You love the righteous and You have mercy on sinners. You call everyone to salvation through the promise of good things to come. Accept our prayer this morning, Lord, and guide our life toward Your commandments. Sanctify our souls, correct our thoughts, and purify our intentions, for You are blessed always and forever.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Leach 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 Wildman, seconded by Assembly Member Morrissey.

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 Floyd.

Because of illness: Assembly Members Sweeney and Takasugi.

COMMUNICATIONS

The following communications were presented by the Chief Clerk from:

Connie Lemus, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, transmitting copies of the **REVISED** Ballot Titles and Summaries and Ballot Labels of the following propositions for the November 3, 1998 General Election Ballot, pursuant to Sections 9050–9051, 9092, 13280–13281, and 13247, Elections Code and Sections 88002–88003, Government Code:

Proposition 2**Transportation: Funding.****Legislative Constitutional Amendment.****Resolution Chapter 77, Statutes of 1998 (ACA 30)**

Referred by the Speaker to the Committee on Transportation.

Proposition 8**Public Schools. Permanent Class Size Reduction****Parent-Teacher Councils. Teacher Credentialing****Pupil Suspension for Drug Possession. Chief Inspector's Office****Initiative Statute**

Referred by the Speaker to the Committee on Education.

REPORTS

The following reports were presented by the Chief Clerk:

**1998 OAL Determination No. 11 (Bureau of Automotive Repair)
[Docket No. 91-007]**

**1998 OAL Determination No. 12 (Dept. of Rehabilitation)
[Docket No. 91-009]**

(Pursuant to Section 11340.5, Government Code)

Above transmitted report, together with letter of transmittal from Edward G. Heidig, Director, Office of Administrative Law, Sacramento, dated August 10, 1998, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

**Wastewater Treatment Plant
Operator Certification Processing Times for 1997
(Pursuant to Section 15378, Government Code)**

Above transmitted report, together with letter of transmittal from Peter M. Rooney, Secretary, Environmental Protection Agency, Sacramento, dated July 16, 1998, referred by the Speaker to the Committee on Water, Parks and Wildlife.

**Supplemental Biannual Report Regarding Aleutian Geese
for 1996 Budget Act
(Pursuant to Item 3600-001-0208, 1996 Budget Act)**

Above transmitted report, together with letter of transmittal from Jacqueline E. Schafer, Director, Department of Fish and Game, Sacramento, dated August 10, 1998, referred by the Speaker to the Committee on Budget.

**Department of California Highway Patrol
Consulting Services Contracts Annual Report 1997-98
(Pursuant to Section 10359, Public Contract Code)**

Above transmitted report, together with letter of transmittal from D.O. Helmick, Commissioner, Department of California Highway Patrol, dated August 10, 1998, referred by the Speaker to the Committee on Transportation.

REQUEST TO SUSPEND JOINT RULES

The following requests were received, and read:

Assembly Chamber, August 13, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(14) as it relates to the Committee on Televising the Assembly and Information Technology.

ELAINE ALQUIST

Assembly Chamber, August 13, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(14) as it relates to the Committee on Water, Parks and Wildlife.

MIKE MACHADO

Above requests ordered transmitted to the Committee on Rules.

**CHANGES IN CONFEREES—CONFERENCE COMMITTEE ON
ASSEMBLY BILL NO. 1644**

The Speaker made the following changes in the Conference Committee on Assembly Bill No. 1644:

Assembly Member Machado, in place of Assembly Member Gallegos.

**REPORTS OF STANDING COMMITTEES
Committee on Rules**

August 13, 1998

Mr. Speaker: Your Committee on Rules recommends that the requests to suspend Joint Rule 61(b)(12), (13) and (14), as it relates to the following bills be granted:

Assembly Bills Nos. 2107 and 2311; Assembly Constitutional Amendment No. 39; Assembly Concurrent Resolutions Nos. 180 and 182; Senate Bills Nos. 2, 12, 17, 27, 34, 79, 116, 157, 180, 218, 224, 234, 251, 270, 281, 287, 309, 324, 369, 378, 409, 473, 479, 485, 487, 489, 491, 520, 537, 555, 557, 567, 591, 598, 619, 645, 648, 664, 676, 694, 715, 822, 854, 923, 937, 956, 974, 977, 978, 1032, 1038, 1064, 1069, 1099, 1173, 1190, 1193, 1194, 1222, 1338, 1358, 1370, 1373, 1388, 1393, 1397, 1398, 1401, 1403, 1406, 1408, 1412, 1415, 1433, 1434, 1446, 1449, 1451, 1453, 1461, 1462, 1467, 1468, 1477, 1481, 1485, 1492, 1496, 1497, 1500, 1504, 1520, 1522, 1525, 1528, 1530, 1540, 1546, 1610, 1611, 1623, 1624, 1628, 1629, 1635, 1638, 1642, 1647, 1653, 1656, 1657, 1658, 1665, 1666, 1668, 1681, 1689, 1690, 1694, 1697, 1700, 1701, 1704, 1712, 1715, 1717, 1731, 1733, 1737, 1740, 1742, 1754, 1756, 1762, 1763, 1768, 1770, 1771, 1787, 1799, 1809, 1818, 1825, 1827, 1829, 1832, 1835, 1839, 1856, 1857, 1868, 1878, 1879, 1896, 1897, 1900, 1901, 1909, 1912, 1913, 1923, 1927, 1933, 1934, 1941, 1946, 1947, 1950, 1955, 1973, 1997, 1999, 2014, 2022, 2026, 2030, 2031, 2042, 2045, 2049, 2055, 2064, 2070, 2080, 2083, 2092, 2108, 2115, 2116, 2120, 2126, 2132, 2138, 2143, 2155, 2168, 2177, 2180, 2188, 2190, 2196, 2198, 2199, 2200, 2208, 2224, 2234, 2238, 2239, 2241, and 2242; and Senate Concurrent Resolutions Nos. 44 and 99.

HERTZBERG, Chairman

August 13, 1998

Mr. Speaker: Your Committee on Rules recommends that the requests to suspend Joint Rule 61(b)(14), as it relates to the Assembly Water, Parks and Wildlife Committee to have hearings during the week of August 17–21, 1998 and for the Assembly Information Technology Committee to have hearings during the week of August 17–21, 1998 be granted.

HERTZBERG, Chairman

REPORTS OF STANDING COMMITTEES
Committee on Appropriations

Date of Hearing: August 12, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1796
 Senate Bill No. 2189
 Senate Bill No. 2227

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: August 12, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 955	Senate Bill No. 1874
Senate Bill No. 971	Senate Bill No. 1966
Senate Bill No. 1140	Senate Bill No. 2068
Senate Bill No. 1250	Senate Bill No. 2181
Senate Bill No. 1336	Senate Bill No. 2215
Senate Bill No. 1652	Senate Bill No. 2222
Senate Bill No. 1702	

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: August 12, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 998
 Senate Bill No. 1641

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: August 12, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 988	Senate Bill No. 1416
Senate Bill No. 1073	Senate Bill No. 1911
Senate Bill No. 1383	

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: August 12, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Concurrent Resolution No. 85

With the recommendation: Be adopted.

MIGDEN, Chairwoman

Above resolution ordered to third reading.

Date of Hearing: August 12, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Concurrent Resolution No. 176

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: August 12, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1541

With the recommendation: That the bill be re-referred to the Committee on Health.

MIGDEN, Chairwoman

Above bill re-referred to the Committee on Health.

Date of Hearing: August 12, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Concurrent Resolution No. 185

With amendments with the recommendation: Amend, and be adopted, as amended.

MIGDEN, Chairwoman

Above resolution ordered to second reading.

Committee on Utilities and Commerce

Date of Hearing: August 13, 1998

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Assembly Bill No. 284

With the recommendation: That Senate amendments be concurred in.

MARTINEZ, Chairwoman

Above bill ordered to unfinished business file.

CONFERENCE COMMITTEE REPORTS RECEIVED

Assembly Chamber, Received at Desk: August 12, 1998

Mr. Speaker: The Committee on Conference has met concerning:

Assembly Bill No. 1864, as amended in Senate July 7, 1998, 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:

BRUCE McPHERSON

RICHARD G. POLANCO

KEVIN SHELLEY

BRUCE THOMPSON

LOUIS J. PAPAN

Senate Committee on Conference

Assembly Committee on Conference

Above bill ordered reprinted, as proposed by the Conference Committee.

MESSAGES FROM THE SENATE

Senate Chamber, August 12, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 88	Assembly Bill No. 1832
Assembly Bill No. 214	Assembly Bill No. 1882
Assembly Bill No. 285	Assembly Bill No. 1888
Assembly Bill No. 425	Assembly Bill No. 1909
Assembly Bill No. 431	Assembly Bill No. 1941
Assembly Bill No. 562	Assembly Bill No. 1953
Assembly Bill No. 1078	Assembly Bill No. 2063
Assembly Bill No. 1112	Assembly Bill No. 2272
Assembly Bill No. 1133	Assembly Bill No. 2372
Assembly Bill No. 1155	Assembly Bill No. 2410
Assembly Bill No. 1187	Assembly Bill No. 2426
Assembly Bill No. 1201	Assembly Bill No. 2453
Assembly Bill No. 1205	Assembly Bill No. 2521
Assembly Bill No. 1300	Assembly Bill No. 2569
Assembly Bill No. 1617	Assembly Bill No. 2690
Assembly Bill No. 1635	Assembly Bill No. 2721
Assembly Bill No. 1680	Assembly Bill No. 2755
Assembly Bill No. 1815	Assembly Bill No. 2764

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 12, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Joint Resolution No. 48

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 12, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 1870	Assembly Bill No. 2365
Assembly Bill No. 1886	Assembly Bill No. 2493
Assembly Bill No. 2062	Assembly Bill No. 2645
Assembly Bill No. 2156	Assembly Bill No. 2768

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, August 12, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 72

Assembly Joint Resolution No. 49

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolutions ordered enrolled.

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 Henrietta Wilma Brandsma, of Ontario, former school teacher and survived by eight children.

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 Leslie Howard Gathers, of Palm Springs.

Assembly Member Cunneen was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Alan Dale Wenzel, of San Jose.

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 Carroll Notthoff, of Menlo Park.

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. 1830, on request of Assembly Member Kuehl;

Senate Bill No. 2147, on request of Assembly Member Aguiar.

SPECIAL RECOGNITION

The Members of the Assembly joined in extending best wishes to Assembly Member Migden on the occasion of her birthday.

RECESS

By unanimous consent, at 8:55 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Baca introduced Balazs Bodai, M.D. and presented a resolution to him congratulating his success in having issued the Breast Cancer Research Semipostal Stamp to help fund breast cancer research and extending appreciation for his commitment to find a cure for breast cancer.

Assembly Member Ortiz introduced Debra Carlson and Diane Regan and presented a resolution commending the United States Postal Service for joining in the campaign to find a cure for breast cancer through the issuance of the "Fund the Fight, Find a Cure" stamp.

Dr. Balazs Bodai then addressed the assemblage.

REASSEMBLED

At 9:07 a.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

ADJOURN IN MEMORY

Speaker Villaraigosa was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Joyce S. Fiske, of Los Angeles.

RE-REFERENCE OF BILLS

Assembly Member Migden was granted unanimous consent that Senate Bill No. 25 be re-referred from the Committee on Appropriations to the Committee on Governmental Organization.

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. 1386, on request of Assembly Member Runner.

ADJOURN IN MEMORY

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 Massena “Andy” Gump, of Mission Hills.

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 William Francis Bottrell, of Albion.

MOTION BY ASSEMBLY MEMBER OLBERG

Assembly Member Olberg moved that filming on, or use of, the Assembly Chamber shall not be granted for commercial purposes except by consent of 41 or more members or, during a joint recess, of the Committee on Rules.

Parliamentary Inquiry

Assembly Member Shelley arose to the following parliamentary inquiry:

Is this not the policy of the House pursuant to the Assembly Rules?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied in the affirmative.

Announcement

Speaker Villaraigosa announced that the Assembly Rules Committee would meet off the Floor today on the subject matter of the Olberg motion.

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 Anny K. Maass, of Beverly Hills.

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 Rev. Dr. J. Miles Acker, Jr., retired former Pastor of Garden Grove United Methodist Church.

RECESS

By unanimous consent, at 9:14 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Cardoza introduced the following 1998 recipients of the Bob Moretti Scholarship Nekue Pogue, Kelly Jowski, Christina Healey, Elizabeth Padilla, and Yannis Breit, who was represented by her father Luke Breit.

REASSEMBLED

At 9:17 a.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 Gallegos announced his intention to request that Senate Bills Nos. 330 and 750 be removed from the inactive file.

Pursuant to Assembly Rule 78, Assembly Member Honda announced his intention to request that Senate Bill No. 2085 be removed from the inactive file.

JOINT RULE 62(a) WAIVED

Assembly Member Shelley was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 2085 and Assembly Joint Resolution No. 74 for hearing in the Committee on Revenue and Taxation, upon adjournment of Floor session today.

REQUEST TO GOVERNOR TO RETURN ASSEMBLY BILL NO. 2197

Upon request of Assembly Member Shelley, Assembly Member Washington was granted unanimous consent that the Chief Clerk be directed to request the Governor to return Assembly Bill No. 2197; and that the action be rescinded whereby the bill was reported correctly enrolled and presented to the Governor on August 3, 1998 (Assembly Journal, page 8170), and that the bill be returned to the Senate for further action.

BILL RETURNED TO SENATE

Assembly Member Shelley was granted unanimous consent that Assembly Bill No. 284 be returned to the Senate for further action.

Request to Governor to Return Assembly Bill No. 2637

Upon request of Assembly Member Shelley, Assembly Member Mazzoni was granted unanimous consent that the Chief Clerk be directed to request the Governor to return Assembly Bill No. 2637; and that the action be rescinded whereby the bill was reported correctly enrolled and presented to the Governor on August 5, 1998 (Assembly Journal, page 8195); and whereby on August 3, 1998 (Assembly Journal, page 8170), 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. 1866

Upon request of Assembly Member Shelley, Assembly Member Washington was granted unanimous consent to rescind the action whereby the Assembly, on July 7, 1998 (Assembly Journal, page 7829), adopted the urgency clause to Senate Bill No. 1866, and whereby the bill was passed and transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 2011, on request of Assembly Member Brown.

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly member Ortiz announced her intention to request that Senate Bill No. 328 be removed from the inactive file.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Mazzoni was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1734, without reference to file.

ASSEMBLY BILL NO. 1734 (Mazzoni)—An act to amend Sections 99200, 99200.5, 99202, and 99203 of, to add Sections 99201.5 and 99206 to, to repeal Section 99205 of, to repeal Chapter 5 (commencing with Section 99200) of Part 65 of, and to repeal and add Section 99201 of, the Education Code, relating to instructional strategies, 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	Cunneen	Kuykendall	Papan
Aguiar	Davis	Leach	Perata
Alquist	Ducheny	Lempert	Poochigian
Aroner	Escutia	Leonard	Prenter
Ashburn	Figueroa	Machado	Pringle
Baca	Firestone	Margett	Richter
Battin	Frusetta	Martinez	Runner
Baugh	Gallegos	Mazzoni	Scott
Bordonaro	Goldsmith	Migden	Shelley
Bowen	Granlund	Miller	Thomson
Bowler	Havice	Morrissey	Torlakson
Brewer	Hertzberg	Morrow	Vincent
Brown	Honda	Murray	Washington
Bustamante	House	Napolitano	Wayne
Campbell	Kaloogian	Olberg	Wildman
Cardenas	Keeley	Oller	Wright
Cardoza	Knox	Ortiz	Mr. Speaker
Cedillo	Kuehl	Pacheco	

NOES—2

McClintock	Thompson
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The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—71

Ackerman	Cunneen	Kuykendall	Papan
Aguiar	Davis	Leach	Perata
Alquist	Ducheny	Lempert	Poochigian
Aroner	Escutia	Leonard	Prenter
Ashburn	Figueroa	Machado	Pringle
Baca	Firestone	Margett	Richter
Battin	Frusetta	Martinez	Runner
Baugh	Gallegos	Mazzoni	Scott
Bordonaro	Goldsmith	Migden	Shelley
Bowen	Granlund	Miller	Thomson
Bowler	Havice	Morrissey	Torlakson
Brewer	Hertzberg	Morrow	Vincent
Brown	Honda	Murray	Washington
Bustamante	House	Napolitano	Wayne
Campbell	Kaloogian	Olberg	Wildman
Cardenas	Keeley	Oller	Wright
Cardoza	Knox	Ortiz	Mr. Speaker
Cedillo	Kuehl	Pacheco	

NOES—2

McClintock Thompson

Above bill ordered enrolled immediately.

RECESS

By unanimous consent, at 9:25 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Machado introduced Patricia Beneke, Assistant Secretary of the U.S. Department of the Interior for Water and Science.

REASSEMBLED

At 9:26 a.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT AND ASSEMBLY RULE 77 SUSPENDED

Assembly Member Alquist was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1331, without reference to file.

ASSEMBLY BILL NO. 1331 (Alquist)—An act to add Chapter 3.33 (commencing with Section 44720) to Part 25 of the Education Code, relating to mathematics 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—75

Ackerman	Cunneen	Leach	Poochigian
Aguiar	Davis	Lempert	Prenter
Alquist	Ducheny	Leonard	Pringle
Aroner	Escutia	Machado	Richter
Ashburn	Figueroa	Margett	Runner
Baca	Firestone	Martinez	Scott
Baldwin	Frusetta	Mazzoni	Shelley
Battin	Gallegos	Migden	Strom-Martin
Baugh	Goldsmith	Miller	Thompson
Bordonaro	Granlund	Morrissey	Thomson
Bowen	Havice	Morrow	Torlakson
Bowler	Hertzberg	Murray	Vincent
Brewer	Honda	Napolitano	Washington
Brown	House	Olberg	Wayne
Bustamante	Kaloogian	Oller	Wildman
Campbell	Keeley	Ortiz	Woods
Cardenas	Knox	Pacheco	Wright
Cardoza	Kuehl	Papan	Mr. Speaker
Cedillo	Kuykendall	Perata	

NOES—1

McClintock

Above bill ordered enrolled.

**CONSIDERATION OF SENATE BILL NO. 1866
WITHOUT REFERENCE TO FILE**

Assembly Member Washington was granted unanimous consent to take up Senate Bill No. 1866, without reference to file, for purpose of amendment.

SENATE BILL NO. 1866 (Hughes)—An act to amend Sections 41601.1 and 48200.7 of the Education Code, 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, and to be returned to the third reading file.

GOVERNOR'S VETO STRICKEN FROM FILE

Assembly Member Granlund was granted unanimous consent that the Governor's veto of Assembly Bill No. 1373 be stricken from file.

RESOLUTIONS

The following resolutions were offered:

Resolutions to Suspend Joint Rules

By Assembly Member Shelley:

Resolved, That Joint Rule 61(b)(14) be suspended to permit the Committee on Televising the Assembly and Information Technology to meet during the last two weeks of session.

By Assembly Member Shelley:

Resolved, That Joint Rule 61(b)(14) be suspended to permit the Committee on Water, Parks and Wildlife to meet during the week of August 17–21, 1998.

By Assembly Member Migden:

Resolved, That Joint Rule 61(b), (b)(13), and (b)(14) be suspended to permit the Committee on Appropriations to meet, consider, and report Assembly Bills Nos. 2107 and 2311; Assembly Constitutional Amendment No. 39; Assembly Concurrent Resolutions Nos. 180 and 182; Senate Bills Nos. 2, 12, 17, 27, 34, 79, 116, 157, 180, 218, 224, 234, 251, 270, 281, 287, 309, 324, 369, 378, 409, 473, 479, 485, 487, 489, 491, 520, 537, 555, 557, 567, 591, 598, 619, 645, 648, 664, 676, 694, 715, 822, 854, 923, 937, 956, 974, 977, 978, 1032, 1038, 1064, 1069, 1099, 1173, 1190, 1194, 1222, 1338, 1358, 1370, 1373, 1388, 1393, 1397, 1398, 1401, 1403, 1406, 1408, 1412, 1415, 1433, 1434, 1446, 1449, 1451, 1453, 1461, 1462, 1467, 1468, 1477, 1481, 1485, 1492, 1496, 1497, 1500, 1504, 1520, 1522, 1525, 1528, 1530, 1540, 1546, 1610, 1611, 1623, 1624, 1628, 1629, 1635, 1638, 1642, 1647, 1653, 1656, 1657, 1658, 1665, 1666, 1668, 1681, 1689, 1690, 1694, 1697, 1700, 1701, 1704, 1712, 1715, 1717, 1731, 1733, 1737, 1740, 1742, 1754, 1756, 1762, 1763, 1768, 1770, 1771, 1787, 1799, 1809, 1818, 1825, 1827, 1829, 1832, 1835, 1839, 1856, 1857, 1868, 1878, 1879, 1896, 1897, 1900, 1901, 1909, 1912, 1913, 1923, 1927, 1933, 1934, 1941, 1946, 1947, 1950, 1955, 1973, 1997, 1999, 2014, 2022, 2026, 2030, 2031, 2042, 2045, 2049, 2055, 2064, 2070, 2080, 2083, 2092, 2108, 2115, 2116, 2120, 2126, 2132, 2138, 2143, 2155, 2168, 2177, 2180, 2188, 2190, 2196, 2198, 2199, 2200, 2208, 2224, 2234, 2238, 2239, 2241, and 2242; and Senate Concurrent Resolutions Nos. 44 and 99 for further action.

Resolutions read, and adopted by the following vote:

AYES—74

Ackerman	Cedillo	Kuykendall	Prenter
Aguiar	Cunneen	Leach	Pringle
Alby	Davis	Lempert	Richter
Alquist	Ducheny	Leonard	Runner
Aroner	Escutia	Machado	Scott
Ashburn	Figueroa	Margett	Shelley
Baca	Firestone	Mazzoni	Strom-Martin
Baldwin	Frusetta	McClintock	Thompson
Battin	Gallegos	Migden	Thomson
Baugh	Goldsmith	Miller	Torlakson
Bordonaro	Granlund	Morrissey	Vincent
Bowen	Havice	Murray	Washington
Bowler	Hertzberg	Napolitano	Wayne
Brewer	Honda	Olberg	Wildman
Brown	House	Oller	Woods
Bustamante	Kaloogian	Ortiz	Wright
Campbell	Keeley	Papan	Mr. Speaker
Cardenas	Knox	Perata	
Cardoza	Kuehl	Poochigian	

NOES—None

JOINT RULE 62(a) WAIVED

Assembly Member Shelley was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of permitting the following committees to meet on Tuesday, August 18, 1998:

Televising the Assembly and Information Technology, Senate Select Committee on Procurement, Expenditures and Information Technology, and the Senate Select Committee on Economic Development.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Knox announced that the Committee on Revenue and Taxation would meet today, upon adjournment of Floor session.

ANNOUNCEMENTS

Speaker pro Tempore Kuehl announced the following session schedule for the coming weeks:

August 17–21

Monday	August 17	Floor Session	10:30 a.m.
Tuesday	August 18	Floor Session	9 a.m.
Wednesday	August 19	Floor Session	12 noon
Thursday	August 20	Floor Session	9 a.m.
Friday	August 21	Floor Session	9 a.m.

August 24–28

Monday	August 24	Floor Session	10:30 a.m.
Tuesday	August 25	Floor Session	9:30 a.m.
Wednesday	August 26	Floor Session	9:30 a.m.
Thursday	August 27	Floor Session	9:30 a.m.
Friday	August 28	Floor Session	9:30 a.m.

Speaker pro Tempore Kuehl further announced that commencing Monday, August 17th, measures not taken up by the author would be passed on file and placed upon the inactive file subsequent to the second pass on file, pursuant to the Rules; and that the President pro Tempore of the Senate has requested that Assembly Members designate Senate Floor authors for their measures on the third reading file in the Senate.

ADJOURN IN MEMORY**Moment of Silence**

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 the 12 Americans and hundreds of East Africans who lost their lives in the terrorist bombings of U.S. Embassies last week in East Africa, and that the Assembly observe a moment of silence in their honor.

CONSIDERATION OF DAILY FILE**SECOND READING OF SENATE BILLS**

SENATE BILL NO. 956—An act to add Section 1348 to the Health and Safety 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. 1615—An act to amend Section 33492.127 of, and to add Section 33492.19 to, the Health and Safety Code, relating to redevelopment, 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 returned to the second reading file.

SENATE BILL NO. 1724—An act to amend Section 100146 of the Health and Safety Code, relating to long-term care, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1645—An act to amend Section 14664 of the Government Code, and to amend Section 2 of Chapter 625 of the Statutes of 1991, Section 1 of Chapter 648 of the Statutes of 1992, Section 1 of Chapter 317 of the Statutes of 1993, and Section 1 of Chapter 391 of the Statutes of 1994, relating to state property.

Bill read second time, and ordered to third reading.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 918 (Rainey)—An act to amend Section 2001 of the Elections Code, relating to elections.

Bill read third time.

Motion to Amend

Assembly Member Murray moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 2217 (O’Connell)—An act to amend Section 7048 of the Business and Professions Code, relating to contractors.

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. 858 (Lewis)—An act to amend Sections 10094.2 and 10095 of the Insurance Code, relating to insurance.

Bill read third time, and presented by Assembly Member Figueroa.

Bill passed by the following vote:

AYES—77

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	McClintock	Strom-Martin
Baldwin	Gallegos	Migden	Thompson
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
Bustamante	Keeley	Ortiz	Wright
Campbell	Knox	Pacheco	Mr. Speaker
Cardenas	Kuehl	Papan	
Cardoza	Kuykendall	Perata	
Cedillo	Leach	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1852 (Kelley)—An act to amend Section 13281 of the Water Code, relating to water.

Bill read third time, and presented by Assembly Member Wayne.

Bill passed by the following vote:

AYES—46

Alquist	Escutia	Machado	Shelley
Aroner	Figueroa	Martinez	Strom-Martin
Baca	Firestone	Mazzoni	Thompson
Bowen	Gallegos	Migden	Thomson
Brown	Havice	Morrissey	Torlakson
Bustamante	Hertzberg	Murray	Vincent
Cardenas	Honda	Napolitano	Washington
Cardoza	Keeley	Ortiz	Wayne
Cedillo	Knox	Pacheco	Wildman
Cunneen	Kuehl	Papan	Mr. Speaker
Davis	Kuykendall	Perata	
Ducheny	Lempert	Scott	

NOES—24

Ackerman	Bordonaro	House	Morrow
Aguiar	Bowler	Kaloogian	Olberg
Alby	Brewer	Leach	Oller
Ashburn	Campbell	Leonard	Poochigian
Baldwin	Frusetta	McClintock	Pringle
Baugh	Granlund	Miller	Runner

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 1852: Assembly Members Aguiar, Bordonaro, Frusetta, and Runner, from “Aye” to “No”.

Bill ordered transmitted to the Senate.

At 9:55 a.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

SENATE BILL NO. 1932 (Johnston)—An act relating to teachers, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Bowler.

Bill passed by the following vote:

AYES—44

Alby	Davis	Lempert	Scott
Alquist	Ducheny	Machado	Shelley
Aroner	Figueroa	Martinez	Strom-Martin
Baca	Gallegos	Mazzoni	Thomson
Bowen	Granlund	Migden	Torlakson
Bowler	Havice	Murray	Vincent
Brown	Hertzberg	Napolitano	Washington
Bustamante	Honda	Ortiz	Wayne
Cardenas	Keeley	Papan	Wildman
Cardoza	Knox	Perata	Wright
Cedillo	Kuehl	Prenter	Mr. Speaker

NOES—29

Ackerman	Campbell	Leonard	Poochigian
Aguiar	Cunneen	Margett	Pringle
Ashburn	Firestone	McClintock	Richter
Baldwin	Frusetta	Miller	Runner
Battin	Goldsmith	Morrissey	Thompson
Baugh	Kaloogian	Morrow	
Bordonaro	Kuykendall	Olberg	
Brewer	Leach	Oller	

Bill ordered transmitted to the Senate.

BILL RETURNED TO SENATE

Assembly Member Ortiz was granted unanimous consent that Assembly Bill No. 2157 be returned to the Senate for further action.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1070 (Peace)—An act to add Section 2893.2 to the Public Utilities Code, relating to telecommunications.

Bill read third time, and presented by Assembly member Wright.

Bill passed by the following vote:

AYES—43

Aguiar	Davis	Kuehl	Scott
Alby	Ducheny	Lempert	Strom-Martin
Alquist	Escutia	Machado	Thomson
Aroner	Figueroa	Martinez	Torlakson
Baca	Frusetta	Mazzoni	Vincent
Bowen	Gallegos	Murray	Washington
Brown	Havice	Napolitano	Wayne
Bustamante	Hertzberg	Ortiz	Wildman
Cardenas	Honda	Papan	Wright
Cardoza	Keeley	Perata	Mr. Speaker
Cedillo	Knox	Runner	

NOES—24

Ackerman	Brewer	McClintock	Oller
Ashburn	Campbell	Migden	Poochigian
Battin	Granlund	Miller	Prenter
Baugh	Kaloogian	Morrissey	Pringle
Bordonaro	Leach	Morrow	Thompson
Bowler	Margett	Olberg	Woods

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1070: Assembly Member Woods, from “Aye” to “No”.

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 687, on request of Assembly Member Murray.

CONSIDERATION OF SENATE BILL NO. 2192 BY UNANIMOUS CONSENT

Assembly Member Escutia was granted unanimous consent to take up Senate Bill No. 2192, out of order.

SENATE BILL NO. 2192 (Vasconcellos)—An act to add Section 12941.1 to the Government Code, relating to employment.

Bill read third time, and presented by Assembly Member Escutia.

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, 10:23 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

At 10:25 a.m., Hon. Fred Keeley, 27th District, presiding

COMMITTEE MEETING CANCELED

Assembly Member Knox announced that the meeting of the Committee on Revenue and Taxation scheduled for today has been canceled.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1987 (Craven)—An act to amend Section 18603 of the Health and Safety Code, relating to mobilehomes.

Bill read third time, and presented by Assembly Member Morrow.

Bill passed by the following vote:

AYES—58

Aguiar	Figueroa	Lempert	Pringle
Alquist	Firestone	Leonard	Scott
Aroner	Frusetta	Machado	Shelley
Baca	Gallegos	Martinez	Strom-Martin
Battin	Goldsmith	Mazzoni	Thompson
Bordonaro	Granlund	Migden	Thomson
Bowen	Havice	Morrissey	Torlakson
Brown	Hertzberg	Morrow	Vincent
Bustamante	Honda	Murray	Washington
Cardenas	Kaloogian	Napolitano	Wayne
Cardoza	Keeley	Ortiz	Wildman
Cedillo	Knox	Pacheco	Wright
Davis	Kuehl	Papan	Mr. Speaker
Ducheny	Kuykendall	Perata	
Escutia	Leach	Prenter	

NOES—15

Ackerman	Bowler	Margett	Oller
Alby	Brewer	McClintock	Poochigian
Ashburn	Campbell	Miller	Runner
Baldwin	House	Olberg	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1404 (Johnston)—An act to amend Section 11411 of the Penal Code, relating to hate crimes.

Bill read third time, and presented by Assembly Member Machado.

Bill passed by the following vote:

AYES—70

Ackerman	Cedillo	Kuykendall	Poochigian
Aguiar	Cunneen	Leach	Prenter
Alby	Davis	Lempert	Pringle
Alquist	Ducheny	Leonard	Richter
Aroner	Escutia	Machado	Runner
Ashburn	Figueroa	Martinez	Scott
Baca	Firestone	Mazzoni	Shelley
Baldwin	Frusetta	Miller	Strom-Martin
Battin	Gallegos	Morrissey	Thompson
Baugh	Goldsmith	Morrow	Thomson
Bordonaro	Granlund	Murray	Torlakson
Bowen	Havice	Napolitano	Vincent
Brewer	Hertzberg	Olberg	Wayne
Brown	Honda	Oller	Wildman
Bustamante	Kaloogian	Ortiz	Woods
Campbell	Keeley	Pacheco	Mr. Speaker
Cardenas	Knox	Papan	
Cardoza	Kuehl	Perata	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1503 (Ayala)—An act to add Section 22850.4 to the Vehicle Code, relating to vehicles.

Bill read third time, and presented by Assembly Member Aguiar.

Bill passed by the following vote:

AYES—76

Ackerman	Cedillo	Kuykendall	Perata
Aguiar	Cunneen	Leach	Poochigian
Alby	Davis	Lempert	Prenter
Alquist	Ducheny	Machado	Pringle
Aroner	Escutia	Margett	Richter
Ashburn	Figueroa	Martinez	Runner
Baca	Firestone	Mazzoni	Scott
Baldwin	Frusetta	McClintock	Shelley
Battin	Gallegos	Migden	Strom-Martin
Baugh	Goldsmith	Miller	Thompson
Bordonaro	Granlund	Morrissey	Thomson
Bowen	Havice	Morrow	Torlakson
Bowler	Hertzberg	Murray	Vincent
Brewer	Honda	Napolitano	Washington
Brown	House	Olberg	Wayne
Bustamante	Kaloogian	Oller	Wildman
Campbell	Keeley	Ortiz	Woods
Cardenas	Knox	Pacheco	Wright
Cardoza	Kuehl	Papan	Mr. Speaker

NOES—1

Leonard

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1626 (Hughes)—An act to add Section 7583.45 to the Business and Professions Code, to amend Section 35021.5 of, and to add Sections 38001.5 and 72330.5 to, the Education Code, and to amend Section 832.2 of the Penal Code, relating to peace officers.

Bill read third time, and presented by Assembly Member Perata.

Bill passed by the following vote:

AYES—76

Ackerman	Cedillo	Kuykendall	Perata
Aguiar	Cunneen	Leach	Poochigian
Alby	Davis	Lempert	Prenter
Alquist	Ducheny	Leonard	Pringle
Aroner	Escutia	Machado	Richter
Ashburn	Figueroa	Margett	Runner
Baca	Firestone	Martinez	Scott
Baldwin	Frusetta	Mazzoni	Shelley
Battin	Gallegos	Migden	Strom-Martin
Baugh	Goldsmith	Miller	Thompson
Bordonaro	Granlund	Morrissey	Thomson
Bowen	Havice	Morrow	Torlakson
Bowler	Hertzberg	Murray	Vincent
Brewer	Honda	Napolitano	Washington
Brown	House	Olberg	Wayne
Bustamante	Kaloogian	Oller	Wildman
Campbell	Keeley	Ortiz	Woods
Cardenas	Knox	Pacheco	Wright
Cardoza	Kuehl	Papan	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1627 (Hughes)—An act to add Sections 39672 and 72330.2 to the Education Code, and to amend Sections 830.32 and 832.3 of the Penal Code, relating to peace officers.

Bill read third time, and presented by Assembly Member Perata.

Bill passed by the following vote:

AYES—75

Ackerman	Cedillo	Kuykendall	Perata
Aguiar	Cunneen	Leach	Poochigian
Alby	Davis	Lempert	Prenter
Alquist	Ducheny	Leonard	Richter
Aroner	Escutia	Machado	Runner
Ashburn	Figueroa	Margett	Scott
Baca	Firestone	Martinez	Shelley
Baldwin	Frusetta	Mazzoni	Strom-Martin
Battin	Gallegos	Migden	Thompson
Baugh	Goldsmith	Miller	Thomson
Bordonaro	Granlund	Morrissey	Torlakson
Bowen	Havice	Morrow	Vincent
Bowler	Hertzberg	Murray	Washington
Brewer	Honda	Napolitano	Wayne
Brown	House	Olberg	Wildman
Bustamante	Kaloogian	Oller	Woods
Campbell	Keeley	Ortiz	Wright
Cardenas	Knox	Pacheco	Mr. Speaker
Cardoza	Kuehl	Papan	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1792 (Mountjoy)—An act to amend Sections 7085 and 7085.5 of the Business and Professions Code, relating to arbitration of contractor disputes.

Bill read third time, and presented by Assembly Member Morrow.

Bill passed by the following vote:

AYES—76

Ackerman	Cedillo	Kuykendall	Perata
Aguiar	Cunneen	Leach	Poochigian
Alby	Davis	Lempert	Prenter
Alquist	Ducheny	Leonard	Pringle
Aroner	Escutia	Machado	Richter
Ashburn	Figueroa	Margett	Runner
Baca	Firestone	Mazzoni	Scott
Baldwin	Frusetta	McClintock	Shelley
Battin	Gallegos	Migden	Strom-Martin
Baugh	Goldsmith	Miller	Thompson
Bordonaro	Granlund	Morrissey	Thomson
Bowen	Havice	Morrow	Torlakson
Bowler	Hertzberg	Murray	Vincent
Brewer	Honda	Napolitano	Washington
Brown	House	Olberg	Wayne
Bustamante	Kaloogian	Oller	Wildman
Campbell	Keeley	Ortiz	Woods
Cardenas	Knox	Pacheco	Wright
Cardoza	Kuehl	Papan	Mr. Speaker

NOES—1

Martinez

Bill ordered transmitted to the Senate.

SENATE BILL NO. 235 (Solis)—An act to amend Section 12926 of the Government Code, relating to employment.

Bill read third time, and presented by Assembly Member Knox.

Bill passed by the following vote:

AYES—77

Aekerman	Cunneen	Lempert	Preter
Aguiar	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	Gallegos	Migden	Thompson
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
Bustamante	Keeley	Ortiz	Wright
Campbell	Knox	Pacheco	Mr. Speaker
Cardenas	Kuehl	Papan	
Cardoza	Kuykendall	Perata	
Cedillo	Leach	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

(NOTE: On August 20, 1998, the action was rescinded whereby Senate Bill No. 235 was passed, and whereby the bill was ordered transmitted to the Senate. See page 8616.)

SENATE BILL NO. 2128 (Johnston)—An act to add Section 104.21 to the Streets and Highways Code, relating to highways.

Bill read third time, and presented by Assembly Member Machado.

Bill passed by the following vote:

AYES—68

Ackerman	Cedillo	Kuykendall	Papan
Aguiar	Cunneen	Leach	Perata
Alquist	Davis	Lempert	Poochigian
Aroner	Ducheny	Machado	Preter
Ashburn	Escutia	Margett	Pringle
Baca	Figueroa	Martinez	Runner
Battin	Firestone	Mazzoni	Scott
Baugh	Gallegos	Migden	Shelley
Bordonaro	Granlund	Miller	Strom-Martin
Bowen	Havice	Morrissey	Thomson
Bowler	Hertzberg	Morrow	Torlakson
Brewer	Honda	Murray	Vincent
Brown	House	Napolitano	Washington
Bustamante	Kaloogian	Olberg	Wayne
Campbell	Keeley	Oller	Wildman
Cardenas	Knox	Ortiz	Wright
Cardoza	Kuehl	Pacheco	Mr. Speaker

NOES—6

Alby	Goldsmith	McClintock
Baldwin	Leonard	Thompson

Bill ordered transmitted to the Senate.

SENATE BILL NO. 2174 (Rainey)—An act to add Section 6257.5 to, and to add Chapter 3 (commencing with Section 15650) to Part 9 of Division 3 of Title 2 of, the Government Code, relating to the State Board of Equalization.

Bill read third time, and presented by Assembly Member Leach.

Bill passed by the following vote:

AYES—77

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	McClintock	Strom-Martin
Baldwin	Gallegos	Migden	Thompson
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
Bustamante	Keeley	Ortiz	Wright
Campbell	Knox	Pacheco	Mr. Speaker
Cardenas	Kuehl	Papan	
Cardoza	Kuykendall	Perata	
Cedillo	Leach	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 117 (Kelley)—An act to amend Sections 7500.1 and 7507.3 of the Business and Professions Code, to amend Sections 22202 and 22329 of the Financial Code, and to amend Sections 14602.6, 14607.6, and 23596 of the Vehicle Code, relating to collateral recovery.

Bill read third time, and presented by Assembly Member Ackerman.

Bill passed by the following vote:

AYES—74

Ackerman	Cunneen	Leach	Prenter
Aguiar	Davis	Lempert	Pringle
Alby	Ducheny	Leonard	Richter
Alquist	Escutia	Machado	Runner
Aroner	Figueroa	Margett	Scott
Ashburn	Firestone	Mazzoni	Shelley
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Migden	Thompson
Battin	Goldsmith	Miller	Thomson
Baugh	Granlund	Morrissey	Torlakson
Bordonaro	Havice	Morrow	Vincent
Bowler	Hertzberg	Murray	Washington
Brewer	Honda	Napolitano	Wayne
Brown	House	Olberg	Wildman
Bustamante	Kaloogian	Oller	Woods
Campbell	Keeley	Ortiz	Wright
Cardenas	Knox	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	
Cedillo	Kuykendall	Poochigian	

NOES—2

Bowen Martinez

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1682 (Solis)—An act to amend Section 1109 of the Evidence Code, to amend Section 6380 of the Family Code, and to amend Section 1203.097 of the Penal Code, relating to domestic violence.

Bill read third time, and presented by Assembly Member Kuehl.

Bill passed by the following vote:

AYES—76

Ackerman	Cedillo	Kuykendall	Perata
Aguiar	Cunneen	Leach	Poochigian
Alby	Davis	Lempert	Prenter
Alquist	Ducheny	Leonard	Pringle
Aroner	Escutia	Machado	Richter
Ashburn	Figueroa	Margett	Runner
Baca	Firestone	Martinez	Scott
Baldwin	Frusetta	Mazzoni	Shelley
Battin	Gallegos	McClintock	Strom-Martin
Baugh	Goldsmith	Miller	Thompson
Bordonaro	Granlund	Morrissey	Thomson
Bowen	Havice	Morrow	Torlakson
Bowler	Hertzberg	Murray	Vincent
Brewer	Honda	Napolitano	Washington
Brown	House	Olberg	Wayne
Bustamante	Kaloogian	Oller	Wildman
Campbell	Keeley	Ortiz	Woods
Cardenas	Knox	Pacheco	Wright
Cardoza	Kuehl	Papan	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 469 (Rainey)—An act to amend Section 790 of the Penal Code, relating to murder.

Bill read third time, and presented by Assembly Member Pacheco.

Bill passed by the following vote:

AYES—74

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	McClintock	Strom-Martin
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
Bustamante	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.

SENATE BILL NO. 2141 (O'Connell)—An act to amend Section 8610.3 of, and to repeal, add, and repeal Section 8610.5 of, the Government Code, and to repeal and add Chapter 4 (commencing with Section 114650) of Part 9 of Division 104 of the Health and Safety Code, relating to nuclear powerplants.

Bill read third time, and presented by Assembly Member Bordonaro.

Bill passed by the following vote:

AYES—74

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
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
Bustamante	Keeley	Ortiz	Woods
Campbell	Knox	Pacheco	Wright
Cardenas	Kuehl	Papan	Mr. Speaker
Cardoza	Kuykendall	Perata	
Cunneen	Leach	Poochigian	

NOES—1

McClintock

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1807 (Hughes)—An act to add Section 66206 to the Education Code, relating to admissions criteria.

Bill read third time, and presented by Assembly Member Migden.

At 11:18 a.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

Bill passed by the following vote:

AYES—42

Alquist	Escutia	Machado	Strom-Martin
Aroner	Figueroa	Martinez	Thomson
Baca	Frusetta	Mazzoni	Torlakson
Bowen	Gallegos	Migden	Vincent
Brown	Havice	Murray	Washington
Bustamante	Hertzberg	Napolitano	Wayne
Cardenas	Honda	Ortiz	Wildman
Cardoza	Keeley	Papan	Wright
Cedillo	Knox	Perata	Mr. Speaker
Davis	Kuehl	Scott	
Ducheny	Lempert	Shelley	

NOES—33

Ackerman	Brewer	Leach	Poochigian
Aguiar	Campbell	Leonard	Prenter
Alby	Cunneen	Margett	Pringle
Ashburn	Firestone	McClintock	Richter
Baldwin	Goldsmith	Miller	Runner
Battin	Granlund	Morrissey	Woods
Baugh	House	Morrow	
Bordonaro	Kaloogian	Olberg	
Bowler	Kuykendall	Oller	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 453 (Solis)—An act to amend Sections 27 and 123.6 of the Labor Code, relating to workers' compensation.

Bill read third time, and presented by Assembly Member Wildman.

Bill passed by the following vote:

AYES—68

Ackerman	Cunneen	Kuehl	Papan
Aguiar	Davis	Kuykendall	Perata
Alquist	Ducheny	Leach	Poochigian
Aroner	Escutia	Lempert	Prenter
Ashburn	Figueroa	Leonard	Pringle
Baca	Firestone	Machado	Runner
Battin	Frusetta	Margett	Scott
Baugh	Gallegos	Martinez	Shelley
Bordonaro	Goldsmith	Mazzoni	Strom-Martin
Bowen	Granlund	Migden	Thomson
Bowler	Havice	Miller	Torlakson
Brewer	Hertzberg	Morrissey	Vincent
Brown	Honda	Morrow	Washington
Bustamante	House	Murray	Wayne
Cardenas	Kaloogian	Napolitano	Wildman
Cardoza	Keeley	Ortiz	Woods
Cedillo	Knox	Pacheco	Wright

NOES—4

Baldwin	McClintock	Olberg	Richter
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Bill ordered transmitted to the Senate.

SENATE BILL NO. 155 (Kelley)—An act to add Section 4846.5 to the Business and Professions Code, relating to veterinary medicine.

Bill read third time, and presented by Assembly Member Thomson.

Bill passed by the following vote:

AYES—69

Ackerman	Cedillo	Kuykendall	Prenter
Aguiar	Cunneen	Leach	Pringle
Alby	Davis	Lempert	Richter
Alquist	Ducheny	Machado	Runner
Aroner	Escutia	Margett	Scott
Ashburn	Figueroa	Martinez	Shelley
Baca	Firestone	Mazzoni	Strom-Martin
Baldwin	Frusetta	Migden	Thomson
Battin	Gallegos	Miller	Torlakson
Baugh	Goldsmith	Morrissey	Vincent
Bordonaro	Granlund	Murray	Washington
Bowen	Havice	Napolitano	Wayne
Bowler	Hertzberg	Olberg	Wildman
Brewer	Honda	Ortiz	Woods
Brown	House	Pacheco	Wright
Bustamante	Keeley	Papan	
Cardenas	Knox	Perata	
Cardoza	Kuehl	Poochigian	

NOES—2

McClintock	Morrow
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Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 155: Assembly Member Baugh, from "No" to "Aye".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1782 (Thompson)—An act to add and repeal Section 10754 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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.

SENATE BILL NO. 1361 (Alpert)—An act to add Sections 1531.2 and 1584 to the Health and Safety Code, relating to day care centers.

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. 1753 (Schiff)—An act to add Sections 22203.5, 22363, and 22364 to the Education Code, and to amend Section 20153 of, and to add Sections 20096.5, 20152.5, and 20191.5 to, the Government Code, relating to public retirement system governing boards.

Bill read third time.

Motion to Amend

Assembly Member Honda moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 393 (Rosenthal)—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 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.

SENATE BILL NO. 1956 (Hayden)—An act to add Section 5003.04 to the Public Resources Code, relating to parks and recreation, and making an appropriation therefor.

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.

**CONSIDERATION OF SENATE BILL NO. 1386
WITHOUT REFERENCE TO FILE**

Assembly Member Runner was granted unanimous consent to take up Senate Bill No. 1386, without reference to file, for purpose of amendment.

SENATE BILL NO. 1386 (Leslie)—An act to amend Section 1798.16 of the Civil Code, to add Section 18030.5 to the Education Code, and to add Sections 6254.20, 6254.21, and 11015.5 to the Government Code, relating to state computer technology.

Bill read third time.

Motion to Amend

Assembly Member Runner 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. 2192**

At 11:36 a.m., on motion of Assembly Member Escutia, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 2192 passed by the following vote:

AYES—42

Alquist	Escutia	Machado	Strom-Martin
Aroner	Figueroa	Martinez	Thomson
Baca	Frusetta	Mazzoni	Torlakson
Bowen	Gallegos	Migden	Vincent
Brown	Havice	Murray	Washington
Bustamante	Hertzberg	Napolitano	Wayne
Cardenas	Honda	Ortiz	Wildman
Cardoza	Keeley	Papan	Wright
Cedillo	Knox	Perata	Mr. Speaker
Davis	Kuehl	Scott	
Ducheny	Lempert	Shelley	

NOES—26

Ackerman	Campbell	Margett	Pringle
Aguiar	Firestone	McClintock	Richter
Ashburn	House	Miller	Runner
Baldwin	Kaloogian	Morrow	Thompson
Baugh	Kuykendall	Olberg	Woods
Bowler	Leach	Oller	
Brewer	Leonard	Poochigian	

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 2159, on request of Assembly Member Davis.

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. 145 (Machado)—Relative to Physical Therapy 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—Senate Bills

SENATE BILL NO. 1047 (Sher)—An act to amend Section 21087 of the Public Resources Code, relating to environmental protection, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

(For the vote on the above bill and urgency clause, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1103 (Alpert)—An act to amend Sections 64, 465, 834, 995.2, and 5802 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. 1489 (Johnson)—An act to amend Section 1602.5 of, and to repeal Section 1602 of, the Health and Safety Code, relating to health 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. 1654 (Johnston)—An act to amend and repeal Sections 1374.7 of the Health and Safety Code, and to amend Sections 742.405 and 10148 of, and to amend and repeal Sections 10123.3 and 10140 of, the Insurance Code, relating to health insurance.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1683 (Rosenthal)—An act to add Section 12406.5 to the Insurance Code, relating to title 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. 1707 (Rainey)—An act to add Section 2080.10 to the Civil Code, relating to safekeeping of 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. 1734 (Johnston)—An act to amend Sections 502.01, 13848, 13848.2, 13848.4, and 13848.6 of the Penal Code, relating to computer crimes, 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. 1741 (Alpert)—An act to amend Section 17935 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. 1817 (Johnston)—An act 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. 1824 (Calderon)—An act to amend Sections 25250.1, 25250.4, and 25250.7 of the Health and Safety Code, and to amend Section 48620 of the Public Resources Code, relating to used oil.

Bill read 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. 1880 (Committee on Public Safety)—An act to amend Section 219 of the Code of Civil Procedure, to amend Section 1231.2 of the Evidence Code, to amend Section 3579 of the Government Code, to amend Section 1797.187 of the Health and Safety Code, to amend Section 6404.5 of the Labor Code, to amend Sections 76, 148.10, 11105, 11105.2, 12028.5, 13300, and 13519 of, and to amend, repeal, and add Section 831.5 of, the Penal Code, and to amend Sections 1807.5 and 13351.5 of the Vehicle Code, relating to crimes.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

SENATE BILL NO. 2039 (Lockyer)—An act to amend Sections 19809, 19841, 19841A, 19846, 19850, 19850A, 19852.1, and 19855 of the Business and Professions Code, relating to gambling.

Bill read 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. 2139 (Lockyer)—An act to amend Sections 470.3, 6152, 6301, 6302.5, 6321, 6322, 6341, 7028.2, 17209, 17536.5, and 25762 of the Business and Professions Code, to amend Sections 798.61, 1181, 1719, 1780, 1812.10, 2984.4, and 3342.5 of the Civil Code, to amend Sections 77, 82, 84, 86, 86.1, 91, 116.120, 116.210, 116.231, 116.250, 116.760, 116.770, 116.940, 116.950, 134, 166, 170.5, 170.6, 170.7, 179, 194, 195, 198.5, 200, 215, 217, 234, 269, 274a, 274c, 392, 393, 395, 396, 396a, 400, 402, 422.30, 425.10, 425.11, 489.220, 564, 575, 575.1, 580, 581d, 594, 628, 631, 632, 655, 668, 670, 685.030, 688.010, 697.310, 697.350, 697.540, 703.600, 706.105, 708.180, 720.160, 720.260, 720.420, 871.3, 904.1, 904.2, 904.5, 911, 912, 996.430, 1014, 1033, 1052, 1052.5, 1060, 1068, 1085, 1103, 1134, 1140, 1141.11, 1141.12, 1161.2, 1167.2, 1171, 1206, 1281.5, 1283.05, 1287.4, 1710.20, 1775.1, and 2015.3 of, to amend the heading of Chapter 5 (commencing with Section 81) of Title 1 of Part 1 of, to add Sections 32.5, 38, 395.9, 399.5, 402.5, and 582.5 to, to add Chapter 5.1 (commencing with Section 85) to Title 1 of Part 1 of, and to add a heading to Article 1 (commencing with Section 85) and Article 2 (commencing with Section 90) to Chapter 5.1 of Title 1 of Part 1 of, and to repeal Sections 83, 85, 87, 88, 89, and 422.20 of, and to repeal the headings of Article 1 (commencing with Section 81) and Article 2 (commencing with Section 90) of Chapter 5 of Title 1 of Part 1 of, the Code of Civil Procedure, to amend Sections 44944, 45312, 48294, 48295, 87675, 87679, and 88131 of the Education Code, to amend Sections 325, 327, 8203, 13107, 13109, and 13111 of the Elections Code, to amend Section 300 of the Evidence Code, to amend Section 400 of the Family Code, to amend Sections 1785, 1824, 1893, 3102, 16154, 17335, 18415.2, 18495, 31713, and 34113 of the Financial Code, to amend Sections 210, 309, 2357, 4341, 4755, 5934, 12150, and 12151 of the Fish and Game Code, to amend Sections 7581, 12647, 25564, 27601, 29733, 30801, 31503, 31621, 31622, 43039, 52514, 53564, and 59289 of the Food and Agricultural Code, to amend Sections 910, 945.3, 990.2, 1770, 3501.6, 6701, 11189, 11511, 12965, 12972, 12980, 15422, 18671, 23220, 23296, 23398, 23579, 24055, 24057, 25351.3, 25560.4, 26299.008, 26524, 26665, 26806, 26820, 26820.4, 26824, 26826, 26826.01, 26863, 27082, 27647, 27706, 28003, 29603, 29610, 31469, 41606, 50920, 53069.4, 53075.6, 53075.61, 53679, 68071, 68072, 68074.1, 68081, 68084, 68086, 68090.7, 68093, 68098, 68108, 68112, 68114, 68114.5, 68114.6, 68115, 68152, 68206.2, 68505, 68513, 68540, 68542, 68542.5, 68546, 68551,

68620, 68902, 69510, 69744.5, 69746.5, 69753, 69957, 70141, 71002, 71004, 71010, 71040, 71042.5, 71045, 71080, 71083, 71085, 71088, 71091, 71092, 71093, 71094, 71095, 71098, 71099, 71100, 71140, 71141, 71143, 71145, 71180.5, 71181, 71220, 71221, 71264, 71267, 71280, 71280.1, 71280.2, 71280.3, 71280.4, 71280.5, 71340, 71341, 71380, 71381, 71382, 71384, 71386, 72055, 72056, 72056.01, 72056.1, 72060, 72190, 72190.1, 72190.2, 72193, 72194.5, 72196, 72197, 72198, 72301, 72302, 72604, 75101, 75103, 75602, 77003, and 77007 of, to amend the headings of Chapter 6 (commencing with Section 71001) of Title 8 of, Article 7 (commencing with Section 71260) of Chapter 6 of Title 8 of, Article 10 (commencing with Section 71380) of Chapter 6 of Title 8 of, and Chapter 8 (commencing with Section 72000) of Title 8 of, to add Section 3075 to, to repeal and add Chapter 5.1 (commencing with Section 70200) of Title 8 of, to repeal Sections 29605, 68078, 68202.5, 68541, 69741.7, 71080.5, 71080.6, 71080.7, 71084, 71087, 71091.1, 71096, 71097, 71180.3, 71180.4, 71181.1, and 72785 of, and to repeal Chapter 7 (commencing with Section 71600) of Title 8 of, the Government Code, to amend Sections 664 and 667 of the Harbors and Navigation Code, to amend Sections 108580, 111880, 111895, 117070, and 117120 of the Health and Safety Code, to amend Section 12961 of the Insurance Code, to amend Sections 98, 98.2, 3352, 5710, and 6613 of the Labor Code, to amend Section 467 of the Military and Veterans Code, to amend Sections 190.9, 682, 691, 726, 737, 740, 804, 806, 808, 810, 813, 827, 829, 830.1, 832.4, 851.8, 859, 859a, 860, 869, 949, 977, 977.2, 977.4, 987.1, 987.2, 988, 990, 1000, 1007, 1009, 1010, 1016, 1038, 1050, 1130, 1150, 1187, 1191, 1203.1, 1203.1c, 1214, 1235, 1269, 1269b, 1278, 1281a, 1327, 1368.1, 1382, 1424, 1427, 1428, 1429, 1429.5, 1447, 1449, 1458, 1459, 1462, 1462.2, 1463, 1463.1, 1463.22, 1466, 1468, 1471, 1538.5, 2620, 2621, 2623, 3076, 4004, 4022, 4024.1, 4112, 13125, 13151, and 14154 of, to amend the headings of Title 9 (commencing with Section 1235) and Title 11 (commencing with Section 1427) of Part 2 of, Chapter 1 (commencing with Section 1427), Chapter 2 (commencing with Section 1466), and Chapter 3 (commencing with Section 1471) of, Title 11 of Part 2 of, to add Sections 859c and 1039 to, and to repeal Sections 97, 1309, and 1462.1 of, the Penal Code, to amend Sections 3357, 3769, and 5560 of the Public Resources Code, to amend Sections 1794, 5411.5, and 103100 of the Public Utilities Code, to amend Sections 6776, 6777, 19232, 19233, and 19280 of the Revenue and Taxation Code, to amend Sections 1785 and 1786 of the Unemployment Insurance Code, to amend Sections 2802.5, 9872.1, 10751, 11205, 14607.6, 27360, 40230, 40256, 40502, 40506.5, 40508.6, 42008, and 42203 of the Vehicle Code, to amend Sections 310 and 1100 of the Water Code, to amend Sections 245, 255, 601.4, 603.5, 656, 661, 742.16, 3050, 3051, 3200, and 11350.7 of the Welfare and Institutions Code, to amend Section 22 of Chapter 201 of the Statutes of 1895, and to amend Section 4 of Chapter 238 of the Statutes of 1903, relating to courts, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate:

(For the vote on the above bill and urgency clause, see this day's Consent Calendar roll call.)

(NOTE: On August 18, 1998, the action was rescinded whereby the urgency clause to Senate Bill No. 2139 was adopted and the bill passed, and whereby the bill was ordered transmitted to the Senate. See page 8512.)

SENATE BILL NO. 2230 (Committee on Revenue and Taxation)—An act to amend Sections 6479.3, 8131, 9156, 30009, 30016, 30367, 32406, 40117, 41106, 43456, 45656, 46507, 55226, and 60525 of, and to add Section 50142.2 to, 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. 2232 (Committee on Revenue and Taxation)—An act to amend Sections 7308, 7313, 7314, 7355, 7356, 7506.5, 7651, 7855, 8171, 8172, 8173, 8708, 8957, 9181, 9182, 9183, 9255.1, 30315, 30381, 30383, 32387, 32431, 40155, 41123.5, 43444.2, 43481, 45605, 45751, 46406, 46541, 50136, 51050, 55205, 55261, 60122, 60407, 60561, and 60608 of, and to add Sections 7305.5, 7316, 7652.5, 7983, 30382, 32432, 32433, 43482, 43483, 45752, 45753, 46542, 46543, 50150.1, 50150.2, 55262, 55263, 60562, and 60563 to, to add Article 4 (commencing with Section 40135) to Chapter 5 of Part 19 of, and to add Article 4 (commencing with Section 41114.1) to Chapter 5 of Part 20 of, Division 2 of, and to repeal Section 7356.5 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. 2233 (Committee on Revenue and Taxation)—An act to amend Section 53356.2 of the Government Code, to amend Sections 2196, 2511.1, 3372, 3691.1, 3691.2, 3691.4, 3691.5, 3692, 3694, 3700, 3701, 3708, 3731, 3793.1, 4106, 4112, 4807, and 4992 of, to add Sections 3691.6 and 3700.5 to, and to repeal Sections 3446, 3447, 3448, 3715, 4803, and 4839 of, the Revenue and Taxation Code, and to amend Section 8833 of the Streets and Highways 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. 2235 (Committee on Revenue and Taxation)—An act to amend Sections 214, 254.5, 275.5, 619, and 1605.6 of, to amend and renumber Sections 11472 and 11473 of, to add Sections 11472 and 11475 to, and to repeal and add Section 11471 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. 266 (Rosenthal)—An act to amend Sections 10089.40 and 10089.84 of the Insurance Code, relating to insurance, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

*(For the vote on the above bill and urgency clause, see this day's
Consent Calendar roll call.)*

SENATE BILL NO. 1021 (Burton)—An act to amend Sections 9350.56, 21752 and 21757 of, and to add Sections 7514.5 and 9356.16 to, the Government Code, relating to public employees and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted bill passed, and ordered transmitted to the Senate.

*(For the vote on the above bill and urgency clause, see this day's
Consent Calendar roll call.)*

SENATE BILL NO. 2237 (Committee on Revenue and Taxation)—An act to amend Section 25105.5 of the Government Code, to amend Section 4582.8 of the Public Resources Code, and to amend Sections 64, 75.21, 452, and 5802 of, and to add Sections 207.1 and 38116 to, 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, and any urgency clauses to the bills adopted, by the following vote:

AYES—75

Ackerman	Cedillo	Kuykendall	Papan
Aguiar	Cunneen	Leach	Perata
Alby	Davis	Lempert	Poochigian
Alquist	Ducheny	Leonard	Prenter
Aroner	Escutia	Machado	Pringle
Ashburn	Figueroa	Margett	Richter
Baca	Firestone	Martinez	Runner
Baldwin	Frusetta	Mazzoni	Scott
Battin	Gallegos	McClintock	Shelley
Baugh	Goldsmith	Migden	Strom-Martin
Bordonaro	Granlund	Miller	Thomson
Bowen	Havice	Morrissey	Torlakson
Bowler	Hertzberg	Morrow	Vincent
Brewer	Honda	Murray	Washington
Brown	House	Napolitano	Wayne
Bustamante	Kaloogian	Olberg	Wildman
Campbell	Keeley	Oller	Woods
Cardenas	Knox	Ortiz	Wright
Cardoza	Kuehl	Pacheco	

NOES—None**THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1875 (Hayden)—An act to add Sections 126.5, 126.7, 130.5, and 130.7 to the Metropolitan Water District Act (Chapter 209 of the Statutes of 1969), relating to the Metropolitan Water District of Southern California.

Bill read third time.

Motion to Amend by Assembly Member Kuehl as Presented by Assembly Member Keeley

Assembly Member Keeley moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

UNFINISHED BUSINESS (RESUMED)**MOTIONS TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 23, Senate Constitutional Amendment No. 13, and Senate Bill No. 1427 were continued until the next legislative day.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1735 FROM COMMITTEE CONTINUED

By unanimous consent the notice of motion to withdraw Assembly Bill No. 1735 from the Committee on Public Safety was continued until the next legislative day.

SENATE BILL NO. 1574 SET FOR SPECIAL ORDER

By unanimous consent Senate Bill No. 1574 was made a special order of business for Monday, August 17, 1998, at 10:30 a.m.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 1734, Urgency and Concurrence: Ashburn, Baca, Bowen, Bustamante, Cunneen, Frusetta, Gallegos, Kaloogian, Martinez, Miller, Morrow, Olberg, and Oller—Aye.

Assembly Bill No. 1331, Concurrence: Ashburn, Baldwin, Bowen, Bustamante, Cardoza, Cunneen, Martinez, Miller, Morrow, Olberg, Oller, Poochigian, and Runner—Aye.

Resolutions to Suspend Rules: Cunneen, Kaloogian, Miller, Olberg, and Oller—Aye.

Senate Bill No. 858: Battin, Baugh, Bowen, Goldsmith, Granlund, Kaloogian, Machado, Martinez, Morrow, Olberg, Pringle, and Runner—Aye.

Senate Bill No. 1852: Cardenas, Gallegos, and Martinez—Aye; Ashburn, Baldwin, Baugh, Campbell, Granlund, Kaloogian, Miller, Morrow, Oller, Poochigian, and Pringle—No.

Senate Bill No. 1932: Brown—Aye; Battin, Baugh, Morrow, Olberg, and Pringle—No.

Senate Bill No. 1070: Cardenas—Aye; Morrow and Olberg—No.

Senate Bill No. 1987: Cardenas and Cardoza—Aye; Oller and Poochigian—No.

Senate Bill No. 1404: Alby, Granlund, Olberg, and Runner—Aye.

Senate Bill No. 1503: Miller, Olberg, Poochigian, and Shelley—Aye.

Senate Bill No. 1627: Baldwin and Battin—Aye.

Senate Bill No. 1792: Shelley—Aye.

Senate Bill No. 235: Havice and Olberg—Aye.

Senate Bill No. 2128: Shelley—Aye.

Senate Bill No. 2174: Battin—Aye.

Senate Bill No. 2141: Alby and Woods—Aye.

Senate Bill No. 1807: Frusetta—Aye; Morrow—No.

Senate Bill No. 453: Morrow—Aye; Baldwin and Olberg—No.

Senate Bill No. 155: Baldwin and Margett—Aye; Morrow—No.

Consent Calendar: Havice—Aye.

MOTION TO ADJOURN

At 11:41 a.m., Assembly Member Shelley moved that the Assembly do now adjourn.

Assembly Member Bordonaro seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 11:42 a.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, August 13, 1998

Mr. Speaker: I request permission to suspend Joint Rule(61)(b)(12), (13), and (14) as it relates to Senate Bills Nos. 567, 1173, and 2120.

CAROLE MIGDEN

Assembly Chamber, August 13, 1998

Mr. Speaker: I request permission to suspend Joint Rule(61)(b)(12), (13), and (14) as it relates to Senate Bill No. 1541.

MARTIN GALLEGOS

Assembly Chamber, August 13, 1998

Mr. Speaker: I request permission to suspend Joint Rule(61)(b)(12), (13), and (14) as it relates to Assembly Bill No. 2085 and Assembly Joint Resolution No. 74.

WALLY KNOX

Assembly Chamber, August 13, 1998

Mr. Speaker: I request permission to suspend Joint Rule(61)(b)(14) as it relates to the Assembly Committee on Public Safety.

DON PERATA

Assembly Chamber, August 13, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(12), (13), and (14) as it relates to Senate Bills Nos. 1115, 1679, and 2016.

DON PERATA

Assembly Chamber, August 13, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(12), (13), and (14) as it relates to Senate Bills Nos. 25, 1696, and 2186.

VALERIE BROWN

Above requests ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS**Committee on Governmental Organization**

August 13, 1998

Mr. Speaker: The Chair of your Committee on Governmental Organization reports: Senate Bill No. 25

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairwoman

SENATE BILL NO. 25—An act to amend Section 19602 of the Business and Professions Code, relating to horseracing.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 13, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 520
Senate Bill No. 1190

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 520—An act to add Section 84305.7 to the Government Code, relating to 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. 1190—An act 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 Appropriations

August 13, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 974
Senate Bill No. 1658
Senate Bill No. 2239

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 974—An act to amend Sections 17032.3, 17060, 17062, and 17063 of, and to add Section 17067 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.

SENATE BILL NO. 1658—An act to amend Section 1345 of, and to add Section 1351.2 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. 2239—An act to amend Sections 120, 125.7, 1621.1, 1632, 1633.5, 2067, 2103, 2225.5, 2239, 2242, 2350, 2355, 3512, 3516.5, 3517, 3519, 3520, 3521.2, 3523, 3524, 3526, 3527, 3528, 3530, 3534.1, 3534.3, 4301, 4322, 5053, 5055, 5056, 5060, 5070.6, 5072, 5073, 5104, 5134, 7622.3, 7651, 8742, 8773.1, 8773.2, and 13660 of to add Sections 4301.5 and 5058.1 to, and to repeal Sections 1621.2, 5059, 5070.1, 5074, 5075, 5076, and 5153 of, the Business and Professions Code, to amend Sections 11371 and 11529 of the Government Code, and to amend Section 11166 of, and to repeal and add Section 11167 of the Health and Safety 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 Governmental Organization**

August 13, 1998

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:
Senate Bill No. 1069

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairwoman

SENATE BILL NO. 1069—An act to amend Section 25600 of, and to add Sections 25600.1 and 25600.2 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.

REPORTS OF STANDING COMMITTEES**Committee on Public Employees, Retirement and Social Security**

Date of Hearing: August 12, 1998

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 2018

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.

HONDA, Chairman

Above bill ordered to second reading.

Committee on Rules

Date of Hearing: August 13, 1998

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 79

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.

HERTZBERG, Chairman

Above resolution ordered on file.

Date of Hearing: August 13, 1998

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 186

With the recommendation: Be adopted.

HERTZBERG, Chairman

Above resolution ordered on file.

Committee on Transportation

Date of Hearing: August 12, 1998

Mr. Speaker: Your Committee on Transportation reports:

Senate Joint Resolution No. 40

With the recommendation: Be adopted.

MURRAY, Chairman

Above resolution ordered to third reading.

Date of Hearing: August 12, 1998

Mr. Speaker: Your Committee on Transportation reports:
Senate Bill No. 507

With the recommendation: Do pass.

MURRAY, Chairman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: August 12, 1998

Mr. Speaker: Your Committee on Appropriations reports:
Senate Bill No. 1767

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.

MESSAGES FROM THE SENATE

Senate Chamber, August 13, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

- Senate Bill No. 149
- Senate Bill No. 165
- Senate Bill No. 529
- Senate Bill No. 831
- Senate Bill No. 1156
- Senate Bill No. 1413

- Senate Bill No. 1431
- Senate Bill No. 1685
- Senate Bill No. 1790
- Senate Bill No. 1945
- Senate Joint Resolution No. 38

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, August 13, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 790

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered enrolled.

Senate Chamber, August 13, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 100

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered enrolled.

Senate Chamber, August 13, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

- Assembly Bill No. 231
- Assembly Bill No. 417
- Assembly Bill No. 930
- Assembly Bill No. 1333
- Assembly Bill No. 1643

- Assembly Bill No. 1955
- Assembly Bill No. 2183
- Assembly Bill No. 2437
- Assembly Bill No. 2491

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 13, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 682	Assembly Bill No. 2069
Assembly Bill No. 743	Assembly Bill No. 2177
Assembly Bill No. 966	Assembly Bill No. 2274
Assembly Bill No. 1736	Assembly Bill No. 2320
Assembly Bill No. 1782	Assembly Bill No. 2492
Assembly Bill No. 2008	Assembly Bill No. 2671
Assembly Bill No. 2035	Assembly Bill No. 2774
Assembly Bill No. 2039	Assembly Bill No. 2803
Assembly Bill No. 2055	

And respectfully request 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 13, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 82
Assembly Concurrent Resolution No. 148
Assembly Concurrent Resolution No. 163
Assembly Concurrent Resolution No. 166
Assembly Joint Resolution No. 70
Assembly Joint Resolution No. 72

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolutions ordered enrolled.

Senate Chamber, August 13, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Concurrent Resolution No. 169

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.

August 13, 1998

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 2004. The Senate then ordered the bill returned to the Assembly.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Above bill held at the Desk.

August 13, 1998

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: By direction of the Senate I am returning Senate Bill 2023 to the Assembly for further action.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Above bill held at the Desk.

Senate Chamber, August 13, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 2173

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, August 13, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 98

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, August 13, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 97
Senate Joint Resolution No. 45

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. 2173—An act to amend Section 433 of, and to add Section 436 to, the Labor Code, relating to employment.

The following resolutions were read:

SENATE CONCURRENT RESOLUTION NO. 97—Relative to the Officer Dave Chetcuti Memorial Highway.

SENATE CONCURRENT RESOLUTION NO. 98—Relative to state employee merit awards.

SENATE JOINT RESOLUTION NO. 45—Relative to federal transportation funding.

BILLS PLACED ON SPECIAL CONSENT CALENDAR

The following bills were placed on the Special Consent Calendar:

Assembly Bills Nos. 1300, 2372, 2426, 2453, 231, 417, 682, 743, 966, 1736, 1782, 2008, 2069, 2177, 2274, 2320, 2492, 2774, 2803, and Assembly Concurrent Resolution No. 169.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Banking and Finance, on Wednesday, August 19, 1998, at 9:30 a.m., in Room 437;

Elections, Reapportionment and Constitutional Amendments, on Monday, August 17, 1998, at 4 p.m., in Room 447;

Governmental Organization, on Tuesday, August 18, 1998, at 11:30 a.m., in Room 4202;

Water, Parks and Wildlife and Senate Agriculture and Water Resources, on Tuesday, August 18 and on Thursday, August 20, 1998.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

Date of Hearing: August 12, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 1504

Senate Bill No. 1653

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Health.

ESCUTIA, Chairwoman

Above bills ordered to second reading.

Date of Hearing: August 12, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 1638

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: August 12, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 977

Senate Bill No. 1717

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.

INTRODUCTION OF GUESTS

Assembly Member Battin, of the 80th Assembly District, introduced Diana Garcia, of La Quinta.

Assembly Member Alquist, of the 22nd Assembly District, introduced Harold and Loretta Riddle, of Santa Clara.

ADJOURNMENT

At 4:30 p.m., pursuant to the motion by Assembly Member Shelley, the Assembly adjourned until 10:30 a.m., Monday, August 17, 1998, out of respect to the memory of Henrietta Wilma Brandsma, on motion of Assembly Member Aguiar; out of respect to the memory of Carroll Notthoff, on motion of Assembly Member Lempert; out of respect to the memory of Joyce S. Fiske, on motion of Speaker Villaraigosa; out of respect to the memory of William Francis Bottrell on motion of Assembly Member Strom-Martin; out of respect to the memory of Anny K. Maass, on motion of Assembly Member Knox; out of respect to the memory of Rev. Dr. J. Miles Acker, Jr., on motion of Assembly Member Pringle; out of respect to the memory of the victims of the U.S. Embassy bombings in East Africa, on motion of Assembly Member Alby; out of respect to the memory of Alan Dale Wenzel, on motion of Assembly Member Cunneen; out of respect to the memory of Massena "Andy" Gump, on motion of Assembly Member Runner; and out of respect to the memory of Leslie Howard Gathers, on motion of Assembly Member Battin.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON AUGUST 13, 1998

The following measures were amended in the Assembly on this day:

AB	RN
1864	9818417 (Conf.)

SB	RN
25	9818181
393	9817194
520	9813519
918	9817430
956	9817784
974	9817869
1069	9818637
1190	9818471
1361	9816570
1386	9818208
1615	9818393
1658	9818318
1724	9817903
1753	9818367
1782	9818187
1866	9817837
1875	9818485
1956	9817883
2217	9818383
2239	9818398

Daily Total:	20
Cumulative Total:	7528

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, August 17, 1998

**TWO HUNDRED FIFTY-SIXTH SESSION DAY
SIX HUNDRED TWENTY-FOURTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, August 17, 1998

The Assembly met at 10:30 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, 10:31 a.m.

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 11 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	Cunneen	Kuykendall	Poochigian
Aguiar	Davis	Leach	Prenter
Alby	Ducheny	Lempert	Pringle
Alquist	Escutia	Leonard	Richter
Aroner	Figueroa	Machado	Runner
Ashburn	Firestone	Margett	Scott
Baca	Floyd	Martinez	Shelley
Battin	Frusetta	Mazzoni	Strom-Martin
Baugh	Gallegos	McClintock	Sweeney
Bordonaro	Goldsmith	Migden	Thompson
Bowen	Granlund	Miller	Thomson
Bowler	Havice	Morrissey	Torlakson
Brewer	Hertzberg	Murray	Vincent
Brown	Honda	Olberg	Washington
Bustamante	House	Oller	Wayne
Campbell	Kaloogian	Ortiz	Wildman
Cardenas	Keeley	Pacheco	Woods
Cardoza	Knox	Papan	Wright
Cedillo	Kuehl	Perata	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, By the depth of Your wisdom, You provide all things out of love for us. Grant to us, Lord, all things that are profitable to our souls. Send forth Your everlasting light and enlighten our heart to do Your will in all things. For we here on earth, imitate the heavenly hosts and we praise You saying: Holy, Holy, Holy are You, O Lord.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Escutia then led the Assembly in the pledge of allegiance to the Flag.

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Assembly Member Aguiar, seconded by Assembly Member Vincent.

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 Morrow.

On personal business, and waiving per diem: Assembly Member Napolitano.

Because of illness: Assembly Member Takasugi.

Because of illness in his family: Assembly Member Baldwin.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

August 17, 1998

The Honorable Antonio Villaraigosa

Speaker of the Assembly

State Capitol, Room 219

Sacramento, California

Dear Speaker Villaraigosa: Please excuse my absence from today's session, as I have been called to my District on legislative business. If you have any questions, please don't hesitate to contact me at (760) 757-8084.

Sincerely,

BILL MORROW, Assembly Member
Seventy-third District

REQUEST TO SUSPEND JOINT RULES

The following requests were received, and read:

Assembly Chamber, August 17, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(14) as it relates to the Subcommittee on Insurance Reform to meet during the last two weeks of session (8/17–8/28).

LIZ FIGUEROA

The following request was received, and read:

Assembly Chamber, August 17, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(12), (13), and (14) as it relates to Senate Bill No. 567 and Joint Rule 61(b)(14) as it relates to Assembly Concurrent Resolution No. 149.

KEVIN MURRAY

Above request ordered transmitted to the Committee on Rules.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Revenue and Taxation, on Monday, August 17, 1998.

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 17, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 79

Senate Bill No. 1825

Senate Bill No. 1500

Senate Bill No. 2116

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. 1500—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; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1825—An act to amend Sections 68806, 69904, 69905, 70044.5, 72608, 72627.5, 72762, 73348, 73349, 73351, 73353.2, 73354, 73355, 73356, 73363, 73365, 73366, 73399, 73523, 73524, 73525, 73528, 73529, 73565, 73566, 73567, 73658, 73604, 73649.1, 73681.1, 73682, 73684, 73691, 73692, 73695, 73699, 73736, 73759, 73772, 73773, 73794, 73798, 73822, 73823, 73954, 73960, 74000, 74001, 74001.5, 74002, 74004, 74005, 74344, 74345, 74346, 74355, 74368, 74370, 74603, 74604, 74607, 74610, 74642, 74643, 74663, 74665, 74743, 74745, 74749, 74765, 74905, 74907, 74909, 74910, 74911, 74912, 74913, 74921.11, and 74926.7 of, to amend, repeal, and add Sections 72609 of, to add Sections 73586.1, 73785, 73957.5, 74727.5, and 74745.1 to, to add Article 1.5 (commencing with Section 73330) to Chapter 10 of Title 8 of, to repeal Sections 73364, 73665.5, 73665.6, 73775, 73778, 73778.5, 73780, 73795, 73799, 74006, 74356, 74357, 74358, 74358, 74921.9, 74922.5, and 74926.6 of, to repeal and add Sections 69899.5, 73353, 73358, 73644, 73665, 73666, 73683, 73699.1, 73957, 73959, 74921.5, 74921.6, 74921.7, 74921.8, and 74921.10 of, the Government Code, and to amend Section 830.36 of the Penal Code, relating to courts.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 2116—An act to amend Section 290 of, to add Section 11055 to, and to add and repeal Section 290.01 of, the Penal Code, relating to sex offender 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.

AUTHOR'S AMENDMENTS **Committee on Appropriations**

August 17, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 1857

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 1857—An act to amend Section 44011.6 of, to add Section 44243.4 to, and to add Article 6 (commencing with Section 44299) to Chapter 9 of Part 5 of Division 26 of, the Health and Safety Code, relating to air quality, 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 Utilities and Commerce**

Date of Hearing: August 10, 1998

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Assembly Bill No. 1096

With the recommendation: That the Senate amendments be concurred in.

MARTINEZ, Chairwoman

Above bill ordered to unfinished business.

Date of Hearing: August 10, 1998

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Assembly Bill No. 1161

With the recommendation: That the Senate amendments be concurred in.

MARTINEZ, Chairwoman

Above bill ordered to unfinished business.

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. 2194

Governor's Office, Sacramento
August 16, 1998

To the Members of the California Assembly:

I am returning Assembly Bill No. 2194 without my signature.

This bill would extend until August 1, 2004, the authority of the South Coast Air Quality Management District (District) to collect an additional one-dollar fee on motor vehicle registration renewals within its jurisdiction.

Reauthorization of this fee is inconsistent with recent efforts to reduce vehicle registration taxes. Its imposition would place an additional \$10 million burden on taxpayers within that District each year, or \$50 million over the life of the extension.

The one-dollar surcharge affected by this bill is in addition to a separate four-dollar surcharge the District is authorized to impose on motor vehicle renewals to fund programs to reduce pollution from mobile sources. This levy provides the District with approximately \$40 million each year. To the degree the District believes that the projects funded by the one-dollar surcharge are worthy of continued investment, it should consider funding them from the revenues generated by the four-dollar surcharge.

Sincerely,

PETE WILSON

RECEIPT

I acknowledge receipt this 17th day of August 1998, at 10:10 a.m., of Assembly Bill No. 2194, without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Karen Morgan.

RALPH ROMO

Acting Chief Clerk of the Assembly

The following messages from the Governor were received and ordered printed in the Journal:

Governor's Office, Sacramento
August 14, 1998

To the Members of the Assembly:

Assembly Bill 862 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 862 as an emergency measure.

Sincerely,

PETE WILSON

Governor's Office, Sacramento
August 14, 1998

To the Members of the Assembly:

Assembly Bill 1428 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 1428 as an emergency measure.

Sincerely,

PETE WILSON

Governor's Office, Sacramento
August 14, 1998

To the Members of the Assembly:

Assembly Bill 2284 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 2284 as an emergency measure.

Sincerely,

PETE WILSON

Governor's Office, Sacramento
August 14, 1998

To the Members of the Assembly:

Assembly Bill 2784 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 2784 as an emergency measure.

Sincerely,

PETE WILSON

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 14, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

- | | |
|------------------------|------------------------|
| Assembly Bill No. 858 | Assembly Bill No. 2284 |
| Assembly Bill No. 862 | Assembly Bill No. 2442 |
| Assembly Bill No. 1428 | Assembly Bill No. 2778 |
| Assembly Bill No. 1590 | Assembly Bill No. 2784 |
| Assembly Bill No. 1756 | Assembly Bill No. 2789 |
| Assembly Bill No. 2041 | Assembly Bill No. 2793 |
| Assembly Bill No. 2261 | |

And reports the same correctly enrolled, and presented to the Governor at 4 p.m., August 14, 1998.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, August 17, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 186

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as a Committee on Conference concerning Senate Bill No. 1561:

Mazzoni, Strom-Martin, and Firestone.

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 Marilyn "Rosalie" Kamansky, former Upland City Councilwoman, and community leader.

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 Jackie Amos, of Burbank.

REQUEST FOR PHOTOGRAPHER

Assembly Member Torlakson was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

RECESS

By unanimous consent, at 11:02 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Torlakson introduced Joseph Ardent, Angela Ardent, John Buffo, and Rose Scudero, of Pittsburg, and presented a resolution in recognition of Italian-American Wartime Internment Remembrance Week.

REASSEMBLED

At 11:04 a.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 Keeley announced his intention to request that Senate Bills Nos. 2240 and 1965 be removed from the inactive file.

RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO ASSEMBLY RULE 77.2

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred:

Assembly Bill No. 562 to the Committee on Public Safety;

Assembly Bill No. 1155 to the Committee on Revenue and Taxation;

Assembly Bill No. 1205 to the Committee on Higher Education; and

Assembly Bill No. 930 to the Committee on Transportation.

REQUEST FOR PHOTOGRAPHER

Assembly Member Shelley was granted unanimous consent that a photographer be permitted on the Floor of the Assembly, and that guests be permitted on the Floor of the Assembly during the Ceremony for Retiring Members later this day.

BILLS RETURNED TO SENATE

Assembly Member Shelley was granted unanimous consent that Assembly Bills Nos. 341, 1078, 1955, and 2272 be returned to the Senate for further action.

ASSEMBLY BILL NO. 1300 REMOVED FROM SPECIAL CONSENT CALENDAR AND RETURNED TO SENATE

Assembly Member Shelley was granted unanimous consent that Assembly Bill No. 1300 be removed from the Special Consent Calendar, and returned to the Senate for further action.

RE-REFERENCE OF BILLS PURSUANT TO THE RULES

On advice of the Legislative Counsel, pursuant to the provisions of Joint Rule 10.5, and pursuant to the provisions of Assembly Rule 77.2 the following bills were ordered re-referred to the Committee on Appropriations:

Assembly Concurrent Resolution No. 186;
Senate Bill No. 918.

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. 984 be removed from the inactive file.

RE-REFERENCE OF BILLS

Assembly Member Migden was granted unanimous consent that Senate Bill No. 567 be re-referred from the Committee on Appropriations to the Committee on Transportation.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Bowler announced his intention to request that Senate Bill No. 1454 be removed from the inactive file.

CONSIDERATION OF SENATE BILL NO. 1466 BY UNANIMOUS CONSENT

Upon request of Assembly Member Shelley, Assembly Member Murray was granted unanimous consent to take up Senate Bill No. 1466, out of order.

SENATE BILL NO. 1466 (Polanco)—An act to add Section 4420.5 to the Government Code, relating to public construction, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Murray moved the adoption of amendments. Amendments read and adopted; bill ordered reprinted.

**RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO
ASSEMBLY RULE 77.2**

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Senate Bill No. 1466 to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

JOINT RULE 62(a) WAIVED

Assembly Member Shelley was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 1466 for hearing in the Committee on Consumer Protection, Governmental Efficiency and Economic Development on Tuesday, August 18, 1998.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 188, on request of Assembly Member Murray.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Cunneen was granted unanimous consent that his niece Moira Lion be permitted to sit at his Desk on the Assembly Floor during today's proceedings.

**CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS**

ASSEMBLY CONCURRENT RESOLUTION NO. 185—Relative to Arizona Boys Ranch.

Resolution read; amendments proposed by the Committee on Appropriations read and adopted, resolution ordered reprinted and to be placed upon the third 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. 1615, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 1796—An act to amend Section 1708.7 of the Civil Code, and to amend Sections 422, 646.9, and 653m of the Penal Code, relating to stalking.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2189—An act to amend Section 25102 of, to add Section 25208 to, and to add Division 3 (commencing with Section 28000) to Title 4 of, the Corporations Code, relating to capital access companies.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2227—An act to amend Section 56835 of, and to add Sections 56111.14, 56700.3, 56800.3, 56828.5, 56842.7, 56844.2, 57082.5, and 57330.5 to, the Government Code, relating to local agencies.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 955—An act to amend Sections 1386, 1388, 1391, 1392, and 1393 of the Health and Safety Code, relating to health care coverage.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 971—An act to amend Section 104375 of the Health and Safety Code, relating to disease prevention.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1140—An act to amend Sections 2191 and 2811.5 of, and to add Section 2196.2 to, the Business and Professions Code, relating to pain management.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1250—An act to amend Section 10770 of, and to repeal Section 10707 of, the Revenue and Taxation Code, and to amend Section 16000 of the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1336—An act to amend Sections 7881, 9027, 9027.5, and 9029.5 of, to add Section 9001.7 to, and to add Article 17 (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, and ordered to third reading.

SENATE BILL NO. 1652—An act to amend Sections 312, 6715, 16728, 22391, and 22443.1 of the Business and Professions Code, to amend Sections 1789.24, 1812.54, 1812.66, 1812.105, 1812.129, 1812.503, 1812.510, 1812.515, 1812.525, and 1812.600 of the Civil Code, to amend Sections 995.710 and 1279 of the Code of Civil Procedure, to amend Section 318 of the Corporations Code, to amend Sections 12511, 18342, and 19420 of the Education Code, to amend Sections 113, 126, 12302, 12402, 23600, 23713, 25004, 34460, 61230, 65584.3, 68083, and 68116 of the Government Code, to amend Sections 2224, 2226, 4739.5, 6501, 13830, 13876, 25395, 32137, 33102, and 34116 of the Health and Safety Code, to amend Sections 9626, 29728, 29731, and 30150 of the Public Resources Code, to amend Sections 7578, 11895, 22258, and 30205 of, and to repeal Sections 7579, 29254, 30944, and 100464 of, the Public Utilities Code, to amend Section 27123 of the Streets and Highways Code, to amend Sections 30321.5, 30322, 30323, 31006, 34501, and 71598 of, and to repeal Section 34503 of, the Water Code, and to amend Sections 10 and 10.2 of Chapter 545 of the Statutes of 1943, relating to the Secretary of State, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1702—An act to add Section 1373.21 to the Health and Safety Code, relating to health care coverage.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1874—An act to add Chapter 16 (commencing with Section 18998) to Part 6 of Division 9 of the Welfare and Institutions Code, relating to foster youth, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1966—An act to add Section 4582.76 to the Public Resources Code, relating to resources.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2068—An act to add Article 7.5 (commencing with Section 66085) to Chapter 2 of Part 40 of the Education Code, relating to service learning.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2181—An act to amend Sections 9880.1, 9882.5, and 9884.7 of, and to add and repeal Article 2.5 (commencing with Section 9883) of Chapter 20.3 of Division 3 of, the Business and Professions Code, relating to automotive technicians.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2215—An act to amend Section 3304 of the Government Code, relating to public safety officers.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2222—An act to amend Section 120440 of the Health and Safety Code, relating to health.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 998—An act to amend, repeal, and add Sections 2590, 2591, and 2592 of, to amend, add, and repeal Section 2596 of, and to add and repeal Sections 2597 and 2598 of, the Business and Professions Code, relating to perfusion, 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. 1641—An act to repeal and add Section 5006.8 of the Public Resources Code, relating to Candlestick Park.

Bill read 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. 988—An act to amend Sections 40507, 44004, 44305, 45000, 45005, 45011, 45013, 45017, 45023, 48027, 48620, 48621, 48623, 48630, 48643, 48651, 48660.5, 48661, 48670, 48672, and 48673 of, and to add Sections 48645, 48671.8, and 48692 to, the Public Resources Code, relating to recycling.

Bill read 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. 1073—An act to amend Section 1585.2 of the Health and Safety 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, and to be placed upon the Consent Calendar.

SENATE BILL NO. 1383—An act to add Sections 7056.5 and 19542.1 to the Revenue and Taxation Code, and to add Section 13018 to the Unemployment Insurance Code, relating to taxation.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

SENATE BILL NO. 1416—An act to add Section 19993.05 to the Government Code, relating to state 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, and to be placed upon the Consent Calendar.

SENATE BILL NO. 1911—An act to add Section 9101.5 to the Welfare and Institutions Code, relating to aging, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

SENATE BILL NO. 2018—An act relating to state employees, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Public Employees, Retirement and Social Security read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 507—An act to amend Section 8560 of the Health and Safety Code, relating to transportation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1767—An act to amend Sections 1134 and 1156.6 of, and to add Section 1114.5 to, the Harbors and Navigation Code, relating to vessels.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

SENATE BILL NO. 1504—An act to amend Sections 1368, 1368.01, 1368.03, and 1368.04 of, and to add Article 12 (commencing with Section 1399.80) to Chapter 2.2 of Division 2 of, the Health and Safety Code, and to add Article 2.55 (commencing with Section 10145.80) to Chapter 1 of Part 2 of Division 2 of the Insurance Code, relating to health insurance.

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 Health.

SENATE BILL NO. 1653—An act to add Sections 1399.82, 1399.83, and 1399.84 to the Health and Safety Code, and to add Sections 10145.82, 10145.83, and 10145.84 to the Insurance Code, relating to health insurance.

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 Health.

SENATE BILL NO. 977—An act to add Sections 1344.5 and 1344.6 to the Health and Safety Code, relating to health care service plans.

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. 1717—An act to add Section 3135 to, and to repeal and add Part 3 (commencing with Section 3400) of Division 8 of, the Family Code, relating to child custody.

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 PASSED ON FILE

Assembly Bills Nos. 2439 and 1866, and Assembly Constitutional Amendment No. 26—Passed on file.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS**

ASSEMBLY JOINT RESOLUTION NO. 76 (Papan)—Relative to a just and peaceful resolution of the situation in Cyprus.

Resolution read, and adopted by the following vote:

AYES—74

Ackerman	Davis	Lempert	Pringle
Aguiar	Ducheny	Leonard	Richter
Alby	Escutia	Machado	Runner
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Martinez	Shelley
Ashburn	Frusetta	Mazzoni	Strom-Martin
Baca	Gallegos	McClintock	Sweeney
Battin	Goldsmith	Migden	Thompson
Baugh	Granlund	Miller	Thomson
Bordonaro	Havice	Morrissey	Torlakson
Bowen	Hertzberg	Murray	Vincent
Bowler	Honda	Olberg	Washington
Brown	House	Oller	Wayne
Bustamante	Kaloogian	Ortiz	Wildman
Campbell	Keeley	Pacheco	Woods
Cardenas	Knox	Papan	Wright
Cardoza	Kuehl	Perata	Mr. Speaker
Cedillo	Kuykendall	Poochigian	
Cunneen	Leach	Prenter	

NOES—None

Resolution ordered transmitted to the Senate immediately.

At 11:32 a.m., Speaker Antonio R. Villaraigosa, 45th District, presiding

RESOLUTIONS

The following resolutions were offered:

HOUSE RESOLUTION NO. 63—Villaraigosa. Relative to commending the Honorable Deborah Ortiz.

HOUSE RESOLUTION NO. 64—Villaraigosa. Relative to commending the Honorable Bernie Richter.

HOUSE RESOLUTION NO. 65—Villaraigosa. Relative to commending the Honorable Valerie K. Brown.

HOUSE RESOLUTION NO. 66—Villaraigosa. Relative to commending the Honorable Tom Woods.

HOUSE RESOLUTION NO. 67—Villaraigosa. Relative to commending the Honorable Barbara Alby.

HOUSE RESOLUTION NO. 68—Villaraigosa. Relative to commending the Honorable Larry Bowler.

HOUSE RESOLUTION NO. 69—Villaraigosa. Relative to commending the Honorable Diane Martinez.

HOUSE RESOLUTION NO. 70—Villaraigosa. Relative to commending the Honorable Charles S. Poochigian.

HOUSE RESOLUTION NO. 71—Villaraigosa. Relative to commending the Honorable Nao Takasugi.

HOUSE RESOLUTION NO. 72—Villaraigosa. Relative to commending the Honorable Fred Aguiar.

HOUSE RESOLUTION NO. 73—Villaraigosa. Relative to commending the Honorable Liz Figueroa.

HOUSE RESOLUTION NO. 74—Villaraigosa. Relative to commending the Honorable Steven T. Kuykendall.

HOUSE RESOLUTION NO. 75—Villaraigosa. Relative to commending the Honorable Curt Pringle.

HOUSE RESOLUTION NO. 76—Villaraigosa. Relative to commending the Honorable Gary G. Miller.

HOUSE RESOLUTION NO. 77—Villaraigosa. Relative to commending the Honorable Cruz M. Bustamante.

HOUSE RESOLUTION NO. 78—Villaraigosa. Relative to commending the Honorable Bill Morrow.

HOUSE RESOLUTION NO. 79—Villaraigosa. Relative to commending the Honorable Jan Goldsmith.

HOUSE RESOLUTION NO. 80—Villaraigosa. Relative to commending the Honorable Brooks Firestone.

HOUSE RESOLUTION NO. 81—Villaraigosa. Relative to commending the Honorable Tom Bordonaro.

HOUSE RESOLUTION NO. 82—Villaraigosa. Relative to commending the Honorable Michael Sweeney.

HOUSE RESOLUTION NO. 83—Villaraigosa. Relative to commending the Honorable Kevin Murray.

HOUSE RESOLUTION NO. 84—Villaraigosa. Relative to commending the Honorable Debra Bowen.

HOUSE RESOLUTION NO. 85—Villaraigosa. Relative to commending the Honorable Grace F. Napolitano.

HOUSE RESOLUTION NO. 86—Villaraigosa. Relative to commending the Honorable Joe Baca.

SPECIAL CEREMONY HONORING RETIRING MEMBERS

At 11:32 a.m., a special ceremony was convened to honor Members retiring from the California State Assembly.

Announcement

Speaker Villaraigosa announced that Members presenting resolutions and honorees would be limited to 5 minutes of time to speak, and other Members would be limited to 1 minute of time to speak.

(NOTE: Without objection, family members and special guests of honorees were permitted on the Floor of the Assembly, pursuant to unanimous consent granted earlier this day.)

The following resolution was read:

House Resolution No. 66

By Assembly Member Villaraigosa

Relative to commending the Honorable Tom Woods.

WHEREAS, The Honorable Tom Woods is drawing to a close his tenure with the California State Assembly following four years of exemplary service, and it is appropriate at this time to highlight the many achievements of his illustrious tenure and to extend to him the highest commendations; and

WHEREAS, Elected to the Assembly in 1994 and re-elected in 1996, Assembly Member Woods represents the 2nd Assembly District, a vast rural district that stretches from just north of Sacramento to the Oregon border, and includes the mountain and valley counties of Colusa, Glenn,

Shasta, Siskiyou, Sutter, Tehama, and Trinity, as well as portions of Butte and Yolo Counties; and

WHEREAS, Prior to his election, Assembly Member Woods was involved in many Shasta County community activities, serving as a Shasta County Delegate to the Attorney General's Commission on Drugs and Youth, the President's Congressional Task Force on National and International Affairs, the Board of Directors of the Forest Museum, and the Board of Directors of Shasta Bible College, and he also headed the City-County Government Committee as President of the Shasta County Grand Jury; and

WHEREAS, A native of North Carolina, Tom Woods started a broadcasting career at the age of 17, which brought him to California in 1970; and

WHEREAS, He moved to Redding in 1980 and served as Operations Manager for Radio Station KVIP from 1985 until he moved to the position of General Manager in 1987, and he served in that capacity until his election to the Assembly; and

WHEREAS, Assembly Member Woods is the Republican Whip in the Assembly, has served as Vice Chairman of the Assembly Committee on Natural Resources, and currently serves as a member of the Assembly Committees on Health, on Water, Parks and Wildlife, and on Information Technology; and

WHEREAS, His legislative focus this year has been in the areas of agriculture, water, timber, and small business, and he has taken the lead on reform of the California Environmental Quality Act and flood protection by introducing legislation to allow Californians to maintain and repair levees without having to go through bureaucratic hoops that delay actions that save lives and property; and

WHEREAS, Assembly Member Woods received numerous awards in his first term in the Assembly, including Legislator of the Year from the California Women in Timber, the California Association of Health Services at Home, and the Biomass Energy Alliance, and he received perfect scores from both the California Farm Bureau and the California Chamber of Commerce for his legislative voting record; and

WHEREAS, Assembly Member Woods and his wife, Alice, are the proud parents of five children, Melissa, Kristin, Chad, John, and Joseph; and

WHEREAS, Through his public service activities he has made a significant impact on the people of the 2nd Assembly District and throughout the state, and he will be very much missed by those individuals with whom he has been associated; now, therefore, be it

Resolved by the Assembly of the State of California, That they express their commendations and appreciation to their colleague, the Honorable Tom Woods, for his outstanding record of dedicated service to his constituents and to all of the people of California, and convey to him best wishes for every success in his future endeavors.

House Resolution No. 66 Taken Up by Unanimous Consent

Assembly Member Olberg was granted unanimous consent to take up House Resolution No. 66, without reference to committee, print, or file.

HOUSE RESOLUTION NO. 66—Relative to commending the Honorable Tom Woods.

Resolution read, and adopted unanimously.

Best Wishes Expressed

Farewell remarks were offered by Assembly Members Olberg, Leonard, Baca, and Vincent.

Speaker Villaraigosa then appointed Assembly Members Thompson and Ackerman as a Select Committee on Escort to escort Assembly Member Woods and his wife Alice to the Rostrum, whereupon a resolution was presented expressing the best wishes of all Members of the Assembly as he departs the California State Assembly.

Assembly Member Woods then addressed the assemblage.

* * *

The following resolution was read:

House Resolution No. 65

By Assembly Member Villaraigosa

Relative to commending the Honorable Valerie K. Brown.

WHEREAS, The Honorable Valerie K. Brown is drawing to a close her tenure with the California State Assembly following six years of exemplary service, and it is appropriate at this time to highlight the many achievements of her illustrious tenure and to extend to her the highest commendations; and

WHEREAS, Valerie Kent Brown was first elected to the California State Assembly in November 1992, and she serves as the representative of the 7th Assembly District; and

WHEREAS, She has made the protection and welfare of women and children her top priorities during her tenure in the California Legislature, and as a former small business owner, she has also worked hard to make state government more accountable; and

WHEREAS, During her three terms in the Assembly, she authored legislation to reduce class sizes; make the California Maritime Academy a part of the California State University system; put breast cancer patients' needs above those of HMOs; ensure the use of clean needles by tattoo and body piercing parlors; prevent tobacco sales to minors; substantially increase funding for battered women's shelters; protect mobilehome owners from price gouging; halt unauthorized telephone charges; and require state agencies to prepare strategic plans, and she was also successful in providing tax relief to winegrape growers suffering from the devastation of Pierce's disease and increasing funding for viticulture research; and

WHEREAS, In recognition of her work, Valerie Brown has been honored as the Legislator of the Year by the California National Organization of Women, the Metropolitan Transportation Commission, the American Planning Association, the California School Boards Association, and the Napa-Solano Hispanic Chamber of Commerce; and

WHEREAS, For the 1997–98 Session, Assembly Member Brown served as Chair of the Assembly Governmental Organization Committee—the first woman to be appointed to that position—during which she presided over the first successful attempt to establish comprehensive gaming regulation in the state, and she also served as Chair of the Assembly Budget Subcommittee on Health and Human Services and the Assembly Select Committee on California Wine and as

a member of the Assembly Health, Agriculture, and Human Services Committees; and

WHEREAS, In prior sessions, she served as the Chair of the Assembly Select Committee on Government Restructuring and the Vice Chair of the Assembly Appropriations Committee and the Assembly Local Government Committee; and

WHEREAS, Assembly Member Brown previously was Mayor and Vice Mayor of the City of Sonoma and President and Vice President of the Sonoma Valley Chamber of Commerce; now, therefore, be it

Resolved by the Assembly of the State of California, That they take great pride in honoring Assembly Member Valerie K. Brown for her outstanding service to the people of the 7th Assembly District and the people of California during her tenure as a Member of the Legislature, and extend to her heartiest best wishes for happiness and success in her future endeavors.

House Resolution No. 65 Taken Up by Unanimous Consent

Assembly Member Bowen was granted unanimous consent to take up House Resolution No. 65, without reference to committee, print, or file.

HOUSE RESOLUTION NO. 65—Relative to commending the Honorable Valerie K. Brown.

Resolution read, and adopted unanimously.

Best Wishes Expressed

Farewell remarks were offered by Assembly Members Bowen, Mazzoni, Thomson, Davis, Baca, Pringle, Aguiar, Aroner, Migden, Shelley, Kuehl, Poochigian, and Strom-Martin.

Speaker Villaraigosa then appointed Assembly Members Shelley and Thomson as a Select Committee on Escort to escort Assembly Member Valerie Brown to the Rostrum, whereupon a resolution was presented expressing the best wishes of all Members of the Assembly as she departs the California State Assembly.

Assembly Member Brown then addressed the assemblage.

* * *

The following resolution was read:

House Resolution No. 63

By Assembly Member Villaraigosa

Relative to commending the Honorable Deborah Ortiz.

WHEREAS, Assembly Member Deborah Ortiz is drawing to a close her tenure with the California State Assembly following two years of exemplary service, and it is appropriate at this time to highlight her many achievements and to extend to her the highest commendations; and

WHEREAS, Deborah Ortiz was first elected to the California Assembly in November 1996 as the representative of the 9th Assembly District, and during her first year in office, all of her bills that were passed by the Legislature were signed into law by Governor Wilson; and

WHEREAS, She serves on the Assembly Committees on Health, Judiciary, Revenue and Taxation, and Rules, and she has been a member of the Assembly Committee on Human Services and the Assembly

Rules Subcommittee on Sexual Harassment, Prevention and Response and the Assembly Select Committee on Professional Sports; and

WHEREAS, As Chair of the Assembly Select Committee on Taxpayer's Rights, Deborah Ortiz authored the "California Taxpayers' Bill of Rights"; and

WHEREAS, In response to the tragic murder of Rio Linda High School student Michelle Montoya, Deborah Ortiz authored a bill that requires private and public schools to complete criminal background checks on all employees before they are hired, and prohibits hiring of anyone convicted of a serious or violent felony; and she worked to fund a statewide electronic fingerprinting system that will enable schools to complete the criminal background checks in 72 hours; and

WHEREAS, She established a statewide after-school tutoring program modeled after the highly successful START program, and locally, Sacramento START has helped 4,000 of the most challenged children improve their test scores; and

WHEREAS, To ensure access to quality health care, Deborah Ortiz authored a "Patient Bill of Rights" measure to protect patients who have undergone surgery from being discharged too early or sent home without assistance for the patient and their caregivers; and

WHEREAS, She created new funding for prostate and ovarian cancer research and created the Women's Gynecological Cancer Information Program; and

WHEREAS, Deborah Ortiz previously served on the Sacramento City Council, where she worked to make neighborhoods safer and received the Sacramento Housing Alliance Award for improving housing in some of the toughest neighborhoods in Sacramento; and

WHEREAS, She passed the Sacramento ordinance prohibiting the sale of firearms in neighborhoods and requiring gun dealers to register with city police, and in the Assembly she has authored a bill to impose penalties for not immediately reporting a stolen handgun; and

WHEREAS, A lifelong Sacramento resident, Deborah Ortiz graduated from McClatchy High School and worked her way through the University of California, Davis, and McGeorge School of Law, University of the Pacific; now, therefore, be it

Resolved by the Assembly of the State of California, That they take great pride in honoring Assembly Member Deborah Ortiz for her outstanding service to the people of the 9th Assembly District and the people of California during her tenure as a Member of the Assembly, and extend to her heartiest best wishes for happiness and success in her future endeavors.

House Resolution No. 63 Taken Up by Unanimous Consent

Assembly Member Strom-Martin was granted unanimous consent to take up House Resolution No. 63, without reference to committee, print, or file.

HOUSE RESOLUTION NO. 63—Relative to commending the Honorable Deborah Ortiz.

Resolution read and adopted unanimously.

Best Wishes Expressed

Farewell remarks were offered by Assembly Members Strom-Martin, Perata, Cardoza, Torlakson, Cardenas, Havice, and Bowen.

Speaker Villaraigosa then appointed Assembly Members Shelley and Thomson as a Select Committee on Escort to escort Assembly Member Deborah Ortiz to the Rostrum, whereupon a resolution was presented expressing the best wishes of all Members of the Assembly as she departs the California State Assembly.

Assembly Member Ortiz then addressed the assemblage.

* * *

The following resolution was read:

House Resolution No. 64

By Assembly Member Villaraigosa

Relative to commending the Honorable Bernie Richter.

WHEREAS, The tenure of the Honorable Bernie Richter with the California State Assembly is drawing to a close following six years of exemplary service, and it is appropriate at this time to highlight his many achievements and to extend to him the highest commendation; and

WHEREAS, First elected to the Assembly in 1992 and re-elected in 1994 and 1996, Assembly Member Richter represents the 3rd Assembly District; and

WHEREAS, He served as an officer in the United States Army Corps of Engineers, and in civilian life founded several successful family-owned businesses; and

WHEREAS, Long interested in public affairs and political philosophy, Assembly Member Richter has been a constitutional rights advocate, a high school civics teacher, an avid reader and student of history, a county supervisor, and a political activist; and

WHEREAS, He is an outspoken advocate of political, economic, and social reform from a conservative perspective, is a prolific writer, public speaker, and frequent talk show guest, and believes in the value of individuals, families, and communities creating wealth, opportunity, and jobs; and

WHEREAS, Assembly Member Richter supports local crisis pregnancy centers and volunteer organizations that provide help to those truly in need; and

WHEREAS, As a Member of the Assembly, Bernie Richter has worked to reduce government waste, burdensome bureaucracy, and excessive taxation and regulation which serve as impediments to job creation and economic activity; and

WHEREAS, He has endeavored to reform the welfare system to provide incentives for work and independence, so that individuals can become productive members of society; and

WHEREAS, He is an outspoken opponent of discrimination, bigotry, and racism in all of its forms, and he initiated and led the successful effort in California to end preferential quotas and set-asides, culminating in the passage of the landmark civil rights initiative, Proposition 209, in 1996; and

WHEREAS, Assembly Member Richter has fought for reforms in the criminal and civil justice systems, two institutions which represent the

government's greatest contribution to a civilized society, and he believes that fundamental changes in the way we maintain civil order and personal safety in our neighborhoods is imperative; and

WHEREAS, Assembly Member Richter views economic and educational opportunity as being best provided by strong families, a positive environment for small business, and competitive accountability in public schools; and

WHEREAS, Assembly Member Richter and his wife, Rae, are the proud parents of three daughters, Karen, Suzanne, and Kathleen; and

WHEREAS, Through his public service activities he has made a significant impact on the people of the 3rd Assembly District and throughout the state, and he will be very much missed by those individuals with whom he has been associated; now, therefore, be it

Resolved by the Assembly of the State of California, That they express their commendation and appreciation to their colleague, the Honorable Bernie Richter, for his outstanding record of dedicated service to his constituents and to all of the people of California, and convey to him best wishes for every success in his future endeavors.

House Resolution No. 64 Taken Up by Unanimous Consent

Assembly Member Margett was granted unanimous consent to take up House Resolution No. 64, without reference to committee, print, or file.

HOUSE RESOLUTION NO. 64—Relative to commending the Honorable Bernie Richter.

Resolution read, and adopted unanimously.

Best Wishes Expressed

Farewell remarks were offered by Assembly Members Bowen, Goldsmith, Honda, Pacheco, Ducheny, and Wright.

Speaker Villaraigosa then appointed Assembly Members Aguiar and Leach as a Select Committee on Escort to escort Assembly Member Bernie Richter to the Rostrum, whereupon a resolution was presented expressing the best wishes of all Members of the Assembly as he departs the California State Assembly.

* * *

At 1:10 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

ANNOUNCEMENT OF CONFERENCE COMMITTEE MEETING

Assembly Member Mazzoni announced that the Conference Committees on Assembly Bill No. 1056 and Senate Bills Nos. 190 and 1561 would meet on Wednesday at 9 a.m., in Room 2040.

BILLS REMOVED FROM SPECIAL CONSENT CALENDAR

The following bill was removed from the Special Consent Calendar, and placed on the unfinished business file, pursuant to Joint Rule 22.2:

Assembly Bill No. 2426, on request of Assembly Member Bowler.

BILL RETURNED TO SENATE

Assembly Member Thomson was granted unanimous consent that Assembly Bill No. 214 be returned to the Senate for further action.

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. 562 for hearing in the Committee on Public Safety on Tuesday, August 18, 1998.

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Brewer announced her intention to request that Senate Bills Nos. 663 and 1555 be removed from the inactive file.

BILLS PASSED ON FILE

Senate Constitutional Amendment No. 12 and **Senate Bills Nos. 63, 1802, 1970, 400, and 1229**—Passed on file.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1848 (Karnette)—An act to amend Section 87482.5 of the Education Code, relating to community colleges.

Bill read third time, and presented by Assembly Member Keeley.

Senate Bill No. 1848 Passed Temporarily

By unanimous consent Senate Bill No. 1848 was passed temporarily on file.

BILLS PASSED ON FILE

Senate Bill No. 1902—Passed on file.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1562 (Solis)—An act to amend Section 15051 of the Unemployment Insurance Code, and to amend Section 11324.6 of the Welfare and Institutions Code, relating to unemployment.

Bill read third time, and presented by Assembly Member Floyd.

Bill passed by the following vote:

AYES—73

Ackerman	Cunneen	Kuykendall	Prenter
Aguiar	Davis	Leach	Pringle
Alby	Ducheny	Lempert	Runner
Alquist	Escutia	Leonard	Scott
Aroner	Figueroa	Machado	Shelley
Ashburn	Firestone	Margett	Strom-Martin
Baca	Floyd	Martinez	Sweeney
Battin	Frusetta	Mazzoni	Thomson
Baugh	Gallegos	Migden	Torlakson
Bordonaro	Goldsmith	Miller	Vincent
Bowen	Granlund	Morrissey	Washington
Bowler	Havice	Murray	Wayne
Brewer	Hertzberg	Olberg	Wildman
Brown	Honda	Oller	Woods
Bustamante	House	Ortiz	Wright
Campbell	Kaloogian	Pacheco	Mr. Speaker
Cardenas	Keeley	Papan	
Cardoza	Knox	Perata	
Cedillo	Kuehl	Poochigian	

NOES—3

McClintock	Richter	Thompson
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Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bills Nos. 2058, 14, 2217, 610, and 1469—Passed on file.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1907 (Burton)—An act to amend Section 50474 of, and to add Section 50474.1 to, the Government Code, relating to airports.

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.

BILLS PASSED ON FILE

Senate Bills Nos. 2082 and 1873—Passed on file.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 705 (Rainey)—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.

Bill read third time, and presented by Assembly Member Olberg.

Bill passed by the following vote:

AYES—67

Ackerman	Cedillo	Kuykendall	Poochigian
Aguiar	Cunneen	Leach	Prenter
Alby	Davis	Lempert	Pringle
Alquist	Ducheny	Leonard	Richter
Ashburn	Escutia	Machado	Runner
Baca	Figueroa	Margett	Scott
Battin	Firestone	Martinez	Strom-Martin
Baugh	Frusetta	McClintock	Sweeney
Bordonaro	Gallegos	Miller	Thompson
Bowen	Goldsmith	Morrissey	Thomson
Bowler	Granlund	Murray	Torlakson
Brewer	Havice	Olberg	Vincent
Brown	Hertzberg	Oller	Washington
Bustamante	Honda	Ortiz	Wayne
Campbell	House	Pacheco	Wildman
Cardenas	Kaloogian	Papan	Woods
Cardoza	Keeley	Perata	

NOES—1

Migden

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 705: Assembly Member Bowen, from “No” to “Aye”; Assembly Member Knox, from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 29 (Maddy)—An act to amend Section 19618 of, and to add Section 19542 to, the Business and Professions Code, relating to horse racing.

Bill read third time, and presented by Assembly Member Cardoza.

Bill passed by the following vote:

AYES—71

Ackerman	Cedillo	Kuykendall	Poochigian
Aguiar	Cunneen	Leach	Prenter
Alby	Davis	Lempert	Pringle
Alquist	Ducheny	Leonard	Richter
Aroner	Escutia	Machado	Runner
Ashburn	Figueroa	Margett	Scott
Baca	Firestone	Mazzoni	Shelley
Battin	Frusetta	McClintock	Strom-Martin
Baugh	Gallegos	Migden	Sweeney
Bordonaro	Goldsmith	Miller	Thomson
Bowen	Granlund	Morrissey	Torlakson
Bowler	Hertzberg	Murray	Vincent
Brewer	Honda	Olberg	Wayne
Brown	House	Oller	Wildman
Bustamante	Kaloogian	Ortiz	Woods
Campbell	Keeley	Pacheco	Wright
Cardenas	Knox	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	

NOES—4

Havice	Martinez	Thompson	Washington
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Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bills Nos. 924 and 1203—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1363 (Alpert)—An act to add Section 1702 to the Fish and Game Code, relating to fish, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Keeley.

Bill passed by the following vote

AYES—44

Alquist	Ducheny	Knox	Shelley
Aroner	Escutia	Kuehl	Strom-Martin
Baca	Figueroa	Kuykendall	Sweeney
Bowen	Firestone	Lempert	Thomson
Brown	Floyd	Martinez	Torlakson
Bustamante	Frusetta	Mazzoni	Vincent
Cardenas	Gallegos	Migden	Washington
Cardoza	Havice	Murray	Wayne
Cedillo	Hertzberg	Ortiz	Wildman
Cunneen	Honda	Papan	Wright
Davis	Keeley	Perata	Mr. Speaker

NOES—30

Ackerman	Brewer	Machado	Poochigian
Aguiar	Campbell	Margett	Prenter
Alby	Goldsmith	McClintock	Pringle
Ashburn	Granlund	Miller	Runner
Battin	House	Morrissey	Thompson
Baugh	Kaloogian	Olberg	Woods
Bordonaro	Leach	Oller	
Bowler	Leonard	Pacheco	

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bill No. 1535—Passed on file.

**At 1:32 p.m., Assistant Speaker pro Tempore Joe Baca,
62nd District, presiding**

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1554 (Kopp)—An act to amend Sections 10148, 10229, 10230, 10231, 10231.1, 10232, 10232.4, 10232.5, 10233, 10234.5, 10236.4, 10450.6, and 10471 of, and to add Section 10236.6 to, the Business and Professions Code, and to amend Section 17006 of the Financial Code, relating to real estate brokers, and making an appropriation therefor.

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.

**FURTHER CONSIDERATION OF SENATE BILL NO. 1848
BY UNANIMOUS CONSENT**

SENATE BILL NO. 1848 (Karnette)—An act to amend Section 87482.5 of the Education Code, relating to community colleges.

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 Keeley moved a call of the Assembly.

Motion carried. Time, 1:37 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1750 (Watson)—An act to add Section 3057.3 to the Penal Code, relating to paroles.

Bill read third time, and presented by Assembly Member Washington.

Bill passed by the following vote:

AYES—45

Alquist	Escutia	Margett	Sweeney
Aroner	Figueroa	Martinez	Thomson
Baca	Firestone	Mazzoni	Torlakson
Bowen	Floyd	Migden	Vincent
Brown	Gallegos	Morrissey	Washington
Bustamante	Hertzberg	Murray	Wayne
Cardenas	Honda	Ortiz	Wildman
Cardoza	Keeley	Papan	Wright
Cedillo	Knox	Perata	Mr. Speaker
Cunneen	Kuehl	Richter	
Davis	Kuykendall	Shelley	
Ducheny	Lempert	Strom-Martin	

NOES—27

Ackerman	Bowler	Kaloogian	Prenter
Aguiar	Campbell	McClintock	Pringle
Alby	Frusetta	Miller	Runner
Ashburn	Goldsmith	Olberg	Scott
Battin	Granlund	Oller	Thompson
Baugh	Havice	Pacheco	Woods
Bordonaro	House	Poochigian	

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 1750: Assembly Members Oller and Scott, from “Aye” to “No”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1782 (Thompson)—An act to add and repeal Section 10759.5 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time, and presented by Assembly Member Keeley.

Bill passed by the following vote:

AYES—67

Aguiar	Cunneen	Leach	Poochigian
Alby	Davis	Lempert	Prenter
Alquist	Ducheny	Leonard	Pringle
Aroner	Escutia	Machado	Scott
Baca	Figueroa	Margett	Shelley
Battin	Firestone	Martinez	Strom-Martin
Baugh	Floyd	Mazzoni	Sweeney
Bordonaro	Gallegos	McClintock	Thompson
Bowen	Goldsmith	Migden	Thomson
Bowler	Havice	Morrissey	Torlakson
Brewer	Hertzberg	Murray	Vincent
Brown	Honda	Olberg	Washington
Bustamante	Kaloogian	Oller	Wayne
Campbell	Keeley	Ortiz	Wildman
Cardenas	Knox	Pacheco	Wright
Cardoza	Kuehl	Papan	Mr. Speaker
Cedillo	Kuykendall	Perata	

NOES—9

Ackerman	Granlund	Richter
Ashburn	House	Runner
Frusetta	Miller	Woods

Vote Changes

By unanimous consent, the following changes were permitted on Senate Bill No. 1782: Assembly Members Miller and Woods, from “Aye” to “No”.

Bill ordered transmitted to the Senate.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 1:50 p.m., by unanimous consent, the members of the Committee on Rules were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

**CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 185
WITHOUT REFERENCE TO FILE**

Assembly Member Washington was granted unanimous consent to take up Assembly Concurrent Resolution No. 185, without reference to file, for purpose of consideration.

ASSEMBLY CONCURRENT RESOLUTION NO. 185 (Washington)—Relative to Arizona Boys Ranch.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate immediately.

At 1:52 p.m., Hon. Fred Keeley, 27th District, presiding

REPORTS OF STANDING COMMITTEES
Committee on Rules

August 17, 1998

Mr. Speaker: Your Committee on Rules recommends that the requests to suspend Joint Rule 61(b)(12), (13) and (14), as it relates to the following bills be granted: Assembly Bill No. 2085; Assembly Joint Resolution No. 74; Senate Bills Nos. 25, 1541, 1696, 2186, 1115, 1679, and 2016; and Assembly Public Safety Committee and Assembly Subcommittee on Insurance Reform have permission to have special hearings during the last two weeks of Session (August 17–28).

HERTZBERG, Chairman

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

Assembly Concurrent

Resolution No. Committee
187 ----- Trans.

Assembly Joint

Resolution No. Committee
77 ----- Rls.

Senate Concurrent

Resolution No. Committee
97 ----- Trans.

Senate Joint

Resolution No. Committee
45 ----- Trans.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor were received and ordered printed in the Journal:

Governor’s Office, Sacramento
August 14, 1998

To the Members of the Assembly:

Assembly Bill 1331 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 1331 as an emergency measure.

Sincerely,

PETE WILSON

Governor's Office, Sacramento
August 14, 1998

To the Members of the Assembly:

Assembly Bill 2594 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 2594 as an emergency measure.

Sincerely,

PETE WILSON

Governor's Office, Sacramento
August 14, 1998

To the Members of the Assembly:

Assembly Bill 2780 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 2780 as an emergency measure.

Sincerely,

PETE WILSON

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 17, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1331

Assembly Bill No. 2594

Assembly Bill No. 1368

Assembly Bill No. 2780

Assembly Bill No. 1656

Assembly Bill No. 2781

Assembly Bill No. 1734

And reports the same correctly enrolled, and presented to the Governor at 2 p.m. August 17, 1998.

E. DOTSON WILSON, Chief Clerk

MESSAGES FROM THE SENATE

August 17, 1998

Hon. E. Dotson Wilson

Chief Clerk of the Assembly

Assembly Chamber

Dear Dotson: By direction of the Senate I am returning Senate Bill 2139 to the Assembly for further action.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Above bill held at the Desk.

BILLS PASSED ON FILE

Senate Bills Nos. 1548 and 2028—Passed on file.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1450 (Polanco)—An act to amend Section 5058 of the Penal Code, relating to prisons.

Bill read third time, and presented by Assembly Member Perata.
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, 1:55 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

BILLS PASSED ON FILE

Senate Bills Nos. 737, 233, 1510, and Senate Joint Resolution No. 39—Passed on file.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 459 (Kelley)—An act to add Division 14 (commencing with Section 141000) to the Public Utilities Code, relating to transportation.

Bill read third time, and presented by Assembly Member Murray.
Bill passed by the following vote:

AYES—71

Ackerman	Davis	Kuykendall	Prenter
Aguiar	Ducheny	Leach	Pringle
Alquist	Escutia	Lempert	Richter
Aroner	Figueroa	Machado	Runner
Ashburn	Firestone	Margett	Scott
Baca	Floyd	Martinez	Shelley
Battin	Frusetta	Mazzoni	Strom-Martin
Baugh	Gallegos	Migden	Sweeney
Bowen	Goldsmith	Miller	Thompson
Bowler	Granlund	Morrissey	Thomson
Brewer	Havice	Murray	Torlakson
Brown	Hertzberg	Olberg	Vincent
Bustamante	Honda	Oller	Wayne
Campbell	House	Ortiz	Wildman
Cardenas	Kaloogian	Pacheco	Woods
Cardoza	Keeley	Papan	Wright
Cedillo	Knox	Perata	Mr. Speaker
Cunneen	Kuehl	Poochigian	

NOES—3

Alby	Bordonaro	McClintock
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Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bill No. 896—Passed on file.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 983 (Polanco)—An act to add Sections 2914.2 and 2914.3 to the Business and Professions Code, relating to psychology.

Bill read third time, and presented by Assembly Member Baugh.

Bill passed by the following vote:

AYES—72

Ackerman	Cunneen	Kuehl	Poochigian
Aguiar	Davis	Kuykendall	Prenter
Alby	Ducheny	Leach	Richter
Alquist	Escutia	Lempert	Runner
Aroner	Figuroa	Machado	Scott
Ashburn	Firestone	Margett	Shelley
Baca	Floyd	Martinez	Strom-Martin
Battin	Frusetta	Mazzoni	Sweeney
Baugh	Gallegos	Migden	Thompson
Bordonaro	Goldsmith	Miller	Thomson
Bowen	Granlund	Morrissey	Torlakson
Bowler	Havice	Murray	Vincent
Brown	Hertzberg	Olberg	Washington
Bustamante	Honda	Oller	Wayne
Campbell	House	Ortiz	Wildman
Cardenas	Kaloogian	Pacheco	Woods
Cardoza	Keeley	Papan	Wright
Cedillo	Knox	Perata	Mr. Speaker

NOES—3

Brewer	Leonard	McClintock
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Bill ordered transmitted to the Senate.

**At 2 p.m., Assistant Speaker pro Tempore Joe Baca,
62nd District, presiding**

CONSIDERATION OF SENATE BILL NO. 143 BY UNANIMOUS CONSENT

Assembly Member Keeley was granted unanimous consent to take up Senate Bill No. 143, out of order.

SENATE BILL NO. 143 (Kopp)—An act to amend Section 6252 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, and to repeal Sections 6253.1, 6256, 6256.1, 6256.2, and 6257 of, the Government Code, relating to records.

Bill read third time, and presented by Assembly Member Keeley.

Bill passed by the following vote:

AYES—76

Ackerman	Cunneen	Kuykendall	Poochigian
Aguiar	Davis	Leach	Prenter
Alby	Ducheny	Lempert	Pringle
Alquist	Escutia	Leonard	Richter
Aroner	Figuroa	Machado	Runner
Ashburn	Firestone	Margett	Scott
Baca	Floyd	Martinez	Shelley
Battin	Frusetta	Mazzoni	Strom-Martin
Baugh	Gallegos	McClintock	Sweeney
Bordonaro	Goldsmith	Migden	Thompson
Bowen	Granlund	Miller	Thomson
Bowler	Havice	Morrissey	Torlakson
Brewer	Hertzberg	Murray	Vincent
Brown	Honda	Olberg	Washington
Bustamante	House	Oller	Wayne
Campbell	Kaloogian	Ortiz	Wildman
Cardenas	Keeley	Pacheco	Woods
Cardoza	Knox	Papan	Wright
Cedillo	Kuehl	Perata	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bills Nos. 1247, 1418, and 1430—Passed on file.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1480 (Kopp)—An act to amend Section 980 of, and to add Section 1319.5 to, 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	Cunneen	Kuehl	Perata
Aguiar	Davis	Kuykendall	Poochigian
Alby	Ducheny	Leach	Prenter
Alquist	Escutia	Lempert	Pringle
Ashburn	Figueroa	Leonard	Richter
Baca	Firestone	Machado	Runner
Battin	Floyd	Margett	Scott
Baugh	Frusetta	Martinez	Shelley
Bordonaro	Gallegos	Mazzoni	Sweeney
Bowen	Goldsmith	McClintock	Thompson
Bowler	Granlund	Miller	Thomson
Brewer	Havice	Morrissey	Torlakson
Brown	Hertzberg	Murray	Vincent
Bustamante	Honda	Olberg	Wayne
Campbell	House	Oller	Wildman
Cardenas	Kaloogian	Ortiz	Woods
Cardoza	Keeley	Pacheco	Wright
Cedillo	Knox	Papan	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bills Nos. 1524, 1550, and 1559—Passed on file.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1637 (Committee on Transportation)—An act to amend Sections 5360.5, 5371.4, 21683.1, 185020, and 185032 of the Public Utilities Code, to amend Sections 136.5, 253.8, 256.1, and 599 of the Streets and Highways Code, to amend Sections 1807.5, 1808.5, 5901, 12804.9, 15250, 24604, 25104, 25258, 25803, 27454, and 40509.5 of, to add Sections 21455.6 and 40520 to, to repeal Sections 4608 and 35780.5 of, to repeal Article 5.5 (commencing with Section 4650) of Chapter 1 of Division 3 of, and to repeal Chapter 6 (commencing with Section 35900) of Division 15 of, the Vehicle Code, relating to transportation, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Shelley.

Bill passed by the following vote:

AYES—75

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
Battin	Frusetta	Mazzoni	Sweeney
Baugh	Gallegos	Migden	Thompson
Bordonaro	Goldsmith	Miller	Thomson
Bowen	Granlund	Morrissey	Torlakson
Bowler	Havice	Murray	Vincent
Brewer	Hertzberg	Olberg	Washington
Brown	Honda	Oller	Wayne
Bustamante	House	Ortiz	Wildman
Campbell	Kaloogian	Pacheco	Woods
Cardenas	Keeley	Papan	Wright
Cardoza	Knox	Perata	Mr. Speaker
Cedillo	Kuehl	Poochigian	

NOES—1

McClintock

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bill No. 1644—Passed on file.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1648 (Wright)—An act to amend Sections 17600, 17606.05, and 17606.20 of the Welfare and Institutions Code, relating to human services, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Thomson.

Bill passed by the following vote:

AYES—63

Ackerman	Cunneen	Kuehl	Prenter
Aguiar	Davis	Kuykendall	Scott
Alby	Ducheny	Leach	Shelley
Alquist	Escutia	Lempert	Strom-Martin
Aroner	Figueroa	Leonard	Sweeney
Baca	Firestone	Machado	Thompson
Battin	Floyd	Margett	Thomson
Bordonaro	Frusetta	Martinez	Torlakson
Bowen	Gallegos	Mazzoni	Vincent
Bowler	Granlund	Migden	Washington
Brewer	Havice	Miller	Wayne
Brown	Hertzberg	Morrissey	Wildman
Bustamante	Honda	Murray	Woods
Cardenas	House	Ortiz	Wright
Cardoza	Keeley	Papan	Mr. Speaker
Cedillo	Knox	Perata	

NOES—13

Ashburn	Kaloogian	Pacheco	Runner
Baugh	McClintock	Poochigian	
Campbell	Olberg	Pringle	
Goldsmith	Oller	Richter	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1648: Assembly Member Ashburn, from “Aye” to “No”.

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bill No. 1675—Passed on file.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1752 (Hughes)—An act to add Section 66207 to the Education Code, relating to postsecondary education.

Bill read third time, and presented by Assembly Member Scott.

Bill passed by the following vote:

AYES—57

Alquist	Figueroa	Machado	Scott
Aroner	Floyd	Martinez	Shelley
Baca	Frusetta	Mazzoni	Strom-Martin
Battin	Gallegos	McClintock	Sweeney
Bowen	Goldsmith	Migden	Thomson
Brown	Granlund	Morrissey	Torlakson
Bustamante	Havice	Murray	Vincent
Campbell	Hertzberg	Oller	Washington
Cardenas	Honda	Ortiz	Wayne
Cardoza	House	Pacheco	Wildman
Cedillo	Keeley	Papan	Wright
Cunneen	Knox	Perata	Mr. Speaker
Davis	Kuehl	Prenter	
Ducheny	Leach	Richter	
Escutia	Lempert	Runner	

NOES—18

Ackerman	Bordonaro	Leonard	Pringle
Aguiar	Bowler	Margett	Thompson
Alby	Brewer	Miller	Woods
Ashburn	Firestone	Olberg	
Baugh	Kaloogian	Poochigian	

Bill ordered transmitted to the Senate.

At 2:15 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

SENATE BILL NO. 1759 (Ayala)—An act to add Section 1785.135 to the Civil Code, to add Article 6 (commencing with Section 765.010) to Chapter 4 of Title 10 of Part 2 of the Code of Civil Procedure, and to amend Section 27201 of, and to add Chapter 3.4 (commencing with Section 6223) to Division 7 of Title 1 to, the Government Code, relating to liens and encumbrances.

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.

SENATE BILL NO. 1775 (Rainey)—An act to amend Sections 7078, 91503, 91504, 91520, 91521.3, 91533, 91560, and 91574 of, to add Sections 91575, 91576, 91577, and 91578 to, to repeal Sections 91531, 91532, 91571, 91572, and 91573 of, to repeal Article 3 (commencing with Section 91550) of Chapter 1 of Title 10 of, and to repeal and add Section 91570 of, the Government Code, and to amend Section 44548 of, and to add Section 44559.8 to, the Health and Safety Code, relating to the California Industrial Development Financing Act.

Bill read third time, and presented by Assembly Member Ackerman.

Bill passed by the following vote:

AYES—67

Ackerman	Cedillo	Kuehl	Prenter
Aguiar	Cunneen	Kuykendall	Runner
Alby	Davis	Leach	Scott
Alquist	Ducheny	Lempert	Shelley
Aroner	Escutia	Leonard	Strom-Martin
Baca	Figueroa	Machado	Sweeney
Battin	Floyd	Margett	Thompson
Baugh	Frusetta	Martinez	Thomson
Bordonaro	Gallegos	Mazzoni	Torlakson
Bowen	Goldsmith	Migden	Vincent
Bowler	Granlund	Miller	Washington
Brewer	Havice	Morrissey	Wayne
Brown	Hertzberg	Murray	Wildman
Bustamante	Honda	Ortiz	Woods
Campbell	House	Pacheco	Wright
Cardenas	Keeley	Papan	Mr. Speaker
Cardoza	Knox	Perata	

NOES—5

Ashburn	Kaloogian	Olberg
Firestone	McClintock	

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bill No. 1908—Passed on file.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1964 (Costa)—An act to amend Section 40000.15 of, and to add Article 17 (commencing with Section 28150) to Chapter 5 of Division 12 of, the Vehicle Code, relating to vehicles.

Bill read third time, and presented by Assembly Member Murray.

Bill passed by the following vote:

AYES—67

Ackerman	Cedillo	Keeley	Pacheco
Aguiar	Cunneen	Knox	Perata
Alby	Davis	Kuehl	Poochigian
Alquist	Ducheny	Kuykendall	Prenter
Aroner	Escutia	Leach	Runner
Ashburn	Figuroa	Lempert	Scott
Baca	Firestone	Leonard	Shelley
Battin	Floyd	Margett	Strom-Martin
Baugh	Frusetta	Martinez	Sweeney
Bordonaro	Gallegos	Mazzoni	Thomson
Bowler	Goldsmith	Migden	Torlakson
Brewer	Granlund	Miller	Vincent
Brown	Havice	Morrissey	Washington
Bustamante	Hertzberg	Murray	Wayne
Campbell	Honda	Olberg	Wildman
Cardenas	House	Oller	Mr. Speaker
Cardoza	Kaloogian	Ortiz	

NOES—4

Bowen	McClintock	Richter	Thompson
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Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bills Nos. 1979, 1980, 1982, 1983 and 1984—Passed on file.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 2175 (Alpert)—An act to amend Sections 17550.3, 17550.5, 17550.9, 17550.10, 17550.13, 17550.14, 17550.15, 17550.16, 17550.17, 17550.19, 17550.20, 17550.21, 17550.23, 17550.24, 17550.30, 17550.34, 17550.37, 17550.38, 17550.41, 17550.43, 17550.44, 17550.46, 17550.53, 17550.57, 17550.58, and 17550.59 of, to repeal Sections 17550.12, 17550.32, and 17550.33 of, and to repeal and add Section 17550.47 of, the Business and Professions Code, and to amend Section 3.5 of Chapter 1123 of the Statutes of 1994, relating to travel, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Davis.

Bill passed by the following vote:

AYES—52

Ackerman	Davis	Leach	Runner
Alquist	Ducheny	Machado	Scott
Aroner	Escutia	Margett	Shelley
Ashburn	Figueroa	Mazzoni	Strom-Martin
Baca	Floyd	Migden	Sweeney
Brewer	Gallegos	Morrissey	Thomson
Brown	Havice	Murray	Torlakson
Bustamante	Hertzberg	Olberg	Vincent
Campbell	Honda	Ortiz	Washington
Cardenas	House	Papan	Wayne
Cardoza	Keeley	Perata	Wildman
Cedillo	Knox	Prenter	Wright
Cunneen	Kuehl	Richter	Mr. Speaker

NOES—22

Aguiar	Firestone	Leonard	Poochigian
Alby	Frusetta	Martinez	Pringle
Baugh	Goldsmith	McClintock	Thompson
Bordonaro	Granlund	Miller	Woods
Bowen	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1361 (Alpert)—An act to add Sections 1531.2 and 1584 to the Health and Safety Code, relating to day care centers.

Bill read third time, and presented by Assembly Member Davis.

Bill passed by the following vote:

AYES—76

Aekerman	Cunneen	Kuykendall	Poehigian
Aguilar	Davis	Leach	Prenter
Alby	Ducheny	Lempert	Pringle
Alquist	Escutia	Leonard	Richter
Aroner	Figueron	Machado	Runner
Ashburn	Firestone	Margett	Scott
Baca	Floyd	Martinez	Shelley
Battin	Frusetta	Mazzoni	Strom Martin
Baugh	Gallegos	McClintock	Sweeney
Bordonaro	Goldsmith	Migden	Thompson
Bowen	Granlund	Miller	Thomson
Bowler	Havice	Morrissey	Torlakson
Brewer	Hertzberg	Murray	Vineent
Brown	Honda	Olberg	Washington
Bustamante	House	Oller	Wayne
Campbell	Kaloogian	Ortiz	Wildman
Cardenas	Keeley	Pacheco	Woods
Cardoza	Knox	Papan	Wright
Cedillo	Kuehl	Perata	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

(NOTE: On August 24, 1998, the action was rescinded whereby Senate Bill No. 1361 was passed, and whereby the bill was ordered transmitted to the Senate. See page 8812.)

BILLS PASSED ON FILE

Senate Bill No. 412—Passed on file.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 2020 (Karnette)—An act to add Section 1367.64 to the Health and Safety Code, and to add Section 10123.83 to the Insurance Code, relating to health care coverage.

Bill read third time, and presented by Assembly Member Granlund.

Bill passed by the following vote:

AYES—62

Aguiar	Escutia	Leach	Runner
Alquist	Figueroa	Lempert	Scott
Aroner	Firestone	Leonard	Shelley
Ashburn	Floyd	Machado	Strom-Martin
Baca	Frusetta	Margett	Sweeney
Battin	Gallegos	Martinez	Thompson
Bordonaro	Goldsmith	Mazzoni	Thomson
Bowen	Granlund	Migden	Torlakson
Brown	Havice	Morrissey	Vincent
Bustamante	Hertzberg	Murray	Washington
Cardenas	Honda	Ortiz	Wayne
Cardoza	House	Papan	Wildman
Cedillo	Keeley	Perata	Wright
Cunneen	Knox	Poochigian	Mr. Speaker
Davis	Kuehl	Prenter	
Ducheny	Kuykendall	Pringle	

NOES—11

Ackerman	Bowler	Kaloogian	Olberg
Alby	Brewer	McClintock	Woods
Baugh	Campbell	Miller	

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bill No. 393—Passed on file.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 86 (Monteith)—An act to amend Section 41851 of the Education Code, relating to education.

Bill read third time, and presented by Assembly Member House.

Bill passed by the following vote:

AYES—74

Ackerman	Cunneen	Kuykendall	Pringle
Aguiar	Davis	Leach	Richter
Alby	Ducheny	Lempert	Runner
Alquist	Escutia	Leonard	Scott
Aroner	Figueroa	Machado	Shelley
Ashburn	Firestone	Margett	Strom-Martin
Baca	Floyd	Mazzoni	Sweeney
Battin	Frusetta	Migden	Thompson
Baugh	Gallegos	Miller	Thomson
Bordonaro	Goldsmith	Morrissey	Torlakson
Bowen	Granlund	Murray	Vincent
Bowler	Havice	Olberg	Washington
Brewer	Hertzberg	Oller	Wayne
Brown	Honda	Ortiz	Wildman
Bustamante	House	Pacheco	Woods
Campbell	Kaloogian	Papan	Wright
Cardenas	Keeley	Perata	Mr. Speaker
Cardoza	Knox	Poochigian	
Cedillo	Kuehl	Prenter	

NOES—2

Martinez McClintock

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1362 (Committee on Housing and Land Use)—An act to amend Section 17621 of the Education Code, to amend Sections 7260, 65039, 65850, 65860, 65915, 66007, 66021, 66452.6, 66477, and 66498.5 of, to add Sections 65850.3 and 66413.5 to, and to repeal Section 65587.1 of, the Government Code, to amend Sections 18035.3, 18062.2, and 18070.5 of, to amend and repeal Section 17959.3 of, to add and repeal Section 50710.2 of, and to repeal Section 18202 of, the Health and Safety Code, and to amend Section 423.3 of the Revenue and Taxation Code, relating to housing and land use.

Bill read third time, and presented by Assembly Member Torlakson.

Bill passed by the following vote:

AYES—75

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	Floyd	Mazzoni	Strom-Martin
Battin	Frusetta	McClintock	Sweeney
Baugh	Gallegos	Migden	Thompson
Bordonaro	Goldsmith	Miller	Thomson
Bowen	Granlund	Morrissey	Torlakson
Bowler	Havice	Murray	Vincent
Brewer	Hertzberg	Olberg	Washington
Brown	Honda	Oller	Wayne
Bustamante	House	Ortiz	Wildman
Campbell	Kaloogian	Pacheco	Woods
Cardenas	Keeley	Papan	Wright
Cardoza	Kuehl	Perata	Mr. Speaker
Cedillo	Kuykendall	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

REQUEST TO GOVERNOR TO RETURN ASSEMBLY BILL NO. 228

Assembly Member Migden was granted unanimous consent that the Chief Clerk be directed to request the Governor to return Assembly Bill No. 228; and that the action be rescinded whereby the bill was reported correctly enrolled and presented to the Governor on August 3, 1998 (Assembly Journal, page 8170); and whereby on July 30, 1998 (Assembly Journal, page 8124), the Assembly concurred in Senate amendments and ordered the bill 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. 405 (Peace)—An act to add Section 2889.3 to the Public Utilities Code, relating to public utilities.

Bill read third time, and presented by Assembly Member Martinez.

Request for Debate

Assembly Member Papan requested to ask a question of the author, relative to Senate Bill No. 405.

Assembly Member Martinez declined to yield.

Request to Pass Temporarily on File

Assembly Member Aguiar requested that the author pass Senate Bill No. 405 temporarily on file.

Assembly Member Martinez declined to pass Senate Bill No. 405 temporarily on file.

Point of Order

Assembly Member Martinez arose to the following point of order: She had closed debate on Senate Bill No. 405.

Point of Order

Assembly Member Kuykendall arose to the following point of order: The Assembly Floor author of Senate Bill No. 405 is hostile to the bill.

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that the measure was properly presented; the Senate author of a measure may choose the Assembly Floor author; there is no requirement under the Rules that a Member yield to another Member; and that Assembly Member Martinez' time to close debate has expired.

Point of Personal Privilege

Assembly Member Martinez arose to a point of personal privilege.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of personal privilege not well-taken.

Parliamentary Inquiry

Assembly Member Thompson arose to the following parliamentary inquiry:

If a measure is defeated and notice of a motion to reconsider is made, is it in order for the author to designate a different Assembly Floor author?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that it is in order under the Rules for the Senate author to designate a different Assembly Floor author if reconsideration is granted and the measure is taken up again for passage.

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 Olberg moved a call of the Assembly.

Motion carried. Time, 2:44 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

SENATE CONCURRENT RESOLUTION NO. 93 (Burton)—Relative to labor codes of conduct for California universities and colleges.

Resolution read, presented by Assembly Member Knox, and adopted by the following vote:

AYES—54

Aguiar	Escutia	Lempert	Shelley
Alquist	Figueroa	Machado	Strom-Martin
Aroner	Firestone	Martinez	Sweeney
Baca	Floyd	Mazzoni	Thomson
Bordonaro	Frusetta	Migden	Torlakson
Bowen	Gallegos	Miller	Vincent
Brown	Havice	Morrissey	Washington
Bustamante	Hertzberg	Murray	Wayne
Cardenas	Honda	Ortiz	Wildman
Cardoza	Keeley	Pacheco	Woods
Cedillo	Knox	Papan	Wright
Cunneen	Kuehl	Perata	Mr. Speaker
Davis	Kuykendall	Prenter	
Ducheny	Leach	Scott	

NOES—14

Ackerman	Campbell	Margett	Runner
Baugh	Granlund	McClintock	Thompson
Bowler	Kaloogian	Oller	
Brewer	Leonard	Richter	

Resolution ordered transmitted to the Senate.

SENATE BILL NO. 1659 (Kopp)—An act to add Section 13207 to, and to repeal Chapter 12 (commencing with Section 13200) of Division 5 of, the Business and Professions Code, and to amend Sections 597v and 597y of, to amend and repeal Section 597z of, and to amend, repeal, and add Section 597u of, the Penal Code, relating to animal euthanasia.

Bill read third time, and presented by Assembly Member Shelley.

Bill passed by the following vote:

AYES—55

Aguiar	Ducheny	Kuehl	Prenter
Alquist	Escutia	Kuykendall	Scott
Aroner	Figueroa	Leach	Shelley
Baca	Firestone	Lempert	Strom-Martin
Battin	Floyd	Machado	Sweeney
Bordonaro	Frusetta	Martinez	Thompson
Bowen	Gallegos	Mazzoni	Thomson
Brewer	Goldsmith	Migden	Torlakson
Brown	Granlund	Morrissey	Vincent
Bustamante	Havice	Murray	Washington
Cardoza	Hertzberg	Ortiz	Wayne
Cedillo	Honda	Pacheco	Wildman
Cunneen	Keeley	Papan	Mr. Speaker
Davis	Knox	Perata	

NOES—16

Ackerman	Bowler	Leonard	Oller
Alby	Campbell	McClintock	Poochigian
Ashburn	House	Miller	Runner
Baugh	Kaloogian	Olberg	Woods

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1659: Assembly Member Brewer, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bill No. 1760—Passed on file.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 2021 (Schiff)—An act to amend Section 13966.01 of the Government Code, to add Section 1202.41 to the Penal Code, and to amend Sections 730.6 and 730.7 of the Welfare and Institutions Code, relating to restitution, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Aguiar.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—69

Aguiar	Ducheny	Lempert	Pringle
Alby	Escutia	Leonard	Richter
Alquist	Figueroa	Machado	Scott
Aroner	Firestone	Martinez	Shelley
Baca	Floyd	Mazzoni	Strom-Martin
Battin	Frusetta	McClintock	Sweeney
Bordonaro	Gallegos	Migden	Thomson
Bowen	Goldsmith	Miller	Torlakson
Bowler	Granlund	Morrissey	Vincent
Brewer	Havice	Murray	Washington
Brown	Hertzberg	Olberg	Wayne
Bustamante	Honda	Oller	Wildman
Campbell	House	Ortiz	Woods
Cardenas	Keeley	Pacheco	Wright
Cardoza	Knox	Papan	Mr. Speaker
Cedillo	Kuehl	Perata	
Cunneen	Kuykendall	Poochigian	
Davis	Leach	Prenter	

NOES—7

Ackerman	Baugh	Margett	Thompson
Ashburn	Kaloogian	Runner	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—69

Aguiar	Ducheny	Lempert	Pringle
Alby	Escutia	Leonard	Richter
Alquist	Figueroa	Machado	Scott
Aroner	Firestone	Martinez	Shelley
Baca	Floyd	Mazzoni	Strom-Martin
Battin	Frusetta	McClintock	Sweeney
Bordonaro	Gallegos	Migden	Thomson
Bowen	Goldsmith	Miller	Torlakson
Bowler	Granlund	Morrissey	Vincent
Brewer	Havice	Murray	Washington
Brown	Hertzberg	Olberg	Wayne
Bustamante	Honda	Oller	Wildman
Campbell	House	Ortiz	Woods
Cardenas	Keeley	Pacheco	Wright
Cardoza	Knox	Papan	Mr. Speaker
Cedillo	Kuehl	Perata	
Cunneen	Kuykendall	Poochigian	
Davis	Leach	Prenter	

NOES—7

Ackerman	Baugh	Margett	Thompson
Ashburn	Kaloogian	Runner	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 2024 (Rainey)—An act to amend Section 1739.7 of the Civil Code, relating to collectibles.

Bill read third time, and presented by Assembly Member Runner.

Bill passed by the following vote:

AYES—74

Ackerman	Cunneen	Leach	Pringle
Aguiar	Davis	Lempert	Richter
Alby	Ducheny	Leonard	Runner
Alquist	Escutia	Machado	Scott
Aroner	Figueroa	Margett	Shelley
Ashburn	Firestone	Mazzoni	Strom-Martin
Baca	Floyd	McClintock	Sweeney
Battin	Frusetta	Migden	Thompson
Baugh	Gallegos	Miller	Thomson
Bordonaro	Goldsmith	Morrissey	Torlakson
Bowen	Granlund	Murray	Vincent
Bowler	Havice	Olberg	Washington
Brewer	Hertzberg	Oller	Wayne
Brown	House	Ortiz	Wildman
Bustamante	Kaloogian	Pacheco	Woods
Campbell	Keeley	Papan	Wright
Cardenas	Knox	Perata	Mr. Speaker
Cardoza	Kuehl	Poochigian	
Cedillo	Kuykendall	Prenter	

NOES—2

Honda	Martinez
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Bill ordered transmitted to the Senate.

SENATE BILL NO. 1488 (Rainey)—An act to add Title 7.96 (commencing with Section 67960) to the Government Code, relating to transportation.

Bill read third time, and presented by Assembly Member Murray.

Bill passed by the following vote:

AYES—57

Aguiar	Cunneen	Kuehl	Prenter
Alquist	Ducheny	Kuykendall	Richter
Aroner	Escutia	Leach	Runner
Ashburn	Figueroa	Lempert	Shelley
Baca	Firestone	Leonard	Strom-Martin
Battin	Floyd	Machado	Sweeney
Bordonaro	Frusetta	Margett	Thomson
Bowen	Gallegos	Martinez	Torlakson
Bowler	Goldsmith	Mazzoni	Vincent
Brewer	Granlund	Migden	Wildman
Bustamante	Hertzberg	Morrissey	Wright
Campbell	Honda	Murray	Mr. Speaker
Cardenas	House	Papan	
Cardoza	Keeley	Perata	
Cedillo	Knox	Poochigian	

NOES—12

Ackerman	Havice	Miller	Thompson
Alby	Kaloogian	Olberg	Wayne
Baugh	McClintock	Oller	Woods

Bill ordered transmitted to the Senate.

SENATE BILL NO. 2166 (Costa)—An act to amend Sections 10009.6, 12811.1, and 12822.6 of, and to repeal Sections 10016 and 12811.5 of, the Public Utilities Code, relating to public utilities.

Bill read third time, and presented by Assembly Member Machado.

Bill passed by the following vote:

AYES—73

Ackerman	Cunneen	Kuykendall	Poochigian
Aguiar	Davis	Leach	Prenter
Alby	Ducheny	Lempert	Pringle
Alquist	Escutia	Leonard	Richter
Aroner	Figueroa	Machado	Runner
Ashburn	Firestone	Margett	Shelley
Baca	Floyd	Martinez	Strom-Martin
Battin	Frusetta	Mazzoni	Thompson
Baugh	Gallegos	McClintock	Thomson
Bordonaro	Goldsmith	Migden	Torlakson
Bowen	Granlund	Miller	Vincent
Bowler	Havice	Morrissey	Washington
Brewer	Hertzberg	Murray	Wayne
Brown	Honda	Olberg	Woods
Bustamante	House	Oller	Wright
Campbell	Kaloogian	Ortiz	Mr. Speaker
Cardenas	Keeley	Pacheco	
Cardoza	Knox	Papan	
Cedillo	Kuehl	Perata	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1793 (Greene)—An act to amend Sections 53601 and 53635 of the Government Code, relating to local agency investments.

Bill read third time, and presented by Assembly Member Sweeney.

Bill passed by the following vote:

AYES—75

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
Battin	Frusetta	Mazzoni	Sweeney
Baugh	Gallegos	Migden	Thompson
Bordonaro	Goldsmith	Miller	Thomson
Bowen	Granlund	Morrissey	Torlakson
Bowler	Havice	Murray	Vincent
Brewer	Hertzberg	Olberg	Washington
Brown	Honda	Oller	Wayne
Bustamante	House	Ortiz	Wildman
Campbell	Kaloogian	Pacheco	Woods
Cardenas	Keeley	Papan	Wright
Cardoza	Knox	Perata	Mr. Speaker
Cedillo	Kuehl	Poochigian	

NOES—1

McClintock

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 184, on request of Assembly Member Davis.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 213 (Kopp)—An act to amend Section 1036 of the Insurance Code, relating to legal services.

Bill read third time, and presented by Assembly Member Aguiar.

Bill passed by the following vote:

AYES—58

Aguiar	Escutia	Leach	Scott
Alquist	Figueroa	Lempert	Shelley
Aroner	Firestone	Machado	Strom-Martin
Baca	Floyd	Martinez	Sweeney
Baugh	Frusetta	Mazzoni	Thomson
Bordonaro	Gallegos	McClintock	Torlakson
Bowen	Goldsmith	Migden	Vincent
Brown	Granlund	Morrissey	Washington
Bustamante	Havice	Murray	Wayne
Cardenas	Hertzberg	Ortiz	Wildman
Cardoza	Honda	Pacheco	Woods
Cedillo	Keeley	Papan	Wright
Cunneen	Knox	Perata	Mr. Speaker
Davis	Kuehl	Prenter	
Ducheny	Kuykendall	Runner	

NOES—16

Ackerman	Bowler	Leonard	Oller
Alby	Campbell	Margett	Poochigian
Ashburn	House	Miller	Pringle
Battin	Kaloogian	Olberg	Thompson

Bill ordered transmitted to the Senate.

RESOLUTIONS

The following resolutions were offered:

Resolutions to Suspend Joint Rules

By Assembly Member Figueroa:

Resolved, That Joint Rule 61(b)(14) be suspended to permit the Subcommittee on Insurance Reform to meet during the last two weeks of session (August 17–August 28).

By Assembly Member Perata:

Resolved, That Joint Rule 61(b)(14) be suspended to permit the Committee on Public Safety to meet between August 17 and August 28.

By Assembly Member Machado:

Resolved, That Joint Rule 61(b)(12), (13), and (14) be suspended to permit the Committees on Water, Parks and Wildlife and Appropriations to meet, consider, and report Senate Bill No. 1854 for further action.

By Assembly Member Brown:

Resolved, That Joint Rule 61(b)(12), (13), and (14) be suspended to permit the Committees on Governmental Organization and Appropriations to meet, consider, and report Senate Bills Nos. 25, 1696, and 2186 for further action.

By Assembly Member Gallegos:

Resolved, That Joint Rule 61(b)(12), (13), and (14) be suspended to permit the Committee on Health to meet, consider, and report Senate Bill No. 1541 for further action.

By Assembly Member Knox:

Resolved, That Joint Rule 61(b)(12), (13), and (14) be suspended to permit the Committees on Revenue and Taxation and Appropriations to meet, consider, and report Assembly Bill No. 2085 and Assembly Joint Resolution No. 74 for further action.

By Assembly Member Perata:

Resolved, That Joint Rule 61(b)(12), (13), and (14) be suspended to permit the Committees on Public Safety and Appropriations to meet, consider, and report Senate Bills Nos. 1115, 1679, and 2016 for further action.

Resolutions read, and adopted by the following vote:

AYES—75

Ackerman	Cunneen	Kuykendall	Prenter
Aguiar	Davis	Leach	Pringle
Alby	Ducheny	Lempert	Richter
Alquist	Escutia	Leonard	Runner
Aroner	Figuroa	Machado	Scott
Ashburn	Firestone	Margett	Shelley
Baca	Floyd	Martinez	Strom-Martin
Battin	Frusetta	Mazzoni	Sweeney
Baugh	Gallegos	McClintock	Thompson
Bordonaro	Goldsmith	Migden	Thomson
Bowen	Granlund	Miller	Torlakson
Bowler	Havice	Morrissey	Vincent
Brewer	Hertzberg	Murray	Washington
Brown	Honda	Olberg	Wayne
Bustamante	House	Oller	Wildman
Campbell	Kaloojian	Ortiz	Woods
Cardenas	Keeley	Papan	Wright
Cardoza	Knox	Perata	Mr. Speaker
Cedillo	Kuehl	Poochigian	

NOES—None

SPECIAL COMMITTEE MEETINGS

Assembly Member Shelley was granted unanimous consent that the Committee on Transportation be permitted to hold a special meeting, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 930, Senate Bill No. 567, and Assembly Concurrent Resolution No. 187 for hearing.

Assembly Member Shelley was granted unanimous consent that the Committee on Revenue and Taxation be permitted to hold a special meeting, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 2085 and Assembly Joint Resolution No. 74 for hearing.

BILLS PASSED ON FILE

Senate Bills Nos. 704, 814, and 1340—Passed on file.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1176 (Johnson)—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 third time, and presented by Assembly Member Perata.

Bill passed by the following vote:

AYES—75

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	Floyd	Mazzoni	Strom-Martin
Battin	Frusetta	McClintock	Sweeney
Baugh	Gallegos	Migden	Thompson
Bordonaro	Goldsmith	Miller	Thomson
Bowen	Granlund	Morrissey	Torlakson
Bowler	Havice	Murray	Vincent
Brewer	Honda	Olberg	Washington
Brown	House	Oller	Wayne
Bustamante	Kaloogian	Ortiz	Wildman
Campbell	Keeley	Pacheco	Woods
Cardenas	Knox	Papan	Wright
Cardoza	Kuehl	Perata	Mr. Speaker
Cedillo	Kuykendall	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1374 (Leslie)—An act to amend Section 530.5 of the Penal Code, relating to personal information.

Bill read third time, and presented by Assembly Member Murray.

Bill passed by the following vote:

AYES—73

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
Battin	Frusetta	Mazzoni	Sweeney
Baugh	Gallegos	McClintock	Thompson
Bordonaro	Goldsmith	Miller	Thomson
Bowen	Granlund	Morrissey	Torlakson
Bowler	Havice	Murray	Vincent
Brewer	Hertzberg	Olberg	Wayne
Brown	Honda	Oller	Wildman
Bustamante	House	Ortiz	Woods
Campbell	Kaloogian	Pacheco	Mr. Speaker
Cardenas	Keeley	Papan	
Cardoza	Knox	Perata	
Cedillo	Kuehl	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bills Nos. 1375 and 1537—Passed on file.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1557 (Johnson)—An act to add Section 33492.116 to the Health and Safety Code, relating to redevelopment, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Pringle.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—67

Ackerman	Cunneen	Lempert	Prenter
Aguiar	Escutia	Leonard	Pringle
Alby	Figueroa	Machado	Richter
Alquist	Firestone	Margett	Runner
Ashburn	Floyd	Mazzoni	Scott
Baca	Frusetta	McClintock	Shelley
Battin	Gallegos	Migden	Strom-Martin
Baugh	Goldsmith	Miller	Thompson
Bordonaro	Granlund	Morrissey	Thomson
Bowen	Havice	Murray	Vincent
Bowler	Hertzberg	Olberg	Washington
Brewer	Honda	Oller	Wayne
Bustamante	House	Ortiz	Wildman
Campbell	Kaloogian	Pacheco	Woods
Cardenas	Keeley	Papan	Wright
Cardoza	Kuehl	Perata	Mr. Speaker
Cedillo	Leach	Poochigian	

NOES—2

Ducheny Martinez

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—67

Ackerman	Cunneen	Lempert	Prenter
Aguiar	Escutia	Leonard	Pringle
Alby	Figueroa	Machado	Richter
Alquist	Firestone	Margett	Runner
Ashburn	Floyd	Mazzoni	Scott
Baca	Frusetta	McClintock	Shelley
Battin	Gallegos	Migden	Strom-Martin
Baugh	Goldsmith	Miller	Thompson
Bordonaro	Granlund	Morrissey	Thomson
Bowen	Havice	Murray	Vincent
Bowler	Hertzberg	Olberg	Washington
Brewer	Honda	Oller	Wayne
Bustamante	House	Ortiz	Wildman
Campbell	Kaloogian	Pacheco	Woods
Cardenas	Keeley	Papan	Wright
Cardoza	Kuehl	Perata	Mr. Speaker
Cedillo	Leach	Poochigian	

NOES—2

Ducheny Martinez

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bill No. 1560—Passed on file.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1667 (Burton)—An act to add Section 637.7 to the Penal Code, relating to privacy.

Bill read third time, and presented by Assembly Member Perata.

Bill passed by the following vote:

AYES—73

Ackerman	Cunneen	Kuykendall	Pringle
Aguiar	Davis	Leach	Richter
Alby	Ducheny	Lempert	Runner
Alquist	Escutia	Leonard	Scott
Aroner	Figueroa	Machado	Shelley
Ashburn	Firestone	Margett	Strom-Martin
Baca	Floyd	Martinez	Sweeney
Battin	Frusetta	Mazzoni	Thompson
Baugh	Gallegos	Migden	Thomson
Bordonaro	Goldsmith	Miller	Torlakson
Bowen	Granlund	Morrissey	Vincent
Bowler	Havice	Murray	Washington
Brewer	Hertzberg	Olberg	Wayne
Brown	Honda	Oller	Wildman
Bustamante	House	Ortiz	Woods
Campbell	Kaloogian	Pacheco	Mr. Speaker
Cardenas	Keeley	Papan	
Cardoza	Knox	Poochigian	
Cedillo	Kuehl	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bills Nos. 1691, 1735, and 1744—Passed on file.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1751 (Calderon)—An act to add Section 17052 to the Education Code, relating to school facilities.

Bill read third time, and presented by Assembly Member Escutia.

Bill passed by the following vote:

AYES—75

Ackerman	Cunneen	Kuykendall	Poochigian
Aguiar	Davis	Leach	Prenter
Alby	Ducheny	Lempert	Pringle
Alquist	Escutia	Leonard	Richter
Aroner	Figueroa	Machado	Runner
Ashburn	Firestone	Margett	Scott
Baca	Floyd	Martinez	Shelley
Battin	Frusetta	Mazzoni	Strom-Martin
Baugh	Gallegos	McClintock	Sweeney
Bordonaro	Goldsmith	Migden	Thompson
Bowen	Granlund	Miller	Thomson
Bowler	Havice	Morrissey	Torlakson
Brewer	Hertzberg	Murray	Vincent
Brown	Honda	Olberg	Wayne
Bustamante	House	Oller	Wildman
Campbell	Kaloogian	Ortiz	Woods
Cardenas	Keeley	Pacheco	Wright
Cardoza	Knox	Papan	Mr. Speaker
Cedillo	Kuehl	Perata	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1816 (Polanco)—An act to amend Section 2810 of the Business and Professions Code, relating to nursing, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Thomson.

Bill passed by the following vote:

AYES—54

Alquist	Figueroa	Lempert	Scott
Aroner	Floyd	Machado	Shelley
Baca	Gallegos	Martinez	Strom-Martin
Battin	Goldsmith	Mazzoni	Sweeney
Bowen	Granlund	Migden	Thomson
Brown	Havice	Morrissey	Torlakson
Bustamante	Hertzberg	Murray	Vincent
Cardenas	Honda	Ortiz	Washington
Cardoza	Kaloogian	Pacheco	Wayne
Cedillo	Keeley	Papan	Wildman
Cunneen	Knox	Perata	Wright
Davis	Kuehl	Poochigian	Mr. Speaker
Ducheny	Kuykendall	Prenter	
Escutia	Leach	Richter	

NOES—21

Ackerman	Bowler	Margett	Runner
Aguiar	Brewer	McClintock	Thompson
Alby	Campbell	Miller	Woods
Ashburn	Frusetta	Olberg	
Baugh	House	Oller	
Bordonaro	Leonard	Pringle	

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bill No. 1915—Passed on file.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1916 (Sher)—An act to amend Sections 25173.6, 25173.7, 25205.15, 25244.13, 25244.14, 25244.22, and 57000 of, and to add Sections 25244.15.1, 25244.17.1, 25244.17.2, 25244.24, and 57007 to, the Health and Safety Code, relating to environmental protection.

Bill read third time.

Motion to Amend

Assembly Member Cunneen moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 1930 (Polanco)—An act to amend Sections 2534.2, 2895, and 3456 of, and to add Sections 3753.8 and 3766 to, the Business and Professions Code, relating to professional license fees, and making appropriation therefor.

Bill read third time, and presented by Assembly Member Gallegos.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Gallegos moved a call of the Assembly.

Motion carried. Time, 3:21 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 1942 (Sher)—An act to add Section 49411.3 to the Education Code, relating to school pest management practices, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Prenter.

Bill passed by the following vote:

AYES—60

Aguiar	Davis	Kuykendall	Prenter
Alby	Ducheny	Leach	Richter
Alquist	Escutia	Lempert	Scott
Aroner	Figueroa	Leonard	Shelley
Baca	Firestone	Machado	Strom-Martin
Battin	Floyd	Martinez	Sweeney
Bordonaro	Frusetta	Mazzoni	Thompson
Bowen	Gallegos	Migden	Thomson
Brown	Granlund	Miller	Torlakson
Bustamante	Havice	Morrissey	Vincent
Campbell	Hertzberg	Murray	Washington
Cardenas	Honda	Olberg	Wayne
Cardoza	Keeley	Ortiz	Wildman
Cedillo	Knox	Papan	Wright
Cunneen	Kuehl	Perata	Mr. Speaker

NOES—15

Ackerman	Brewer	Margett	Poochigian
Ashburn	Goldsmith	McClintock	Pringle
Baugh	House	Oller	Runner
Bowler	Kaloogian	Pacheco	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1948 (Sher)—An act to add Section 12921.15 to the Insurance Code, relating to the Insurance Commissioner.

Bill read third time, and presented by Assembly Member Figueroa.

Bill passed 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	Margett	Scott
Baca	Floyd	Martinez	Shelley
Battin	Frusetta	Mazzoni	Strom-Martin
Baugh	Gallegos	McClintock	Sweeney
Bordonaro	Goldsmith	Migden	Thompson
Bowen	Granlund	Miller	Thomson
Bowler	Havice	Morrissey	Torlakson
Brewer	Hertzberg	Murray	Vincent
Brown	Honda	Olberg	Washington
Bustamante	House	Oller	Wayne
Campbell	Kaloogian	Ortiz	Wildman
Cardenas	Keeley	Pacheco	Woods
Cardoza	Knox	Papan	Wright
Cedillo	Kuehl	Perata	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 2034 (Lockyer)—An act to amend Section 186.22a of the Penal Code, relating to criminal street gangs.

Bill read third time.

**Hertzberg Amendments
as Presented by Assembly Member Cardoza**

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 3:38 p.m., Assistant Speaker pro Tempore Joe Baca,
62nd District, presiding**

SENATE BILL NO. 2048 (Vasconcellos)—An act relating to sentencing.

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, 4 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

BILLS PASSED ON FILE

Senate Bills Nos. 2172, 1981, 1660, and 1823—Passed on file.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 7 (Kopp)—An act to amend Sections 3018, 3021, and 18370 of the Elections Code, relating to elections.

Bill read third time, and presented by Assembly Member Escutia.

Bill passed by the following vote:

AYES—72

Ackerman	Cedillo	Knox	Perata
Aguiar	Cunneen	Kuehl	Poochigian
Alby	Davis	Kuykendall	Prenter
Alquist	Ducheny	Leach	Pringle
Aroner	Escutia	Lempert	Richter
Ashburn	Figueroa	Leonard	Runner
Baca	Firestone	Machado	Scott
Battin	Floyd	Margett	Strom-Martin
Baugh	Frusetta	Martinez	Sweeney
Bordonaro	Gallegos	Mazzoni	Thompson
Bowen	Goldsmith	McClintock	Thomson
Bowler	Granlund	Miller	Torlakson
Brewer	Havice	Morrissey	Vincent
Brown	Hertzberg	Olberg	Washington
Bustamante	Honda	Oller	Wayne
Campbell	House	Ortiz	Wildman
Cardenas	Kaloogian	Pacheco	Woods
Cardoza	Keeley	Papan	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 4:04 p.m., by unanimous consent, the members of the Committee on Revenue and Taxation were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

August 17, 1998

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Bill Campbell to the Revenue and Taxation Committee in place of Assemblymember Nao Takasugi for all hearings this week.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

BILLS PASSED ON FILE

Senate Bill No. 1405—Passed on file.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1663 (O'Connell)—An act to amend Section 3765 of the Business and Professions Code, and to add Sections 1596.798 and 1596.8661 to the Health and Safety Code, relating to child day care facilities, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Cunneen moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 1890 (Hurtt)—An act to amend Section 655.1 of the Harbors and Navigations Code, to amend Section 21407.2 of the Public Utilities Code, and to amend Sections 21200.5 and 23157 of the Vehicle Code, relating to vehicles.

Bill read third time, and presented by Assembly Member Morrissey

Bill passed by the following vote:

AYES—69

Ackerman	Cunneen	Lempert	Pringle
Aguiar	Davis	Leonard	Richter
Alby	Escutia	Machado	Runner
Alquist	Figueroa	Margett	Scott
Ashburn	Firestone	Martinez	Shelley
Baca	Floyd	Mazzoni	Strom-Martin
Battin	Frusetta	McClintock	Sweeney
Baugh	Gallegos	Migden	Thompson
Bordonaro	Goldsmith	Miller	Thomson
Bowen	Granlund	Morrissey	Torlakson
Bowler	Havice	Olberg	Vincent
Brewer	Hertzberg	Oller	Washington
Brown	House	Ortiz	Wayne
Bustamante	Kaloogian	Pacheco	Wildman
Campbell	Keeley	Papan	Wright
Cardenas	Kuehl	Perata	
Cardoza	Kuykendall	Poochigian	
Cedillo	Leach	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1898 (Polanco)—An act to amend Sections 33459, 33459.1, 33459.2, 33459.3, 33459.4, and 33459.7 of, and to add Section 33459.01 to, the Health and Safety Code, relating to hazardous substances.

Bill read third time, and presented by Assembly Member Wayne.

Bill passed by the following vote:

AYES—70

Ackerman	Davis	Leach	Pringle
Aguiar	Ducheny	Lempert	Richter
Alby	Escutia	Leonard	Runner
Alquist	Figuroa	Machado	Scott
Aroner	Firestone	Margett	Shelley
Ashburn	Floyd	Martinez	Strom-Martin
Baca	Frusetta	Mazzoni	Sweeney
Battin	Gallegos	Migden	Thompson
Bordonaro	Goldsmith	Miller	Torlakson
Bowen	Granlund	Morrissey	Vincent
Brewer	Havice	Murray	Washington
Brown	Hertzberg	Olberg	Wayne
Bustamante	Honda	Oller	Wildman
Campbell	House	Ortiz	Woods
Cardenas	Kaloogian	Pacheco	Wright
Cardoza	Keeley	Perata	Mr. Speaker
Cedillo	Kuehl	Poochigian	
Cunneen	Kuykendall	Prenter	

NOES—3

Baugh	Bowler	McClintock
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Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bill No. 1951—Passed on file.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1976 (Mountjoy)—An act to add Section 4536.5 to the Penal Code, and to amend Sections 6600.05, 6601, 6602, 6602.5, 6603, 6609.1, 6609.2, and 6609.3 of, and to amend, repeal, and add Section 6604.1 of, the Welfare and Institutions Code, relating to sex offenses, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Bordonaro.

Urgency Clause

Urgency clause 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	Margett	Scott
Baca	Floyd	Martinez	Shelley
Battin	Frusetta	Mazzoni	Strom-Martin
Baugh	Gallegos	McClintock	Sweeney
Bordonaro	Goldsmith	Migden	Thompson
Bowen	Granlund	Miller	Thomson
Bowler	Havice	Morrissey	Torlakson
Brewer	Hertzberg	Murray	Vincent
Brown	Honda	Olberg	Washington
Bustamante	House	Oller	Wayne
Campbell	Kaloogian	Ortiz	Wildman
Cardenas	Keeley	Pacheco	Woods
Cardoza	Knox	Papan	Wright
Cedillo	Kuehl	Perata	Mr. Speaker

NOES—None

The question being on the passage of the bill.
Bill passed 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	Margett	Scott
Baca	Floyd	Martinez	Shelley
Battin	Frusetta	Mazzoni	Strom-Martin
Baugh	Gallegos	McClintock	Sweeney
Bordonaro	Goldsmith	Migden	Thompson
Bowen	Granlund	Miller	Thomson
Bowler	Havice	Morrissey	Torlakson
Brewer	Hertzberg	Murray	Vincent
Brown	Honda	Olberg	Washington
Bustamante	House	Oller	Wayne
Campbell	Kaloogian	Ortiz	Wildman
Cardenas	Keeley	Pacheco	Woods
Cardoza	Knox	Papan	Wright
Cedillo	Kuehl	Perata	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate

SENATE BILL NO. 2119 (Hurt)—An act to amend Section 9795 of the Government Code, relating to public records.

Bill read third time, and presented by Assembly Member Morrissey. The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Morrissey moved a call of the Assembly.

Motion carried. Time, 4:14 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

BILLS PASSED ON FILE

Senate Bill No. 2204—Passed on file.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 2203 (McPherson)—An act to add Section 4001 to the Elections Code, relating to ballots.

Bill read third time, and presented by Assembly Member Keeley.

Bill passed by the following vote:

AYES—47

Alquist	Escutia	Machado	Strom-Martin
Aroner	Figuroa	Martinez	Sweeney
Baca	Floyd	Mazzoni	Thomson
Bowen	Frusetta	Migden	Torlakson
Brown	Gallegos	Miller	Vincent
Bustamante	Havice	Murray	Washington
Cardenas	Hertzberg	Ortiz	Wayne
Cardoza	Honda	Papan	Wildman
Cedillo	Keeley	Perata	Woods
Cunneen	Knox	Prenter	Wright
Davis	Kuehl	Scott	Mr. Speaker
Ducheny	Lempert	Shelley	

NOES—27

Ackerman	Bowler	Kaloogian	Olberg
Aguiar	Brewer	Kuykendall	Pacheco
Alby	Campbell	Leach	Poochigian
Ashburn	Firestone	Leonard	Pringle
Battin	Goldsmith	Margett	Runner
Baugh	Granlund	McClintock	Thompson
Bordonaro	House	Morrissey	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 2078 (McPherson)—An act relating to veterans.

Bill read third time, and presented by Assembly Member Keeley.

Bill passed by the following vote:

AYES—69

Ackerman	Cunneen	Kuykendall	Prenter
Aguiar	Davis	Leach	Pringle
Alby	Ducheny	Lempert	Scott
Alquist	Escutia	Machado	Shelley
Aroner	Figueroa	Margett	Strom-Martin
Ashburn	Firestone	Martinez	Sweeney
Baca	Floyd	Mazzoni	Thomson
Battin	Frusetta	Migden	Torlakson
Bordonaro	Gallegos	Miller	Vincent
Bowen	Goldsmith	Morrissey	Washington
Bowler	Granlund	Murray	Wayne
Brewer	Havice	Olberg	Wildman
Brown	Hertzberg	Oller	Woods
Bustamante	Honda	Ortiz	Wright
Campbell	House	Pacheco	Mr. Speaker
Cardenas	Kaloogian	Papan	
Cardoza	Keeley	Perata	
Cedillo	Kuehl	Pochigian	

NOES—5

Baugh	McClintock	Thompson
Leonard	Runner	

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bills Nos. 277, 1649, and 1664—Passed on file.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 2098 (Wright)—An act to amend Sections 5330 and 5610 of the Welfare and Institutions Code, relating to mental health, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Kuehl.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—74

Ackerman	Cunneen	Leach	Prenter
Aguiar	Davis	Lempert	Pringle
Alby	Ducheny	Leonard	Runner
Alquist	Escutia	Machado	Scott
Aroner	Figueroa	Margett	Shelley
Ashburn	Firestone	Martinez	Strom-Martin
Baca	Floyd	Mazzoni	Sweeney
Battin	Frusetta	McClintock	Thompson
Baugh	Gallegos	Migden	Thomson
Bordonaro	Goldsmith	Miller	Torlakson
Bowen	Granlund	Morrissey	Vincent
Bowler	Havice	Murray	Washington
Brewer	Hertzberg	Olberg	Wayne
Brown	Honda	Oller	Wildman
Bustamante	House	Ortiz	Woods
Campbell	Kaloogian	Pacheco	Wright
Cardenas	Keeley	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	
Cedillo	Kuykendall	Poochigian	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—74

Ackerman	Cunneen	Leach	Prenter
Aguiar	Davis	Lempert	Pringle
Alby	Ducheny	Leonard	Runner
Alquist	Escutia	Machado	Scott
Aroner	Figueroa	Margett	Shelley
Ashburn	Firestone	Martinez	Strom-Martin
Baca	Floyd	Mazzoni	Sweeney
Battin	Frusetta	McClintock	Thompson
Baugh	Gallegos	Migden	Thomson
Bordonaro	Goldsmith	Miller	Torlakson
Bowen	Granlund	Morrissey	Vincent
Bowler	Havice	Murray	Washington
Brewer	Hertzberg	Olberg	Wayne
Brown	Honda	Oller	Wildman
Bustamante	House	Ortiz	Woods
Campbell	Kaloogian	Pacheco	Wright
Cardenas	Keeley	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	
Cedillo	Kuykendall	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1847 (Schiff)—An act to add Chapter 6 (commencing with Section 132400) to Division 12.7 of the Public Utilities Code, relating to transportation.
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.

At 4:22 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

BILLS PASSED ON FILE

Senate Concurrent Resolution No. 85—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 2003 (Knight)—An act to amend Sections 4848 and 4905 of, and to add Section 4848.3 to, the Business and Professions Code, relating to veterinary medicine, and making an appropriation therefor.

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.

SENATE BILL NO. 1386 (Leslie)—An act to amend Section 1798.16 of the Civil Code, to add Section 18030.5 to the Education Code, and to add Sections 6254.20, 6254.21, and 11015.5 to the Government Code, relating to state computer technology.

Bill read third time, and presented by Assembly Member Runner.

Bill passed by the following vote:

AYES—74

Ackerman	Cunneen	Leach	Prenter
Aguiar	Davis	Lempert	Pringle
Alby	Ducheny	Leonard	Runner
Alquist	Escutia	Machado	Scott
Aroner	Figueroa	Margett	Shelley
Ashburn	Firestone	Martinez	Strom-Martin
Baca	Frusetta	Mazzoni	Sweeney
Battin	Gallegos	McClintock	Thompson
Baugh	Goldsmith	Migden	Thomson
Bordonaro	Granlund	Miller	Torlakson
Bowen	Havice	Morrissey	Vincent
Bowler	Hertzberg	Murray	Washington
Brewer	Honda	Olberg	Wayne
Brown	House	Oller	Wildman
Bustamante	Kaloogian	Ortiz	Woods
Campbell	Keeley	Pacheco	Wright
Cardenas	Knox	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	
Cedillo	Kuykendall	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Constitutional Amendment No. 21—Passed on file.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)**

ASSEMBLY CONCURRENT RESOLUTION NO. 183 (Torlakson)—Relative to Italian-American Wartime Internment Remembrance Week.

Resolution read, and adopted by the following vote:

AYES—72

Ackerman	Cunneen	Kuykendall	Poochigian
Aguiar	Davis	Leach	Prenter
Alby	Ducheny	Lempert	Pringle
Alquist	Escutia	Leonard	Richter
Aroner	Figueroa	Machado	Runner
Ashburn	Firestone	Margett	Scott
Baca	Floyd	Martinez	Shelley
Battin	Frusetta	Mazzoni	Strom-Martin
Baugh	Gallegos	Migden	Sweeney
Bordonaro	Goldsmith	Miller	Thompson
Bowen	Granlund	Morrissey	Thomson
Bowler	Havice	Murray	Torlakson
Brewer	Hertzberg	Olberg	Vincent
Brown	Honda	Oller	Washington
Bustamante	Kaloogian	Ortiz	Wayne
Cardenas	Keeley	Pacheco	Wildman
Cardoza	Knox	Papan	Wright
Cedillo	Kuehl	Perata	Mr. Speaker

NOES—None

Resolution ordered transmitted to the Senate immediately.

ASSEMBLY CONCURRENT RESOLUTION NO. 20 (Cardoza)—Relative to the University of California.

Resolution read, and adopted by the following vote:

AYES—71

Ackerman	Cunneen	Kuehl	Perata
Aguiar	Davis	Kuykendall	Poochigian
Alby	Ducheny	Leach	Prenter
Alquist	Escutia	Lempert	Runner
Aroner	Figueroa	Leonard	Scott
Ashburn	Firestone	Machado	Shelley
Baca	Floyd	Margett	Strom-Martin
Battin	Frusetta	Martinez	Sweeney
Baugh	Gallegos	Mazzoni	Thompson
Bordonaro	Goldsmith	Migden	Thomson
Bowen	Granlund	Miller	Torlakson
Bowler	Havice	Morrissey	Vincent
Brewer	Hertzberg	Murray	Washington
Brown	Honda	Olberg	Wayne
Bustamante	House	Oller	Wildman
Cardenas	Kaloogian	Ortiz	Woods
Cardoza	Keeley	Pacheco	Mr. Speaker
Cedillo	Knox	Papan	

NOES—None

Resolution ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 317 (Calderon)—An act to add Section 1373.21 to the Health and Safety Code, relating to health care service plans.

Bill read third time, and presented by Assembly Member Gallegos.

Bill passed by the following vote:

AYES—54

Aguiar	Escutia	Kuykendall	Scott
Alquist	Figuroa	Leach	Shelley
Aroner	Firestone	Lempert	Strom-Martin
Baca	Floyd	Machado	Sweeney
Bordonaro	Frusetta	Martinez	Thomson
Bowen	Gallegos	Mazzoni	Torlakson
Brown	Goldsmith	Migden	Vincent
Bustamante	Granlund	Morrissey	Washington
Cardenas	Havice	Murray	Wayne
Cardoza	Hertzberg	Ortiz	Wildman
Cedillo	Honda	Pacheco	Wright
Cunneen	Keeley	Perata	Mr. Speaker
Davis	Knox	Prenter	
Ducheny	Kuehl	Richter	

NOES—17

Ackerman	Kaloogian	Olberg	Thompson
Ashburn	Leonard	Oller	Woods
Bowler	Margett	Poochigian	
Brewer	McClintock	Pringle	
Campbell	Miller	Runner	

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bill No. 1339—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 272 (Brulte)—An act to amend Section 11200.1 of the Government Code, relating to insurance.

Bill read third time, and presented by Assembly Member Aguiar.

Bill passed by the following vote:

AYES—72

Ackerman	Cunneen	Leach	Prenter
Aguiar	Davis	Lempert	Pringle
Alby	Ducheny	Leonard	Richter
Alquist	Figuroa	Machado	Runner
Aroner	Firestone	Margett	Scott
Ashburn	Frusetta	Mazzoni	Shelley
Baca	Gallegos	McClintock	Strom-Martin
Battin	Goldsmith	Migden	Sweeney
Baugh	Granlund	Miller	Thompson
Bordonaro	Havice	Morrissey	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Olberg	Vincent
Brewer	House	Oller	Washington
Brown	Kaloogian	Ortiz	Wayne
Bustamante	Keeley	Pacheco	Wildman
Campbell	Knox	Papan	Woods
Cardoza	Kuehl	Perata	Wright
Cedillo	Kuykendall	Poochigian	Mr. Speaker

NOES—1

Martinez

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bills Nos. 1196, 1968, and 1646—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1956 (Hayden)—An act relating to parks and recreation, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Knox.

Bill passed by the following vote:

AYES—49

Aguiar	Davis	Machado	Sweeney
Alquist	Ducheny	Margett	Thompson
Aroner	Escutia	Martinez	Thomson
Baca	Figuroa	Mazzoni	Torlakson
Battin	Floyd	Migden	Vincent
Bowen	Gallegos	Morrissey	Washington
Brown	Hertzberg	Murray	Wayne
Bustamante	Honda	Ortiz	Wildman
Campbell	Keeley	Papan	Wright
Cardenas	Knox	Perata	Mr. Speaker
Cardoza	Kuehl	Prenter	
Cedillo	Lempert	Scott	
Cunneen	Leonard	Shelley	

NOES—21

Ackerman	Brewer	Leach	Poochigian
Alby	Frusetta	McClintock	Runner
Ashburn	Goldsmith	Miller	Woods
Baugh	Granlund	Olberg	
Bordonaro	House	Oller	
Bowler	Kaloogian	Pacheco	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 2103 (Haynes)—An act to amend Sections 13575, 13580, 13581, and 13582 of, and to add Sections 13580.5, 13580.7, 13580.8, 13580.9, 13581.2, and 13583 to, the Water Code, relating to recycled water service.

Bill read third time, and presented by Assembly Member Thompson.

Bill passed by the following vote:

AYES—68

Aekerman	Cunneen	Kuehl	Prenter
Aguiar	Davis	Kuykendall	Pringle
Alby	Ducheny	Leach	Richter
Alquist	Escutia	Lempert	Runner
Aroner	Figueroa	Leonard	Shelley
Ashburn	Firestone	Margett	Strom-Martin
Baca	Floyd	Mazzoni	Sweeney
Battin	Frusetta	Migden	Thompson
Baugh	Gallegos	Miller	Thomson
Bordonaro	Goldsmith	Morrissey	Torlakson
Bowen	Granlund	Murray	Vincent
Bowler	Havice	Olberg	Washington
Brewer	Hertzberg	Oller	Wayne
Bustamante	Honda	Ortiz	Wildman
Campbell	House	Pacheco	Woods
Cardoza	Kaloogian	Perata	Wright
Cedillo	Keeley	Poochigian	Mr. Speaker

NOES—1

McClintock

Bill ordered transmitted to the Senate.

(NOTE: Later this day, the action was rescinded whereby Senate Bill No. 2103 was passed, and whereby the bill was ordered transmitted to the Senate. See page 8492.)

SENATE BILL NO. 1800 (Johnston)—an act to amend Section 124980 of the Health and Safety Code, relating to hereditary disorders.

Bill read third time, and presented by Assembly Member Knox.

Bill passed by the following vote:

AYES—67

Ackerman	Cedillo	Knox	Prenter
Aguiar	Cunneen	Kuehl	Pringle
Alquist	Davis	Kuykendall	Richter
Aroner	Ducheny	Leach	Runner
Ashburn	Escutia	Lempert	Scott
Baca	Figueroa	Machado	Shelley
Battin	Firestone	Margett	Strom-Martin
Baugh	Floyd	Mazzoni	Sweeney
Bordonaro	Frusetta	Migden	Torlakson
Bowen	Gallegos	Miller	Vincent
Bowler	Goldsmith	Morrissey	Washington
Brewer	Granlund	Murray	Wayne
Brown	Havice	Olberg	Wildman
Bustamante	Hertzberg	Ortiz	Woods
Campbell	Honda	Pacheco	Wright
Cardenas	House	Papan	Mr. Speaker
Cardoza	Keeley	Poochigian	

NOES—7

Alby	Leonard	McClintock	Thompson
Kaloogian	Martinez	Oller	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1991 (O'Connell)—An act to amend Section 597 of the Penal Code, relating to cruelty to animals.

Bill read third time, and presented by Assembly Member Bordonaro.

Bill passed by the following vote:

AYES—76

Ackerman	Cunneen	Kuykendall	Poochigian
Aguiar	Davis	Leach	Prenter
Alby	Ducheny	Lempert	Pringle
Alquist	Escutia	Leonard	Richter
Aroner	Figuroa	Machado	Runner
Ashburn	Firestone	Margett	Scott
Baca	Floyd	Martinez	Shelley
Battin	Frusetta	Mazzoni	Strom-Martin
Baugh	Gallegos	McClintock	Sweeney
Bordonaro	Goldsmith	Migden	Thompson
Bowen	Granlund	Miller	Thomson
Bowler	Havice	Morrissey	Torlakson
Brewer	Hertzberg	Murray	Vincent
Brown	Honda	Olberg	Washington
Bustamante	House	Oller	Wayne
Campbell	Kaloogian	Ortiz	Wildman
Cardenas	Keeley	Pacheco	Woods
Cardoza	Knox	Papan	Wright
Cedillo	Kuehl	Perata	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

SENATE BILL NO. 1645 (Mountjoy)—An act to amend Section 14664 of the Government Code, and to amend Section 2 of Chapter 625 of the Statutes of 1991, Section 1 of Chapter 648 of the Statutes of 1992, Section 1 of Chapter 317 of the Statutes of 1993, and Section 1 of Chapter 391 of the Statutes of 1994, relating to state property.

Bill read third time.

Motion to Amend by Assembly Member Havice

Assembly Member Havice moved the adoption of amendments, of 25 words or less.

Amendments read and adopted by the following vote:

AYES—39

Aroner	Figueroa	Machado	Strom-Martin
Baca	Floyd	Martinez	Sweeney
Bowen	Gallegos	Mazzoni	Thomson
Brown	Havice	Migden	Torlakson
Bustamante	Hertzberg	Murray	Vincent
Cardenas	Honda	Ortiz	Washington
Cardoza	Keeley	Papan	Wayne
Cedillo	Knox	Perata	Wright
Davis	Kuehl	Scott	Mr. Speaker
Ducheny	Lempert	Shelley	

NOES—33

Ackerman	Campbell	Leach	Prenter
Aguiar	Cunneen	Leonard	Pringle
Alby	Firestone	Margett	Richter
Ashburn	Frusetta	McClintock	Runner
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Olberg	Woods
Bordonaro	House	Oller	
Bowler	Kaloogian	Pacheco	
Brewer	Kuykendall	Poochigian	

Bill ordered reprinted, and to be returned to the third reading file.

ACTION RESCINDED ON SENATE BILL NO. 2103

Assembly Member Thompson was granted unanimous consent to rescind the action whereby the Assembly, earlier this day (Assembly Journal, page 8490), passed Senate Bill No. 2103, and whereby the bill was ordered transmitted to the Senate.

SPECIAL COMMITTEE MEETINGS

Assembly Member Shelley was granted unanimous consent that the Committee on Public Safety be permitted to hold a special meeting and that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 1679 for hearing.

JOINT RULE 62(a) WAIVED

Assembly Member Shelley was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of permitting the Senate Select Committee on Prison Management, Senate Public Safety Committee, Joint Legislative Committee on Prison Construction and Operations, and the Assembly Public Safety Committee to convene jointly on Tuesday, August 18, 1998, at 9 a.m.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Davis announced her intention to request that Senate Bill No. 730 be removed from the inactive file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1848**

At 6:01 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.

Senate Bill No. 1848 passed by the following vote:

AYES—43

Alquist	Ducheny	Kuehl	Strom-Martin
Aroner	Escutia	Lempert	Sweeney
Baca	Figueroa	Martinez	Thomson
Bowen	Floyd	Mazzoni	Torlakson
Brown	Gallegos	Migden	Vincent
Bustamante	Granlund	Morrissey	Washington
Cardenas	Havice	Murray	Wayne
Cardoza	Hertzberg	Ortiz	Wildman
Cedillo	Honda	Papan	Wright
Cunneen	Keeley	Perata	Mr. Speaker
Davis	Knox	Shelley	

NOES—31

Ackerman	Brewer	Leach	Poochigian
Aguiar	Campbell	Leonard	Prenter
Alby	Firestone	Margett	Pringle
Ashburn	Frusetta	McClintock	Richter
Battin	Goldsmith	Miller	Runner
Baugh	House	Olberg	Thompson
Bordonaro	Kaloogian	Oller	Woods
Bowler	Kuykendall	Pacheco	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1450**

At 6:02 p.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.

Senate Bill No. 1450 refused passage by the following vote:

AYES—39

Alquist	Figueroa	Machado	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Vincent
Brown	Hertzberg	Ortiz	Washington
Cardenas	Honda	Papan	Wayne
Cedillo	Keeley	Perata	Wildman
Davis	Knox	Scott	Wright
Ducheny	Kuehl	Shelley	Mr. Speaker
Escutia	Lempert	Strom-Martin	

NOES—34

Ackerman	Campbell	Leach	Poochigian
Aguiar	Cunneen	Leonard	Prenter
Alby	Firestone	Margett	Pringle
Ashburn	Frusetta	McClintock	Richter
Battin	Goldsmith	Miller	Runner
Baugh	Granlund	Morrissey	Thompson
Bordonaro	House	Olberg	Woods
Bowler	Kaloogian	Oller	
Brewer	Kuykendall	Pacheco	

**Motion to Reconsider Senate Bill No. 1450
on Next Legislative Day**

Assembly Member Shelley moved to reconsider on the next legislative day the vote whereby Senate Bill No. 1450 was this day refused passage.

Senate Bill No. 1450 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 405**

At 6:02 p.m., on motion of Assembly Member Olberg, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 405 refused passage by the following vote:

AYES—34

Alby	Figueroa	Mazzoni	Strom-Martin
Alquist	Floyd	Migden	Sweeney
Aroner	Frusetta	Murray	Thomson
Baca	Gallegos	Ortiz	Torlakson
Bowen	Havice	Papan	Wildman
Cedillo	Hertzberg	Perata	Woods
Davis	Honda	Prenter	Mr. Speaker
Ducheny	Knox	Richter	
Escutia	Kuehl	Scott	

NOES—7

Ackerman	Leonard	Miller	Thompson
Baugh	Martinez	Pringle	

**Motion to Reconsider Senate Bill No. 405
on Next Legislative Day**

Assembly Member Keeley moved to reconsider on the next legislative day the vote whereby Senate Bill No. 405 was this day refused passage.

Senate Bill No. 405 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1930**

At 6:03 p.m., on motion of Assembly Member Gallegos, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1930 passed by the following vote:

AYES—41

Alquist	Ducheny	Lempert	Thomson
Aroner	Escutia	Machado	Torlakson
Baca	Figueroa	Martinez	Vincent
Bowen	Firestone	Mazzoni	Washington
Brown	Floyd	Migden	Wayne
Bustamante	Gallegos	Murray	Wildman
Cardenas	Hertzberg	Papan	Wright
Cardoza	Honda	Perata	Mr. Speaker
Cedillo	Keeley	Shelley	
Cunneen	Knox	Strom-Martin	
Davis	Kuehl	Sweeney	

NOES—29

Ackerman	Brewer	Leonard	Poochigian
Aguiar	Campbell	Margett	Prenter
Alby	Frusetta	McClintock	Pringle
Ashburn	Goldsmith	Miller	Runner
Battin	Granlund	Morrissey	Thompson
Baugh	House	Olberg	
Bordonaro	Kaloogian	Oller	
Bowler	Leach	Pacheco	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1930: Assembly Member Havice, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 2048**

At 6:05 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. 2048 refused passage by the following vote:

AYES—38

Alquist	Ducheny	Kuehl	Sweeney
Aroner	Escutia	Lempert	Thomson
Baca	Figueroa	Mazzoni	Torlakson
Baugh	Firestone	Migden	Vincent
Bowen	Floyd	Murray	Washington
Brewer	Gallegos	Papan	Woods
Brown	Hertzberg	Perata	Wright
Cedillo	Honda	Richter	Mr. Speaker
Cunneen	Keeley	Shelley	
Davis	Knox	Strom-Martin	

NOES—34

Ackerman	Cardoza	Leonard	Poochigian
Aguiar	Frusetta	Margett	Prenter
Alby	Goldsmith	McClintock	Pringle
Ashburn	Granlund	Miller	Runner
Battin	Havice	Morrissey	Thompson
Bordonaro	House	Olberg	Wayne
Bowler	Kaloogian	Oller	Wildman
Bustamante	Kuykendall	Ortiz	
Campbell	Leach	Pacheco	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 2048: Assembly Member Granlund, from "Aye" to "No".

**Motion to Reconsider Senate Bill No. 2048
on Next Legislative Day**

Assembly Member Cunneen moved to reconsider on the next legislative day the vote whereby Senate Bill No. 2048 was this day refused passage.

Senate Bill No. 2048 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 2119**

At 6:06 p.m., on motion of Assembly Member Morrissey, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 2119 refused passage by the following vote:

AYES—37

Ackerman	Campbell	Leach	Poochigian
Aguiar	Cunneen	Leonard	Prenter
Alby	Firestone	Margett	Pringle
Alquist	Floyd	McClintock	Runner
Ashburn	Frusetta	Miller	Thompson
Battin	Goldsmith	Morrissey	Thomson
Baugh	Granlund	Olberg	Woods
Bordonaro	House	Oller	
Bowler	Kaloogian	Pacheco	
Brewer	Kuykendall	Papan	

NOES—25

Aroner	Figueroa	Mazzoni	Sweeney
Bowen	Gallegos	Migden	Torlakson
Brown	Havice	Murray	Wayne
Cardoza	Hertzberg	Ortiz	Wildman
Davis	Honda	Perata	
Ducheny	Keeley	Scott	
Escutia	Martinez	Strom-Martin	

**Motion to Reconsider Senate Bill No. 2119
on Next Legislative Day**

Assembly Member Morrissey moved to reconsider on the next legislative day the vote whereby Senate Bill No. 2119 was this day refused passage.

Senate Bill No. 2119 ordered to the unfinished business file.

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)**

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 23, Senate Constitutional Amendment No. 13 and Senate Bill No. 1427 were continued until the next legislative day.

**NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1735
FROM COMMITTEE CONTINUED**

By unanimous consent the notice of motion to withdraw Assembly Bill No. 1735 from the Committee on Public Safety was continued until the next legislative day.

BILLS RETURNED TO THIRD READING FILE

Pursuant to Assembly Rule 78, the following bills were withdrawn from the inactive file, and placed upon the third reading file.

Senate Bills Nos. 330 and 750, on request of Assembly Member Gallegos;

Senate Bill No. 2085, on request of Assembly Member Honda;

Senate Bill No. 328, on request of Assembly Member Ortiz.

SENATE BILL NO. 1574 SET FOR SPECIAL ORDER

By unanimous consent Senate Bill No. 1574 was made a special order of business for Tuesday, August 18, 1998, at 9 a.m.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Joint Resolution No. 76: Bustamante, Cedillo, Goldsmith, Martinez, and Scott—Aye.

Senate Bill No. 1562: Ashburn, Battin, Baugh, Bustamante, Campbell, Gallegos, Goldsmith, Kaloogian, Machado, Margett, Martinez, Olberg, Oller, Poochigian, and Runner—Aye.

Senate Bill No. 705: Bustamante, Campbell, Cedillo, Keeley, and Martinez—Aye; Migden—No.

Senate Bill No. 29: Bustamante, Campbell, Cedillo, Miller, and Woods—Aye; Havice and Martinez—No.

Senate Bill No. 1363: Bustamante, Cardoza, and Martinez—Aye; Runner—No.

Senate Bill No. 1750: Bustamante, Ducheny, and Martinez—Aye; Ackerman, Frusetta, Goldsmith, Granlund, Kaloogian, Miller, Prenter, Runner, Thompson, and Woods—No.

Senate Bill No. 1782: Bowen, Bustamante, Goldsmith, and Martinez—Aye; Richter and Runner—No.

Senate Bill No. 459: Aguiar, Bustamante, Martinez, Migden, Runner, and Thompson—Aye.

Senate Bill No. 983: Battin, Bowen, Bustamante, Havice, Martinez, and Murray—Aye.

Senate Bill No. 143: Aguiar, Bowen, Bustamante, Martinez, McClintock, and Pacheco—Aye.

Senate Bill No. 1480: Bowen, Bustamante, and Martinez—Aye.

Senate Bill No. 1637: Bustamante and Martinez—Aye.

Senate Bill No. 1648: Battin, Bustamante, and Martinez—Aye; Kaloogian, Oller, and Runner—No.

Senate Bill No. 1752: Baca, Battin, Bustamante, Granlund, and Shelley—Aye; Baugh, Kaloogian, and Miller—No.

Senate Bill No. 1775: Baca, Baugh, Bustamante, Cunneen, Keeley, and Runner—Aye; Kaloogian—No.

Senate Bill No. 1964: Baugh, Bustamante, Cunneen, Gallegos, Kaloogian, Poochigian, and Prenter—Aye.

Senate Bill No. 2175: Bustamante and Cunneen—Aye; Baugh, Kaloogian, Oller, and Pacheco—No.

Senate Bill No. 1361: Baugh, Bustamante, Cunneen, Kaloogian, Lempert, and Pacheco—Aye.

Senate Bill No. 2020: Bustamante and Cunneen—Aye; Baugh and Kaloogian—No.

Senate Bill No. 86: Baugh, Bustamante, Kaloogian, and Pacheco—Aye.

Senate Bill No. 1362: Bustamante, Kaloogian, Migden, Murray, and Pacheco—Aye.

Senator Concurrent Resolution No. 93: Bustamante, Havice, Leach, and Pacheco—Aye; Baugh, Campbell, Kaloogian, McClintock, and Oller—No.

Senate Bill No. 1659: Battin, Bowen, Bustamante, Gallegos, Martinez, and Pacheco—Aye; Baugh, Kaloogian, and McClintock—No.

Senate Bill No. 2021 and Urgency: Bustamante and McClintock—Aye; Baugh and Kaloogian—No.

Senate Bill No. 2024: Baugh, Bustamante, Kaloogian, McClintock, and Oller—Aye.

Senate Bill No. 1488: Bustamante and Migden—Aye; Baugh, Havice, Kaloogian, McClintock, Olberg, and Oller—No.

Senate Bill No. 2166: Baugh, Bustamante, Kaloogian, McClintock, Oller, and Pacheco—Aye.

Senate Bill No. 1793: Bustamante, Granlund, Kaloogian, Morrissey, Olberg, and Pacheco—Aye; McClintock—No.

Senate Bill No. 213: Baugh, Bustamante, Granlund, Leach, McClintock, Morrissey, and Pacheco—Aye; Kaloogian—No.

Resolutions to Suspend Rules: Bustamante, Campbell, Kaloogian, and McClintock—Aye.

Senate Bill No. 1176: Bustamante, Campbell, Havice, McClintock, Richter, and Wildman—Aye.

Senate Bill No. 1374: Bustamante, Campbell, Gallegos, Martinez, McClintock, and Runner—Aye.

Senate Bill No. 1557 and Urgency: Baugh, Bowen, Bustamante, Campbell, Honda, and McClintock—Aye; Martinez—No.

Senate Bill No. 1667: Battin, Baugh, Bustamante, Campbell, and Martinez—Aye.

Senate Bill No. 1751: Battin, Bustamante, Campbell, Machado, Martinez, McClintock, Migden, Pringle, and Shelley—Aye.

Senate Bill No. 1816: Battin, Bustamante, and Martinez—Aye; Baugh and Pringle—No.

Senate Bill No. 1942: Battin, Bordonaro, Bustamante, Frusetta, Richter, and Scott—Aye; Baugh and Pringle—No.

Senate Bill No. 1948: Battin, Bustamante, Martinez, and Pringle—Aye.

Senate Bill No. 7: Bustamante, Cardenas, Kaloogian, and Runner—Aye.

Senate Bill No. 1890: Baugh, Bustamante, Campbell, Cedillo, Kaloogian, Miller, Oller, Poochigian, Runner, and Vincent—Aye.

Senate Bill No. 1898: Battin, Bustamante, Campbell, Poochigian, Pringle, and Runner—Aye; Baugh—No.

Senate Bill No. 1976 and Urgency: Battin, Baugh, Bustamante, Campbell, and Runner—Aye.

Senate Bill No. 2203: Bustamante—Aye; Ashburn, Baugh, Campbell, Kaloogian, Olberg, Poochigian, and Runner—No.

Senate Bill No. 2078: Bustamante, Campbell, Margett, and Poochigian—Aye; Baugh and Runner—No.

Senate Bill No. 2098 and Urgency: Bustamante, Campbell, Margett, and Poochigian—Aye.

Senate Bill No. 1386: Battin, Bustamante, Campbell, Margett, Pacheco, Poochigian, and Pringle—Aye.

Assembly Concurrent Resolution No. 183: Bustamante—Aye.

Assembly Concurrent Resolution No. 20: Battin, Bustamante, Kaloogian, and Oller—Aye.

Senate Bill No. 317: Bustamante and Martinez—Aye.

Senate Bill No. 272: Bustamante, Poochigian, and Wayne—Aye; Martinez—No.

Senate Bill No. 1956: Bustamante and Cunneen—Aye; Goldsmith and Poochigian—No.

Senate Bill No. 2103: Bowen, Bustamante, Davis, Honda, and Sweeney—Aye.

Senate Bill No. 1800: Bustamante and Sweeney—Aye.

Senate Bill No. 1991: Baugh and Oller—Aye.

Senate Bill No. 405: Migden—Aye.

MOTION TO ADJOURN

At 6:08 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 6:09 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:

Water, Parks and Wildlife on Friday, August 21, 1998, upon adjournment of Floor session.

RESOLUTIONS

The following resolution was offered:

Assembly Concurrent Resolution No. 188—Davis, Alquist, Aroner, Baca, Kaloogian, Knox, Kuehl, Mazzoni, Oller, and Scott, (Senators Karnette, Leslie, Solis, and Watson, coauthors). Relative to Obesity Awareness Month.

AUTHOR'S AMENDMENTS

Committee on Judiciary

August 17, 1998

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 Sections 11346.1, 11351, and 11502 of the Government Code, and to amend Sections 309 and 1701 of, and to add Chapter 9.5 (commencing with Section 1825) to Part 1 of Division 1 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.

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 17, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

- Senate Bill No. 256
- Senate Bill No. 1173
- Senate Bill No. 1690

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 256—An act to add Part 11 (commencing with Section 53500) to Division 31 of the Health and Safety Code, relating to financing housing programs 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.

SENATE BILL NO. 1173—An act to add Section 14669.19 to the Government Code, relating to state property, 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. 1690—An act to amend Section 219 of the Code of Civil Procedure, to amend Sections 148.1, 148.5, 148.9, 150, 190, 12027, and 12031 of the Penal Code, relating to peace officers.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

MESSAGES FROM THE SENATE

Senate Chamber, August 17, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Rosenthal, Watson and Leslie as a Committee on Conference concerning:

Assembly Bill No. 1515.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, August 17, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

- Senate Bill No. 1852
- Senate Bill No. 1989

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, August 17, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 34	Assembly Bill No. 1872
Assembly Bill No. 131	Assembly Bill No. 1873
Assembly Bill No. 473	Assembly Bill No. 1925
Assembly Bill No. 499	Assembly Bill No. 1992
Assembly Bill No. 518	Assembly Bill No. 2233
Assembly Bill No. 570	Assembly Bill No. 2300
Assembly Bill No. 880	Assembly Bill No. 2319
Assembly Bill No. 911	Assembly Bill No. 2329
Assembly Bill No. 960	Assembly Bill No. 2366
Assembly Bill No. 1070	Assembly Bill No. 2417
Assembly Bill No. 1225	Assembly Bill No. 2570
Assembly Bill No. 1439	Assembly Bill No. 2581
Assembly Bill No. 1625	Assembly Bill No. 2620
Assembly Bill No. 1695	Assembly Bill No. 2674
Assembly Bill No. 1726	Assembly Bill No. 2680
Assembly Bill No. 1780	Assembly Bill No. 2705
Assembly Bill No. 1810	Assembly Bill No. 2707
Assembly Bill No. 1830	Assembly Bill No. 2760

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 17, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Joint Resolution No. 43

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 17, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 98

Assembly Joint Resolution No. 67

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolutions ordered enrolled.

Senate Chamber, August 17, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 2516

Assembly Bill No. 2756

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, August 17, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 1714

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. 1714—An act to add Section 376.1 to the Public Utilities Code, relating to public utilities.

MESSAGES FROM THE SENATE

August 17, 1998

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: By direction of the Senate I am returning Senate Bill 55 to the Assembly for further action.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Above bill held at the Desk.

August 17, 1998

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 1389. The Senate then ordered the bill returned to the Assembly.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Above bill held at the Desk.

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. 183

Governor's Office, Sacramento
August 17, 1998

To the Members of the California Assembly:

I am returning Assembly Bill No. 183 without my signature.

The bill would create a Motor Vehicle Owners' Rights Advocate for the Bureau of Automotive Repair (BAR) to act as the principal proponent for consumers who register automotive complaints related to the Smog Check Program.

This bill is unnecessary. The Advocate is superfluous to the existing responsibilities of the BAR Chief and the Director of the Department of Consumer Affairs. There is no empirical evidence that demonstrates the need for a person solely dedicated to monitoring the resolution of complaints. Moreover, should a need arise, there is nothing to prevent the Director from assigning someone to assume these responsibilities on an ad hoc basis until the concern has been dealt with. The mandated establishment of the Advocate position would simply add an

unnecessary, unfunded position and corresponding staff to review the existing complaint mediation structure when such powers already reside with the Department Director.

Cordially,

PETE WILSON

Veto Message—Assembly Bill No. 901

Governor's Office, Sacramento
August 17, 1998

To the Members of the California Assembly:

I am returning Assembly Bill No. 901 without my signature.

This bill would require the California State World Trade Commission, within the California Trade and Commerce Agency, to prepare a State Strategic Plan for International Trade Promotion, to be submitted to the members of the Legislature, the Governor, the Lieutenant Governor, and the Secretary of State no later than January 31, 2000. The bill would require the plan to be updated every four years.

The Trade and Commerce Agency currently has a strategic plan that includes an international trade component. The Division of International Trade and Investment within the agency currently explores opportunities for expansion and analyzes trade policy issues on a continual, as-needed basis, and prepares an annual report that includes the World Trade Commission's trade policy activities. The division's programs are evaluated annually and the future direction is selected through the budget process.

This bill codifies in statute a short-sighted prescription for strategic planning. The Agency needs to maintain its flexibility to stay abreast of the ever-changing global trade environment. These tasks can and should be accomplished without placing complex reporting requirements in statute.

Cordially,

PETE WILSON

Veto Message—Assembly Bill No. 2020

Governor's Office, Sacramento
August 17, 1998

To the Members of the California Assembly:

I am returning Assembly Bill No. 2020 without my signature.

This bill would prohibit a common interest development (CID) from prohibiting the owner of a separate interest from keeping a pet if the owner is disabled or regarded by a licensed physician or psychologist as needing a pet.

Common interest developments use covenants, conditions and restrictions (CC&Rs) to govern the development and maintenance of common areas. These CC&Rs represent a set of terms of a private contract between knowing adults.

The Supreme Court has validated the concept that CC&Rs are private contracts between homeowners and their associations. While evidence suggest that pets enhance the quality of life for many seniors and disabled persons, the resolution of any conflict should come through the

homeowner association board of directors and the homeowners rather than through a bill that interferes in those private contracts.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 17th day of August 1998, at 4:34 p.m., of Assembly Bills Nos. 183, 901, and 2020, without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Karen Morgan.

RALPH ROMO

Acting Chief Clerk of the Assembly

ADJOURNMENT

At 6:10 p.m., pursuant to the motion by Assembly Member Washington, the Assembly adjourned until 9 a.m., Tuesday, August 18, 1998, out of respect to the memory of Marilyn "Rosalie" Kamansky, on motion of Assembly Member Aguiar; and out of respect to the memory of Jackie Amos, on motion of Assembly Member Wildman.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, August 18, 1998

**TWO HUNDRED FIFTY-SEVENTH SESSION DAY
SIX 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.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, August 18, 1998

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 Wayne moved a quorum call of the Assembly.

Motion carried. Time, 9:01 a.m.

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

At 9:29 a.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

Quorum Present

At 9:29 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—76:

Ackerman	Cunneen	Kuykendall	Perata
Aguiar	Davis	Leach	Poochigian
Alby	Ducheny	Lempert	Prenter
Alquist	Escutia	Leonard	Pringle
Aroner	Figuroa	Machado	Runner
Ashburn	Firestone	Margett	Scott
Baca	Floyd	Martinez	Shelley
Battin	Frusetta	Mazzoni	Strom-Martin
Baugh	Gallegos	McClintock	Sweeney
Bordonaro	Goldsmith	Migden	Thompson
Bowen	Granlund	Miller	Thomson
Bowler	Havice	Morrissey	Torlakson
Brewer	Hertzberg	Morrow	Vincent
Brown	Honda	Murray	Washington
Bustamante	House	Olberg	Wayne
Campbell	Kaloogian	Oller	Wildman
Cardenas	Keeley	Ortiz	Woods
Cardoza	Knox	Pacheco	Wright
Cedillo	Kuehl	Papan	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:

Most Holy God, Whenever we drift far from You, and whenever we try to make human power and happiness our god, we eventually discover how shallow life can be. Whenever we misunderstand freedom to mean permissiveness, we eventually discover how immorality and injustice can follow. Heavenly Father, when we find ourselves in a spiritual crisis, reveal to us that the deeper and final meaning of our existence lies in being in communion with You, our Lord and our God.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Assistant Speaker pro Tempore Baca, Assembly Member Bowler 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 Bordonaro, seconded by Assembly Member Keeley.

At 9:42 a.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

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 Richter.

On personal business, and waiving per diem: Assembly Member Napolitano.

Because of illness: Assembly Member Takasugi.

Because of illness in his family: Assembly Member Baldwin.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

August 17, 1998

*The Honorable Antonio Villaraigosa
Speaker of the Assembly
Room 219, State Capitol
Sacramento, California*

Dear Mr. Speaker: I wish to be excused from floor session on Tuesday, August 18, on legislative business.

I am going to be meeting with experts on gaming issues in Reno, Nevada concerning Governor Wilson's compact with the Pala Indians, Senator Burton's SB 1502, and the Indian gaming initiative, Proposition 5.

Your immediate attention and consideration to this request will be greatly appreciated.

Sincerely,

**BERNIE RICHTER, Assembly Member
Third District**

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

August 18, 1998

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Scott Baugh to the Transportation Committee in place of Assemblymember Nao Takasugi for all hearings through August 28, 1998.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

August 18, 1998

E. Dotson Wilson

Chief Clerk

State Capitol

Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember George House to the Local Government Committee to replace Assemblymember Steve Baldwin for all hearings through this week.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

August 18, 1998

E. Dotson Wilson

Chief Clerk

California Assembly

State Capitol, Room 3196

Sacramento, California

Dear Mr. Wilson: The purpose of this letter is to notify you that I would like to waive my per diem for July 4, 1998 through August 2, 1998.

Thank you for your immediate attention to this matter.

Sincerely,

SUSAN A. DAVIS, Assembly Member
Seventy-sixth District

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Health, on Thursday, August 20, or Friday, August 21;
Insurance Subcommittee on Insurance Reform, on September 22, 1998, September 23, 1998 and September 25, 1998;
Environmental Safety and Toxic Materials, on Friday, August 21, 1998.

RESOLUTIONS

The following resolution was offered:

HOUSE RESOLUTION NO. 87—Villaraigosa. Relative to commending the Honorable Martha M. Escutia.

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. 176 (Woods)—Relative to the Raymond A. Nachand Memorial Bridge.

Resolution read.

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, 9:49 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ADJOURN IN MEMORY

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 Daniel Mussetter, of Davis.

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 Kristen V. Sigala, of Salinas.

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 Mateo J. Villanueva, of Davis.

**RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO
ASSEMBLY RULE 77.2**

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred:

Assembly Bill No. 1333 to the Committee on Health;
Assembly Bill No. 131 to the Committee on Human Services; and
Assembly Bill No. 518 to the Committee on Governmental Organization.

REQUEST FOR PHOTOGRAPHER

Assembly Member Shelley was granted unanimous consent that a photographer be permitted on the Floor of the Assembly, and that family members and special guests of honorees at today's Ceremony Honoring Retiring Members be permitted on the Floor of the Assembly.

JOINT RULE 62(a) WAIVED

Assembly Member Shelley was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 2186, 1069, 1696, and 518 for hearing in the Committee on Governmental Organization today.

ACTION RESCINDED ON SENATE BILL NO. 2004

Upon request of Assembly Member Shelley, Assembly Member Gallegos was granted unanimous consent to rescind the action whereby the Assembly, on July 13, 1998 (Assembly Journal, page 7934), passed Senate Bill No. 2004, and whereby the bill was ordered transmitted to the Senate.

ACTION RESCINDED ON SENATE BILL NO. 2139

Assembly Member Shelley was granted unanimous consent to rescind the action whereby the Assembly, on August 13, 1998 (Assembly Journal, page 8407), adopted the urgency clause and passed Senate Bill No. 2139, and whereby the bill was ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Morrow was granted unanimous consent that the following statement of clarification be printed in the Journal:

June 29, 1998

Richard Mallory, Director

Department of Housing and Community Development

P.O. Box 952051

Sacramento, California

Dear Mr. Mallory: I introduced Senate Bill 1987 at the behest of constituents and with the cooperation of the Senate Select Committee on Mobile and Manufactured Homes to clarify that Health and Safety Code Section 18603 requires the responsible person in a mobilehome park to not just be "available" but reasonably respond in a timely manner to emergencies in the park.

The bill has been amended a number of times in order to satisfy both the mobilehome owners (GSMOL) and the park owners (WMA and MPA), and the June 8th version, enclosed, is now without opposition. However, Assemblymember Aroner raised a question in the Assembly Housing Committee on June 17th concerning whether the term "emergency" should be defined in statute or at least by regulation. As indicated by Assemblymember Bill Morrow, who took the bill up for me in committee, I would prefer not to change SB 1987's language, since the park owners have told me they may oppose the bill if I "tinker" with the word emergency in statute. This puts me in sort of a "Catch 22." However, we agreed in committee to request the Department to define the word "emergency" for purposes of Health and Safety Code Section 18604 by administrative regulation, and I hereby notify you formally of this request.

John Tennyson, consultant to the Select Committee, has already spoken to Paul Deiro of your staff about this matter. Your consideration

of my request will be appreciated. If you need any further information in this regard, please call John at 324-4282.

Cordially,

WILLIAM A. CRAVEN
Senator, 38th District

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Wayne was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 871 and Senate Bill No. 1898

August 17, 1998

*E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol
Sacramento, California*

Dear Mr. Wilson: The purpose of this letter is to clarify the intent and legal effect of one subsection included in both Assembly Bill 871 and Senate Bill 1898. The pertinent language modifies Section 33459.1(b)(3) of the Health & Safety Code as follows:

“Any action taken by the agency pursuant to this paragraph shall be consistent with any agreement between the agency and the responsible party and with the requirements of the state or local agency that approved or will approve the preparation and implementation of the remedial action plan.”

The intent of the above language is to require that any action taken by the agency be consistent with the regulatory authority of the state or local agency that approved or will approve the remedial action plan. The intent of the language is not to suggest that any existing requirements of the state or local agency as to the subject property, or the absence of any such requirements, limit, restrict or modify the agency’s ability to undertake an action that is otherwise consistent with this Bill and the state or local agency’s regulatory authority.

Sincerely yours,

HOWARD WAYNE, Assembly Member
Seventy-eighth District

**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. 998 and 1641, ordered to third reading;

Senate Bills Nos. 988, 1073, 1383, 1416, 1911, and 1767, ordered to the Consent Calendar.

RESOLUTIONS

The following resolution was offered:

Resolution to Suspend Joint Rules

By Assembly Member Machado:

Resolved, That Joint Rule 61(b)(12), (13), and (14) be suspended to permit the Committees on Water, Parks and Wildlife and Appropriations to meet, consider, and report Senate Bill No. 1854 for further action.

Resolution read, and adopted by the following vote:

AYES—76

Ackerman	Cunneen	Kuykendall	Perata
Aguiar	Davis	Leach	Poochigian
Alby	Ducheny	Lempert	Prenter
Alquist	Escutia	Leonard	Pringle
Aroner	Figueroa	Machado	Runner
Ashburn	Firestone	Margett	Scott
Baca	Floyd	Martinez	Shelley
Battin	Frusetta	Mazzoni	Strom-Martin
Baugh	Gallegos	McClintock	Sweeney
Bordonaro	Goldsmith	Migden	Thompson
Bowen	Granlund	Miller	Thomson
Bowler	Havice	Morrissey	Torlakson
Brewer	Hertzberg	Morrow	Vincent
Brown	Honda	Murray	Washington
Bustamante	House	Olberg	Wayne
Campbell	Kaloogian	Oller	Wildman
Cardenas	Keeley	Ortiz	Woods
Cardoza	Knox	Pacheco	Wright
Cedillo	Kuehl	Papan	Mr. Speaker

NOES—None**RESOLUTIONS**

The following resolution was offered:

Resolution to Dispense with Constitutional Provision

By Assembly Member Shelley.

Resolved, That Senate Bills Nos. 1580 and 1581 present cases of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bills be read on three separate days in each house is hereby dispensed with, and it is ordered that the bills be placed upon their passage.

Resolution read, and adopted by the following vote:

AYES—76

Ackerman	Cunneen	Kuykendall	Perata
Aguiar	Davis	Leach	Poochigian
Alby	Ducheny	Lempert	Prenter
Alquist	Escutia	Leonard	Pringle
Aroner	Figuroa	Machado	Runner
Ashburn	Firestone	Margett	Scott
Baca	Floyd	Martinez	Shelley
Battin	Frusetta	Mazzoni	Strom-Martin
Baugh	Gallegos	McClintock	Sweeney
Bordonaro	Goldsmith	Migden	Thompson
Bowen	Granlund	Miller	Thomson
Bowler	Havice	Morrissey	Torlakson
Brewer	Hertzberg	Morrow	Vincent
Brown	Honda	Murray	Washington
Bustamante	House	Olberg	Wayne
Campbell	Kaloogian	Oller	Wildman
Cardenas	Keeley	Ortiz	Woods
Cardoza	Knox	Pacheco	Wright
Cedillo	Kuehl	Papan	Mr. Speaker

NOES—None

Article IV, Section 8(b) of the Constitution was declared dispensed with.

JOINT RULE 62(a) WAIVED

Assembly Member Shelley was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 1854 for hearing in the Committee on Water, Parks and Wildlife on Friday, August 21, 1998.

ACTION RESCINDED ON SENATE BILL NO. 1385

Upon request of Assembly Member Shelley, Assembly Member Wayne was granted unanimous consent to rescind the action whereby the Assembly, on July 10, 1998 (Assembly Journal, page 7904), passed Senate Bill No. 1385, and whereby the bill was ordered transmitted to the Senate.

Consideration of Senate Bill No. 1385 Without Reference to File by Unanimous Consent

Assembly Member Wayne was granted unanimous consent to take up Senate Bill No. 1385, without reference to file, for purpose of amendment.

SENATE BILL NO. 1385 (Alpert)—An act to amend Section 121135 of the Health and Safety Code, relating to AIDS.

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.

At 10:08 a.m., Speaker Antonio R. Villaraigosa, 45th District, presiding

RECESS

By unanimous consent, at 10:08 a.m., Speaker Villaraigosa declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Scott introduced Charles B. Reed, Chancellor, California State University System, whereupon he addressed the assemblage.

REASSEMBLED

At 10:10 a.m., the Assembly reconvened.

Hon. Antonio R. Villaraigosa, Speaker of the Assembly, presiding.

SPECIAL CEREMONY HONORING RETIRING MEMBERS

At 10:11 a.m., a special ceremony was convened to honor Members retiring from the California State Assembly.

The following resolution was read:

House Resolution No. 73

By Assembly Member Villaraigosa

Relative to commending the Honorable Liz Figueroa.

WHEREAS, The tenure of Assembly Member Liz Figueroa with the California State Assembly is drawing to a close following four years of exemplary service, and it is appropriate at this time to highlight her many achievements and to extend to her the highest commendation; and

WHEREAS, Liz Figueroa was first elected to the California State Assembly in November 1994 as the representative of the 20th Assembly District; and

WHEREAS, She is the first Northern California Latina to be elected to the California State Assembly in this century, and her parents are both from El Salvador; and

WHEREAS, Assembly Member Figueroa was born and raised in the San Francisco Bay Area and attended the College of San Mateo; at 18 years of age, she was the youngest person to be appointed to serve on the San Mateo Human Relations Commission; in 1985 she was the recipient of the Outstanding Young Woman of America Award; prior to serving in the Assembly, she owned and operated Figueroa Employment Consultants, a business that specialized in placing injured workers in jobs, for 17 years; and in 1985 she was appointed to the Board of Directors of the Union Sanitary District and served as the first female president in its 71-year history; and

WHEREAS, Assembly Member Figueroa is Chairperson of the Assembly Insurance Committee and the Assembly Select Committee on Aerospace, and a member of the Assembly Committees on Budget, Consumer Protection, Governmental Efficiency and Economic Development, Health, Judiciary, Transportation, and the Assembly Select Committee on Education Technology, and is also the Speaker's appointee to the California Commission on the Status of Women; and

WHEREAS, At the end of her first term, nine of her bills reached the Governor's desk, all of which were signed into law—the highest percentage of any freshman legislator; she consistently has carried legislation that demonstrates her dedication to serving the needs of her constituents—improving access to and the quality of health care, streamlining business regulations, and protecting consumers; in 1996 she worked with The White House on landmark legislation that ensured a two-day hospital stay for mothers and their newborns; in 1997 she co-chaired the conference committee that drafted major legislation, relating to Healthy Families, to provide health insurance for the children

of the working poor; and her work on behalf of women and human rights has gained international recognition; and

WHEREAS, In 1997 Assembly Member Figueroa was named Legislator of the Year by eight organizations; the American Electronics Association named her Legislator of the Year three years in a row; she has authored several bills to help her high-tech constituency; and she successfully fought to include research and development tax credits for aerospace and high-tech firms each year in the state budget; and

WHEREAS, Through her professional, public, and community activities, Assembly Member Figueroa has made a significant impact on the people of the 20th Assembly District and throughout the state, and she will be sorely missed by those individuals with whom she has been associated; now, therefore, be it

Resolved by the Assembly of the State of California, That they take great pride in honoring Assembly Member Liz Figueroa for her outstanding service to the residents of the 20th Assembly District and the people of California during her tenure as a Member of the Legislature, and extend to her heartiest best wishes for happiness and success in her future endeavors.

House Resolution No. 73 Taken Up by Unanimous Consent

Assembly Member Honda was granted unanimous consent to take up House Resolution No. 73, without reference to committee or file.

HOUSE RESOLUTION NO. 73—Relative to commending the Honorable Liz Figueroa.

Resolution read and adopted unanimously.

Best Wishes Expressed

Farewell remarks were offered by Assembly Members Honda, Cunneen, Escutia, Alquist, Washington, Lempert, Murray, Perata, Aguiar, and Havice.

Speaker Villaraigosa then appointed Assembly Members Shelley and Thomson as a Select Committee on Escort to escort Assembly Member Liz Figueroa to the Rostrum, whereupon a resolution was presented expressing the best wishes of all Members of the Assembly as she departs the California State Assembly.

Assembly Member Figueroa then addressed the assemblage.

* * *

The following resolution was read:

House Resolution No. 70

By Assembly Member Villaraigosa

Relative to commending the Honorable Charles S. Poochigian.

WHEREAS, The Honorable Charles S. Poochigian is drawing to a close his tenure with the California State Assembly following four years of exemplary service, and it is appropriate at this time to highlight the many achievements of his illustrious tenure and to extend to him the highest commendations; and

WHEREAS, Elected to the Assembly in 1994, Assemblyman Poochigian represents the 29th Assembly District, which includes the eastern portions of Fresno and Tulare Counties; and

WHEREAS, A third generation resident of the San Joaquin Valley,

Chuck Poochigian graduated from California State University, Fresno, with a degree in business administration and earned his law degree from the University of Santa Clara; and

WHEREAS, He practiced general civil and business law from 1975 until 1988, when he was chosen by Governor George Deukmejian to serve on the Governor's senior staff performing the duties of Chief Deputy Appointments Secretary and assisting the Governor in the selection of key administration officials and members of more than 375 state boards and commissions; and

WHEREAS, In 1991 he was appointed by Governor Pete Wilson as his Appointments Secretary, and while serving on the Governor's senior staff, his primary responsibility was to assist the Governor in the evaluation and selection of candidates for judicial appointments; and

WHEREAS, Assemblyman Poochigian has been an officer or member of the board of a number of community and civic organizations and associations, and he served on the California Fair Employment and Housing Commission as an appointee of Governor Deukmejian from 1985 to 1987; and

WHEREAS, Assemblyman Poochigian took an early leadership role in Sacramento, and during his first term in the Legislature, he was Chairman of the Assembly Appropriations Committee; and

WHEREAS, His reputation for strong leadership and hard work was recognized by the California Journal which ranked him Republican "Rookie of the Year" for 1996, and he also was ranked among the top five Legislators in the 80-member State Assembly in the following categories: Effectiveness, Integrity, Intelligence, Problem-solving, Potential, and Overall; in the ratings released in 1998 he was recognized as one of the top five Assembly Members in two categories: Integrity and Hard Work; and

WHEREAS, Assemblyman Poochigian has been a member of the Assembly's Appropriations, Transportation, and Revenue and Taxation Committees, and as a result of his strong interest in reducing regulatory burdens, protecting private property rights, and serving as an advocate for California agriculture, he has been an important member of the Assembly's Water, Parks and Wildlife Committee; and

WHEREAS, He has brought credit to himself as Chairman and Vice Chairman of the Assembly Appropriations Committee and as a member of the Republican Caucus leadership, the Budget Conference Committee, and the Natural Resources Committee; and

WHEREAS, He has served as the Assembly's representative on California's Little Hoover Commission, having been appointed by both Republican and Democratic Speakers of the Assembly; and

WHEREAS, Assemblyman Poochigian and his wife, Debbie, are the proud parents of three children; and

WHEREAS, Through his public service activities, he has made a significant impact on the people of the 29th Assembly District and throughout the state, and he will be very much missed by those individuals with whom he has been associated; now, therefore, be it

Resolved by the Assembly of the State of California, That they express their commendations and appreciation to their colleague, the Honorable Charles S. Poochigian, for his outstanding record of dedicated service to his constituents and to all of the people of California, and convey to him best wishes for every success in his future endeavors.

House Resolution No. 70 Taken Up by Unanimous Consent

Assembly Member Pringle was granted unanimous consent to take up House Resolution No. 70, without reference to committee or file.

HOUSE RESOLUTION NO. 70—Relative to commending the Honorable Charles S. Poochigian.

Resolution read and adopted unanimously.

Best Wishes Expressed

Farewell remarks were offered by Assembly Members Pringle, Davis, Ashburn, Papan, House, Battin, Bowen, Prenter, Mazzoni, Goldsmith, Alquist, Leach, Knox, Woods, Ducheny, Olberg, Cardoza, Pacheco and Leonard

Speaker Villaraigosa then appointed Assembly Members Thompson and Ackerman as a Select Committee on Escort to escort Assembly Member Charles S. Poochigian to the Rostrum, whereupon a resolution was presented expressing the best wishes of all Members of the Assembly as he departs the California State Assembly.

Assembly Member Poochigian then addressed the assemblage.

* * *

The following resolution was read:

House Resolution No. 81:

By Assembly Member Villaraigosa

Relative to commending the Honorable Tom Bordonaro.

WHEREAS, The Honorable Tom Bordonaro, the distinguished and able Assembly Member from the 33rd Assembly District, has announced his retirement from the California State Assembly, and it is appropriate at this time to highlight his many achievements and to commend him for his illustrious record of service to the State of California; and

WHEREAS, Tom Bordonaro was first elected to the California State Assembly on November 8, 1994, and assumed office on December 5th of that year; during his first year in office, he ascended to chair the Assembly Human Services Committee, and was selected as one of two Assistant Majority Whips; and

WHEREAS, He was appointed by the Speaker of the Assembly to serve on the California Film Commission and on the State Coastal Conservancy Board; in September 1996, he was named a “Rookie of the Year” runnerup by California Journal; and

WHEREAS, Following his reelection in November 1996, Assembly Member Bordonaro was appointed Vice Chair of the Assembly Governmental Organization Committee, the Speaker of the Assembly subsequently reappointed him to serve on the Coastal Conservancy Board, and Governor Wilson appointed him a member of the Interagency Coordinating Council on Early Intervention for California’s Head Start Program; and in August 1997, Assembly Republican Leader Bill Leonard appointed him to serve as Assistant Republican Leader; and

WHEREAS, Tom Bordonaro has been a resident of San Luis Obispo County since 1977, and he lives east of Paso Robles on the

Bar TJ Ranch, where he is the managing general partner, raising alfalfa, cattle, and wine grapes; and

WHEREAS, He is an active member of the San Luis Obispo County Agriculture Task Force and the County Farm Bureau, and before his election, he served as a board member of NCI Affiliates, a nonprofit Paso Robles corporation which serves developmentally disabled adults; and

WHEREAS, Mr. Bordonaro was formerly the general manager of Bordonaro & Sons Construction and holds California Real Estate and Tax Preparation Licenses; and

WHEREAS, Assembly Member Bordonaro is a quadriplegic, having suffered a severe, almost fatal cervical spinal injury in 1977 at the age of 18; and

WHEREAS, With a “can do” attitude, he went on to graduate magna cum laude from California Polytechnic State University, San Luis Obispo, in 1983, and he received his degree in agricultural management and was named the university’s Disabled Student of the Year for 1982–83; he later attended the University of California, Davis, where he received his master’s degree in agricultural economics in 1986; and

WHEREAS, Through his professional, public, and community activities, he has made a significant impact on the people of the 33rd Assembly District and throughout the state, and he will be sorely missed by those individuals with whom he has been associated; now, therefore, be it

Resolved by the Assembly of the State of California, That they take great pride in honoring Assembly member Tom Bordonaro for his outstanding service to the people of the 33rd Assembly District and the people of California during his tenure as a Member of the Legislature, and extend to him heartiest best wishes for happiness and success in his future endeavors.

House Resolution No. 81 Taken Up by Unanimous Consent

Assembly Member Ashburn was granted unanimous consent to take up House Resolution No. 81, without reference to committee or file.

HOUSE RESOLUTION NO. 81—Relative to commending the Honorable Tom Bordonaro.

Resolution read and adopted unanimously.

Best Wishes Expressed

Farewell remarks were offered by Assembly Members Ashburn, Kuehl, House, Thomson, Thompson, Migden, Escutia, Margett, Senator Haynes, and Assembly Member Leonard.

Speaker Villaraigosa then appointed Assembly Members Thompson and Ackerman as Select Committee on Escort to escort Assembly Member Tom Bordonaro to the Rostrum, whereupon a resolution was presented expressing the best wishes of all Members of the Assembly as he departs the California State Assembly.

Assembly Member Bordonaro then addressed the assemblage.

ANNOUNCEMENT

Speaker Villaraigosa announced that, without objection, the 1 minute time limit for speeches during the special ceremony for retiring Members would no longer be observed.

ADJOURN IN MEMORY

Speaker Villaraigosa was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of *Los Angeles Times* sports columnist Jim Murray, and that the following be printed in the Journal:

In Memoriam
Jim Murray

To millions of Southern Californians, for 37 years, Jim Murray's elegant prose and insights into sports—and life—made reading the *Los Angeles Times* a pleasure.

One of only four sports writers to ever win a Pulitzer Prize, Murray has also been inducted into the Baseball Hall of Fame.

Known for the wry humor of his columns, Murray wrote in his autobiography, "Satire is the best weapon in the writer's arsenal to attack injustice."

Although famous for the "one-liners" in his column, readers were often touched most deeply by the columns that were about Murray's personal life.

When Murray's first wife, Gerry, died in 1984 after 38 years of marriage, Murray wrote that he had planned a speech for their 39th anniversary that he never had a chance to deliver.

"I was going to tell her: 'It was a privilege to have known you.' "

To Jim Murray we say, "It was a privilege to read you."

The great editor E. B. White once wrote that it was a rare thing to know someone who was both a great writer and a great friend.

Today, Los Angeles has lost both.

**BILLS REMOVED FROM SPECIAL CONSENT CALENDAR
AND RE-REFERRED TO COMMITTEE PURSUANT TO
ASSEMBLY RULE 77.2**

Assembly Bill No. 966 was removed from the Special Consent Calendar upon request of Assembly Member Shelley and re-referred by the Speaker pro Tempore to the Committee on Environmental Safety and Toxic Materials pursuant to Assembly Rule 77.2.

ACTION RESCINDED ON SENATE BILL NO. 2023

Assembly Member Shelley was granted unanimous consent to rescind the action whereby the Assembly, on July 30, 1998 (Assembly Journal, page 8130), passed Senate Bill No. 2023, and whereby the bill was ordered transmitted to the Senate.

COMMITTEE MEETING ANNOUNCEMENTS

Assemblymember Shelley announced that the Committee on Governmental Organization would meet today, at 2 p.m. in Room 4202.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
THE CONSENT CALENDAR**

At 12:47 p.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.

The following items on the Consent Calendar were read:

ASSEMBLY CONCURRENT RESOLUTION NO. 176 (Woods)—Relative to the Raymond A. Nachand 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.)*

ASSEMBLY CONCURRENT RESOLUTION NO. 79 (Aguiar)—Relative to the International Day of Prayer for the Persecuted Church.

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

Ackerman	Cunneen	Leach	Poochigian
Aguiar	Davis	Lempert	Prenter
Alby	Ducheny	Leonard	Pringle
Alquist	Escutia	Machado	Runner
Aroner	Figuroa	Margett	Scott
Ashburn	Firestone	Martinez	Shelley
Baca	Floyd	Mazzoni	Strom-Martin
Battin	Frusetta	McClintock	Sweeney
Baugh	Gallegos	Migden	Thompson
Bordonaro	Granlund	Miller	Thomson
Bowen	Havice	Morrissey	Torlakson
Bowler	Hertzberg	Morrow	Vincent
Brewer	Honda	Murray	Washington
Brown	House	Olberg	Wayne
Bustamante	Kaloogian	Oller	Wildman
Campbell	Keeley	Ortiz	Woods
Cardenas	Knox	Pacheco	Mr. Speaker
Cardoza	Kuehl	Papan	
Cedillo	Kuykendall	Perata	

NOES—None

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Bowler announced his intention to request that Senate Bill No. 280 be removed from the inactive file.

Pursuant to Assembly Rule 78, Assembly Member Miller announced his intention to request that Senate Bill No. 869 be removed from the inactive file.

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 1298 (Villaraigosa)—An act to add Section 3428 to the Civil Code, and to add Section 10175.6 to 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 concurred in Senate amendments by the following vote:

AYES—50

Aguiar	Davis	Leach	Shelley
Alquist	Ducheny	Lempert	Strom-Martin
Aroner	Escutia	Machado	Sweeney
Baca	Figueroa	Martinez	Thomson
Battin	Floyd	Mazzoni	Torlakson
Bordonaro	Gallegos	Migden	Vincent
Bowen	Granlund	Morrissey	Washington
Brown	Havice	Murray	Wayne
Bustamante	Hertzberg	Ortiz	Wildman
Cardenas	Honda	Papan	Wright
Cardoza	Keeley	Perata	Mr. Speaker
Cedillo	Knox	Runner	
Cunneen	Kuehl	Scott	

NOES—23

Ackerman	Campbell	Margett	Poochigian
Alby	Frusetta	McClintock	Prenter
Ashburn	Goldsmith	Miller	Pringle
Baugh	House	Morrow	Thompson
Bowler	Kaloogian	Olberg	Woods
Brewer	Leonard	Oller	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 164 (Knox)—An act to amend Section 404.6 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—75

Ackerman	Cunneen	Kuykendall	Perata
Aguiar	Davis	Leach	Poochigian
Alby	Ducheny	Lempert	Prenter
Alquist	Escutia	Leonard	Pringle
Aroner	Figueroa	Machado	Runner
Ashburn	Firestone	Margett	Scott
Baca	Floyd	Martinez	Shelley
Battin	Frusetta	Mazzoni	Strom-Martin
Baugh	Gallegos	McClintock	Sweeney
Bordonaro	Goldsmith	Migden	Thompson
Bowen	Granlund	Miller	Thomson
Bowler	Havice	Morrissey	Torlakson
Brewer	Hertzberg	Morrow	Vincent
Brown	Honda	Murray	Washington
Bustamante	House	Olberg	Wayne
Campbell	Kaloogian	Oller	Wildman
Cardenas	Keeley	Ortiz	Woods
Cardoza	Knox	Pacheco	Mr. Speaker
Cedillo	Kuehl	Papan	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1897 (Alquist)—An act to amend, repeal, and add Section 594 of the Penal Code, relating to vandalism.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Cunneen	Leach	Poochigian
Aguiar	Davis	Lempert	Prenter
Alby	Ducheny	Leonard	Pringle
Alquist	Escutia	Machado	Runner
Aroner	Figueroa	Margett	Scott
Ashburn	Firestone	Martinez	Shelley
Baca	Floyd	Mazzoni	Strom-Martin
Battin	Frusetta	McClintock	Sweeney
Baugh	Gallegos	Migden	Thompson
Bordonaro	Goldsmith	Miller	Thomson
Bowen	Granlund	Morrissey	Torlakson
Bowler	Havice	Morrow	Vincent
Brewer	Hertzberg	Murray	Washington
Brown	Honda	Olberg	Wayne
Bustamante	House	Oller	Wildman
Campbell	Kaloogian	Ortiz	Woods
Cardenas	Keeley	Pacheco	Wright
Cardoza	Knox	Papan	Mr. Speaker
Cedillo	Kuykendall	Perata	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 795 (Honda)—An act to add Sections 3201, 3202, 3203, and 3204 to 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—46

Aguiar	Davis	Lempert	Strom-Martin
Alquist	Ducheny	Machado	Sweeney
Aroner	Escutia	Martinez	Thomson
Baca	Figueroa	Mazzoni	Torlakson
Bordonaro	Floyd	Migden	Vincent
Bowen	Gallegos	Morrissey	Washington
Bowler	Havice	Murray	Wayne
Bustamante	Hertzberg	Ortiz	Wildman
Cardenas	Honda	Papan	Wright
Cardoza	Keeley	Perata	Mr. Speaker
Cedillo	Knox	Scott	
Cunneen	Kuehl	Shelley	

NOES—27

Ackerman	Frusetta	Margett	Poochigian
Alby	Goldsmith	McClintock	Prenter
Ashburn	Granlund	Miller	Pringle
Battin	House	Morrow	Runner
Baugh	Kaloogian	Olberg	Thompson
Brewer	Leach	Oller	Woods
Campbell	Leonard	Pacheco	

Above bill ordered enrolled.

At 1 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

ASSEMBLY BILL NO. 508 (Takasugi)—An act to add and repeal Article 10 (commencing with Section 5170) of Chapter 1 of Division 3 of the Business and Professions Code, relating to accountancy.

Bill presented by Assembly Member Davis.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Kuykendall	Perata
Aguiar	Davis	Leach	Poochigian
Alby	Ducheny	Lempert	Prenter
Alquist	Escutia	Leonard	Pringle
Aroner	Figueroa	Machado	Runner
Ashburn	Firestone	Margett	Scott
Baca	Floyd	Martinez	Shelley
Battin	Frusetta	Mazzoni	Strom-Martin
Baugh	Gallegos	McClintock	Sweeney
Bordonaro	Goldsmith	Migden	Thompson
Bowen	Granlund	Miller	Thomson
Bowler	Havice	Morrissey	Torlakson
Brewer	Hertzberg	Morrow	Vincent
Brown	Honda	Murray	Washington
Bustamante	House	Olberg	Wayne
Campbell	Kaloogian	Oller	Wildman
Cardenas	Keeley	Ortiz	Woods
Cardoza	Knox	Pacheco	Wright
Cedillo	Kuehl	Papan	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 438 (Torlakson)—An act to amend Sections 65400, 65583.1, and 65584 of the Government Code, relating to housing.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—59

Ackerman	Davis	Kuykendall	Prenter
Aguiar	Ducheny	Lempert	Runner
Alquist	Escutia	Machado	Scott
Aroner	Figueroa	Margett	Shelley
Ashburn	Firestone	Martinez	Strom-Martin
Baca	Floyd	Mazzoni	Sweeney
Bordonaro	Frusetta	Migden	Thomson
Bowen	Gallegos	Miller	Torlakson
Bowler	Goldsmith	Morrissey	Vincent
Brown	Havice	Murray	Washington
Bustamante	Hertzberg	Olberg	Wayne
Cardenas	Honda	Ortiz	Wildman
Cardoza	Keeley	Pacheco	Wright
Cedillo	Knox	Papan	Mr. Speaker
Cunneen	Kuehl	Perata	

NOES—15

Alby	Granlund	McClintock	Pringle
Battin	Kaloogian	Morrow	Thompson
Baugh	Leach	Oller	Woods
Campbell	Leonard	Poochigian	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 871 (Wayne)—An act to amend Sections 53321.5 of the Government Code, and to amend Sections 25220, 25355, 33459.1, 33459.2, 33459.3, 33459.4, and 33459.7 of the Health and Safety Code, relating to hazardous substances.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—74

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
Battin	Gallegos	Migden	Thompson
Bordonaro	Goldsmith	Miller	Thomson
Bowen	Granlund	Morrissey	Torlakson
Bowler	Havice	Morrow	Vincent
Brewer	Hertzberg	Murray	Washington
Brown	Honda	Olberg	Wayne
Bustamante	House	Oller	Wildman
Campbell	Kaloogian	Ortiz	Woods
Cardenas	Keeley	Pacheco	Wright
Cardoza	Knox	Papan	Mr. Speaker
Cedillo	Kuehl	Perata	
Cunneen	Kuykendall	Poochigian	

NOES—2

Baugh McClintock

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1688 (Torlakson)—An act to add Section 8655.5 to the Government Code, relating to emergencies, 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	Cunneen	Kuykendall	Perata
Aguiar	Davis	Leach	Poochigian
Alby	Ducheny	Lempert	Prenter
Alquist	Escutia	Leonard	Pringle
Aroner	Figueroa	Machado	Runner
Ashburn	Firestone	Margett	Scott
Baca	Floyd	Martinez	Shelley
Battin	Frusetta	Mazzoni	Strom-Martin
Baugh	Gallegos	McClintock	Sweeney
Bordonaro	Goldsmith	Migden	Thompson
Bowen	Granlund	Miller	Thomson
Bowler	Havice	Morrissey	Torlakson
Brewer	Hertzberg	Morrow	Washington
Brown	Honda	Murray	Wayne
Bustamante	House	Olberg	Wildman
Campbell	Kaloogian	Oller	Woods
Cardenas	Keeley	Ortiz	Wright
Cardoza	Knox	Pacheco	Mr. Speaker
Cedillo	Kuehl	Papan	

NOES—None

The roll was opened and the Assembly concurred in Senate amendments by the following vote:

AYES—75

Ackerman	Cunneen	Kuykendall	Perata
Aguiar	Davis	Leach	Poochigian
Alby	Ducheny	Lempert	Prenter
Alquist	Escutia	Leonard	Pringle
Aroner	Figueroa	Machado	Runner
Ashburn	Firestone	Margett	Scott
Baca	Floyd	Martinez	Shelley
Battin	Frusetta	Mazzoni	Strom-Martin
Baugh	Gallegos	McClintock	Sweeney
Bordonaro	Goldsmith	Migden	Thompson
Bowen	Granlund	Miller	Thomson
Bowler	Havice	Morrissey	Torlakson
Brewer	Hertzberg	Morrow	Washington
Brown	Honda	Murray	Wayne
Bustamante	House	Olberg	Wildman
Campbell	Kaloogian	Oller	Woods
Cardenas	Keeley	Ortiz	Wright
Cardoza	Knox	Pacheco	Mr. Speaker
Cedillo	Kuehl	Papan	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1851 (Wayne)—An act to amend Section 35400 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—72

Aguiar	Davis	Leach	Perata
Alby	Ducheny	Lempert	Poochigian
Alquist	Escutia	Leonard	Prenter
Aroner	Figueroa	Machado	Pringle
Ashburn	Firestone	Margett	Runner
Baca	Floyd	Martinez	Scott
Battin	Frusetta	Mazzoni	Shelley
Bordonaro	Gallegos	McClintock	Strom-Martin
Bowen	Goldsmith	Migden	Sweeney
Bowler	Granlund	Miller	Thompson
Brewer	Havice	Morrissey	Thomson
Brown	Hertzberg	Morrow	Torlakson
Bustamante	Honda	Murray	Vincent
Campbell	House	Olberg	Washington
Cardenas	Kaloogian	Oller	Wayne
Cardoza	Keeley	Ortiz	Wildman
Cedillo	Knox	Pacheco	Woods
Cunneen	Kuykendall	Papan	Wright

NOES—2

Ackerman Baugh

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1869 (Cardoza)—An act to add Chapter 3 (commencing with Section 16000) to Division 5 of the Insurance Code, relating to property insurance, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—75

Ackerman	Cunneen	Kuykendall	Poochigian
Aguiar	Davis	Leach	Prenter
Alby	Ducheny	Lempert	Pringle
Alquist	Escutia	Leonard	Runner
Aroner	Figueroa	Machado	Scott
Ashburn	Firestone	Margett	Shelley
Baca	Floyd	Martinez	Strom-Martin
Battin	Frusetta	Mazzoni	Sweeney
Baugh	Gallegos	Migden	Thompson
Bordonaro	Goldsmith	Miller	Thomson
Bowen	Granlund	Morrissey	Torlakson
Bowler	Havice	Morrow	Vincent
Brewer	Hertzberg	Murray	Washington
Brown	Honda	Olberg	Wayne
Bustamante	House	Oller	Wildman
Campbell	Kaloogian	Ortiz	Woods
Cardenas	Keeley	Pacheco	Wright
Cardoza	Knox	Papan	Mr. Speaker
Cedillo	Kuehl	Perata	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1880 (Papan)—An act relating to state property.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—76

Ackerman	Cunneen	Kuykendall	Perata
Aguiar	Davis	Leach	Poochigian
Alby	Ducheny	Lempert	Prenter
Alquist	Escutia	Leonard	Pringle
Aroner	Figueroa	Machado	Runner
Ashburn	Firestone	Margett	Scott
Baca	Floyd	Martinez	Shelley
Battin	Frusetta	Mazzoni	Strom-Martin
Baugh	Gallegos	McClintock	Sweeney
Bordonaro	Goldsmith	Migden	Thompson
Bowen	Granlund	Miller	Thomson
Bowler	Havice	Morrissey	Torlakson
Brewer	Hertzberg	Morrow	Vincent
Brown	Honda	Murray	Washington
Bustamante	House	Olberg	Wayne
Campbell	Kaloogian	Oller	Wildman
Cardenas	Keeley	Ortiz	Woods
Cardoza	Knox	Pacheco	Wright
Cedillo	Kuehl	Papan	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2141 (Hertzberg)—An act to add Section 1421.5 to the Health and Safety Code, relating to long-term health care facilities.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—76

Ackerman	Cunneen	Kuykendall	Perata
Aguiar	Davis	Leach	Poochigian
Alby	Ducheny	Lempert	Prenter
Alquist	Escutia	Leonard	Pringle
Aroner	Figueroa	Machado	Runner
Ashburn	Firestone	Margett	Scott
Baca	Floyd	Martinez	Shelley
Battin	Frusetta	Mazzoni	Strom-Martin
Baugh	Gallegos	McClintock	Sweeney
Bordonaro	Goldsmith	Migden	Thompson
Bowen	Granlund	Miller	Thomson
Bowler	Havice	Morrissey	Torlakson
Brewer	Hertzberg	Morrow	Vincent
Brown	Honda	Murray	Washington
Bustamante	House	Olberg	Wayne
Campbell	Kaloogian	Oller	Wildman
Cardenas	Keeley	Ortiz	Woods
Cardoza	Knox	Pacheco	Wright
Cedillo	Kuehl	Papan	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2310 (Wright)—An act to amend Section 366.26 of the Welfare and Institutions Code, relating to juvenile placement determinations.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Cunneen	Leonard	Pringle
Aguiar	Davis	Machado	Runner
Alby	Escutia	Margett	Scott
Alquist	Figueroa	Martinez	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Ashburn	Floyd	McClintock	Sweeney
Baca	Frusetta	Migden	Thompson
Battin	Gallegos	Miller	Thomson
Baugh	Goldsmith	Morrissey	Torlakson
Bordonaro	Granlund	Morrow	Vincent
Bowen	Hertzberg	Murray	Washington
Bowler	Honda	Olberg	Wayne
Brewer	Kaloogian	Oller	Wildman
Brown	Keeley	Ortiz	Woods
Bustamante	Knox	Pacheco	Wright
Campbell	Kuehl	Papan	Mr. Speaker
Cardenas	Kuykendall	Perata	
Cardoza	Leach	Poochigian	
Cedillo	Lempert	Prenter	

NOES—1

Havice

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1204 (Keeley)—An act to amend Section 25658 of the Business and Professions Code, relating to crimes against the person.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Motion to Re-Refer Assembly Bill No. 1204 to Committee

Assembly Member Margett moved that Assembly Bill No. 1204 be re-referred to the Committee on Public Safety.

Assembly Member Firestone seconded the motion.

Motion Withdrawn

Assembly Member Margett, with the consent of the second to the motion, withdrew his motion to re-refer Assembly Bill No. 1204 to the Committee on Public Safety.

Re-Reference of Assembly Bill No. 1204 to Committee Pursuant to Assembly Rule 77.2

Upon request of Assembly Member Keeley, pursuant to Assembly Rule 77.2, the Speaker re-referred Assembly Bill No. 1204 to the Committee on Public Safety.

JOINT RULE 62(a) WAIVED

By unanimous consent Joint Rule 62(a) was waived for the purpose of setting Assembly Bill No. 1204 for hearing in the Committee on Public Safety today.

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 1525 (Ashburn)—An act to amend, repeal, and add Section 58889 of the Food and Agricultural Code, relating to agriculture.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—67

Ackerman	Cedillo	Leonard	Pringle
Aguiar	Cunneen	Machado	Runner
Alby	Davis	Margett	Scott
Alquist	Ducheny	Mazzoni	Shelley
Aroner	Figueroa	Migden	Strom-Martin
Ashburn	Firestone	Miller	Sweeney
Baca	Floyd	Morrissey	Thompson
Battin	Frusetta	Morrow	Thomson
Baugh	Goldsmith	Murray	Torlakson
Bordonaro	Granlund	Olberg	Vincent
Bowler	Haveice	Oller	Washington
Brewer	Hertzberg	Ortiz	Wayne
Brown	House	Pacheco	Wildman
Bustamante	Kaloogian	Papan	Woods
Campbell	Kuykendall	Perata	Wright
Cardenas	Leach	Poochigian	Mr. Speaker
Cardoza	Lempert	Prenter	

NOES—4

Bowen	Kuehl	Martinez	McClintock
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Above bill ordered enrolled.

ASSEMBLY BILL NO. 1705 (Torlakson)—An act to amend Sections 7685.2, 9741, and 9745 of, and to add Sections 9740.5 and 9741.1 to, the Business and Professions Code, and to amend Sections 7010.7, 7054, 7116, 7117, and 103055 of the Health and Safety Code, relating to human remains.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—51

Ackerman	Davis	Leach	Scott
Aguiar	Ducheny	Lempert	Shelley
Alquist	Escutia	Machado	Strom-Martin
Aroner	Figueroa	Margett	Sweeney
Baca	Floyd	Martinez	Thomson
Bowen	Frusetta	Mazzoni	Torlakson
Brewer	Gallegos	Migden	Vincent
Brown	Havice	Murray	Washington
Bustamante	Hertzberg	Ortiz	Wayne
Cardenas	Honda	Pacheco	Wildman
Cardoza	Keeley	Papan	Wright
Cedillo	Knox	Perata	Mr. Speaker
Cunneen	Kuehl	Prenter	

NOES—22

Alby	Campbell	Miller	Pringle
Ashburn	Granlund	Morrissey	Runner
Battin	House	Morrow	Thompson
Baugh	Kaloogian	Olberg	Woods
Bordonaro	Kuykendall	Oller	
Bowler	McClintock	Poochigian	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1767 (Havice)—An act to amend Sections 243 and 836 of the Penal Code, relating to domestic violence.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—55

Aguiar	Davis	Kuehl	Prenter
Alquist	Ducheny	Kuykendall	Scott
Aroner	Escutia	Leach	Shelley
Baca	Figueroa	Lempert	Strom-Martin
Battin	Floyd	Machado	Sweeney
Bordonaro	Frusetta	Margett	Thompson
Bowen	Gallegos	Martinez	Thomson
Brown	Goldsmith	Mazzoni	Torlakson
Bustamante	Granlund	Morrissey	Vincent
Campbell	Havice	Murray	Wayne
Cardenas	Hertzberg	Ortiz	Wildman
Cardoza	Honda	Pacheco	Wright
Cedillo	Keeley	Papan	Mr. Speaker
Cunneen	Knox	Perata	

NOES—16

Ackerman	House	Miller	Poochigian
Ashburn	Kaloogian	Morrow	Runner
Baugh	McClintock	Olberg	Washington
Bowler	Migden	Oller	Woods

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1865 (Wildman)—An act to add Section 823 to the Government Code, relating to governmental tort liability.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—73

Ackerman	Cunneen	Kuykendall	Prenter
Aguiar	Davis	Leach	Pringle
Alby	Ducheny	Lempert	Runner
Alquist	Escutia	Leonard	Scott
Aroner	Figueroa	Machado	Shelley
Ashburn	Firestone	Margett	Strom-Martin
Baca	Floyd	Martinez	Sweeney
Battin	Frusetta	Mazzoni	Thompson
Baugh	Gallegos	Miller	Thomson
Bordonaro	Goldsmith	Morrissey	Torlakson
Bowen	Granlund	Morrow	Vincent
Bowler	Havice	Murray	Wayne
Brewer	Hertzberg	Olberg	Wildman
Brown	Honda	Oller	Woods
Bustamante	House	Ortiz	Wright
Campbell	Kaloogian	Pacheco	Mr. Speaker
Cardenas	Keeley	Papan	
Cardoza	Knox	Perata	
Cedillo	Kuehl	Poochigian	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1892 (Wayne)—An act to add Section 21554 to the Government Code, relating to the Public Employees' Retirement System.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Cunneen	Kuykendall	Poochigian
Aguiar	Davis	Leach	Prenter
Alby	Ducheny	Lempert	Pringle
Alquist	Escutia	Leonard	Runner
Aroner	Figueroa	Machado	Scott
Ashburn	Firestone	Margett	Shelley
Baca	Floyd	Martinez	Strom-Martin
Battin	Frusetta	Mazzoni	Sweeney
Baugh	Gallegos	Migden	Thompson
Bordonaro	Goldsmith	Miller	Thomson
Bowen	Granlund	Morrissey	Torlakson
Bowler	Havice	Morrow	Vincent
Brewer	Hertzberg	Murray	Washington
Brown	Honda	Olberg	Wayne
Bustamante	House	Oller	Wildman
Campbell	Kaloogian	Ortiz	Woods
Cardenas	Keeley	Pacheco	Wright
Cardoza	Knox	Papan	Mr. Speaker
Cedillo	Kuehl	Perata	

NOES—None

Above bill ordered enrolled.

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 Bills Nos. 562 and 1204 and Senate Bill No. 1679 for hearing in the Committee on Public Safety today.

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 1921 (Scott)—An act to amend and renumber the heading of Article 1 (commencing with Section 81300) of Chapter 2 of, to add the heading of Chapter 2 (commencing with Section 81250) to, to add Article 1 (commencing with Section 81250) to Chapter 2 of, and to repeal the heading of Chapter 2 (commencing with Section 81300) of, Part 49 of the Education Code, and to add Section 20651.5 to the Public Contract Code, relating to community colleges.

The question being: Shall the Assembly concur in 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 Bowen moved a call of the Assembly.

Motion carried. Time, 1:49 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1972 (Knox)—An act to amend Section 33204.2 of, and to add Section 33204.27 to, the Public Resources Code, relating to the Santa Monica Mountains Conservancy.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—71

Ackerman	Cunneen	Kuykendall	Perata
Aguiar	Davis	Leach	Poochigian
Alby	Ducheny	Lempert	Prenter
Alquist	Escutia	Leonard	Runner
Aroner	Figueroa	Machado	Scott
Baca	Firestone	Margett	Shelley
Battin	Floyd	Martinez	Strom-Martin
Baugh	Frusetta	Mazzoni	Sweeney
Bordonaro	Gallegos	Migden	Thompson
Bowen	Granlund	Miller	Thomson
Bowler	Havice	Morrissey	Torlakson
Brewer	Hertzberg	Morrow	Vincent
Brown	Honda	Murray	Washington
Bustamante	House	Olberg	Wayne
Campbell	Kaloogian	Oller	Wildman
Cardenas	Keeley	Ortiz	Wright
Cardoza	Knox	Pacheco	Mr. Speaker
Cedillo	Kuehl	Papan	

NOES—2

Ashburn McClintock

Above bill ordered enrolled.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Brown announced that the Committee on Governmental Organization would meet today at 2 p.m. in Room 4202.

CAUCUS ANNOUNCEMENTS

At 1:54 p.m., Assembly Member Papan was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

RECESS

By unanimous consent, at 1:54 p.m., Assistant Speaker pro Tempore Baca declared the Assembly recessed.

REASSEMBLED

At 2:22 p.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

AUTHOR'S AMENDMENTS**Committee on Water, Parks and Wildlife**

August 18, 1998

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports: Senate Bill No. 1854

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MACHADO, Chairman

SENATE BILL NO. 1854—An act to amend Section 12310 of the Water Code, and to amend Sections 8.2 and 54 of the Sacramento County Water Agency Act (Chapter 10 of the Statutes of 1952, First Extraordinary Session) 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.

REPORTS OF STANDING COMMITTEES**Committee on Labor and Employment**

July 29, 1998

Mr. Speaker: Your Committee on Labor and Employment reports the following bill pursuant to the provisions of Joint Rule 62(a):

Senate Bill No. 2057

FLOYD, Chairman

Above bill ordered filed with the Chief Clerk.

Committee on Appropriations

Date of Hearing: August 12, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 2075

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bill ordered to second reading.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor were received and ordered printed in the Journal:

Governor's Office, Sacramento
August 14, 1998

To the Members of the Assembly:

Assembly Bill 2779 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 2779 as an emergency measure.

Sincerely,

PETE WILSON

Governor's Office, Sacramento
August 14, 1998

To the Members of the Assembly:

Assembly Bill 2797 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 2797 as an emergency measure.

Sincerely,

PETE WILSON

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 18, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 2779

Assembly Bill No. 2797

Assembly Bill No. 2798

And reports the same correctly enrolled, and presented to the Governor at 10:45 a.m., August 18, 1998.

E. DOTSON WILSON, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber, August 18, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 117

Senate Bill No. 453

Senate Bill No. 469

Senate Bill No. 1734

Senate Bill No. 1807

Senate Bill No. 1932

Senate Bill No. 1987

Senate Bill No. 2128

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, August 18, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Rosenthal, Peace and Leslie as a Committee on Conference concerning:

Assembly Bill No. 2648.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, August 18, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Peace, Rosenthal and Leslie as a Committee on Conference concerning:

Senate Bill No. 2035.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, August 18, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 123
Assembly Bill No. 204
Assembly Bill No. 218
Assembly Bill No. 835
Assembly Bill No. 1074
Assembly Bill No. 1389
Assembly Bill No. 1396

Assembly Bill No. 1755
Assembly Bill No. 1959
Assembly Bill No. 2286
Assembly Bill No. 2369
Assembly Bill No. 2509
Assembly Bill No. 2636

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 18, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 174

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered enrolled.

August 18, 1998

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: By direction of the Senate I am returning Senate Bill 235 to the Assembly for further action.

Sincerely,

Gregory Schmidt
Secretary of the Senate

Above bill held at the Desk.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1998 (Thomson)—An act to amend Sections 592, 593, 594, 596, and 597 of, to add Section 591.5 to, and to repeal and add Sections 591, 599, and 600 of, the Food and Agricultural Code, relating to agricultural chemicals.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Leach	Prenter
Alby	Escutia	Lempert	Runner
Alquist	Figueroa	Leonard	Scott
Aroner	Firestone	Machado	Shelley
Baca	Floyd	Margett	Sweeney
Battin	Frusetta	Martinez	Thompson
Bordonaro	Gallegos	Mazzoni	Thomson
Bowen	Granlund	McClintock	Torlakson
Brewer	Havice	Migden	Vincent
Brown	Hertzberg	Miller	Wayne
Bustamante	Honda	Morrissey	Wildman
Campbell	House	Murray	Woods
Cardenas	Kaloogian	Olberg	Wright
Cardoza	Keeley	Ortiz	Mr. Speaker
Cedillo	Knox	Pacheco	
Cunneen	Kuehl	Perata	
Davis	Kuykendall	Poochigian	

NOES—5

Ackerman	Baugh	Strom-Martin
Ashburn	Morrow	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2155 (Keeley)—An act to add Article 7.5 (commencing with Section 1569.80) to Chapter 3.2 of Division 2 of the Health and Safety Code, relating to residential care facilities for the elderly.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—56

Aguiar	Ducheny	Kuykendall	Prenter
Alby	Escutia	Leach	Scott
Alquist	Figueroa	Lempert	Shelley
Aroner	Firestone	Machado	Strom-Martin
Baca	Floyd	Martinez	Sweeney
Battin	Frusetta	Mazzoni	Thomson
Bordonaro	Gallegos	Migden	Torlakson
Bowen	Granlund	Miller	Vincent
Bustamante	Havice	Morrissey	Washington
Campbell	Hertzberg	Murray	Wayne
Cardenas	Honda	Ortiz	Wildman
Cedillo	Keeley	Pacheco	Woods
Cunneen	Knox	Perata	Wright
Davis	Kuehl	Poochigian	Mr. Speaker

NOES—13

Ackerman	Kaloogian	Morrow	Thompson
Ashburn	Leonard	Olberg	
Baugh	Margett	Oller	
House	McClintock	Runner	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2229 (Keeley)—An act to amend Section 103625 of the Health and Safety Code, relating to vital 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 Keeley 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.

At 2:29 p.m., Hon. Fred Keeley, 27th District, presiding

ASSEMBLY BILL NO. 2465 (Scott)—An act to add Sections 8279.2 and 8285.1 to the Education Code, relating to child 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—48

Alquist	Escutia	Leach	Scott
Aroner	Figueroa	Lempert	Shelley
Baca	Floyd	Machado	Strom-Martin
Bowen	Frusetta	Martinez	Sweeney
Brown	Gallegos	Mazzoni	Thomson
Bustamante	Havice	Migden	Torlakson
Cardenas	Hertzberg	Morrissey	Vincent
Cardoza	Honda	Murray	Washington
Cedillo	Keeley	Ortiz	Wayne
Cunneen	Knox	Pacheco	Wildman
Davis	Kuehl	Papan	Wright
Ducheny	Kuykendall	Perata	Mr. Speaker

NOES—26

Ackerman	Bowler	Kaloogian	Oller
Aguiar	Brewer	Leonard	Poochigian
Alby	Campbell	Margett	Runner
Ashburn	Firestone	McClintock	Thompson
Battin	Goldsmith	Miller	Woods
Baugh	Granlund	Morrow	
Bordonaro	House	Olberg	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2428 (Knox)—An act to amend Sections 22050, 22340.1, and 22600.1 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—72

Ackerman	Cedillo	Knox	Perata
Aguiar	Cunneen	Kuehl	Poochigian
Alby	Davis	Kuykendall	Prenter
Alquist	Ducheny	Leach	Runner
Aroner	Escutia	Lempert	Scott
Ashburn	Figueroa	Leonard	Shelley
Baca	Firestone	Machado	Strom-Martin
Battin	Floyd	Margett	Sweeney
Baugh	Frusetta	Martinez	Thompson
Bordonaro	Gallegos	Mazzoni	Thomson
Bowen	Goldsmith	Migden	Torlakson
Bowler	Granlund	Miller	Vincent
Brewer	Havice	Morrissey	Washington
Brown	Hertzberg	Murray	Wayne
Bustamante	Honda	Olberg	Wildman
Campbell	House	Ortiz	Woods
Cardenas	Kaloogian	Pacheco	Wright
Cardoza	Keeley	Papan	Mr. Speaker

NOES—2

McClintock Morrow

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2647 (Pacheco)—An act to amend Section 44842 of the Education Code, relating to school employees.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—74

Ackerman	Cunneen	Kuykendall	Poochigian
Aguiar	Davis	Leach	Prenter
Alby	Ducheny	Lempert	Runner
Alquist	Escutia	Leonard	Scott
Aroner	Figueroa	Machado	Shelley
Ashburn	Firestone	Margett	Strom-Martin
Baca	Floyd	Martinez	Sweeney
Battin	Frusetta	Mazzoni	Thompson
Baugh	Gallegos	Migden	Thomson
Bordonaro	Goldsmith	Miller	Torlakson
Bowen	Granlund	Morrissey	Vincent
Bowler	Havice	Morrow	Washington
Brewer	Hertzberg	Murray	Wayne
Brown	Honda	Olberg	Wildman
Bustamante	House	Oller	Woods
Campbell	Kaloogian	Ortiz	Wright
Cardenas	Keeley	Pacheco	Mr. Speaker
Cardoza	Knox	Papan	
Cedillo	Kuehl	Perata	

NOES—1

McClintock

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2700 (Kuehl)—An act to add Section 6390 to the Family Code, relating to domestic violence.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—66

Aguiar	Cunneen	Kuykendall	Poochigian
Alby	Davis	Leach	Prenter
Alquist	Ducheny	Lempert	Runner
Aroner	Escutia	Machado	Scott
Ashburn	Figueroa	Martinez	Shelley
Baca	Firestone	Mazzoni	Strom-Martin
Battin	Frusetta	McClintock	Sweeney
Bordonaro	Gallegos	Migden	Thomson
Bowen	Goldsmith	Miller	Torlakson
Bowler	Granlund	Morrissey	Vincent
Brewer	Havice	Murray	Washington
Brown	Hertzberg	Olberg	Wayne
Bustamante	Honda	Oller	Wildman
Campbell	Kaloogian	Ortiz	Wright
Cardenas	Keeley	Pacheco	Mr. Speaker
Cardoza	Knox	Papan	
Cedillo	Kuehl	Perata	

NOES—7

Ackerman	House	Margett	Thompson
Baugh	Leonard	Morrow	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 17 (Cardoza)—An act to amend Section 48903 of the Education Code, relating to pupil discipline.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Kuykendall	Perata
Aguiar	Davis	Leach	Poochigian
Alby	Ducheny	Lempert	Prenter
Alquist	Escutia	Leonard	Runner
Aroner	Figueroa	Machado	Scott
Ashburn	Floyd	Margett	Shelley
Baca	Frusetta	Martinez	Strom-Martin
Battin	Gallegos	Mazzoni	Sweeney
Baugh	Goldsmith	McClintock	Thompson
Bordonaro	Granlund	Miller	Thomson
Bowen	Havice	Morrissey	Torlakson
Bowler	Hertzberg	Morrow	Vincent
Brown	Honda	Murray	Wayne
Bustamante	House	Olberg	Wildman
Campbell	Kaloogian	Oller	Woods
Cardenas	Keeley	Ortiz	Wright
Cardoza	Knox	Pacheco	Mr. Speaker
Cedillo	Kuehl	Papan	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 697 (Davis)—An act to add Section 15314.5 to the Government Code, relating to state government.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—47

Alquist	Ducheny	Machado	Shelley
Aroner	Escutia	Martinez	Strom-Martin
Baca	Figueroa	Mazzoni	Sweeney
Bowen	Floyd	McClintock	Thomson
Bowler	Gallegos	Migden	Torlakson
Brown	Havice	Morrissey	Vincent
Bustamante	Hertzberg	Murray	Washington
Cardenas	Honda	Ortiz	Wayne
Cardoza	Keeley	Papan	Wildman
Cedillo	Knox	Perata	Wright
Cunneen	Kuehl	Prenter	Mr. Speaker
Davis	Lempert	Scott	

NOES—26

Ackerman	Campbell	Leach	Pacheco
Aguiar	Firestone	Leonard	Poochigian
Ashburn	Frusetta	Margett	Runner
Battin	Granlund	Miller	Thompson
Baugh	House	Morrow	Woods
Bordonaro	Kaloogian	Olberg	
Brewer	Kuykendall	Oller	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 88 (Baca)—An act to add Sections 24205.5, 44928.5, and 87489 to the Education Code, relating to the State Teachers' Retirement System.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—56

Aguiar	Davis	Kuykendall	Runner
Alquist	Ducheny	Leach	Scott
Aroner	Escutia	Lempert	Shelley
Ashburn	Figueroa	Machado	Strom-Martin
Baca	Firestone	Martinez	Sweeney
Battin	Floyd	Mazzoni	Thomson
Bowen	Frusetta	Migden	Torlakson
Bowler	Gallegos	Morrissey	Vincent
Brown	Havice	Murray	Washington
Bustamante	Hertzberg	Ortiz	Wayne
Cardenas	Honda	Pacheco	Wildman
Cardoza	Keeley	Papan	Woods
Cedillo	Knox	Perata	Wright
Cunneen	Kuehl	Prenter	Mr. Speaker

NOES—17

Ackerman	Campbell	McClintock	Poochigian
Alby	Granlund	Miller	Thompson
Baugh	Kaloogian	Morrow	
Bordonaro	Leonard	Olberg	
Brewer	Margett	Oller	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 88: Assembly Member Bowler, from “No” to “Aye”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 285 (Honda)—An act to add Sections 32232.5, 44276.8, and 56524.1 to the Education Code, relating to 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—55

Aguiar	Cunneen	Kuehl	Prenter
Alby	Davis	Kuykendall	Scott
Alquist	Ducheny	Leach	Shelley
Aroner	Escutia	Lempert	Strom-Martin
Baca	Figueroa	Machado	Sweeney
Battin	Floyd	Martinez	Thomson
Bowen	Frusetta	Mazzoni	Torlakson
Bowler	Gallegos	Migden	Vincent
Brewer	Granlund	Morrissey	Washington
Brown	Havice	Murray	Wayne
Bustamante	Hertzberg	Ortiz	Wildman
Cardenas	Honda	Pacheco	Wright
Cardoza	Keeley	Papan	Mr. Speaker
Cedillo	Knox	Perata	

NOES—17

Ackerman	House	Miller	Thompson
Ashburn	Kaloogian	Morrow	Woods
Baugh	Leonard	Olberg	
Bordonaro	Margett	Poochigian	
Campbell	McClintock	Runner	

Above bill ordered enrolled

ASSEMBLY BILL NO. 1187 (Knox)—An act to amend Sections 15339.1, 15339.2, and 15339.3 of, and to amend the heading of Article 3.2 (commencing with Section 15339.1) of Chapter 1 of Part 6.7 of Division 3 of Title 2 of, the Government Code, relating to economic development.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—51

Aguiar	Davis	Kuehl	Scott
Alquist	Ducheny	Leach	Shelley
Aroner	Escutia	Lempert	Strom-Martin
Ashburn	Figuroa	Machado	Sweeney
Baca	Floyd	Martinez	Thomson
Bordonaro	Frusetta	Mazzoni	Torlakson
Bowen	Gallegos	Migden	Vincent
Brown	Granlund	Morrissey	Washington
Bustamante	Havice	Murray	Wayne
Cardenas	Hertzberg	Ortiz	Wildman
Cardoza	Honda	Pacheco	Wright
Cedillo	Keeley	Papan	Mr. Speaker
Cunneen	Knox	Perata	

NOES—22

Ackerman	Campbell	McClintock	Prenter
Alby	House	Miller	Runner
Battin	Kaloogian	Morrow	Thompson
Baugh	Kuykendall	Olberg	Woods
Bowler	Leonard	Oller	
Brewer	Margett	Poochigian	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1201 (Murray)—An act to amend Sections 264.2 and 13701 of the Penal Code, relating to domestic violence.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—67

Aguiar	Ducheny	Lempert	Prenter
Alby	Escutia	Leonard	Runner
Alquist	Figueroa	Machado	Scott
Aroner	Firestone	Martinez	Shelley
Baca	Floyd	Mazzoni	Strom-Martin
Battin	Frusetta	McClintock	Sweeney
Bordonaro	Gallegos	Migden	Thompson
Bowen	Granlund	Miller	Thomson
Bowler	Havice	Morrissey	Torlakson
Brown	Hertzberg	Murray	Vincent
Bustamante	Honda	Olberg	Washington
Campbell	House	Oller	Wayne
Cardenas	Kaloogian	Ortiz	Wildman
Cardoza	Keeley	Pacheco	Woods
Cedillo	Kuehl	Papan	Wright
Cunneen	Kuykendall	Perata	Mr. Speaker
Davis	Leach	Poochigian	

NOES—6

Ackerman	Baugh	Margett
Ashburn	Brewer	Morrow

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1680 (Alquist)—An act to amend Sections 1334, 1376, 1377, 2707.2, 2736, and 2737 of, and to add Section 1328.1 to, the Unemployment Insurance Code, relating to unemployment insurance.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—72

Ackerman	Cedillo	Kuehl	Perata
Aguiar	Cunneen	Kuykendall	Poochigian
Alby	Davis	Leach	Prenter
Alquist	Ducheny	Lempert	Runner
Aroner	Escutia	Leonard	Scott
Ashburn	Figueroa	Machado	Shelley
Baca	Firestone	Margett	Strom-Martin
Battin	Floyd	Martinez	Sweeney
Baugh	Frusetta	Mazzoni	Thompson
Bordonaro	Gallegos	Migden	Thomson
Bowen	Granlund	Miller	Torlakson
Bowler	Havice	Morrissey	Vincent
Brewer	Hertzberg	Morrow	Washington
Brown	Honda	Murray	Wayne
Bustamante	House	Olberg	Wildman
Campbell	Kaloogian	Ortiz	Woods
Cardenas	Keeley	Pacheco	Wright
Cardoza	Knox	Papan	Mr. Speaker

NOES—1

McClintock

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1882 (Cedillo)—An act to add Section 2402.5 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—50

Alquist	Figueroa	Martinez	Strom-Martin
Aroner	Floyd	Mazzoni	Sweeney
Baca	Frusetta	Migden	Thomson
Bowen	Gallegos	Miller	Torlakson
Brown	Granlund	Morrissey	Vincent
Bustamante	Havice	Murray	Washington
Cardenas	Hertzberg	Ortiz	Wayne
Cardoza	Honda	Papan	Wildman
Cedillo	Keeley	Perata	Woods
Cunneen	Knox	Prenter	Wright
Davis	Kuehl	Runner	Mr. Speaker
Ducheny	Lempert	Scott	
Escutia	Machado	Shelley	

NOES—24

Ackerman	Bordonaro	Kuykendall	Olberg
Aguiar	Bowler	Leach	Oller
Alby	Brewer	Leonard	Pacheco
Ashburn	Campbell	Margett	Poochigian
Battin	House	McClintock	Pringle
Baugh	Kaloogian	Morrow	Thompson

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1909 (Wayne)—An act to amend Sections 44501, 44506, 44057, 44508, 44533, 44535, 44537.5, 44548, and 44559 of the Health and Safety Code, relating to pollution control.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Cunneen	Leach	Prenter
Aguiar	Davis	Lempert	Pringle
Alby	Ducheny	Leonard	Runner
Alquist	Escutia	Machado	Scott
Aroner	Figueroa	Margett	Shelley
Ashburn	Firestone	Martinez	Strom-Martin
Baca	Floyd	Mazzoni	Sweeney
Battin	Frusetta	Migden	Thompson
Baugh	Gallegos	Miller	Thomson
Bordonaro	Granlund	Morrissey	Torlakson
Bowen	Havice	Morrow	Vincent
Bowler	Hertzberg	Murray	Washington
Brewer	Honda	Olberg	Wayne
Brown	House	Oller	Wildman
Bustamante	Kaloogian	Ortiz	Woods
Campbell	Keeley	Pacheco	Wright
Cardenas	Knox	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	
Cedillo	Kuykendall	Poochigian	

NOES—1

McClintock

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2199 (Washington)—An act to amend Section 8721 of the Education Code, relating to conservation 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—71

Aguiar	Davis	Leach	Poochigian
Alby	Ducheny	Lempert	Prenter
Alquist	Escutia	Leonard	Runner
Aroner	Figueroa	Machado	Scott
Baca	Firestone	Margett	Shelley
Battin	Floyd	Martinez	Strom-Martin
Baugh	Frusetta	Mazzoni	Sweeney
Bordonaro	Gallegos	Migden	Thompson
Bowen	Granlund	Miller	Thomson
Bowler	Havice	Morrissey	Torlakson
Brewer	Hertzberg	Morrow	Vincent
Brown	Honda	Murray	Washington
Bustamante	House	Olberg	Wayne
Campbell	Kaloogian	Oller	Wildman
Cardenas	Keeley	Ortiz	Woods
Cardoza	Knox	Pacheco	Wright
Cedillo	Kuehl	Papan	Mr. Speaker
Cunneen	Kuykendall	Perata	

NOES—3

Ackerman Ashburn McClintock

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1941 (Honda)—An act to amend Section 51553 of the Education Code, relating to instruction.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—48

Alquist	Ducheny	Kuehl	Perata
Aroner	Escutia	Lempert	Shelley
Baca	Figueroa	Machado	Strom-Martin
Battin	Floyd	Martinez	Sweeney
Bowen	Frusetta	Mazzoni	Thomson
Brown	Gallegos	Migden	Torlakson
Bustamante	Granlund	Miller	Vincent
Cardenas	Havice	Morrissey	Washington
Cardoza	Hertzberg	Morrow	Wayne
Cedillo	Honda	Murray	Wildman
Cunneen	Keeley	Pacheco	Wright
Davis	Knox	Papan	Mr. Speaker

NOES—20

Ackerman	Brewer	Leonard	Prenter
Aguiar	Campbell	Margett	Pringle
Ashburn	House	Olberg	Runner
Bordonaro	Kaloogian	Oller	Thompson
Bowler	Leach	Poochigian	Woods

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1953 (Baca)—An act to amend Sections 45203, 79020, and 88203 of, and to add Section 37220.7 to, the Education Code, and to amend Sections 6712, 19853, and 19853.1 of the Government Code, relating to Native Americans.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—62

Ackerman	Ducheny	Leach	Runner
Aguiar	Escutia	Lempert	Scott
Alquist	Figueroa	Leonard	Shelley
Aroner	Firestone	Machado	Strom-Martin
Ashburn	Floyd	Margett	Sweeney
Baca	Frusetta	Martinez	Thompson
Battin	Gallegos	Mazzoni	Torlakson
Bordonaro	Goldsmith	Migden	Vincent
Bowen	Granlund	Miller	Washington
Brown	Havice	Morrissey	Wayne
Bustamante	Hertzberg	Murray	Wildman
Cardenas	House	Olberg	Woods
Cardoza	Keeley	Ortiz	Wright
Cedillo	Knox	Pacheco	Mr. Speaker
Cunneen	Kuehl	Perata	
Davis	Kuykendall	Prenter	

NOES—8

Alby	Bowler	Kaloogian	Morrow
Baugh	Campbell	McClintock	Oller

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2063 (Cardenas)—An act to amend Section 1758 of the Business and Professions Code, relating to dental hygienists.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Cedillo	Lempert	Prenter
Aguiar	Cunneen	Leonard	Pringle
Alby	Davis	Machado	Runner
Alquist	Ducheny	Margett	Scott
Aroner	Escutia	Martinez	Shelley
Ashburn	Figueroa	Mazzoni	Strom-Martin
Baca	Firestone	Migden	Sweeney
Battin	Frusetta	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowen	Honda	Murray	Vincent
Bowler	House	Oiberg	Washington
Brewer	Kaloogian	Oller	Wayne
Brown	Keeley	Ortiz	Wildman
Bustamante	Knox	Pacheco	Woods
Campbell	Kuehl	Papan	Wright
Cardenas	Kuykendall	Perata	Mr. Speaker
Cardoza	Leach	Poochigian	

NOES—1

McClintock

Above bill ordered enrolled.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Davis announced that the Committee on Consumer Protection, Governmental Efficiency and Economic Development would meet today at 3:30 p.m., in the Tom Bane Rules Committee Room.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 3:05 p.m., by unanimous consent, the members of the Committee on Public Safety were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

August 18, 1998

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Liz Figueroa to the Public Safety Committee in place of Assemblymember Grace Napolitano for today's hearing only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

August 18, 1998

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Marilyn Brewer to the Consumer Protection, Governmental Efficiency and Economic Development Committee in place of Assemblymember Nao Takasugi for all hearings through August 28, 1998.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 2410 (Shelley)—An act to add Section 1793.26 to the Civil Code, relating to motor 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—43

Alquist	Escutia	Lempert	Strom-Martin
Aroner	Figueroa	Machado	Sweeney
Baca	Floyd	Martinez	Thomson
Bowen	Frusetta	Mazzoni	Torlakson
Brown	Gallegos	Migden	Vincent
Bustamante	Havice	Murray	Washington
Cardenas	Hertzberg	Ortiz	Wayne
Cardoza	Honda	Papan	Wildman
Cedillo	Keeley	Perata	Wright
Davis	Knox	Scott	Mr. Speaker
Ducheny	Kuehl	Shelley	

NOES—33

Ackerman	Campbell	Leonard	Poochigian
Aguiar	Cunneen	Margett	Prenter
Alby	Firestone	McClintock	Pringle
Ashburn	Goldsmith	Miller	Runner
Battin	Granlund	Morrissey	Thompson
Baugh	House	Morrow	Woods
Bordonaro	Kaloogian	Olberg	
Bowler	Kuykendall	Oller	
Brewer	Leach	Pacheco	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2569 (Kuehl)—An act to add and repeal Section 11380.5 of the Health and Safety Code, relating to controlled substances, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—73

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
Battin	Goldsmith	Migden	Thompson
Bordonaro	Granlund	Miller	Torlakson
Bowen	Havice	Morrissey	Vincent
Bowler	Hertzberg	Morrow	Washington
Brewer	Honda	Murray	Wayne
Brown	House	Olberg	Wildman
Bustamante	Kaloogian	Oller	Woods
Campbell	Keeley	Ortiz	Wright
Cardenas	Knox	Pacheco	Mr. Speaker
Cardoza	Kuehl	Papan	
Cedillo	Kuykendall	Perata	
Cunneen	Leach	Poochigian	

NOES—1

Baugh

Above bill ordered enrolled.

(NOTE: On August 24, 1998, the action was rescinded whereby the Assembly concurred in Senate amendments to Assembly Bill No. 2569 and whereby the bill was ordered enrolled. See page 8856.)

ASSEMBLY BILL NO. 2690 (Wildman)—An act to add Article 2.99 (commencing with Section 14095) to Chapter 7 of Part 3 of Division 9 of the Welfare and Institutions Code, relating to Medi-Cal.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—59

Aguiar	Cunneen	Kuehl	Prenter
Alby	Davis	Kuykendall	Scott
Alquist	Ducheny	Lempert	Shelley
Aroner	Escutia	Machado	Strom-Martin
Baca	Figueroa	Martinez	Sweeney
Battin	Firestone	Mazzoni	Thomson
Bordonaro	Floyd	McClintock	Torlakson
Bowen	Frusetta	Migden	Vincent
Bowler	Gallegos	Morrissey	Washington
Brown	Granlund	Murray	Wayne
Bustamante	Havice	Olberg	Wildman
Campbell	Hertzberg	Ortiz	Woods
Cardenas	Honda	Pacheco	Wright
Cardoza	Keeley	Papan	Mr. Speaker
Cedillo	Knox	Perata	

NOES—13

Ackerman	Kaloogian	Miller	Thompson
Ashburn	Leach	Morrow	
Baugh	Leonard	Pringle	
House	Margett	Runner	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2721 (Miller)—An act to amend Sections 130, 4929, 4930, and 4955 of, to add Sections 731 and 4929.5 to, and to repeal and add Section 4961 of, the Business and Professions Code, relating to consumer affairs.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—74

Ackerman	Cunneen	Leach	Prenter
Aguiar	Davis	Lempert	Pringle
Alby	Ducheny	Leonard	Runner
Alquist	Escutia	Machado	Scott
Aroner	Figueroa	Margett	Shelley
Ashburn	Firestone	Martinez	Strom-Martin
Baca	Frusetta	Mazzoni	Sweeney
Battin	Gallegos	Migden	Thompson
Baugh	Goldsmith	Miller	Thomson
Bordonaro	Granlund	Morrissey	Torlakson
Bowen	Havice	Morrow	Vincent
Bowler	Hertzberg	Murray	Washington
Brewer	Honda	Olberg	Wayne
Brown	House	Oller	Wildman
Bustamante	Kaloogian	Ortiz	Woods
Campbell	Keeley	Pacheco	Wright
Cardenas	Knox	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	
Cedillo	Kuykendall	Poochigian	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2764 (Committee on Public Employees, Retirement and Social Security)—An act to amend Sections 22825.5 and 22859.2 of, to add Sections 20530.1, 31470.13, 31691.2, 53213.5, and 75030.7 to, and to add Article 1.5 (commencing with Section 53620) to Chapter 4 of Division 2 of Title 5 of, the Government Code, relating to public employee retirement systems.

Bill presented by Assembly Member Honda.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	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
Battin	Gallegos	Migden	Thompson
Baugh	Goldsmith	Miller	Thomson
Bordonaro	Granlund	Morrissey	Torlakson
Bowen	Havice	Morrow	Vincent
Bowler	Hertzberg	Murray	Washington
Brewer	Honda	Olberg	Wayne
Brown	House	Oller	Wildman
Bustamante	Kaloogian	Ortiz	Woods
Cardenas	Keeley	Pacheco	Wright
Cardoza	Knox	Papan	Mr. Speaker
Cedillo	Kuehl	Perata	
Cunneen	Kuykendall	Poochigian	

NOES—1

McClintock

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1643 (Escutia)—An act to add Section 12941.1 to the Government Code, relating to employment.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—47

Alquist	Ducheny	Lempert	Shelley
Aroner	Escutia	Machado	Strom-Martin
Baca	Figueroa	Martinez	Sweeney
Bordonaro	Frusetta	Mazzoni	Thomson
Bowen	Gallegos	Migden	Torlakson
Brown	Granlund	Morrissey	Vincent
Bustamante	Havice	Murray	Washington
Cardenas	Hertzberg	Ortiz	Wayne
Cardoza	Honda	Papan	Wildman
Cedillo	Keeley	Perata	Wright
Cunneen	Kuehl	Prenter	Mr. Speaker
Davis	Kuykendall	Scott	

NOES—24

Ackerman	Firestone	Margett	Pacheco
Ashburn	Goldsmith	McClintock	Poochigian
Baugh	House	Miller	Pringle
Bowler	Kaloogian	Morrow	Runner
Brewer	Leach	Olberg	Thompson
Campbell	Leonard	Oller	Woods

Above bill ordered enrolled immediately.

At 3:09 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

ASSEMBLY BILL NO. 2183 (Aroner)—An act to amend Section 1250 of the Health and Safety Code, and to add Section 14110.55 to the Welfare and Institutions Code, relating to developmental disabilities.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Cunneen	Leonard	Pringle
Aguiar	Davis	Machado	Runner
Alby	Ducheny	Margett	Scott
Alquist	Escutia	Martinez	Shelley
Aroner	Figueroa	Mazzoni	Strom-Martin
Ashburn	Firestone	McClintock	Sweeney
Baca	Floyd	Migden	Thompson
Battin	Frusetta	Miller	Thomson
Baugh	Gallegos	Morrissey	Torlakson
Bordonaro	Goldsmith	Morrow	Vincent
Bowen	Granlund	Murray	Washington
Bowler	Havice	Olberg	Wayne
Brewer	Hertzberg	Oller	Wildman
Brown	Honda	Ortiz	Woods
Bustamante	Kaloogian	Pacheco	Wright
Campbell	Kuehl	Papan	Mr. Speaker
Cardenas	Kuykendall	Perata	
Cardoza	Leach	Poochigian	
Cedillo	Lempert	Prenter	

NOES—1

House

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2437 (Ortiz)—An act to amend Sections 21572, 21573, and 21581 of, and to add and repeal Section 21574.7 of, the Government Code, relating to the Public Employees' Retirement System.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—48

Alby	Davis	Knox	Scott
Alquist	Ducheny	Kuehl	Shelley
Aroner	Escutia	Lempert	Strom-Martin
Baca	Figueroa	Machado	Sweeney
Bowen	Floyd	Martinez	Thomson
Bowler	Frusetta	Mazzoni	Torlakson
Brown	Gallegos	Migden	Vincent
Bustamante	Granlund	Morrissey	Washington
Cardenas	Havice	Murray	Wayne
Cardoza	Hertzberg	Ortiz	Wildman
Cedillo	Honda	Papan	Wright
Cunneen	House	Perata	Mr. Speaker

NOES—26

Ackerman	Campbell	Margett	Prenter
Aguiar	Firestone	McClintock	Pringle
Ashburn	Goldsmith	Miller	Runner
Battin	Kaloogian	Morrow	Thompson
Baugh	Kuykendall	Olberg	Woods
Bordonaro	Leach	Oller	
Brewer	Leonard	Poochigian	

Above bill ordered enrolled.

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—73

Ackerman	Cunneen	Kuykendall	Prenter
Aguiar	Davis	Leach	Pringle
Alby	Ducheny	Lempert	Runner
Alquist	Escutia	Leonard	Scott
Aroner	Figueroa	Machado	Shelley
Ashburn	Firestone	Margett	Strom-Martin
Baca	Floyd	Martinez	Sweeney
Battin	Frusetta	Mazzoni	Thompson
Baugh	Gallegos	Miller	Thomson
Bordonaro	Goldsmith	Morrissey	Torlakson
Bowen	Granlund	Morrow	Vincent
Bowler	Havice	Murray	Wayne
Brewer	Hertzberg	Olberg	Wildman
Brown	Honda	Oller	Woods
Bustamante	House	Ortiz	Wright
Campbell	Kaloogian	Pacheco	Mr. Speaker
Cardenas	Keeley	Papan	
Cardoza	Knox	Perata	
Cedillo	Kuehl	Poochigian	

NOES—1

Migden

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2671 (Migden)—An act to amend Section 201.7 of the Corporations Code, and to amend Sections 4019 and 11535 of, to add Article 17 (commencing with Section 1560) to Chapter 3 of Part 2 of Division 1 of, and to add Article 10 (commencing with Section 4097) to Chapter 4 of Part 1 of Division 2 of, the Insurance Code, relating to insurance.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—74

Ackerman	Cunneen	Leach	Poochigian
Aguiar	Davis	Lempert	Prenter
Alby	Ducheny	Leonard	Runner
Alquist	Escutia	Machado	Scott
Aroner	Figueroa	Margett	Shelley
Ashburn	Firestone	Martinez	Strom-Martin
Baca	Floyd	Mazzoni	Sweeney
Battin	Gallegos	McClintock	Thompson
Baugh	Goldsmith	Migden	Thomson
Bordonaro	Granlund	Miller	Torlakson
Bowen	Havice	Morrissey	Vincent
Bowler	Hertzberg	Morrow	Washington
Brewer	Honda	Murray	Wayne
Brown	House	Olberg	Wildman
Bustamante	Kaloogian	Oller	Woods
Campbell	Keeley	Ortiz	Wright
Cardenas	Knox	Pacheco	Mr. Speaker
Cardoza	Kuehl	Papan	
Cedillo	Kuykendall	Perata	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2426 (Strom-Martin)—An act to add and repeal Section 35401.7 of the Vehicle Code, relating to vehicles.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—75

Ackerman	Cunneen	Leach	Poochigian
Aguiar	Davis	Lempert	Prenter
Alby	Ducheny	Leonard	Pringle
Alquist	Escutia	Machado	Runner
Aroner	Figueroa	Margett	Scott
Ashburn	Firestone	Martinez	Shelley
Baca	Floyd	Mazzoni	Strom-Martin
Battin	Frusetta	McClintock	Sweeney
Baugh	Gallegos	Migden	Thompson
Bordonaro	Goldsmith	Miller	Thomson
Bowen	Granlund	Morrissey	Torlakson
Bowler	Havice	Morrow	Vincent
Brewer	Hertzberg	Murray	Washington
Brown	Honda	Olberg	Wayne
Bustamante	House	Oller	Wildman
Campbell	Kaloogian	Ortiz	Woods
Cardenas	Knox	Pacheco	Wright
Cardoza	Kuehl	Papan	Mr. Speaker
Cedillo	Kuykendall	Perata	

NOES—None

Above bill ordered enrolled.

At 3:17 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

ASSEMBLY JOINT RESOLUTION NO. 43 (Baca)—Relative to cardiovascular disease.

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—73

Ackerman	Cunneen	Leach	Prenter
Aguiar	Davis	Lempert	Pringle
Alby	Ducheny	Leonard	Runner
Alquist	Escutia	Machado	Scott
Aroner	Figueroa	Margett	Shelley
Ashburn	Firestone	Martinez	Strom-Martin
Baca	Floyd	Mazzoni	Sweeney
Battin	Frusetta	Migden	Thompson
Baugh	Goldsmith	Miller	Thomson
Bordonaro	Granlund	Morrissey	Torlaksen
Bowen	Havice	Morrow	Vincent
Bowler	Hertzberg	Murray	Washington
Brewer	Honda	Olberg	Wayne
Brown	House	Oller	Wildman
Bustamante	Kaloogian	Ortiz	Woods
Campbell	Keeley	Pacheco	Mr. Speaker
Cardenas	Knox	Papan	
Cardoza	Kuehl	Perata	
Cedillo	Kuykendall	Poochigian	

NOES—None

Above bill ordered enrolled.

ANNOUNCEMENTS

Speaker pro Tempore Kuehl announced that Thursday, August 20, 1998 is the last day to notice intention to remove items from the inactive file for purpose of amendment.

REPORTS OF STANDING COMMITTEES**Committee on Public Safety**

Date of Hearing: August 18, 1998

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 562

Assembly Bill No. 1204

With the recommendation: That Senate amendments be concurred in.

PERATA, Chairman

Above bills ordered to unfinished business file.

**BILLS PASSED ON FILE AND PLACED UPON
THE INACTIVE FILE**

Senate Constitutional Amendment No. 12; Senate Bills Nos. 2217, 610, 1873, 1802, and 1902—Passed on file, and placed upon the inactive file pursuant to the Assembly Rules.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 924 (Solis)—An act to amend Section 3722 of the Labor Code, relating to workers' compensation, and making an appropriation therefor.

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 Keeley moved a call of the Assembly.

Motion carried. Time, 3:38 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1815 BY UNANIMOUS CONSENT

Assembly Member Migden was granted unanimous consent to take up Assembly Bill No. 1815, out of order, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 1815 (Migden)—An act to amend Sections 60603, 60604, 60605, and 60640 of the Education Code, relating to pupil testing.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—41

Alquist	Escutia	Martinez	Thomson
Aroner	Figueroa	Mazzoni	Torlakson
Baca	Gallegos	Migden	Vincent
Bowen	Havice	Murray	Washington
Brown	Hertzberg	Ortiz	Wayne
Bustamante	Honda	Papan	Wildman
Cardenas	Keeley	Perata	Wright
Cardoza	Knox	Scott	Mr. Speaker
Cedillo	Kuehl	Shelley	
Davis	Lempert	Strom-Martin	
Ducheny	Machado	Sweeney	

NOES—31

Ackerman	Brewer	Leonard	Pacheco
Aguiar	Campbell	Margett	Poochigian
Alby	Firestone	McClintock	Prenter
Ashburn	Granlund	Miller	Pringle
Battin	House	Morrissey	Runner
Baugh	Kaloogian	Morrow	Thompson
Bordonaro	Kuykendall	Olberg	Woods
Bowler	Leach	Oller	

Above bill ordered enrolled.

**REPORTS OF STANDING COMMITTEES
Committee on Governmental Organization**

Date of Hearing: August 18, 1998

Mr. Speaker: Your Committee on Governmental Organization reports:

Assembly Bill No. 518

With the recommendation: That the Senate amendments be concurred in.

BROWN, Chairwoman

Above bill ordered to unfinished business.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT AND ASSEMBLY RULE 77 SUSPENDED

Assembly Member Brown was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 518, without reference to file.

ASSEMBLY BILL NO. 518 (Brown)—An act to amend Section 19801 of the Business and Professions Code, and to amend Section 337j of the Penal Code, relating to gaming, 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	Cedillo	Lempert	Poochigian
Aguiar	Cunneen	Leonard	Prenter
Alby	Davis	Machado	Pringle
Alquist	Ducheny	Margett	Runner
Aroner	Escutia	Martinez	Shelley
Ashburn	Figueroa	Mazzoni	Strom-Martin
Baca	Firestone	McClintock	Sweeney
Battin	Floyd	Migden	Thomson
Baugh	Frusetta	Miller	Torlakson
Bordonaro	Gallegos	Morrissey	Vincent
Bowen	Granlund	Morrow	Wayne
Bowler	Hertzberg	Murray	Wildman
Brewer	Honda	Olberg	Woods
Brown	Kaloogian	Oller	Wright
Bustamante	Keeley	Ortiz	Mr. Speaker
Campbell	Kuehl	Pacheco	
Cardenas	Kuykendall	Papan	
Cardoza	Leach	Perata	

NOES—4

Havice	House	Thompson	Washington
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The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—69

Ackerman	Cedillo	Lempert	Poochigian
Aguiar	Cunneen	Leonard	Prenter
Alby	Davis	Machado	Pringle
Alquist	Ducheny	Margett	Runner
Aroner	Escutia	Martinez	Shelley
Ashburn	Figueroa	Mazzoni	Strom-Martin
Baca	Firestone	McClintock	Sweeney
Battin	Floyd	Migden	Thomson
Baugh	Frusetta	Miller	Torlakson
Bordonaro	Gallegos	Morrissey	Vincent
Bowen	Granlund	Morrow	Wayne
Bowler	Hertzberg	Murray	Wildman
Brewer	Honda	Olberg	Woods
Brown	Kaloogian	Oller	Wright
Bustamante	Keeley	Ortiz	Mr. Speaker
Campbell	Kuehl	Pacheco	
Cardenas	Kuykendall	Papan	
Cardoza	Leach	Perata	

NOES—4

Havice	House	Thompson	Washington
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Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause and on concurrence in Senate amendments to Assembly Bill No. 518: Assembly Member Washington, from "Aye" to "No".

Above bill ordered enrolled immediately.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS**

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 21 (Papan)—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending subdivision (g) of Section 8 of Article III thereof, by amending and repealing Section 2 of, and by adding Section 2.1 to, Article IV thereof, and by amending Section 7 of Article XX thereof, relating to state government.

Amendments Withdrawn

Assembly Member Pacheco was granted unanimous consent that his proposed amendments to Assembly Constitutional Amendment No. 21 be withdrawn.

Motion to Amend by Assembly Member House

Assembly Member House moved the adoption of amendments.
Amendments read.

**Motion to Table House Amendments
to Assembly Constitutional Amendment No. 21**

Assembly Member Shelley moved that the amendments offered by Assembly Member House to Assembly Constitutional Amendment No. 21 be laid upon the table.

Assembly Member Papan seconded the motion.

Motion carried by the following vote:

AYES—34

Alquist	Figueroa	Lempert	Thomson
Aroner	Floyd	Mazzoni	Torlakson
Baca	Gallegos	McClintock	Vincent
Bowen	Havice	Migden	Washington
Bustamante	Hertzberg	Murray	Wayne
Cardenas	Honda	Papan	Wright
Cedillo	Keeley	Perata	Mr. Speaker
Ducheny	Knox	Shelley	
Escutia	Kuehl	Sweeney	

NOES—11

Ackerman	House	Miller	Oller
Alby	Margett	Morrow	Woods
Bowler	Martinez	Olberg	

Vote Changes

By unanimous consent, the following vote change was permitted on the motion to table the amendments offered by Assembly Member House to Assembly Constitutional Amendment No. 21: Assembly Member Cardoza, from "Aye" to "Not Voting".

Motion to Amend by Assembly Member Papan

Assembly Member Papan moved the adoption of amendments.
Amendments read.

**Motion to Table Papan Amendments
to Assembly Constitutional Amendment No. 21**

Assembly Member Woods moved that the amendments offered by Assembly Member Papan to Assembly Constitutional Amendment No. 21 be laid upon the table.

Assembly Member Kuykendall seconded the motion.

Motion lost by the following vote:

AYES—21

Ackerman	House	Morrow	Pringle
Alby	Kuykendall	Olberg	Thompson
Bowler	Leach	Oller	Woods
Brewer	Leonard	Pacheco	
Firestone	Margett	Poochigian	
Frusetta	Miller	Prenter	

NOES—31

Alquist	Escutia	Lempert	Thomson
Aroner	Figueroa	Machado	Torlakson
Baca	Floyd	Mazzoni	Vincent
Bustamante	Gallegos	Migden	Washington
Cardenas	Honda	Murray	Wildman
Cardoza	Keeley	Papan	Wright
Cedillo	Knox	Perata	Mr. Speaker
Ducheny	Kuehl	Shelley	

Objection to Vote Adds

Assembly Member Woods withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the Woods motion to table Papan amendments to Assembly Constitutional Amendment No. 21.

The question being on the adoption of Papan amendments to Assembly Constitutional Amendment No. 21.

Roll Call Demanded

Assembly Members Pacheco, Morrow, and Campbell, demanded a roll call.

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, 4:19 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**BILLS REMOVED FROM SPECIAL CONSENT CALENDAR
AND RETURNED TO SENATE**

The following bill was removed from the Special Consent Calendar, pursuant to Joint Rule 22.2 and returned to the Senate for further action.

Assembly Bill No. 2492, on request of Assembly Member Pringle.

ACTION RESCINDED ON SENATE BILL NO. 1389

Upon request of Assembly Member Shelley, Assembly Member Lempert was granted unanimous consent to rescind the action whereby the Assembly, on July 27, 1998 (Assembly Journal, page 8095), passed Senate Bill No. 1389, and whereby the bill was ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1908 (Vasconcellos)—An act relating to telecommunications.
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.

SENATE BILL NO. 262 (Burton)—An act to add Section 1708.8 to the Civil Code, relating to privacy.

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.

SENATE BILL NO. 930 (Rosenthal)—An act to amend Sections 1785.5, 1785.16, 1758.19, 1785.31, and 1785.35 of, and to add Sections 1747.82 and 1785.11.5 to, the Civil Code, relating to consumer credit.

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.

**At 4:26 p.m., Assistant Speaker pro Tempore Joe Baca,
62nd District, presiding**

SENATE BILL NO. 1418 (Rosenthal)—An act to amend Section 6405 of, to amend the heading of Chapter 5.5 (commencing with Section 6400) of Division 3 of, to amend, repeal, and add Sections 6401, 6402, 6403, 6407, 6408, 6409, 6410, 6411, 6412, 6413, and 6415 of, to add and repeal Sections 6401.6, 6402.1, and 6412.1 of, and to repeal and add Section 6400 of, the Business and Professions Code, relating to legal document assistants.

Bill read third time.

Motion to Amend

Assembly Member Kuehl moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 1830 (Lockyer)—An act to add Article 2.3 (commencing with Section 11163.6) to Chapter 2 of Title 1 of Part 4 of the Penal Code, relating to domestic violence.

Bill read third time.

Motion to Amend

Assembly Member Kuehl moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 1649 (Committee on Local Government)—An act to amend Sections 1481, 5956.3, 6505, 14670.15, 24352, 25332, 25537, 29065.5, 53750, and 61601.25 of, and to repeal Section 17580 of, the Government Code, to amend Section 6840 of, and to repeal Sections 6831 and 6842 of, the Harbors and Navigation Code, to amend Section 40002 of, and to add Sections 39014.3 and 39014.5 to, the Health and Safety Code, to amend Sections 1600 and 21061 of the Public Contract Code, to amend Sections 5540.5 and 6217 of the Public Resources Code, to amend Section 95.31 of the Revenue and Taxation Code, to amend Sections 8320, 8322, 8323, and 8324 of the Streets and Highways Code, to amend Section 21101 of the Vehicle Code, and to amend Section 1 of Chapter 213 of the Statutes of 1907, relating to local and state agencies.

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. 2147 (Brulte)—An act to amend Sections 207.1, 207.5, 209, 210, 851, 871, 871.5, 880, 881, 881.5, 882, 883, 885, 888, 889, 891, and 893 of the Welfare and Institutions Code, relating to juvenile facilities.

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.

ADJOURN IN MEMORY

Assembly Member Martinez was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of David G. Karnos and that the following be printed in the Journal:

In Memoriam

David G. Karnos

I would like to adjourn today in memory of David G. Karnos, a lifetime family friend, who passed away this morning. David, who was a retired Commander in the Navy, served our country in World War II and in the Korean conflict; twice mayor of the City of Monterrey Park, he encouraged my father, Congressman Martinez, to go into politics and was what we call a “Martinez Republican”. David is survived by his sons David, Patrick, Greg and Jack, his daughter Krissy and his wife Ethel Mae Karnos.

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Perata announced his intention to request that Senate Bill No. 1988 be removed from the inactive file.

Pursuant to Assembly Rule 78, Assembly Member Lempert announced his intention to request that Senate Bill No. 989 be removed from the inactive file.

Pursuant to Assembly Rule 78, Assembly Member Baugh announced his intention to request that Senate Bill No. 1606 be removed from the inactive file.

Pursuant to Assembly Rule 78, Assembly Member Knox announced his intention to request that Senate Bill No. 2217 be removed from the inactive file.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1229 (Schiff)—An act to amend Sections 594, 594.6, and 640.7 of the Penal Code, relating to vandalism.

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.

SENATE BILL NO. 330 (Rosenthal)—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.

Bill read third time.

Motion to Amend

Assembly Member Gallegos moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

**CONSIDERATION OF SENATE BILL NO. 2004
WITHOUT REFERENCE TO FILE**

Assembly Member Gallegos was granted unanimous consent to take up Senate Bill No. 2004, without reference to file, for purpose of amendment.

SENATE BILL NO. 2004 (Kelley)—An act to add Section 6527 to the Government Code, relating to joint powers agreement.

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.

At 4:35 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

**CONSIDERATION OF SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 1204 BY UNANIMOUS CONSENT**

Assembly Member Keeley was granted unanimous consent to take up Assembly Bill No. 1204, without reference to file, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 1204 (Keeley)—An act to amend Section 25658 of the Business and Professions Code, relating to crimes against the person.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Cunneen	Leach	Scott
Alby	Davis	Lempert	Shelley
Alquist	Ducheny	Leonard	Strom-Martin
Aroner	Escutia	Machado	Sweeney
Ashburn	Figueroa	Martinez	Thompson
Baca	Frusetta	Mazzoni	Thomson
Battin	Gallegos	Migden	Torlakson
Bordonaro	Granlund	Morrissey	Vincent
Bowen	Havice	Murray	Washington
Bowler	Honda	Olberg	Wayne
Brown	Kaloogian	Oller	Wildman
Bustamante	Keeley	Ortiz	Wright
Campbell	Knox	Pacheco	Mr. Speaker
Cardenas	Kuehl	Papan	
Cedillo	Kuykendall	Prenter	

NOES—9

Ackerman	Margett	Perata
Baugh	McClintock	Runner
Firestone	Miller	Woods

Above bill ordered enrolled.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 63 (Peace)—An act to amend Sections 12070, 12071, 12072, and 12078 of the Penal Code, relating to firearms.

Bill read third time, and presented by Assembly Member Perata.

Bill passed by the following vote:

AYES—51

Alquist	Ducheny	Kuykendall	Scott
Aroner	Escutia	Leach	Shelley
Bowen	Figueroa	Lempert	Strom-Martin
Bowler	Firestone	Machado	Sweeney
Brewer	Floyd	Martinez	Thomson
Brown	Frusetta	Mazzoni	Torlakson
Bustamante	Gallegos	Migden	Vincent
Campbell	Granlund	Morrissey	Washington
Cardenas	Havice	Murray	Wayne
Cardoza	Honda	Ortiz	Wildman
Cedillo	Keeley	Pacheco	Wright
Cunneen	Knox	Papan	Mr. Speaker
Davis	Kuehl	Perata	

NOES—17

Ackerman	House	Miller	Runner
Aguiar	Kaloogian	Olberg	Thompson
Baca	Leonard	Oller	
Baugh	Margett	Poochigian	
Bordonaro	McClintock	Pringle	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
PAPAN AMENDMENTS TO
ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 21**

At 4:54 p.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 Papan motion to amend Assembly Constitutional Amendment No. 21 carried and amendments adopted by the following vote:

AYES—31

Alquist	Figueroa	Lempert	Strom-Martin
Baca	Floyd	Machado	Thomson
Bowen	Gallegos	Mazzoni	Torlakson
Bustamante	Honda	Migden	Vincent
Cardenas	Kaloogian	Murray	Washington
Cedillo	Keeley	Papan	Wright
Ducheny	Knox	Perata	Mr. Speaker
Escutia	Kuehl	Shelley	

NOES—29

Ackerman	Firestone	Miller	Pringle
Aguiar	Frusetta	Morrissey	Runner
Alby	Havice	Morrow	Sweeney
Bordonaro	Kuykendall	Olberg	Thompson
Bowler	Leach	Oller	Woods
Brewer	Leonard	Pacheco	
Campbell	Margett	Poochigian	
Cardoza	Martinez	Prenter	

Resolution ordered reprinted, and to be returned to the third reading file.

OBJECTION WITHDRAWN

Assembly Member Woods withdrew his objection to any requests for vote adds or vote changes on the roll call vote taken on this day on the Woods motion to table Papan amendments to Assembly Constitutional Amendment No. 21.

**BILLS PASSED ON FILE AND PLACED UPON
THE INACTIVE FILE**

Senate Bills Nos. 2058 and 14—Passed on file, and placed upon the inactive file pursuant to the Assembly Rules.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1203 (Hayden)—An act to add Sections 40429 and 40472 to the Health and Safety Code, relating to air pollution.

Bill read third time, and presented by Assembly Member Bowen.
The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Bowen moved a call of the Assembly.

Motion carried. Time, 5:01 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**At 5:02 p.m., Assistant Speaker pro Tempore Joe Baca,
62nd District, presiding**

**BILLS PASSED ON FILE AND PLACED UPON
THE INACTIVE FILE**

Senate Bill No. 1535—Passed on file, and placed upon the inactive file pursuant to the Assembly Rules.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1548 (Rosenthal)—An act to amend Section 1373.621 of the Health and Safety Code, and to amend Section 10116.5 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—44

Alquist	Davis	Machado	Strom-Martin
Aroner	Ducheny	Martinez	Sweeney
Baca	Escutia	Migden	Thomson
Bowen	Figueroa	Morrissey	Torlakson
Bowler	Floyd	Murray	Vincent
Brown	Gallegos	Ortiz	Washington
Bustamante	Havice	Pacheco	Wayne
Cardenas	Keeley	Papan	Wildman
Cardoza	Knox	Perata	Woods
Cedillo	Kuehl	Scott	Wright
Cunneen	Lempert	Shelley	Mr. Speaker

NOES—23

Ackerman	Campbell	Kuykendall	Oller
Aguiar	Firestone	Leach	Poochigian
Battin	Frusetta	Margett	Prenter
Baugh	Granlund	McClintock	Pringle
Bordonaro	House	Miller	Runner
Brewer	Kaloogian	Olberg	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1875 (Hayden)—An act to add Sections 126.5, 126.7, 130.5, and 130.7 to the Metropolitan Water District Act (Chapter 209 of the Statutes of 1969), relating to the Metropolitan Water District of Southern California.

Bill read third time.

Motion to Amend

Assembly Member Kuehl moved the adoption of amendments of 25 words or less.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 400 (Peace)—An act relating to taxation.

Bill read third time, and presented by Assembly Member Cardoza.

Bill passed by the following vote:

AYES—53

Alquist	Figueroa	Lempert	Shelley
Aroner	Firestone	Machado	Strom-Martin
Baca	Floyd	Martinez	Sweeney
Bowen	Frusetta	Mazzoni	Thomson
Brown	Gallegos	McClintock	Torlakson
Bustamante	Granlund	Migden	Vincent
Campbell	Havice	Morrissey	Washington
Cardenas	Honda	Murray	Wayne
Cardoza	House	Ortiz	Wildman
Cedillo	Keeley	Papan	Wright
Cunneen	Knox	Perata	Mr. Speaker
Davis	Kuehl	Poochigian	
Ducheny	Kuykendall	Pringle	
Escutia	Leach	Scott	

NOES—16

Ackerman	Baugh	Kaloogian	Oller
Aguiar	Bordonaro	Margett	Prenter
Alby	Bowler	Miller	Runner
Ashburn	Brewer	Olberg	Woods

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 400: Assembly Member Leach, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

At 5:10 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

SENATE BILL NO. 1339 (Calderon)—An act to amend Section 290.05 of the Penal Code, relating to sex offender registration, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Cardoza.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—71

Ackerman	Cedillo	Kuykendall	Poochigian
Aguiar	Cunneen	Leach	Prenter
Alby	Davis	Lempert	Pringle
Alquist	Ducheny	Leonard	Runner
Aroner	Escutia	Machado	Scott
Ashburn	Figueroa	Margett	Shelley
Baca	Firestone	Martinez	Strom-Martin
Battin	Floyd	Mazzoni	Sweeney
Baugh	Frusetta	McClintock	Thompson
Bordonaro	Gallegos	Miller	Thomson
Bowen	Goldsmith	Morrissey	Torlakson
Bowler	Granlund	Murray	Vincent
Brewer	Havice	Olberg	Wayne
Brown	Honda	Oller	Wildman
Bustamante	Kaloogian	Ortiz	Woods
Campbell	Keeley	Pacheco	Wright
Cardenas	Knox	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—71

Ackerman	Cedillo	Kuykendall	Poochigian
Aguiar	Cunneen	Leach	Prenter
Alby	Davis	Lempert	Pringle
Alquist	Ducheny	Leonard	Runner
Aroner	Escutia	Machado	Scott
Ashburn	Figueroa	Margett	Shelley
Baca	Firestone	Martinez	Strom-Martin
Battin	Floyd	Mazzoni	Sweeney
Baugh	Frusetta	McClintock	Thompson
Bordonaro	Gallegos	Miller	Thomson
Bowen	Goldsmith	Morrissey	Torlakson
Bowler	Granlund	Murray	Vincent
Brewer	Havice	Olberg	Wayne
Brown	Honda	Oller	Wildman
Bustamante	Kaloogian	Ortiz	Woods
Campbell	Keeley	Pacheco	Wright
Cardenas	Knox	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	

NOES—None

Bill ordered transmitted to the Senate.

SENATE JOINT RESOLUTION NO. 39 (Thompson)—Relative to health insurance for military retirees.

Resolution read, presented by Assembly Member Thomson, and adopted by the following vote:

AYES—73

Ackerman	Cunneen	Leach	Pringle
Aguiar	Davis	Lempert	Runner
Alby	Ducheny	Leonard	Scott
Alquist	Escutia	Machado	Shelley
Aroner	Figueroa	Margett	Strom-Martin
Ashburn	Firestone	Martinez	Sweeney
Baca	Floyd	Mazzoni	Thompson
Battin	Frusetta	Migden	Thomson
Baugh	Gallegos	Miller	Torlakson
Bordonaro	Goldsmith	Morrissey	Vincent
Bowen	Granlund	Murray	Washington
Bowler	Havice	Olberg	Wayne
Brewer	Honda	Oller	Wildman
Brown	House	Ortiz	Woods
Bustamante	Kaloogian	Pacheco	Wright
Campbell	Keeley	Papan	Mr. Speaker
Cardenas	Knox	Perata	
Cardoza	Kuehl	Poochigian	
Cedillo	Kuykendall	Prenter	

NOES—1

McClintock

Resolution ordered transmitted to the Senate.

SENATE BILL NO. 2222 (Watson)—An act to amend Section 120440 of the Health and Safety Code, relating to health.

Bill read third time, and presented by Assembly Member Escutia.

Bill passed by the following vote:

AYES—74

Ackerman	Cunneen	Leach	Prenter
Aguiar	Davis	Lempert	Pringle
Alby	Ducheny	Leonard	Runner
Alquist	Escutia	Machado	Scott
Aroner	Figueroa	Margett	Shelley
Ashburn	Firestone	Martinez	Strom-Martin
Baca	Floyd	Mazzoni	Sweeney
Battin	Frusetta	McClintock	Thompson
Baugh	Gallegos	Migden	Thomson
Bordonaro	Goldsmith	Miller	Torlackson
Bowen	Granlund	Morrissey	Vincent
Bowler	Havice	Murray	Washington
Brewer	Honda	Olberg	Wayne
Brown	House	Oller	Wildman
Bustamante	Kaloogian	Ortiz	Woods
Campbell	Keeley	Pacheco	Wright
Cardenas	Knox	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	
Cedillo	Kuykendall	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 2028 (McPherson)—An act to amend Sections 6596, 7852.27, 7857, 7858, 8246.6, 8405.1, 8561.5, 8562, 8568, 8569, 9000, 9001.5, and 9001.6 of, and to repeal Sections 8233.1 and 8255 of, the Fish and Game Code, relating to fishing.

Bill read third time, and presented by Assembly Member Bordonaro.

Bill passed by the following vote:

AYES—73

Ackerman	Cunneen	Leach	Prenter
Aguiar	Davis	Lempert	Pringle
Alby	Ducheny	Leonard	Runner
Alquist	Escutia	Machado	Shelley
Aroner	Figueroa	Margett	Strom-Martin
Ashburn	Firestone	Martinez	Sweeney
Baca	Floyd	Mazzoni	Thompson
Battin	Frusetta	McClintock	Thomson
Baugh	Gallegos	Migden	Torlackson
Bordonaro	Goldsmith	Miller	Vincent
Bowen	Granlund	Morrissey	Washington
Bowler	Havice	Murray	Wayne
Brewer	Honda	Olberg	Wildman
Brown	House	Oller	Woods
Bustamante	Kaloogian	Ortiz	Wright
Campbell	Keeley	Pacheco	Mr. Speaker
Cardenas	Knox	Papan	
Cardoza	Kuehl	Perata	
Cedillo	Kuykendall	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION NO. 85 (Alpert)—Relative to a California art works exhibition.

Resolution read, presented by Assembly Member Brewer, and adopted.

Resolution ordered transmitted to the Senate.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Honda announced his intention to request that Senate Bill No. 1535 be removed from the inactive file.

REQUEST TO WAIVE JOINT RULE 62(a)

Assembly Member Thomson requested unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 977 for hearing in the Committee on Appropriations on Wednesday, August 19, 1998.

Assembly Member Thompson withheld unanimous consent.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1921

At 5:23 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 Assembly concurred in Senate amendments to Assembly Bill No. 1921 by the following vote:

AYES—49

Ackerman	Ducheny	Kuykendall	Strom-Martin
Aguiar	Escutia	Lempert	Sweeney
Alquist	Figueroa	Margett	Thomson
Ashburn	Firestone	Migden	Torlakson
Baca	Floyd	Morrissey	Vincent
Bordonaro	Frusetta	Morrow	Washington
Brown	Gallegos	Murray	Wayne
Bustamante	Havice	Ortiz	Wildman
Cardenas	Hertzberg	Papan	Wright
Cardoza	Honda	Perata	Mr. Speaker
Cedillo	Keeley	Runner	
Cunneen	Knox	Scott	
Davis	Kuehl	Shelley	

NOES—19

Alby	Brewer	Machado	Poochigian
Battin	Campbell	McClintock	Prenter
Baugh	Granlund	Miller	Pringle
Bowen	Kaloogian	Olberg	Woods
Bowler	Leach	Oller	

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 2229

At 5:23 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 Keeley moved to continue the call of the Assembly.

Motion carried. Time, 5:24 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. 924**

At 5:24 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.

Senate Bill No. 924 refused passage by the following vote:

AYES—35

Alquist	Figueroa	Lempert	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Brown	Havice	Murray	Vincent
Bustamante	Hertzberg	Ortiz	Washington
Cardenas	Honda	Papan	Wayne
Cedillo	Keeley	Perata	Wildman
Ducheny	Knox	Shelley	Mr. Speaker
Escutia	Kuehl	Strom-Martin	

NOES—34

Ackerman	Campbell	Kuykendall	Pacheco
Aguiar	Cardoza	Leach	Poochigian
Alby	Cunneen	Leonard	Prenter
Ashburn	Firestone	Margett	Pringle
Battin	Frusetta	McClintock	Runner
Baugh	Goldsmith	Miller	Thompson
Bordonaro	Granlund	Morrow	Woods
Bowler	House	Olberg	
Brewer	Kaloogian	Oller	

**Motion to Reconsider Senate Bill No. 924
on Next Legislative Day**

Assembly Member Keeley moved to reconsider on the next legislative day the vote whereby Senate Bill No. 924 was this day refused passage.

Senate Bill No. 924 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1203**

At 5:25 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.

Senate Bill No. 1203 refused passage by the following vote:

AYES—33

Alquist	Figueroa	Mazzoni	Torlakson
Aroner	Gallegos	Migden	Vincent
Baca	Havice	Murray	Washington
Bowen	Honda	Ortiz	Wayne
Brown	Keeley	Perata	Wildman
Cardenas	Knox	Scott	Mr. Speaker
Cedillo	Kuehl	Shelley	
Ducheny	Lempert	Strom-Martin	
Escutia	Martinez	Sweeney	

NOES—31

Ackerman	Brewer	Leach	Pacheco
Aguiar	Campbell	Leonard	Poochigian
Alby	Frusetta	Margett	Prenter
Ashburn	Goldsmith	McClintock	Pringle
Battin	Granlund	Miller	Runner
Baugh	House	Morrissey	Thompson
Bordonaro	Kaloogian	Olberg	Woods
Bowler	Kuykendall	Oller	

**Motion to Reconsider Senate Bill No. 1203
on Next Legislative Day**

Assembly Member Bowen moved to reconsider on the next legislative day the vote whereby Senate Bill No. 1203 was this day refused passage.

Senate Bill No. 1203 ordered to the unfinished business file.

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)**

SENATE BILL NO. 405 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Keeley was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 405 was refused passage; 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. 2229**

At 5:29 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 Assembly refused to concur in Senate amendments to Assembly Bill No. 2229 by the following vote:

AYES—33

Alquist	Floyd	Mazzoni	Torlakson
Aroner	Frusetta	Migden	Vincent
Baca	Gallegos	Murray	Washington
Brown	Hertzberg	Papan	Wildman
Cardenas	Honda	Perata	Wright
Cedillo	Keeley	Shelley	Mr. Speaker
Ducheny	Knox	Strom-Martin	
Escutia	Kuehl	Sweeney	
Figueroa	Lempert	Thomson	

NOES—35

Ackerman	Brewer	Leach	Pacheco
Aguiar	Campbell	Leonard	Poochigian
Alby	Cunneen	Margett	Prenter
Ashburn	Firestone	McClintock	Pringle
Battin	Goldsmith	Miller	Runner
Baugh	Granlund	Morrissey	Thompson
Bordonaro	House	Morrow	Wayne
Bowen	Kaloogian	Olberg	Woods
Bowler	Kuykendall	Oller	

**Motion to Reconsider Assembly Bill No. 2229
on Next Legislative Day**

Assembly Member Keeley moved to reconsider on the next legislative day the vote whereby Senate amendments to Assembly Bill No. 2229 were refused concurrence.

Assembly Bill No. 2229 ordered to the unfinished business file.

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. 2372 (Committee on Public Safety)—An act to amend Sections 12000, 12001, 12005.5, 12081, and 12101 of the Health and Safety Code, and to amend Sections 31600, 32000.5, and 34631.5 of the Vehicle Code, relating to explosives.

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. 2453 (Campbell)—An act to amend Sections 15381, 15382, 15383, 15384, 15385, 15386, and 15387 of the Government Code, relating to small business.

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. 231 (Honda)—An act to amend Sections 350 and 12022.6 of the Penal Code, relating to crimes.

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. 417 (Davis)—An act to add Section 538c to the Penal Code, relating to newspapers.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

*(For the vote on the above bill, see this day's
Special Consent Calendar roll call.)*

ASSEMBLY CONCURRENT RESOLUTION NO. 169 (Wayne)—Relative to Neighborhood Watch Month.

The Assembly concurred in the above Senate amendments; resolution ordered enrolled.

*(For the vote on the above resolution, see this day's
Special Consent Calendar roll call.)*

ASSEMBLY BILL NO. 682 (Morrow)—An act to amend Sections 1317.1 and 1371.4 of the Health and Safety Code, relating to health care service plans.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

*(For the vote on the above bill, see this day's
Special Consent Calendar roll call.)*

ASSEMBLY BILL NO. 743 (Washington)—An act to add and repeal Section 1203.1abc of the Penal Code, relating to criminal 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. 1736 (Torlakson)—An act to amend Section 51745 of, and to add and repeal Section 51745.1 to, the Education Code, relating to independent study.

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. 1782 (Strom-Martin)—An act to amend Section 4701 of, and to add Section 97.361 to, the Revenue and Taxation Code, relating to taxation.

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. 2008 (Woods)—An act to repeal and add Sections 470, 475, 476, 484e, 484f, 484g, and 484i of, and to repeal Section 475a of, the Penal Code, relating to financial crimes.

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. 2069 (Kaloogian)—An act to add Section 6185 to the Business and Professions Code, and to amend Sections 100, 101, 13651, 16060.5, 16061, 16061.5, 16061.7, 16062, 16246, and 17200 of, and to add Sections 2468, 9764, and 18201 to, the Probate Code, relating to protective and probate proceedings.

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. 2177 (Kuehl)—An act to amend Sections 6380 and 6380.5 of the Family Code, and to amend Sections 13701 and 13711 of the Penal Code, relating to protective 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. 2274 (Leach)—An act to add and repeal Section 33319.6 to the Education Code, relating to education, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

*(For the vote on the above bill, see this day's
Special Consent Calendar roll call.)*

ASSEMBLY BILL NO. 2320 (Bordonaro)—An act to amend Sections 26708 and 26708.5 of the Vehicle Code, relating to vehicles.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

*(For the vote on the above bill, see this day's
Special Consent Calendar roll call.)*

ASSEMBLY BILL NO. 2774 (Committee on Human Services)—An act to amend Sections 1502, 1559.110, and 1559.115 of, and to repeal Sections 1559.120, 1559.125, and 1559.130 of, the Health and Safety Code, and to amend Sections 11400, 11460.1, 16522, and 16522.1 of, and to repeal Section 16522.4 of, the Welfare and Institutions Code, relating to community care 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. 2803 (Committee on Judiciary)—An act to amend Sections 4840, 5040, 5051, 5681, 6009.3, 7507.10, 10085.5, 10133.1, 10133.15, 10133.5, 10145, 10165, 10231, 10231.2, 10232, 10232.1, 10232.4, 10236, 10236.2, 11000.1, 11010.2, 11010.4, 11018.3, 11018.12, 17505.2, 17538, 17762, 19556, 19846A, 19847A, 19942, 22252.5, 23817.5, 24045.14, 24045.15, and 25503.30 of, and to repeal Section 10223 of, the Business and Professions Code, to amend Sections 1714.45 and 2924c of, and to amend and renumber Section 3333.4 of, the Civil Code, to amend Sections 14312, 15052, and 16956 of the Corporations Code, to amend Sections 11301, 17016, 17203.5, 17591, 19116, 24705, 44279.7, 44306, 44308, 44759.4, 52122, 52122.1, 52124, 52181, 52183, 60640, 69621, 69629, and 89010 of, and to amend and renumber Section 17883 of, the Education Code, to amend Sections 3030, 4901, 7552, 7571, 7572, and 7575 of the Family Code, to amend Sections 1505, 13081, and 22050 of the Financial Code, to amend Sections 1348.2, 2052.1, 4600, and 7151 of, and to repeal Section 4606 of, the Fish and Game Code, to amend Section 12803 of, to repeal the heading of Article 2 (commencing with Section 11241) of Chapter 2 of Part 4 of Division 5 of, to repeal the headings of Chapter 4 (commencing with Section 16701) and Chapter 5 (commencing with Section 16801) of Part 1 of Division 9 of, and to repeal the heading of Article 5 (commencing with Section 39461) of Chapter 8 of Part 3 of Division 15 of, the Food and Agricultural Code, to amend Sections 6254, 12940, 15814.26, 15814.27, 21290, 22825.5, 51017.1, 53125, 54902.5, 73759, 75050, and 95022 of, to amend and renumber the heading of Chapter 2.1 (commencing with Section 68650) of Title 8 of, to amend and renumber Sections 68650, 68651, 68652, 68653, 68654, 68655, and 68656 of, to repeal Section 29550.2 of, and to repeal Chapter 12.8 (commencing with Section 7070) of Division 7 of Title 1 of, the Government Code, to repeal Section 651 of the Harbors and Navigation Code, to amend Sections 1206, 1357.52, 1746, 44056, 44401, 102425, and 111940 of, to amend and renumber Sections 40928 and 40929 of, and to amend and renumber the heading of Article 1.5 (commencing with Section 42320) of Chapter 4 of Part 4 of, the Health and Safety Code, to amend Sections 1760.5, 10273.4, 10700, 10841, and 14029 of the Insurance Code, to amend Sections 1295.5, 1776, 1813, 3710.3, 4064, 4600.3, and 5433 of the Labor Code, to amend Section 1011 of the Military and Veterans Code, to amend Sections 290, 290.4, 629.82, 830.3, 1054.2, 1203.1d, 11167.5, and 13764 of the Penal Code, to amend Section 22050 of the Public Contract Code, to amend Sections 6353 and 130051.18 of the Public Utilities Code, to amend Sections 69.5, 95.31, 97.3, 619, 3772.5, 7273, 7284.6, 7284.7, 17053.5, 18804, 18872, 19141.6, 19271, 19533, and 41136 of, and to amend and renumber Section 19721.6 of, the Revenue and Taxation Code, to amend Section 1088.7 of the Unemployment Insurance Code, to amend Sections 12514, 12523.6, and 14602.7 of the Vehicle Code, to amend Sections 1811 and 13274 of the Water Code, to amend Sections 827.6 and 11478.2 of the Welfare and Institutions Code, and to amend Section 3 of Chapter 708 of the Statutes of 1997, relating to maintenance of the codes.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

*(For the vote on the above bill, see this day's
Special Consent Calendar roll call.)*

Special Consent Calendar Roll Call

The roll was called, and the above bills on the Special Consent Calendar passed, and any urgency clauses to the bills adopted, by the following vote:

AYES—74

Ackerman	Cunneen	Leach	Poochigian
Aguiar	Davis	Lempert	Prenter
Alby	Ducheny	Leonard	Pringle
Alquist	Escutia	Machado	Runner
Aroner	Figueroa	Margett	Scott
Ashburn	Firestone	Martinez	Shelley
Baca	Floyd	Mazzoni	Strom-Martin
Battin	Frusetta	McClintock	Sweeney
Baugh	Gallegos	Migden	Thompson
Bordonaro	Granlund	Miller	Thomson
Bowen	Havice	Morrissey	Torlakson
Bowler	Hertzberg	Morrow	Vincent
Brewer	Honda	Murray	Washington
Brown	House	Olberg	Wayne
Bustamante	Kaloogian	Oller	Wildman
Campbell	Keeley	Ortiz	Woods
Cardenas	Knox	Pacheco	Mr. Speaker
Cardoza	Kuehl	Papan	
Cedillo	Kuykendall	Perata	

NOES—None

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1735 FROM COMMITTEE CONTINUED

Unanimous consent was granted that the notice of motion to withdraw Assembly Bill No. 1735 from the Committee on Public Safety be continued until the next legislative day.

BILLS RETURNED TO THIRD READING FILE

Pursuant to Assembly Rule 78, the following bills were withdrawn from the inactive file, and placed upon the third reading file:

Senate Bills Nos 2240 and 1965, on request of Assembly Member Keeley;

Senate Bill No. 984, on request of Assembly Member Gallegos;

Senate Bill No. 1454, on request of Assembly Member Bowler;

Senate Bills Nos. 1555 and 663, on request of Assembly Member Brewer;

Senate Bill No. 730, on request of Assembly Member Davis.

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 23; Senate Constitutional Amendment No. 13; and Senate Bills Nos. 1427, 1450, 2048, and 2119 were continued until the next legislative day.

SENATE BILL NO. 1574 SET FOR SPECIAL ORDER

By unanimous consent, Senate Bill No. 1574 was made a special order of business for Wednesday, August 19, 1998 at noon.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Consent Calendar: Alby, Baugh, Brewer, Bustamante, Campbell, Cunneen, Kaloogian, Machado, Martinez, McClintock, and Pacheco—Aye.

Assembly Bill No. 1298, Concurrence: Bordonaro, Bustamante, Cunneen, Leach, Machado, and Martinez—Aye; Alby, Baugh, Campbell, McClintock, Olberg, Oller, Poochigian, and Prenter—No.

Assembly Bill No. 164, Concurrence: Alby, Baugh, Bustamante, Campbell, Machado, Martinez, McClintock, Olberg, and Oller—Aye.

Assembly Bill No. 1897, Concurrence: Alby, Baugh, Bustamante, Campbell, Machado, Martinez, McClintock, Olberg, and Poochigian—Aye.

Assembly Bill No. 795, Concurrence: Bustamante, Machado, and Martinez—Aye; Alby, Baugh, Olberg, and Poochigian—No.

Assembly Bill No. 508, Concurrence: Alby, Baugh, Bustamante, Machado, Martinez, and Olberg—Aye.

Assembly Bill No. 438, Concurrence: Bustamante, Machado, Martinez, Olberg, and Pacheco—Aye; Alby, Baugh, and Poochigian—No.

Assembly Bill No. 871, Concurrence: Alby, Bustamante, Kaloogian, Machado, Martinez, Olberg, and Oller—Aye; Baugh—No.

Assembly Bill No. 1688, Urgency and Concurrence: Alby, Baugh, Bustamante, Kaloogian, Machado, Martinez, Olberg, and Oller—Aye.

Assembly Bill No. 1851, Concurrence: Alby, Baca, Bustamante, Kaloogian, Machado, Martinez, Olberg, and Oller—Aye; Baugh—No.

Assembly Bill No. 1869, Concurrence: Alby, Baugh, Bustamante, Kaloogian, Machado, Martinez, Olberg, Oller, and Pacheco—Aye.

Assembly Bill No. 1880, Concurrence: Alby, Baugh, Bustamante, Kaloogian, Machado, Martinez, Olberg, Oller, Ortiz, and Pacheco—Aye.

Assembly Bill No. 2141, Concurrence: Alby, Ashburn, Baugh, Bustamante, Kaloogian, Machado, Martinez, Olberg, and Oller—Aye.

Assembly Bill No. 2310, Concurrence: Alby, Baugh, Bustamante, Knox, Machado, Martinez, Mazzoni, Olberg, and Poochigian—Aye; Havice—No.

Assembly Bill No. 1525, Concurrence: Alby Alquist, Baugh, Bustamante, Cardenas, Cunneen Ducheny, Machado, Margett, Murray, Olberg, and Wright—Aye; Martinez—No.

Assembly Bill No. 1705, Concurrence: Bustamante, Cardenas, Cardoza, Cunneen, Margett, and Martinez—Aye; Alby, Baugh, Bordonaro, Kuykendall, Olberg, Runner, and Thompson—No.

Assembly Bill No. 1767, Concurrence: Bustamante, Cardenas, Cunneen, Kuykendall, Margett, and Martinez—Aye; Baugh and Olberg—No.

Assembly Bill No. 1865, Concurrence: Alby, Bustamante, Cunneen, Frusetta, Margett, Martinez, Olberg, and Poochigian—Aye.

Assembly Bill No. 1892, Concurrence: Alby, Bustamante, Frusetta, Machado, Margett, Martinez, and Olberg—Aye.

Assembly Bill No. 1972, Concurrence: Bustamante, Frusetta, Gallegos, Machado, Martinez, and Wright—Aye; Ashburn—No.

Assembly Bill No. 1998, Concurrence: Alby, Battin, Bustamante, Campbell, Cunneen, Havice, House, Kaloogian, Margett, Martinez, Mazzoni, Migden, Olberg, Poochigian, and Runner—Aye; Ashburn, Baugh, and Morrow—No.

Assembly Bill No. 2155, Concurrence: Alby, Battin, Bordonaro, Bustamante, Campbell, Cunneen, Havice, and Martinez—Aye; Ashburn, Kaloogian, Margett, Oller, and Runner—No.

Assembly Bill No. 2465, Concurrence: Baca, Bustamante, and Martinez—Aye; Battin, Baugh, Margett, McClintock, and Olberg—No.

Assembly Bill No. 2428, Concurrence: Alquist, Battin, Bustamante, Margett, Martinez, and Runner—Aye; McClintock—No.

Assembly Bill No. 2647, Concurrence: Baca, Battin, Bustamante, Margett, and Martinez—Aye; McClintock—No.

Assembly Bill No. 2700, Concurrence: Baca, Battin, Bordonaro, Bustamante, Martinez, McClintock, and Olberg—Aye; Baugh and Margett—No.

Assembly Bill No. 17, Concurrence: Battin, Bustamante, Margett, Martinez, and Olberg—Aye.

Assembly Bill No. 697, Concurrence: Martinez—Aye; Margett—No.

Assembly Bill No. 88, Concurrence: Martinez—Aye; Margett—No.

Assembly Bill No. 285, Concurrence: Aguiar, Battin, Bustamante, Martinez, Prenter, and Shelley—Aye; Ackerman, Bordonaro, Kaloogian, and Margett—No.

Assembly Bill No. 1187, Concurrence: Aguiar, Ashburn, Bordonaro, Bustamante, Martinez, Murray, and Shelley—Aye; Ackerman, Battin, Baugh, Brewer, Kuykendall, Margett, Olberg, and Prenter—No.

Assembly Bill No. 1201, Concurrence: Battin, Bustamante, Ducheny, Granlund, Martinez, Olberg, and Prenter—Aye; Ackerman, Brewer, and Margett—No.

Assembly Bill No. 1680, Concurrence: Ackerman, Ashburn, Battin, Bowler, Bustamante, Kaloogian, Margett, Martinez, Prenter, and Runner—Aye.

Assembly Bill No. 1882, Concurrence: Bustamante, Martinez, Prenter, and Wright—Aye; Ackerman, Ashburn, Battin, Baugh, Kaloogian, Margett, Oller, and Pringle—No.

Assembly Bill No. 1909, Concurrence: Ackerman, Ashburn, Battin, Margett, Martinez, Olberg, Prenter, and Pringle—Aye.

Assembly Bill No. 2199, Concurrence: Battin, Margett, Olberg, and Pacheco—Aye; Ashburn and McClintock—No.

Assembly Bill No. 1941, Concurrence: Sweeney—Aye; Ashburn, Margett, Olberg, Poochigian, and Pringle—No.

Assembly Bill No. 1953, Concurrence: Margett, Murray, Runner, and Shelley—Aye; Baugh—No.

Assembly Bill No. 2063, Concurrence: Ashburn, Cedillo, Margett, Pringle, Runner, and Wright—Aye.

Assembly Bill No. 2410, Concurrence: Bustamante—Aye; Battin Baugh, Cunneen, Margett, and Pringle—No.

Assembly Bill No. 2569, Concurrence: Battin, Machado, Margett, Pringle, and Wright—Aye; Baugh—No.

Assembly Bill No. 2690, Concurrence: Battin, Cunneen, and Olberg—Aye; Ashburn, Baugh, House, Kaloogian, Margett, and Pringle—No.

Assembly Bill No. 2721, Concurrence: Battin, Baugh, Cunneen, House, Margett, Olberg, and Pringle—Aye.

Assembly Bill No. 2764, Concurrence: Battin, Baugh, Cunneen, House, Margett, Olberg, and Pringle—Aye.

Assembly Bill No. 1643, Concurrence: Bordonaro, Cunneen, Ducheny, Granlund, and Wright—Aye; Baugh, House, Margett, Olberg, and Pringle—No.

Assembly Bill No. 2183, Concurrence: Battin, Baugh, Bustamante, Cunneen, Ducheny, Margett, Olberg, Pringle, and Shelley—Aye; House—No.

Assembly Bill No. 2437, Concurrence: Cardenas, Cunneen, Granlund, and House—Aye; Aguiar, Baugh, Margett, Olberg, Prenter, and Pringle—No.

Assembly Bill No. 2035, Concurrence: Cunneen, Margett, and Pringle—Aye; Baugh—No.

Assembly Bill No. 2055, Concurrence: Margett and Pringle—Aye. Migden—No.

Assembly Bill No. 2671, Concurrence: Margett—Aye.

Assembly Bill No. 2426, Concurrence: Margett, Pringle, and Shelley—Aye.

Assembly Joint Resolution No. 43, Concurrence: Baugh, Cunneen, Margett, and Pringle—Aye.

Assembly Bill No. 1815, Concurrence: Ashburn, Baugh, Kaloogian, Morrissey, Olberg, Oller, Pacheco, Poochigian, and Runner—No.

Assembly Bill No. 518, Urgency and Concurrence: Ashburn, Baugh, Ducheny, Morrissey, Olberg, Pacheco, Prenter, and Runner—Aye; Havice—No.

Assembly Constitutional Amendment No. 21, Shelley Motion to Table House Amendments: Bowen and Mazzoni—Aye; Margett—No.

Assembly Constitutional Amendment No. 21, Woods Motion to Table Papan Amendments: Olberg—Aye.

Assembly Bill No. 1204, Concurrence: Bustamante, Olberg, Pacheco, and Shelley—Aye.

Senate Bill No. 63: Campbell and Granlund—Aye.

Assembly Constitutional Amendment No. 21, Papan Amendments: Vincent—Aye.

Senate Bill No. 1548: Murray—Aye; Kaloogian, Olberg, Oller, and Poochigian—No.

Senate Bill No. 400: Campbell, Poochigian, and Pringle—Aye; Aguiar, Bordonaro, Kaloogian, Olberg, Oller, and Woods—No.

Senate Bill No. 1339 and Urgency: Kaloogian, Martinez, Olberg, and Oller—Aye.

Senate Joint Resolution No. 39: Olberg—Aye.

Senate Bill No. 2222: Olberg—Aye.

Senate Bill No. 2028: Bowen, Bustamante, Frusetta, and Martinez—Aye.

Assembly Bill No. 1921, Concurrence: Bustamante and Sweeney—Aye; Olberg—No.

Senate Bill No. 924: Olberg—No.

MOTION TO ADJOURN

At 5:30 p.m., Assembly Member House moved that the Assembly do now adjourn.

Assembly Member Escutia seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 5:31 p.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

AUTHOR'S AMENDMENTS

Committee on Water, Parks and Wildlife

August 18, 1998

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:
Senate Bill No. 598

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MACHADO, Chairman

SENATE BILL NO. 598—An act to amend Section 2097 of the Fish and Game Code, relating to endangered species, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Appropriations

August 18, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Senate Bill No. 1757

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 1757—An act relating to energy resources, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES
Committee on Governmental Organization

Date of Hearing: August 18, 1998

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 1069

Senate Bill No. 2186

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.

Committee on Revenue and Taxation

Date of Hearing: August 17, 1998

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Bill No. 2085

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

KNOX, Chairman

Above bill ordered to second reading.

INTRODUCTION OF GUESTS

Speaker Villaraigosa introduced Chester and Anjela Stamps and their daughters, Sarita and Briana, of Moreno Valley.

Assembly Member Woods, of the 2nd Assembly District, introduced former Member of the Assembly Willard Murray.

ADJOURNMENT

At 5:35 p.m., pursuant to the motion by Assembly Member House, the Assembly adjourned until 12 noon, Wednesday, August 19, 1998, out of respect to the memory of Daniel Mussetter, on motion of Assembly Member Alby; out of respect to the memory of Jim Murray, on motion of Speaker Villaraigosa; out of respect to the memory of Mateo J. Villanueva, on motion of Assembly Member Thomson; out of respect to the memory of Kristen V. Sigala, on motion of Assembly Member Frusetta; and out of respect to the memory of David G. Karnos, on motion of Assembly Member Martinez.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON AUGUST 18, 1998

—————

The following measures were amended in the Assembly on this day:

ACA	RN
21	9819025
SB	RN
262	9819007
330	9819100
598	9819109
930	9818392
1229	9818647
1385	9817906
1481	9818801
1649	9818317
1757	9818735
1830	9818818
1854	9816840
1875	9819103
1908	9818898
2004	9818950
2147	9818705

Daily Total: 16

Cumulative Total: 7577

Amendments were considered by the Assembly, but not adopted, to the following measure:

ACA

21 (House amendments—Set 2, RN 9816460, laid upon the table)

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, August 19, 1998

**TWO HUNDRED FIFTY-EIGHTH SESSION DAY
SIX 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.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, August 19, 1998

The Assembly met at 2 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 Scott moved a quorum call of the Assembly.

Motion carried. Time, 2:01 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 2:07 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—75:

Ackerman	Cunneen	Lempert	Pringle
Aguiar	Davis	Leonard	Richter
Alby	Ducheny	Margett	Runner
Alquist	Escutia	Martinez	Scott
Aroner	Figueroa	Mazzoni	Shelley
Ashburn	Firestone	McClintock	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Battin	Gallegos	Miller	Takasugi
Baugh	Goldsmith	Morrissey	Thompson
Bordonaro	Granlund	Morrow	Thomson
Bowen	Havice	Murray	Torlakson
Bowler	Hertzberg	Olberg	Vincent
Brewer	Honda	Oller	Washington
Brown	House	Ortiz	Wayne
Bustamante	Kaloogian	Pacheco	Wildman
Campbell	Keeley	Papan	Woods
Cardenas	Knox	Perata	Wright
Cardoza	Kuehl	Poochigian	Mr. Speaker
Cedillo	Leach	Prenter	

PRAYER

Speaker pro Tempore Kuehl offered the following prayer:

Father, Today especially, we pay special mind to the fragility of life. We in this Chamber, our friends and our staff are privileged to know and grow to love each other very much. By Your grace we have witnessed the joyful birth of children to some of our families, we have witnessed the loss of parents, we have witnessed illness and recovery. We are, strange as it may seem, Father, a family. We ask Your grace and Your praise and Your help as we deal with our day-to-day work, and our day-to-day life. We ask Your blessing on Mike Machado and his family today as they attempt to deal with the tragedy in their family. But we know beyond all that we have much to learn from Your love and we pray for equanimity; we pray to be kind to each other; we pray that You will help us always to live up to the highest standards. We ask in Thy Name.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Takasugi then led the Assembly in the pledge of allegiance to the Flag.

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Assembly Member Scott, 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 personal business, and waiving per diem: Assembly Members Kuykendall and Napolitano.

Because of illness in his family: Assembly Member Baldwin.

Because of a death in his family: Assembly Member Machado.

The following Assembly Member was excused for the day, and his per diem was waived: Assembly Member Floyd.

ADJOURN IN MEMORY

Speaker Villaraigosa was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Christopher Machado, son of Assembly Member Mike Machado and his wife Diana, and that the following remarks be printed in the Journal:

I ask that we adjourn today in the memory of Christopher Machado, the son of our own Assembly Member Mike Machado. As you all know, Christopher died in an accident yesterday while working on the family farm in Linden. Mike's oldest son was the first member of his generation, the fourth generation of the Machado family, to work the family farm. The tragedy of this sudden death has deeply touched each and every one of us who love Mike, who care very deeply about Mike and his family. Many of us are parents, who know the love a parent has for their child. We know what the Machado family must be going through right now. We love him deeply. We know that at this time, now more than ever, he needs our prayers. He needs our support. He needs our love. We say to the family, all of us, that we're with the Machado family in this time of grief.

REMARKS BY ASSEMBLY MEMBER JACK SCOTT

It was thought that I might be able to say a few words that would help us at this time and would also help us as a Member of this extended family, to help Mike.

Five years ago, I tragically walked in Mike Machado's shoes and I can tell you that the pain that he is now experiencing is almost unimaginable. I am sure Mike is very much in a daze of unreality as he tries to grasp, and as his family tries to grasp the enormity of this loss. Probably all Members of this Chamber have experienced the loss of a loved one, and so you know sorrow.

There's something though particular about this sorrow. One is, it's the death of a child. And no one expects the child to precede him or her in death. I remember walking and picking a grave for my son and I couldn't believe what I was having to do because I had expected him to be at my side when I was dying and that wasn't true. The roles were reversed. And so we invest so much in our children, we love them so deeply and we are so pained when a departure like this occurs. But secondly, this death was marked by a suddenness. When death occurs as a result of a lingering illness we have some moment of preparation but when suddenly a phone call comes and you had talked to a child of yours, maybe a day or two before, and exchanged laughter and talked with love and expected to see them, and they're gone.

I know in the next few months, unfortunately, Mike will wake up every morning and his first thought will be "Chris is dead". And he will hope to see that door open again, and Chris come through it, and he will gradually try to adjust to this great tragedy. I remember on the day Adam died, a minister said something to me that has meant a lot because I looked him in the eye and I said "George, how will I ever get over this?" And he wisely said, "You won't get over this. You will go through life with a limp, but you can go through life with a limp." And so, the psychic wound begins to heal some, and one picks up and goes on.

The natural question that all of us have is "What can we do for Mike?" "How can we help him?" As one Member so aptly said, "I feel utterly helpless." But we can do some things for Mike, and I would encourage you to do that. We began today with prayer. I believe that God in Heaven loves his children and that His heart is broken too. And I believe that Mike and Diana's great pain, and the pain of the brother and sister, can experience great comfort from God and so we should pray. We are from different religious backgrounds but each of us knows the power of prayer and we can do that. And second, we can express our sympathy. We've got to be careful about choosing words. They're not always the easiest ones to choose. Perhaps we should never say to him "I know how you feel" because we don't fully understand how he feels unless we've experienced that kind of loss. But we can say, "I care", "I love you Mike and if I can help you in any way, I want to do it". If Mike wants to talk, then let him talk, because I can tell you, a week or two after my son's death I almost wanted to stop everyone on the street and tell them what a wonderful young man he was. So Mike may want to talk—Mike may not want to talk—I don't know Mike that well, but I know that we can communicate to him by a hand on the shoulder, by a

warm word, by saying “Mike I love you, I care and I want to do anything I can to lessen your pain”.

And so, as a great family together, all the lines that might separate us are now blurred because I can tell you, death makes us realize what’s important in life, and we realize how important relationships are. Mike’s family has been struck by a terrible tragedy. A child has been taken from him that he has invested himself in, that he loved every day of his life and thought that he would maybe get to see grow old and get married and have grandchildren, but that’s not the way it worked out. We send our love to Mike, we send our prayers to Mike, and we want Mike to know that we express our deepest sympathy at this time.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

August 18, 1998

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Fred Keeley to the Appropriations Committee in place of Assemblymember Mike Machado for the hearing on August 19, 1998.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

August 19, 1998

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Gil Cedillo to the Banking and Finance Committee in place of Assemblymember Mike Machado for today’s hearing only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

CHANGES IN CONFEREES—CONFERENCE COMMITTEES ON SENATE BILL NO. 1885 AND ASSEMBLY BILL NO. 1344

The Speaker made the following changes in the Conference Committee on Senate Bill No. 1885:

Assembly Member Cardoza appointed as an alternate.

The Speaker made the following changes in the Conference Committee on Assembly Bill No. 1344:

Assembly Member Escutia, in place of Assembly Member Davis.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 19, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Constitutional Amendment No. 21

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to third reading.

Assembly Chamber, August 19, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 518

Assembly Bill No. 1643

Assembly Bill No. 1815

Assembly Bill No. 2671

And reports the same correctly enrolled, and presented to the Governor at 11:30 a.m., August 19, 1998.

E. DOTSON WILSON, Chief Clerk

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, August 19, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(13) and (14) as it relates to Senate Bills Nos. 779 and 326.

MARTHA ESCUTIA

Assembly Chamber, August 19, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(12), (13), and (14) as it relates to Senate Bill No. 1714.

DIANE MARTINEZ

Assembly Chamber, August 19, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(12), (13), and (14) as it relates to Senate Bill Nos. 256, 312, 877, 1011, 1724, 1757, 1854, and 2018.

CAROLE MIGDEN

Assembly Chamber, August 19, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(12), (13), and (14) as it relates to Senate Bill No. 2173.

RICHARD E. FLOYD

Above requests ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS**Committee on Natural Resources**

August 19, 1998

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 681

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWEN, Chairwoman

SENATE BILL NO. 681—An act to amend Sections 14549, 14550, 14560, 14573, 14573.5, 14574, 14575, 14581, 14585, and 14591.1 of, to amend and repeal Section 14549.6 of, and to amend, repeal, and add Section 14580 of, the Public Resources Code, and to amend Sections 6011 and 6012 of the Revenue and Taxation Code, relating to beverage containers, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Natural Resources

August 19, 1998

Mr. Speaker: The Chair of your Committee on Natural Resources reports:
Senate Bill No. 326

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWEN, Chairwoman

SENATE BILL NO. 326—An act relating to state lands, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES
Committee on Public Safety

Date of Hearing: August 18, 1998

Mr. Speaker: Your Committee on Public Safety reports:
Senate Bill No. 1679

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

PERATA, Chairman

Above bill ordered to second reading.

Committee on Banking and Finance

Date of Hearing: August 19, 1998

Mr. Speaker: Your Committee on Banking and Finance reports:
Assembly Bill No. 2377

With the recommendation: That the Senate amendments not be concurred in.

PAPAN, Chairman

Above bill ordered to unfinished business.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: August 18, 1998

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1466

With amendments with the recommendation: Amend, and do pass, as amended.

DAVIS, Chairwoman

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, August 19, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

- | | |
|----------------------|----------------------|
| Senate Bill No. 7 | Senate Bill No. 1439 |
| Senate Bill No. 120 | Senate Bill No. 1480 |
| Senate Bill No. 143 | Senate Bill No. 1626 |
| Senate Bill No. 213 | Senate Bill No. 1627 |
| Senate Bill No. 272 | Senate Bill No. 1654 |
| Senate Bill No. 459 | Senate Bill No. 1659 |
| Senate Bill No. 597 | Senate Bill No. 1682 |
| Senate Bill No. 705 | Senate Bill No. 1686 |
| Senate Bill No. 1047 | Senate Bill No. 1707 |
| Senate Bill No. 1103 | Senate Bill No. 1751 |
| Senate Bill No. 1363 | Senate Bill No. 1752 |
| Senate Bill No. 1381 | Senate Bill No. 1764 |
| Senate Bill No. 1386 | Senate Bill No. 1782 |

Senate Bill No. 1792
 Senate Bill No. 1817
 Senate Bill No. 1824
 Senate Bill No. 1880
 Senate Bill No. 1942
 Senate Bill No. 1948
 Senate Bill No. 1956
 Senate Bill No. 1964
 Senate Bill No. 1991
 Senate Bill No. 2020
 Senate Bill No. 2021
 Senate Bill No. 2039

Senate Bill No. 2044
 Senate Bill No. 2067
 Senate Bill No. 2081
 Senate Bill No. 2095
 Senate Bill No. 2141
 Senate Bill No. 2174
 Senate Bill No. 2175
 Senate Bill No. 2232
 Senate Bill No. 2233
 Senate Bill No. 2235
 Senate Bill No. 2237

GREG P. SCHMIDT, Secretary of the Senate
 By John W. Rovane, Assistant Secretary

Senate Chamber, August 19, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1092
 Assembly Bill No. 1724
 Assembly Bill No. 1733

Assembly Bill No. 1927
 Assembly Bill No. 2102

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 19, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Rosenthal, Leslie and Watson as a Committee on Conference concerning:

Senate Bill No. 379.

GREG P. SCHMIDT, Secretary of the Senate
 By John W. Rovane, Assistant Secretary

Senate Chamber, August 19, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Rosenthal, Leslie and Watson as a Committee on Conference concerning:

Senate Bill No. 1382.

GREG P. SCHMIDT, Secretary of the Senate
 By John W. Rovane, Assistant Secretary

Senate Chamber, August 19, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Rosenthal, Leslie and Watson as a Committee on Conference concerning:

Assembly Bill No. 1644.

GREG P. SCHMIDT, Secretary of the Senate
 By John W. Rovane, Assistant Secretary

August 19, 1998

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: By direction of the Senate I am returning Senate Bill 1361 and Senate Bill 2074 to the Assembly for further action.

Sincerely,

GREGORY P. SCHMIDT
 Secretary of the Senate

At 2:19 p.m., Speaker Antonio R. Villaraigosa, 45th District, presiding

SPECIAL CEREMONY HONORING RETIRING MEMBERS

At 2:19 p.m., a special ceremony was convened to honor Members retiring from the California State Assembly.

Announcement

Without objection, family members and special guests of honorees were permitted on the Floor of the Assembly, and without objection, a photographer was permitted on the Floor.

The following resolution was read:

House Resolution No. 71

By Assembly Member Villaraigosa

Relative to commending the Honorable Nao Takasugi.

WHEREAS, The Honorable Nao Takasugi is drawing to a close his tenure with the California State Assembly following six years of exemplary service, and it is appropriate at this time to highlight the many achievements of his illustrious tenure and to extend to him the highest commendations; and

WHEREAS, Nao Takasugi was first elected to the California State Assembly in 1992 as the representative of the 37th Assembly District; and

WHEREAS, He was reelected for his third term with the goal of returning California's status as the 'Golden State'; and

WHEREAS, His committee assignments for this session have included Vice Chairman of Revenue and Taxation; Consumer Protection, Governmental Efficiency and Economic Development; Transportation; and International Trade and Development; and

WHEREAS, A native of Ventura County, Nao Takasugi was the Valedictorian of his Oxnard High School class, and he received a bachelor's degree in accounting from Temple University and a Master of Business Administration degree from the Wharton School of Business and Finance; and

WHEREAS, He has been a successful businessman for more than 35 years, and he became involved with government when bureaucratic bungling forced him to take on city hall to protect his business—and he won; and

WHEREAS, His involvement continued as chairman of more than 25 local, statewide, and national boards and commissions, including the U.S. Conference of Mayors, National League of Cities, South Coast Transit, League of California Cities, and the Economic Development Advisory Board, and he has become a recognized expert on transportation and local government issues; and

WHEREAS, Assembly Member Takasugi has extensive local government experience with more than 10 years as Mayor of the City of Oxnard, and he led Ventura County's largest city through its most productive years by creating jobs and encouraging economic growth and stability from 1982 to 1992; and

WHEREAS, Nao and his wife, Judy, have been married for 46 years and have five grown children, and they reside in Oxnard, where they attend St. Paul's United Methodist Church; and

WHEREAS, Through his professional, public, and community activities, Nao Takasugi has made a significant impact on the people of

the 37th Assembly District and throughout the state, and he will be sorely missed by those individuals with whom he has been associated; now, therefore, be it

Resolved by the Assembly of the State of California, That they take great pride in honoring Assembly Member Nao Takasugi for his outstanding service to the residents of the 37th Assembly District and the people of California during his tenure as a Member of the California State Assembly, and extend to him heartiest best wishes for happiness and success in his future endeavors.

House Resolution No. 71 Taken Up by Unanimous Consent

Assembly Member Frusetta was granted unanimous consent to take up House Resolution No. 71, without reference to committee or file.

HOUSE RESOLUTION NO. 71—Relative to commending the Honorable Nao Takasugi.

Resolution read and adopted unanimously.

Best Wishes Expressed

Farewell remarks were offered by Assembly Members Frusetta, Kuehl, Olberg, Alquist, Honda, Brown, Bowen, House, Leonard, and Miller.

Speaker Villaraigosa then appointed Assembly Members Leonard and Ackerman as a Select Committee on Escort to escort Assembly Member Nao Takasugi to the Rostrum, whereupon a resolution was presented expressing the best wishes of all Members of the Assembly as he departs the California State Assembly.

Assembly Member Takasugi then addressed the assemblage.

* * *

The following resolution was read:

House Resolution No. 80

By Assembly Member Villaraigosa

Relative to commending the Honorable Brooks Firestone.

WHEREAS, The Honorable Brooks Firestone, the distinguished and able Assembly Member from the 35th Assembly District, has announced his retirement from the California State Assembly, and it is appropriate at this time to highlight his many achievements and to commend him for his illustrious record of service to the State of California; and

WHEREAS, A native of Akron, Ohio, Anthony Brooks Firestone attended Webb School, earned a Bachelor of Arts degree in economics from Columbia College, and served his country in the United States Army; and

WHEREAS, He is the founder and general partner of The Firestone Vineyard and the owner/operator of the San Antonio Ranch; and

WHEREAS, Brooks Firestone was first elected to the California State Assembly in November 1994 as the representative of the 35th Assembly District, and his vast experience led to him taking an early leadership role in Sacramento; and

WHEREAS, He provides dedicated and influential service as Vice Chair of the Assembly Higher Education Committee, a member of the

Assembly Consumer Protection, Governmental Efficiency and Economic Development Committee, and a member of the following Assembly Select Committees: Coastal Protection, Educational Technology, Veterans Affairs, and California Wine; and

WHEREAS, Assembly Member Firestone has made noteworthy contributions to the quality of life of his constituents through the following activities: Vice-Chairman of the State Job Training Coordinating Council, a member of the Episcopal Church, Director of the Firestone Foundation, Past President of the Santa Barbara County Lincoln Club, Founding Director of The York School in Monterey, California, and a member of the Commander's Civilian Advisory Board, Vandenberg Air Force Base; and

WHEREAS, He has also distinguished himself as a member of the Defense Orientation Conference Association, Chairman of the Blue Ribbon Committee of the San Fernando Girl Scout Council, Director of the Team Penning Association, Director of the Los Amigos del Pueblo, a member of the Executive Board of the Mission Council of the Boy Scouts of America, Director and Treasurer of the Santa Barbara Chapter of the America Red Cross, Commissioner of the Santa Barbara Community Action Commission, a member of the Advisory Committee of the Santa Barbara County Food Bank, a Director of the Las Positas Park Foundation, a Paul Harris Fellow of Rotary International, and a Founding Trustee of United Against Crime; and

WHEREAS, Throughout his endeavors, he has enjoyed the love and support of his wife, Catherine (Kate), his four children, Catherine Hayley, Adam Brooks, Polly Curtis, and Andrew Boulton, and his nine grandchildren; and

WHEREAS, Through his professional, public, and community activities, he has made a significant impact on the people of the 35th Assembly District and throughout the state, and he will be sorely missed by those individuals with whom he has been associated; now, therefore, be it

Resolved by the Assembly of the State of California, That they take great pride in honoring Assembly Member Brooks Firestone for his outstanding service to the people of 35th District and the people of California during his tenure as a Member of the Legislature, and extend to him heartiest best wishes for happiness and success in his future endeavors.

House Resolution No. 80 Taken Up by Unanimous Consent

Assembly Member Aguiar was granted unanimous consent to take up House Resolution No. 80, without reference to committee or file.

HOUSE RESOLUTION NO. 80—Relative to commending the Honorable Brooks Firestone.

Resolution read and adopted unanimously.

Best Wishes Expressed

Farewell remarks were offered by Assembly Members Aguiar, Migden, Ackerman, Lempert, Cunneen, Woods, Pringle, Bowen, Pacheco, Knox, Battin, Olberg, and Leonard.

Speaker Villaraigosa then appointed Assembly Members Leonard and Ackerman as a Select Committee on Escort to escort Assembly Member Brooks Firestone to the Rostrum, whereupon a resolution was presented expressing the best wishes of all Members of the Assembly as he departs the California State Assembly.

Assembly Member Firestone then addressed the assemblage.

* * *

RECESS

By unanimous consent, at 3:56 p.m., Speaker Villaraigosa declared the Assembly recessed.

REASSEMBLED

At 4:07 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 Papan announced his intention to request that Senate Bill No. 225 be removed from the inactive file.

BILL RETURNED TO SENATE

Assembly Member Thomson was granted unanimous consent that Assembly Bill No. 1100 be returned to the Senate for further action.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 971, on request of Assembly Member Miller.

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Keeley announced his intention to request that Senate Bill No. 1902 be removed from the inactive file.

JOINT RULE 62(a) WAIVED

Assembly Member Shelley was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 25 for hearing in the Committee on Governmental Organization, upon call of the Chair.

BILL RETURNED TO SENATE

Assembly Member Shelley was granted unanimous consent that Assembly Bills Nos. 2755 and 2636 be returned to the Senate for further action.

GOVERNOR'S VETO STRICKEN FROM FILE

On behalf of Assembly Member Machado, Assembly Member Shelley was granted unanimous consent that the Governor's veto of Assembly Bill No. 2615 be stricken from file.

**RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO
ASSEMBLY RULE 77.2**

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Assembly Bill No. 2521 to the Committee on Natural Resources and Assembly Bill No. 911 to the Committee on Revenue and Taxation.

RE-REFERENCE OF BILLS

Assembly Member Migden was granted unanimous consent that Senate Bill No. 918 be re-referred from the Committee on Appropriations to the Committee on Elections, Reapportionment and Constitutional Amendments.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Migden was granted unanimous consent that Senate Bill No. 2018 be withdrawn from Committee on Appropriations and placed on the second reading file.

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Cedillo announced his intention to request that Senate Bills Nos. 2058 and 14 be removed from the inactive file.

SENATE BILL NO. 2227 PASSED AND RETAINED

Speaker pro Tempore Kuehl was granted unanimous consent that Senate Bill No. 2227 on this day's Consent Calendar, be passed and retained on file.

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Honda announced his intention to request that Senate Bill No. 610 be removed from the inactive file.

ADJOURN IN MEMORY

Assembly Member Cedillo was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Tut Tate.

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Miller announced his intention to request that Senate Bill No. 971 be removed from the inactive file.

SPECIAL CEREMONY HONORING RETIRING MEMBERS

At 4:16 p.m., the special ceremony to honor Members retiring from the California State Assembly, was reconvened.

The following resolution was read:

House Resolution No. 87

By Assembly Member Villaraigosa

Relative to commending the Honorable Martha M. Escutia.

WHEREAS, The Honorable Martha M. Escutia the distinguished and able Assembly Member from the 50th Assembly District, has announced her retirement from the California Assembly, and it is appropriate at this time to highlight her many achievements and to commend her for her illustrious record of service to the State of California; and

WHEREAS, First elected to the California State Assembly in November 1992, Assembly Member Martha Escutia is the Chairperson of the Assembly Judiciary Committee, distinguishing herself as the first woman to hold the leadership of this important committee, and she is Chairperson of the Select Committee on Corridors of Economic Significance, which addresses the challenges of creating sustainable economic viability in California; and

WHEREAS, Assembly Member Escutia's varied legislative accomplishments include landmark legislation establishing the first statewide comprehensive service center for women with HIV/AIDS, various environmental protection bills, including a bill requiring remedies to address the dangers of aging hazardous liquid pipelines, and various public safety bills, including restitution for moderate-income families that have been victims of "white collar" crimes and tougher provisions for child molesters; and

WHEREAS, in 1997 she was one of six state legislators appointed to the influential Budget Conference Committee that was responsible for working out the differences between the Assembly and the Senate versions of the state's 1997-98 Budget Bill; and

WHEREAS, Her 1997 legislative year accomplishments also include having the highest number of bills signed into law, spearheading trial court restructuring, and authoring legislation that gave \$25 million to the Los Angeles Unified School District for teachers and facilities; and

WHEREAS, Assembly Member Escutia is the recipient of numerous awards for her outstanding public service and legislative accomplishments from many organizations, including the California Labor Federation AFL-CIO, which named her "Legislator of the Year" for her advocacy on behalf of working men and women, the California League of Conservation Voters, which gave her their "Environmental Leadership Award," the Sierra Club for her outstanding voting record on environmental legislation, the California Family Physician for her support of family medicine, and the Los Angeles County Board of Supervisors in commemoration of her "Commitment to the People of Los Angeles County"; and

WHEREAS, For her efforts as Chair of the Assembly Judiciary Committee, Assembly Member Escutia was recognized by the

Consumer Attorneys Association of California as “Legislator of the Year” for her intelligence and leadership, and by the Hispanic National Bar Association as “Latina Lawyer of the Year”; and

WHEREAS, She has played a pivotal role in developing the Alameda Corridor, a \$1.8 billion infrastructure project consolidating train traffic from the ports of Los Angeles and Long Beach to downtown Los Angeles; and

WHEREAS, A native of East Los Angeles, Martha Escutia is married to Leo Briones and has a young son, Andres; and

WHEREAS, Assembly Member Escutia is an honors graduate of the University of Southern California with a degree in public administration, and received a law degree from Georgetown University; she also holds certificates in both advanced international legal studies of trade and tariffs from the World Court in The Hague, Holland, and in foreign investment from the National Autonomous University in Mexico City; and

WHEREAS, Her professional and civic accomplishments include service as the Senior Research Attorney for the Los Angeles County Superior Court, the private practice of law with a Los Angeles law firm specializing in civil litigation, service as vice president of Government Affairs and Public Policy of United Way of Los Angeles, and development of a successful advocacy network to address health and human services; now, therefore, be it

Resolved by the Assembly of the State of California, That they take great pride in honoring Assembly Member Martha M. Escutia for her outstanding service to the people of 50th Assembly District and the people of California during her tenure as a Member of the Legislature, and extend to her heartiest best wishes for happiness and success in her future endeavors.

House Resolution No. 87 Taken Up by Unanimous Consent

Assembly Member Ducheny was granted unanimous consent to take up House Resolution No. 87, without reference to committee or file.

HOUSE RESOLUTION NO. 87—Relative to commending the Honorable Martha M. Escutia.

Resolution read and adopted unanimously.

Best Wishes Expressed

Farewell remarks were offered by Assembly Members Bustamante, Ducheny, Mazzoni, Cardoza, Martinez, Cardenas, Alquist, Bowen, Kuehl, Aguiar, Lempert, Baca, Pringle, and Shelley.

Speaker Villaraigosa then appointed Assembly Members Shelley and Wayne as a Select Committee on Escort to escort Assembly Member Martha M. Escutia to the Rostrum, whereupon a resolution was presented expressing the best wishes of all Members of the Assembly as she departs the California State Assembly.

Assembly Member Escutia then addressed the assemblage.

* * *

The following resolution was read:

House Resolution No. 83

By Assembly Member Villaraigosa

Relative to commending the Honorable Kevin Murray.

WHEREAS, The tenure of Assembly Member Kevin Murray with the California State Assembly is drawing to a close following four years of exemplary service, and it is appropriate at this time to highlight the many achievements of his illustrious tenure and to extend to him the highest commendation; and

WHEREAS, Kevin Murray was first elected to the California State Assembly in 1994 as the representative of the 47th Assembly District; and

WHEREAS, In 1977 he was elected to chair the California Legislative Black Caucus, succeeding his father, Willard H. Murray, Jr., who retired, and he is one of the youngest members of the Assembly and had the distinction and honor of serving alongside his father—a first in California political history; and

WHEREAS, As a freshman member, he quickly acquired the respect of his legislative peers and rose to the ranks of party leadership; he currently is serving as Chairman of the Transportation Committee, the first African-American lawmaker to do so in the Legislature; and he also is Majority Whip and a member of the Local Government, Public Safety, Agriculture, and Utilities and Commerce Committees; and

WHEREAS, During the 1997 Legislative Session, Assembly Member Murray successfully guided 20 measures through the often combative state Legislature, shepherding the measures through policy and fiscal committees to effect reform in the areas of domestic violence, child care, consumer protection, technology, transportation, and public safety; he sent 15 bills to Governor Wilson and won passage of five resolutions—more than any other member of the Assembly, and was named the 1997 Legislator of the Year by the California State Bar; and

WHEREAS, Assembly Member Murray has been in private legal practice since 1989, and has successfully presented cases before the Los Angeles Municipal Court, California Supreme Court, United States District Court, and the Juvenile Dependency Court; and

WHEREAS, His background includes working as an attorney in children's court to enhance the lives of abused and neglected young people and families in crisis; he also has undertaken pro bono legal work on behalf of disparate nonprofit organizations and served as a political and policy consultant, and is involved in various arts and social service organizations, including Phi Beta Sigma Fraternity; and

WHEREAS, Assembly Member Murray has balanced a successful career in law and the entertainment business with a tireless commitment to helping persons who happen to be less fortunate, and through zealous advocacy and active involvement in electoral and legislative politics, he

has worked toward creating a safer living environment that emphasizes harmony among all people; and

WHEREAS, Through his professional, public, and community activities, Assembly Member Murray has made a significant impact on the people of the 47th Assembly District and throughout the state, and he will be sorely missed by those individuals with whom he has been associated; now, therefore, be it

Resolved by the Assembly of the State of California, That they take great pride in honoring Assembly Member Kevin Murray for his outstanding service to the residents of 47th Assembly District and the people of California during his tenure as a Member of the Legislature, and extend to him heartiest best wishes for happiness and success in his future endeavors.

House Resolution No. 83 Taken Up by Unanimous Consent

By unanimous consent House Resolution No. 83 was taken up without reference to committee or file.

HOUSE RESOLUTION NO. 83—Relative to commending the Honorable Kevin Murray.

Resolution read and adopted unanimously.

Best Wishes Expressed

Without objection, former Member of the Assembly Willard Murray addressed the assemblage.

Farewell remarks were offered by Assembly Members Martinez, Baca, Figueroa, Vincent, Aguiar, Kuehl, Cardoza, Honda, Escutia, and House.

Speaker Villaraigosa then appointed Assembly Members Figueroa and Migden as a Select Committee on Escort to escort Assembly Member Kevin Murray to the Rostrum, whereupon a resolution was presented expressing the best wishes of all Members of the Assembly as he departs the California State Assembly.

Assembly Member Murray then addressed the assemblage.

* * *

The following resolution was read:

House Resolution No. 82

By Assembly Member Villaraigosa

Relative to commending the Honorable Michael Sweeney.

WHEREAS, The Honorable Michael Sweeney, the distinguished and able Assembly Member from the 18th Assembly District, has announced his retirement from the California State Assembly, and it is appropriate at this time to highlight his many achievements and to commend him for his illustrious record of service to the State of California; and

WHEREAS, Michael Sweeney grew up in Hayward and received his bachelor's and master's degrees from California State University, Hayward, and he worked at Hunt's cannery to put himself through college; and

WHEREAS, He was elected Mayor of Hayward in 1990 and, prior to being elected Mayor, served on the Hayward City Council for eight

years, where he took a leadership role in local government issues and advocated for sufficient funding of essential local services; and

WHEREAS, He is a teacher by profession, who has fought for legislation on technology in schools since he first walked into the State Capitol; and

WHEREAS, Michael Sweeney was first elected to the California Assembly in November 1994 as the representative of the 18th Assembly District, he has distinguished himself as a strong advocate for consumers through his efforts to eliminate ATM fees and to lower gas prices; and

WHEREAS, Mr. Sweeney consistently has led the fight on environmental protection issues and his significant legislation included the fight to clean up San Francisco Bay; in 1996, he led the effort to block attempts to eliminate major portions of law that protect the environment, endangered species, and our quality of life; and

WHEREAS, In 1995 he was named Legislator of the Year by the League of California Cities and the California Chapter of the American Planning Association; in 1996, he was named Outstanding Legislator of the Year by the California School Boards Association and the Planning and Conservation League; and he also has been honored with the Leadership Award for Technology in Learning from the Computer Using Educators Association, the Legislative President's Award from the California State Association of Counties, and the Leadership Award from the Association of California Water Agencies; and

WHEREAS, Assembly Member Sweeney is Chair of the Assembly Local Government Committee and serves on the Assembly Education, Appropriations, Natural Resources, and Insurance Committees and the Select Committee on Education Technology, and he also has served as Majority Whip; and

WHEREAS, Michael Sweeney is married to Maria Ochoa; and

WHEREAS, Through his professional, public, and community activities, he has made a significant impact on the people of the 18th Assembly District and throughout the state, and he will be sorely missed by those individuals with whom he has been associated; now, therefore, be it

Resolved by the Assembly of the State of California, That they take great pride in honoring Assembly Member Michael Sweeney for his outstanding service to the people of 18th Assembly District and the people of California during his tenure as a Member of the Legislature, and extend to him heartiest best wishes for happiness and success in his future endeavors.

House Resolution No. 82 Taken Up by Unanimous Consent

Assembly Member Bowen was granted unanimous consent to take up House Resolution No. 82, without reference to committee or file.

HOUSE RESOLUTION NO. 82—Relative to commending the Honorable Michael Sweeney.

Resolution read and adopted unanimously.

Best Wishes Expressed

Farewell remarks were offered by Assembly Members Bowen, Migden, Scott, Margett, House, Torlakson, Ducheny, Thompson, Shelley, and Figueroa.

Speaker Villaraigosa then appointed Assembly Members Migden and Scott as a Select Committee on Escort to escort Assembly Member Michael Sweeney to the Rostrum, whereupon a resolution was presented expressing the best wishes of all Members of the Assembly as he departs the California State Assembly.

Assembly Member Sweeney then addressed the assemblage.

* * *

**CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS**

ASSEMBLY BILL NO. 2085—An act to amend Sections 7304, 60004, 60022, 60051, 60052, 60058, and 60202 of, and to add Sections 60022.1, 60050.2, and 60115.1 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; amendments proposed by the Committee on Revenue and Taxation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 2075—An act to amend Section 9873 of, and to add Section 9855.05 to, the Business and Professions Code, and to amend Section 12741 of the Insurance Code, relating to service 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.

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Wildman announced his intention to request that Senate Bill No. 1600 be removed from the inactive file.

SENATE BILL NO. 1574 SET FOR SPECIAL ORDER

By unanimous consent Senate Bill No. 1574 was made a special order of business for Thursday, August 20, 1998, at 8 a.m.

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1735
FROM COMMITTEE CONTINUED**

Unanimous consent was granted that the notice of motion to withdraw Assembly Bill No. 1735 from the Committee on Public Safety be continued until the next legislative day.

BILLS RETURNED TO THIRD READING FILE

Pursuant to Assembly Rule 78, the following bills were withdrawn from the inactive file, and placed upon the third reading file.

Senate Bill No. 280, on request of Assembly Member Bowler;
Senate Bill No. 1869, on request of Assembly Member Miller;
Senate Bill No. 1988, on request of Assembly Member Perata;
Senate Bill No. 989, on request of Assembly Member Lempert;
Senate Bill No. 1606, on request of Assembly Member Baugh;
Senate Bill No. 2217, on request of Assembly Member Knox;
Senate Bill No. 1535, on request of Assembly Member Honda.

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 23 and 2229; Senate Constitutional Amendment No. 13; Senate Bills Nos. 1427, 1450, 2048, 2119, 924, and 1203 were continued until the next legislative day.

SESSION SCHEDULE ANNOUNCEMENTS

Speaker Villaraigosa announced the following session schedule:
Thursday, August 20, 1998, Floor Session, 8 a.m.;
Friday, August 21, 1998, Floor Session, 8 a.m.

MOTION TO ADJOURN

At 6:33 p.m., Assembly Member Washington moved that the Assembly do now adjourn.

Assembly Member Alquist seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 6:34 p.m., Speaker Villaraigosa declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 189—Frusetta. Relative to September as Cowboy Appreciation Month.

ASSEMBLY CONCURRENT RESOLUTION NO. 190—Kaloogian. Relative to Workplace Fitness Month.

ASSEMBLY CONCURRENT RESOLUTION NO. 191—Alquist. Relative to Nonsteroidal Anti-Inflammatory Drugs Awareness Day.

INTRODUCTION OF GUESTS

Assembly Member Vincent, of the 51st Assembly District, introduced Bernard Pernel Washington, Jr. and Jordan Randall Hester Burchell, of Baton Rouge, Louisiana.

ADJOURNMENT

At 6:34 p.m., pursuant to the motion by Assembly Member Washington, the Assembly adjourned until 8 a.m., Thursday, August 20, 1998, out of respect to the memory of Christopher Machado, on motion of Speaker Villaraigosa; and out of respect to the memory of Tut Tate on motion of Assembly Member Cedillo.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON AUGUST 19, 1998**

The following measures were amended in the Assembly on this day:

SB	RN
326	9819379
681	9818505
2075	9818934
2085	9819157
Daily Total:	4
Cumulative Total:	7581

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, August 20, 1998

**TWO HUNDRED FIFTY-NINTH SESSION DAY
SIX 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.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, August 20, 1998

The Assembly met at 8 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 Vincent moved a quorum call of the Assembly.

Motion carried. Time, 8:01 a.m.

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 8:18 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—77:

Ackerman	Davis	Lempert	Pringle
Aguiar	Ducheny	Leonard	Richter
Alby	Escutia	Margett	Runner
Alquist	Figuroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Floyd	McClintock	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Battin	Gallegos	Miller	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowen	Havice	Murray	Vincent
Bowler	Hertzberg	Napolitano	Washington
Brewer	Honda	Olberg	Wayne
Brown	House	Oller	Wildman
Bustamante	Kaloogian	Ortiz	Woods
Campbell	Keeley	Pacheco	Wright
Cardenas	Knox	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	
Cedillo	Kuykendall	Poochigian	
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:

Eternal Father, Throughout the ages, people have lifted up their hearts in prayer, that they may be guided by Your higher wisdom. Help us this day, Lord, to be sensitive to Your constant presence, that we may accomplish those things that will serve the people of this great state, and that will advance Your kingdom.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Bordonaro then led the Assembly in the pledge of allegiance to the Flag.

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Assembly Member Baca, seconded by Assembly Member Leach.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

Because of illness: Assembly Member Takasugi.

Because of illness in his family: Assembly Member Baldwin.

Because of a death in the family: Assembly Member Machado.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

August 20, 1998

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Fred Keeley to the Water, Parks and Wildlife Committee in place of Assemblymember Mike Machado for all hearings this week.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as a Committee on Conference concerning Senate Bill No. 50:

Mazzoni, Olberg, and Thomson.

Assembly Member Hertzberg appointed as an alternate.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Water, Parks and Wildlife and Senate Agriculture and Water Resources, on Monday, August 24, 1998;

Human Services, on Tuesday, August 25, 1998.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 20, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 2085

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

REPORTS OF STANDING COMMITTEES**Committee on Appropriations**

Date of Hearing: August 19, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 218	Senate Bill No. 1647
Senate Bill No. 234	Senate Bill No. 1658
Senate Bill No. 324	Senate Bill No. 1665
Senate Bill No. 473	Senate Bill No. 1666
Senate Bill No. 557	Senate Bill No. 1689
Senate Bill No. 645	Senate Bill No. 1737
Senate Bill No. 715	Senate Bill No. 1740
Senate Bill No. 822	Senate Bill No. 1742
Senate Bill No. 1099	Senate Bill No. 1754
Senate Bill No. 1406	Senate Bill No. 1763
Senate Bill No. 1520	Senate Bill No. 1770
Senate Bill No. 1522	Senate Bill No. 1827
Senate Bill No. 1528	Senate Bill No. 1857
Senate Bill No. 1610	Senate Bill No. 1878
Senate Bill No. 1611	Senate Bill No. 1900
Senate Bill No. 1642	Senate Bill No. 1927

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: August 19, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1973	Senate Bill No. 2116
Senate Bill No. 2045	Senate Bill No. 2177
Senate Bill No. 2070	Senate Bill No. 2239
Senate Bill No. 2092	Senate Bill No. 2241

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: August 19, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Concurrent Resolution No. 44
Senate Concurrent Resolution No. 99

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: August 19, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Concurrent Resolution No. 186

With the recommendation: Be adopted.

MIGDEN, Chairwoman

Above resolution ordered to third reading.

Date of Hearing: August 19, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Concurrent Resolution No. 180

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 GOVERNOR

The following item veto message from the Governor was received and ordered printed in the Journal and the bill ordered to the unfinished business file:

Item Veto—Assembly Bill No. 1428

Governor’s Office, Sacramento

August 19, 1998

To the Members of the California Assembly:

I am signing Assembly Bill 1428, however, I am reducing the \$500,000 appropriation in Section 4 of this bill. This appropriation would be duplicative of that made by Assembly Bill 2284 and thus would over fund state operation activities for this program.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 19th day of August 1998, at 6:45 p.m., of the Governor’s statement of the items of appropriation reduced or eliminated from Assembly Bill No. 1428, delivered to me personally by Karen Morgan.

RALPH ROMO

Acting Chief Clerk of the Assembly

MESSAGES FROM THE SENATE

August 20, 1998

Hon. E. Dotson Wilson

Chief Clerk of the Assembly

Assembly Chamber

Dear Dotson: The Senate this day rescinded the action whereby it refused to concur in Assembly amendments to Senate Bill 19 and Senate Bill 954. The Senate then ordered the bills returned to the Assembly.

Sincerely,

GREGORY SCHMIDT

Secretary of the Senate

Above bills held at the Desk.

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 Monica Velasquez Lujan, of Norwalk.

REQUEST FOR PHOTOGRAPHER

Assembly Member Shelley was granted unanimous consent that a photographer and family members and special guests be permitted during today's special ceremony for retiring Members on the Floor of the Assembly.

RE-REFERENCE OF BILLS

Assembly Member Shelley was granted unanimous consent that Senate Bill No. 326 be re-referred from the Committee on Natural Resources to the Committee on Judiciary.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Keeley announced his intention to request that Senate Bill No. 1802 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 bill was this day on the second reading file:

Senate Bill No. 2075, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 2018—An act relating to state employees, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1679—An act to amend Sections 487, 487b, 487c, 487e, and 487f of, to add Section 486.5 to, and to amend and repeal Section 1001.65 of, the Penal Code, relating to crimes, 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. 1466—An act to add Section 4420.5 to the Government Code, relating to public construction, 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 Development read and adopted, bill ordered reprinted and to be returned to the second reading file.

ACTION RESCINDED ON SENATE BILL NO. 235

Assembly Member Shelley was granted unanimous consent to rescind the action whereby the Assembly, on August 13, 1998 (Assembly Journal, page 8399), passed Senate Bill No. 235, and whereby the bill was ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED) UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 2134 (Escutia)—An act to amend Section 395 of the Code of Civil Procedure, and to add Section 2894.10 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.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Escutia moved a call of the Assembly.

Motion carried. Time, 8:37 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

At 8:38 a.m., Hon. Fred Keeley, 27th District, presiding

ASSEMBLY BILL NO. 1617 (Baca)—An act to add Section 43.2 to the Civil Code, and to add Chapter 4.5 (commencing with Section 6400) to Division 7 of Title 1 of the Government Code, relating to religious freedom.

The question being: Shall 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, Alquist, Firestone, Miller, and Napolitano demanded the previous question.

Roll Call Demanded

Assembly Members Morrissey, Margett, and House, demanded a roll call.

The roll was called, and the demand for the previous question was sustained by the following vote:

AYES—25

Alby	Hertzberg	Napolitano	Washington
Alquist	Keeley	Ortiz	Wildman
Baca	Kuehl	Papan	Woods
Cardoza	Kuykendall	Prenter	Wright
Firestone	Mazzoni	Shelley	
Frusetta	Migden	Thomson	
Goldsmith	Miller	Torlakson	

NOES—21

Ackerman	Escutia	Margett	Runner
Ashburn	Granlund	McClintock	Thompson
Baugh	House	Morrissey	Wayne
Bowen	Kaloogian	Olberg	
Bowler	Knox	Oller	
Cunneen	Leach	Poochigian	

CAUCUS ANNOUNCEMENTS

At 8:52 a.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 8:53 a.m., Acting Speaker Keeley declared the Assembly recessed.

REASSEMBLED

At 9:31 a.m., the Assembly reconvened.

Hon. Fred Keeley, Acting Speaker of the Assembly, presiding.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 1617

The question being on concurrence in Senate amendments.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Baca moved a call of the Assembly.

Motion carried. Time, 9:33 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)**

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1832 (Wildman)—An act to add Article 3 (commencing with Section 49440) to Chapter 9 of Part 27 of the Education Code, relating to child 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—69

Ackerman	Ducheny	Lempert	Richter
Aguiar	Escutia	Leonard	Runner
Alby	Figueroa	Margett	Scott
Alquist	Firestone	Mazzoni	Shelley
Aroner	Frusetta	Migden	Strom-Martin
Ashburn	Gallegos	Miller	Sweeney
Baca	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Torlakson
Bordonaro	Havice	Murray	Vincent
Bowen	Hertzberg	Napolitano	Washington
Bowler	Honda	Olberg	Wayne
Brewer	House	Oller	Wildman
Brown	Kaloogian	Ortiz	Woods
Campbell	Keeley	Pacheco	Wright
Cardenas	Knox	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	
Cunneen	Kuykendall	Poochigian	
Davis	Leach	Prenter	

NOES—2

Baugh McClintock

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1888 (Honda)—An act to amend Section 798.56 of the Civil Code, relating to mobilehome parks.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Honda moved a call of the Assembly.

Motion carried. Time, 9:36 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY JOINT RESOLUTION NO. 48 (Richter)—Relative to medical savings accounts.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—63

Ackerman	Cedillo	Leach	Poochigian
Aguiar	Cunneen	Lempert	Prenter
Alby	Davis	Leonard	Pringle
Alquist	Figueroa	Margett	Richter
Ashburn	Firestone	Mazzoni	Runner
Baca	Frusetta	McClintock	Scott
Battin	Gallegos	Miller	Shelley
Baugh	Goldsmith	Morrissey	Strom-Martin
Bordonaro	Granlund	Morrow	Sweeney
Bowen	Havice	Murray	Thompson
Bowler	Hertzberg	Napolitano	Torlackson
Brewer	Honda	Olberg	Wayne
Brown	House	Oller	Wildman
Campbell	Kaloogian	Ortiz	Woods
Cardenas	Keeley	Pacheco	Wright
Cardoza	Kuykendall	Papan	

NOES—6

Escutia	Kuehl	Migden
Knox	Martinez	Washington

Above bill ordered enrolled.

ASSEMBLY BILL NO. 473 (Oller)—An act relating to local government, 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—72

Ackerman	Ducheny	Lempert	Prenter
Aguiar	Escutia	Leonard	Pringle
Alby	Figueroa	Margett	Richter
Alquist	Firestone	Mazzoni	Runner
Aroner	Frusetta	McClintock	Scott
Ashburn	Gallegos	Migden	Shelley
Baca	Goldsmith	Miller	Strom-Martin
Battin	Granlund	Morrissey	Sweeney
Baugh	Havice	Morrow	Thompson
Bordonaro	Hertzberg	Murray	Thomson
Bowen	Honda	Napolitano	Torlackson
Bowler	House	Olberg	Vincent
Brewer	Kaloogian	Oller	Washington
Brown	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardoza	Kuehl	Papan	Woods
Cunneen	Kuykendall	Perata	Wright
Davis	Leach	Poochigian	Mr. Speaker

NOES—None

Above bill ordered enrolled.

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, 262.4, and 264 to, 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.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Lempert	Runner
Alby	Ducheny	Leonard	Scott
Alquist	Escutia	Mazzoni	Shelley
Aroner	Figuroa	Migden	Strom-Martin
Ashburn	Firestone	Miller	Sweeney
Baca	Frusetta	Morrissey	Thompson
Battin	Gallegos	Morrow	Thomson
Bordonaro	Goldsmith	Murray	Torlakson
Bowen	Granlund	Napolitano	Vincent
Bowler	Hertzberg	Ortiz	Washington
Brewer	Honda	Pacheco	Wayne
Brown	Kaloogian	Papan	Wildman
Campbell	Keeley	Perata	Wright
Cardenas	Knox	Poochigian	Mr. Speaker
Cardoza	Kuehl	Prenter	
Cedillo	Kuykendall	Pringle	
Cunneen	Leach	Richter	

NOES—7

Ackerman	Havice	Margett	Olberg
Baugh	House	McClintock	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 570 (Battin)—An act to amend Sections 7000, 7005, and 7005.5 of the Penal Code, relating to corrections.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—71

Ackerman	Cunneen	Kuykendall	Prenter
Aguiar	Davis	Leach	Pringle
Alby	Ducheny	Lempert	Richter
Alquist	Escutia	Leonard	Runner
Aroner	Figueroa	Margett	Scott
Ashburn	Firestone	Mazzoni	Shelley
Baca	Frusetta	Miller	Strom-Martin
Battin	Gallegos	Morrissey	Sweeney
Baugh	Goldsmith	Morrow	Thompson
Bordonaro	Granlund	Murray	Thomson
Bowen	Havice	Napolitano	Torlakson
Bowler	Hertzberg	Olberg	Vincent
Brewer	Honda	Oller	Wayne
Brown	House	Ortiz	Wildman
Campbell	Kaloogian	Pacheco	Woods
Cardenas	Keeley	Papan	Wright
Cardoza	Knox	Perata	Mr. Speaker
Cedillo	Kuehl	Poochigian	

NOES—3

McClintock	Migden	Washington
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Above bill enrolled.

ASSEMBLY BILL NO. 880 (Hertzberg)—An act to amend Section 368 of the Penal Code, relating to elder abuse.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—73

Ackerman	Davis	Lempert	Richter
Aguiar	Ducheny	Leonard	Runner
Alby	Escutia	Margett	Scott
Alquist	Figueroa	Mazzoni	Shelley
Aroner	Firestone	Migden	Strom-Martin
Ashburn	Frusetta	Miller	Sweeney
Baca	Gallegos	Morrissey	Thompson
Battin	Goldsmith	Morrow	Thomson
Baugh	Granlund	Murray	Torlakson
Bordonaro	Havice	Napolitano	Vincent
Bowen	Hertzberg	Olberg	Washington
Bowler	Honda	Oller	Wayne
Brewer	House	Ortiz	Wildman
Brown	Kaloogian	Pacheco	Woods
Campbell	Keeley	Papan	Wright
Cardenas	Knox	Perata	Mr. Speaker
Cardoza	Kuehl	Poochigian	
Cedillo	Kuykendall	Prenter	
Cunneen	Leach	Pringle	

NOES—None

Above bill ordered enrolled.

At 9:42 a.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

ASSEMBLY BILL NO. 960 (Wright)—An act to amend Sections 3653, 4351, 5235, and 5241 of, and to add Section 4205 to, the Family Code, and to amend Section 11350.1 of the Welfare and Institutions Code, relating to support orders.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Davis	Leach	Prenter
Aguiar	Ducheny	Lempert	Pringle
Alby	Escutia	Leonard	Richter
Alquist	Figueroa	Margett	Runner
Aroner	Firestone	Mazzoni	Scott
Ashburn	Frusetta	McClintock	Shelley
Baca	Gallegos	Migden	Strom-Martin
Battin	Goldsmith	Miller	Sweeney
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Haveice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Vincent
Brewer	House	Olberg	Washington
Brown	Kaloogian	Oller	Wayne
Campbell	Keeley	Ortiz	Wildman
Cardenas	Knox	Pacheco	Woods
Cardoza	Kuehl	Perata	Wright
Cunneen	Kuykendall	Poochigian	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1070 (Campbell)—An act to add Section 2782.8 to the Civil Code, relating to design professionals.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Margett	Prenter
Aguiar	Escutia	Martinez	Pringle
Alby	Figueroa	Mazzoni	Richter
Alquist	Firestone	McClintock	Runner
Ashburn	Frusetta	Migden	Scott
Baca	Gallegos	Miller	Shelley
Battin	Goldsmith	Morrissey	Strom-Martin
Baugh	Granlund	Morrow	Thompson
Bordonaro	Haveice	Murray	Thomson
Bowen	Hertzberg	Napolitano	Torlakson
Bowler	Honda	Olberg	Vincent
Brewer	House	Oller	Washington
Brown	Kaloogian	Ortiz	Wayne
Campbell	Keeley	Pacheco	Wildman
Cardoza	Kuykendall	Papan	Woods
Cedillo	Leach	Perata	Wright
Cunneen	Lempert	Poochigian	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1625 (Richter)—An act to add Sections 12023, 12024, and 12026 to the Fish and Game Code, relating to fish.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—72

Ackerman	Davis	Leach	Prenter
Aguiar	Ducheny	Lempert	Pringle
Alby	Escutia	Leonard	Richter
Alquist	Figueroa	Margett	Runner
Aroner	Firestone	Martinez	Scott
Ashburn	Frusetta	Mazzoni	Shelley
Baca	Gallegos	Migden	Strom-Martin
Battin	Goldsmith	Miller	Sweeney
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
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—1

McClintock

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1695 (Knox)—An act to add Section 653.23 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—69

Ackerman	Davis	Leach	Prenter
Aguiar	Ducheny	Lempert	Pringle
Alby	Escutia	Leonard	Richter
Alquist	Figueroa	Margett	Runner
Ashburn	Firestone	Martinez	Scott
Baca	Frusetta	Mazzoni	Shelley
Battin	Gallegos	Miller	Strom-Martin
Baugh	Goldsmith	Morrissey	Sweeney
Bordonaro	Granlund	Morrow	Thompson
Bowen	Havice	Murray	Thomson
Bowler	Hertzberg	Napolitano	Torlakson
Brewer	Honda	Olberg	Wayne
Brown	House	Oller	Wildman
Campbell	Kaloogian	Ortiz	Woods
Cardenas	Keeley	Pacheco	Wright
Cardoza	Knox	Papan	
Cedillo	Kuehl	Perata	
Cunneen	Kuykendall	Poochigian	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1810 (Davis)—An act to amend Section 17510.2 of the Business and Professions Code, and to amend Sections 12580, 12581, 12587, and 12599 of, and to add Sections 12581.2, 12599.1, and 12599.2 to, the Government Code, relating to charitable fundraising.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Kuehl	Prenter
Aguiar	Ducheny	Kuykendall	Richter
Alquist	Escutia	Leach	Runner
Aroner	Figuroa	Lempert	Scott
Baca	Firestone	Margett	Shelley
Battin	Frusetta	Martinez	Strom-Martin
Bordonaro	Gallegos	Mazzoni	Sweeney
Bowen	Goldsmith	Migden	Thomson
Brewer	Granlund	Morrissey	Torlakson
Brown	Havice	Murray	Vincent
Campbell	Hertzberg	Napolitano	Washington
Cardenas	Honda	Olberg	Wayne
Cardoza	House	Ortiz	Wildman
Cedillo	Keeley	Papan	Wright
Cunneen	Knox	Perata	Mr. Speaker

NOES—13

Alby	Kaloogian	Morrow	Thompson
Ashburn	Leonard	Oller	
Baugh	McClintock	Poochigian	
Bowler	Miller	Pringle	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1830 (Davis)—An act to amend Sections 1812.203 and 1812.206 of the Civil Code, relating to business regulation.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Davis	Leach	Poochigian
Aguiar	Ducheny	Lempert	Prenter
Alby	Escutia	Leonard	Richter
Alquist	Figueroa	Margett	Runner
Aroner	Firestone	Martinez	Scott
Baca	Frusetta	Mazzoni	Shelley
Battin	Gallegos	Migden	Strom-Martin
Baugh	Goldsmith	Miller	Sweeney
Bordonaro	Granlund	Morrissey	Thompson
Bowen	Havice	Morrow	Thomson
Bowler	Hertzberg	Murray	Torlakson
Brewer	Honda	Napolitano	Vincent
Brown	House	Olberg	Washington
Campbell	Kaloogian	Oller	Wayne
Cardenas	Keeley	Ortiz	Wildman
Cardoza	Knox	Pacheco	Woods
Cedillo	Kuehl	Papan	Wright
Cunneen	Kuykendall	Perata	Mr. Speaker

NOES—2

Ashburn McClintock

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1925 (Alquist)—An act to add Sections 52335.11 and 52616.25 to the Education Code, relating to instructional programs.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—73

Aguiar	Escutia	Margett	Richter
Alby	Figueroa	Martinez	Runner
Alquist	Firestone	Mazzoni	Scott
Aroner	Frusetta	McClintock	Shelley
Ashburn	Gallegos	Migden	Strom-Martin
Baca	Goldsmith	Miller	Sweeney
Battin	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Vincent
Brewer	House	Olberg	Washington
Brown	Kaloogian	Oller	Wayne
Campbell	Keeley	Ortiz	Wildman
Cardenas	Knox	Pacheco	Woods
Cardoza	Kuehl	Papan	Wright
Cedillo	Kuykendall	Perata	Mr. Speaker
Cunneen	Leach	Poochigian	
Davis	Leonard	Prenter	
Ducheny		Pringle	

NOES—2

Ackerman Baugh

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1992 (Strom-Martin)—An act to add Chapter 13.5 (commencing with Section 17082) to Part 10 of the Education Code, relating to school facilities.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—53

Alquist	Frusetta	Leonard	Shelley
Aroner	Gallegos	Martinez	Strom-Martin
Baca	Goldsmith	Mazzoni	Sweeney
Bowen	Granlund	Migden	Thomson
Brown	Havice	Morrissey	Torlakson
Campbell	Hertzberg	Murray	Vincent
Cardenas	Honda	Napolitano	Washington
Cardoza	House	Olberg	Wayne
Cedillo	Keeley	Ortiz	Wildman
Cunneen	Knox	Papan	Wright
Davis	Kuehl	Perata	Mr. Speaker
Ducheny	Kuykendall	Prenter	
Escutia	Leach	Richter	
Figueroa	Lempert	Scott	

NOES—19

Ackerman	Baugh	Margett	Poochigian
Aguiar	Bordonaro	Miller	Runner
Alby	Bowler	Morrow	Thompson
Ashburn	Brewer	Oller	Woods
Battin	Kaloogian	Pacheco	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2300 (Papan)—An act to add and repeal Section 26826.3 of the Government Code, relating to filing fees.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Papan moved a call of the Assembly.

Motion carried. Time, 9:55 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 2319 (Knox)—An act to amend Section 13961 of the Government Code, relating to victims of crime.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—68

Aguiar	Ducheny	Lempert	Prenter
Alby	Escutia	Leonard	Pringle
Alquist	Figueroa	Martinez	Richter
Aroner	Firestone	Mazzoni	Runner
Baca	Frusetta	Migden	Scott
Battin	Gallegos	Miller	Shelley
Bordonaro	Goldsmith	Morrissey	Strom-Martin
Bowen	Granlund	Morrow	Sweeney
Bowler	Havice	Murray	Thompson
Brewer	Hertzberg	Napolitano	Thomson
Brown	Honda	Olberg	Torlakson
Campbell	House	Oller	Vincent
Cardenas	Keeley	Ortiz	Washington
Cardoza	Knox	Pacheco	Wayne
Cedillo	Kuehl	Papan	Wildman
Cunneen	Kuykendall	Perata	Wright
Davis	Leach	Poochigian	Mr. Speaker

NOES—6

Ackerman	Baugh	Margett
Ashburn	Kaloogian	McClintock

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2417 (Mazzoni)—An act to amend Sections 47602, 47605, 47613, and 47616.5 of, and to repeal Section 47616 of, the Education Code, relating to charter schools.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—75

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Margett	Richter
Alquist	Figueroa	Martinez	Runner
Aroner	Firestone	Mazzoni	Scott
Ashburn	Frusetta	McClintock	Shelley
Baca	Gallegos	Migden	Strom-Martin
Battin	Goldsmith	Miller	Sweeney
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Vincent
Brewer	House	Olberg	Washington
Brown	Kaloogian	Oller	Wayne
Campbell	Keeley	Ortiz	Wildman
Cardenas	Knox	Pacheco	Woods
Cardoza	Kuehl	Papan	Wright
Cedillo	Kuykendall	Perata	Mr. Speaker
Cunneen	Leach	Poochigian	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2570 (Migden)—An act to add Section 1250.04 to the Health and Safety Code, relating to health facilities.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Migden 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.

ASSEMBLY BILL NO. 2581 (Cardoza)—An act to amend, repeal, and add Section 9105 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—71

Ackerman	Ducheny	Lempert	Pringle
Aguiar	Escutia	Margett	Richter
Alby	Figueroa	Mazzoni	Runner
Alquist	Firestone	McClintock	Scott
Aroner	Frusetta	Migden	Shelley
Ashburn	Gallegos	Miller	Strom-Martin
Baca	Goldsmith	Morrissey	Sweeney
Battin	Granlund	Morrow	Thompson
Baugh	Havice	Murray	Thomson
Bordonaro	Hertzberg	Napolitano	Torlakson
Bowler	Honda	Olberg	Vincent
Brewer	House	Oller	Washington
Brown	Kaloogian	Ortiz	Wayne
Campbell	Keeley	Pacheco	Wildman
Cardoza	Knox	Papan	Woods
Cedillo	Kuehl	Perata	Wright
Cunneen	Kuykendall	Poochigian	Mr. Speaker
Davis	Leach	Prenter	

NOES—1

Bowen

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2680 (Wright)—An act to amend Sections 17, 290.6, 1243, and 1467 of, and to add Sections 290.8 and 290.85 to, the Penal Code, relating to sex offender registration.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Margett	Richter
Alquist	Figueroa	Martinez	Runner
Aroner	Firestone	Mazzoni	Scott
Ashburn	Frusetta	McClintock	Shelley
Baca	Gallegos	Migden	Strom-Martin
Battin	Goldsmith	Miller	Sweeney
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Vincent
Brewer	House	Olberg	Washington
Brown	Kaloogian	Oller	Wayne
Campbell	Keeley	Ortiz	Wildman
Cardenas	Knox	Pacheco	Woods
Cardoza	Kuehl	Papan	Wright
Cedillo	Kuykendall	Perata	Mr. Speaker
Cunneen	Leach	Poochigian	

NOES—None

Above bill ordered enrolled.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 10:01 a.m., by unanimous consent, the members of the Committee on Higher Education were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 2705 (Mazzoni)—An act to amend Sections 9711, 9712, and 9740 of, to add Section 9710.5 to, and to add Article 6 (commencing with Section 9745) to Chapter 11 of Division 8.5 of, the Welfare and Institutions Code, relating to elderly persons.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Margett	Scott
Alby	Figueroa	Martinez	Shelley
Alquist	Firestone	Mazzoni	Strom-Martin
Aroner	Frusetta	Migden	Sweeney
Baca	Gallegos	Morrissey	Thomson
Battin	Goldsmith	Murray	Torlakson
Bordonaro	Havice	Napolitano	Vincent
Bowen	Hertzberg	Oller	Washington
Brown	Honda	Ortiz	Wayne
Cardenas	Keeley	Pacheco	Wildman
Cardoza	Knox	Papan	Woods
Cedillo	Kuehl	Perata	Wright
Cunneen	Kuykendall	Prenter	Mr. Speaker
Davis	Leach	Pringle	
Ducheny	Lempert	Richter	

NOES—17

Ackerman	Campbell	McClintock	Runner
Ashburn	Granlund	Miller	Thompson
Baugh	House	Morrow	
Bowler	Kaloogian	Olberg	
Brewer	Leonard	Poochigian	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2760 (Committee on Agriculture)—An act to amend Sections 76229, 76230, 76233, 76311, 76341, 76382.6, and 76383 of, and to repeal and add Sections 76381 and 76382 of, the Food and Agricultural Code, relating to agriculture.

Bill presented by Assembly Member Cardoza.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Davis	Lempert	Runner
Aguiar	Ducheny	Margett	Scott
Alby	Escutia	Mazzoni	Shelley
Alquist	Figueroa	Migden	Strom-Martin
Aroner	Firestone	Miller	Sweeney
Ashburn	Frusetta	Morrissey	Thompson
Baca	Gallegos	Morrow	Thomson
Battin	Goldsmith	Murray	Torlakson
Baugh	Granlund	Napolitano	Vincent
Bordonaro	Havice	Olberg	Washington
Bowler	Hertzberg	Ortiz	Wayne
Brewer	Honda	Pacheco	Wildman
Brown	House	Papan	Woods
Campbell	Keeley	Perata	Wright
Cardenas	Knox	Poochigian	Mr. Speaker
Cardoza	Kuehl	Prenter	
Cedillo	Kuykendall	Pringle	
Cunneen	Leach	Richter	

NOES—3

Bowen	Kaloogian	McClintock
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Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 2760: Assembly Member Oller, from “Aye” to “Not Voting”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 123 (Wildman)—An act to amend Sections 3717, 3719, and 3750 of, and to add Sections 3758, 3758.5, 3758.6, and 3759 to, the Business and Professions Code, relating to respiratory care practitioners, and making an appropriation therefor.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—74

Ackerman	Ducheny	Leonard	Pringle
Aguiar	Escutia	Margett	Richter
Alby	Figueroa	Martinez	Runner
Alquist	Firestone	Mazzoni	Scott
Aroner	Frusetta	McClintock	Shelley
Ashburn	Gallegos	Migden	Strom-Martin
Baca	Goldsmith	Miller	Sweeney
Battin	Granlund	Morrissey	Thompson
Baugh	Havice	Morrow	Thomson
Bordonaro	Hertzberg	Murray	Torlakson
Bowen	Honda	Napolitano	Vincent
Bowler	House	Olberg	Washington
Brewer	Kaloogian	Oller	Wayne
Brown	Keeley	Ortiz	Wildman
Campbell	Knox	Pacheco	Woods
Cardoza	Kuehl	Papan	Wright
Cedillo	Kuykendall	Perata	Mr. Speaker
Cunneen	Leach	Poochigian	
Davis	Lempert	Prenter	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 204 (Migden)—An act to amend Sections 3209.5, 4600, 4600.3, 4600.5, and 4601 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—51

Aguiar	Davis	Leach	Scott
Alquist	Ducheny	Lempert	Shelley
Aroner	Escutia	Martinez	Strom-Martin
Baca	Figueroa	Mazzoni	Sweeney
Battin	Gallegos	Migden	Thomson
Bordonaro	Goldsmith	Miller	Torlakson
Bowen	Granlund	Morrissey	Vincent
Brewer	Havice	Murray	Washington
Brown	Hertzberg	Napolitano	Wayne
Campbell	Honda	Ortiz	Wildman
Cardoza	Keeley	Papan	Wright
Cedillo	Knox	Perata	Mr. Speaker
Cunneen	Kuehl	Prenter	

NOES—21

Ackerman	House	Morrow	Runner
Alby	Kaloogian	Olberg	Thompson
Ashburn	Kuykendall	Oller	Woods
Baugh	Leonard	Pacheco	
Bowler	Margett	Poochigian	
Frusetta	McClintock	Richter	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 204: Assembly Member Frusetta, from "Aye" to "No".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 218 (Takasugi)—An act to amend Section 11515 of the Vehicle Code, relating to vehicles.

Bill presented by Assembly Member Alquist.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Ducheny	Lempert	Prenter
Aguiar	Escutia	Leonard	Pringle
Alby	Figuroa	Margett	Richter
Alquist	Firestone	Martinez	Runner
Aroner	Frusetta	Mazzoni	Scott
Ashburn	Gallegos	Migden	Shelley
Baca	Goldsmith	Miller	Strom-Martin
Battin	Granlund	Morrissey	Sweeney
Baugh	Havice	Morrow	Thompson
Bordonaro	Hertzberg	Murray	Thomson
Bowen	Honda	Napolitano	Torlackson
Bowler	House	Olberg	Vincent
Brewer	Kaloogian	Oller	Wayne
Brown	Keeley	Ortiz	Wildman
Campbell	Knox	Pacheco	Woods
Cardoza	Kuehl	Papan	Wright
Cunneen	Kuykendall	Perata	Mr. Speaker
Davis	Leach	Poochigian	

NOES—1

McClintock

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1074 (Papan)—An act to amend Section 28748.8 of the Public Utilities Code, relating to transportation.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—69

Ackerman	Davis	Leonard	Richter
Aguiar	Ducheny	Margett	Runner
Alby	Escutia	Mazzoni	Scott
Alquist	Figueroa	Migden	Shelley
Aroner	Firestone	Miller	Strom-Martin
Ashburn	Frusetta	Morrissey	Sweeney
Baca	Gallegos	Morrow	Thompson
Battin	Goldsmith	Murray	Thomson
Baugh	Granlund	Napolitano	Torlakson
Bordonaro	Havice	Olberg	Vincent
Bowen	Hertzberg	Oller	Washington
Brewer	Honda	Ortiz	Wayne
Brown	Kaloogian	Pacheco	Wildman
Campbell	Keeley	Papan	Wright
Cardenas	Knox	Perata	Mr. Speaker
Cardoza	Kuehl	Poochigian	
Cedillo	Kuykendall	Prenter	
Cunneen	Lempert	Pringle	

NOES—3

House	McClintock	Woods
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Above bill ordered enrolled.

ASSEMBLY BILL NO. 2369 (Wayne)—An act to amend Sections 11370.4, 11374.5, and 11379.8 of the Health and Safety Code, relating to controlled substances.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—75

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Margett	Richter
Alquist	Figueroa	Martinez	Runner
Aroner	Firestone	Mazzoni	Scott
Ashburn	Frusetta	McClintock	Shelley
Baca	Gallegos	Migden	Strom-Martin
Battin	Goldsmith	Miller	Sweeney
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Vincent
Brewer	House	Olberg	Washington
Brown	Kaloogian	Oller	Wayne
Campbell	Keeley	Ortiz	Wildman
Cardenas	Knox	Pacheco	Woods
Cardoza	Kuehl	Papan	Wright
Cedillo	Kuykendall	Perata	Mr. Speaker
Cunneen	Leach	Poochigian	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2377 (Frusetta)—An act to add Section 301.7 to 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 refused to concur in Senate amendments by the following vote:~~

AYES—4

~~Frusetta~~

NOES—69

Ackerman	Gunneen	Lempert	Pringle
Aguiar	Davis	Leonard	Richter
Alby	Ducheny	Margett	Runner
Alquist	Escutia	Martinez	Scott
Aroner	Figueron	Mazzoni	Shelley
Ashburn	Firestone	McClintock	Strom Martin
Baer	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowen	Honda	Napolitano	Vincent
Bowler	House	Olberg	Washington
Brewer	Kaloogian	Oller	Wayne
Brown	Keeley	Pacheco	Woods
Bustamante	Knox	Papan	Wright
Campbell	Kuehl	Perata	
Cardenas	Kuykendall	Poehigian	
Cardoza	Leach	Prenter	

(On August 24, 1998, the action was rescinded whereby the Assembly refused to concur in Senate amendments to Assembly Bill No. 2377. See page 8837.)

ASSEMBLY BILL NO. 1755 (Keeley)—An act to amend Section 2827 of the Public Utilities Code, and to add and repeal Section 73 of the Revenue and Taxation Code, relating to solar energy.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Davis	Lempert	Pringle
Aguiar	Ducheny	Leonard	Richter
Alquist	Escutia	Margett	Runner
Aroner	Figueroa	Mazzoni	Scott
Ashburn	Firestone	Migden	Shelley
Baca	Frusetta	Miller	Strom-Martin
Battin	Gallegos	Morrissey	Sweeney
Bordonaro	Goldsmith	Morrow	Thompson
Bowen	Granlund	Murray	Thomson
Bowler	Havice	Napolitano	Torlakson
Brewer	Hertzberg	Olberg	Vincent
Brown	Honda	Oller	Washington
Bustamante	House	Ortiz	Wayne
Campbell	Keeley	Pacheco	Wildman
Cardenas	Knox	Papan	Wright
Cardoza	Kuehl	Perata	Mr. Speaker
Cedillo	Kuykendall	Poochigian	
Cunneen	Leach	Prenter	

NOES—3

Baugh	Kaloogian	McClintock
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Above bill ordered enrolled.

ASSEMBLY BILL NO. 835 (Wright)—An act to amend Sections 4533, 4533.1, 4534, 4535.1, 4535.2, 7084, and 14840 of, and to add Section 14838.5 to, the Government Code, and to amend Section 12102 of the Public Contract Code, relating to state 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—67

Aguiar	Cunneen	Leach	Richter
Alby	Davis	Lempert	Runner
Alquist	Ducheny	Leonard	Scott
Aroner	Escutia	Martinez	Shelley
Ashburn	Figueroa	Mazzoni	Strom-Martin
Baca	Firestone	Migden	Sweeney
Battin	Frusetta	Miller	Thompson
Bordonaro	Gallegos	Morrissey	Thomson
Bowen	Goldsmith	Napolitano	Torlakson
Bowler	Granlund	Olberg	Vincent
Brewer	Havice	Oller	Washington
Brown	Hertzberg	Ortiz	Wayne
Bustamante	Honda	Pacheco	Wildman
Campbell	Keeley	Papan	Woods
Cardenas	Knox	Perata	Wright
Cardoza	Kuehl	Poochigian	Mr. Speaker
Cedillo	Kuykendall	Prenter	

NOES—7

Ackerman	House	Margett	Morrow
Baugh	Kaloogian	McClintock	

Above bill ordered enrolled.

**MOTION TO RECONSIDER
SENATE CONSTITUTIONAL AMENDMENT NO. 13 CONTINUED**

Assembly Member Wayne was granted unanimous consent that the motion to reconsider the vote on Senate Constitutional Amendment No. 13 be continued until the next legislative day.

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 2509 (Napolitano)—An act to add and repeal Section 21100.7 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—44

Aguiar	Ducheny	Lempert	Shelley
Alquist	Escutia	Leonard	Strom-Martin
Aroner	Figueroa	Mazzoni	Sweeney
Baca	Floyd	Migden	Thomson
Bowen	Gallegos	Morrissey	Torlakson
Brown	Havice	Murray	Vincent
Bustamante	Hertzberg	Napolitano	Washington
Cardenas	Honda	Ortiz	Wayne
Cardoza	Keeley	Papan	Wildman
Cedillo	Knox	Perata	Wright
Davis	Kuehl	Scott	Mr. Speaker

NOES—30

Ackerman	Campbell	Leach	Poochigian
Alby	Firestone	Margett	Prenter
Ashburn	Frusetta	McClintock	Pringle
Battin	Goldsmith	Miller	Runner
Baugh	Granlund	Morrow	Thompson
Bordonaro	House	Olberg	Woods
Bowler	Kaloogian	Oller	
Brewer	Kuykendall	Pacheco	

Above bill ordered enrolled.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 1970 (Schiff)—An act to amend Sections 817 and 1526 of the Penal Code, relating to arrest warrants.

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. 1855 (Thompson)—An act relating to state-mandated local programs, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend by Assembly Member Pringle

Assembly Member Pringle moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

SENATE BILL NO. 2103 (Haynes)—An act to amend Sections 13575, 13580, 13581, and 13582 of, and to add Sections 13580.5, 13580.7, 13580.8, 13580.9, 13581.2, and 13583 to, the Water Code, relating to recycled water service.

Bill read third time.

Motion to Amend

Assembly Member Margett moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 896 (Alpert) —An act to amend Section 60800 of, and to add Article 5.5 (commencing with Section 55) to Chapter 1 of Part 1 of, the Education Code, relating to physical education.

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. 1550 (Hayden) —An act to add Section 12071.05 to 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 Senate Bill No. 1550**

Assembly Member Shelley moved that the amendments offered by Assembly Member Oller to Senate Bill No. 1550 be laid upon the table.

Assembly Member Washington seconded the motion.

Motion carried by the following vote:

AYES—39

Alquist	Escutia	Lempert	Sweeney
Aroner	Figueroa	Martinez	Thomson
Bowen	Floyd	Mazzoni	Torlakson
Brown	Gallegos	Migden	Vincent
Bustamante	Havice	Murray	Washington
Cardenas	Hertzberg	Napolitano	Wayne
Cardoza	Honda	Ortiz	Wildman
Cedillo	Keeley	Scott	Wright
Davis	Knox	Shelley	Mr. Speaker
Ducheny	Kuehl	Strom-Martin	

NOES—34

Ackerman	Brewer	Leonard	Poochigian
Aguiar	Campbell	Margett	Prenter
Alby	Frusetta	McClintock	Pringle
Ashburn	Goldsmith	Miller	Richter
Baca	Granlund	Morrissey	Runner
Battin	House	Morrow	Thompson
Baugh	Kaloogian	Olberg	Woods
Bordonaro	Kuykendall	Oller	
Bowler	Leach	Pacheco	

Vote Changes

By unanimous consent, the following vote change was permitted on the motion to table the amendments offered by Assembly Member Oller to Senate Bill No. 1550: Assembly Member Baca, from "Aye" to "No".

Motion to Amend

Assembly Member Scott moved the adoption of amendments.
 Amendments read and adopted by the following vote:

AYES—36

Alquist	Figueroa	Martinez	Sweeney
Aroner	Gallegos	Mazzoni	Thomson
Bowen	Havice	Migden	Torlakson
Brown	Hertzberg	Napolitano	Vincent
Bustamante	Honda	Ortiz	Washington
Cardenas	Keeley	Perata	Wayne
Cardoza	Knox	Scott	Wildman
Davis	Kuehl	Shelley	Wright
Escutia	Lempert	Strom-Martin	Mr. Speaker

NOES—35

Ackerman	Campbell	Leach	Pacheco
Aguiar	Cunneen	Leonard	Poochigian
Ashburn	Firestone	Margett	Prenter
Baca	Frusetta	McClintock	Pringle
Battin	Goldsmith	Miller	Richter
Baugh	Granlund	Morrissey	Runner
Bordonaro	House	Morrow	Thompson
Bowler	Kaloogian	Olberg	Woods
Brewer	Kuykendall	Oller	

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. 1196, on request of Assembly Member Oller.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1340 (Polanco)—An act to add Section 40059.1 to the Public Resources Code, relating to solid waste, and declaring the urgency thereof, to take effect immediately.

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.

SENATE BILL NO. 1646 (Ayala)—An act to add Section 49471.5 to the Education Code, relating to school athletic injuries.

Bill read third time.

Motion to Amend

Assembly Member Lempert moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 1823 (Kelley)—An act to add Section 11466.24 to the Welfare and Institutions Code, relating to foster care.

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.

SENATE BILL NO. 262 (Burton)—An act to add Section 1708.8 to the Civil Code, relating to privacy.

Bill read third time.

Motion to Amend

Assembly Member Battin moved the adoption of amendments of 25 words or less.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 1649 (Committee on Local Government)—An act to amend Sections 1481, 5956.3, 6505, 14670.15, 24352, 25332, 25537, 29065.5, 53750, 54954.5, and 61601.25 of, and to repeal Section 17580 of, the Government Code, to amend Section 6840 of, to add Section 6835.1 to, and to repeal Sections 6831 and 6842 of, the Harbors and Navigation Code, to amend Section 40002 of, and to add Sections 39014.3 and 39014.5 to, the Health and Safety Code, to amend Sections 1600 and 21061 of the Public Contract Code, to amend Sections 5540.5 and 6217 of the Public Resources Code, to amend Section 95.31 of the Revenue and Taxation Code, to amend Sections 8320, 8322, 8323, and 8324 of the Streets and Highways Code, to amend Section 21101 of the Vehicle Code, and to amend Section 1 of Chapter 213 of the Statutes of 1907, relating to local and state agencies.

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. 1664 (Sher)—An act to amend Section 2773.1 of, and to add Section 2773.15 to, the Public Resources Code, relating to mining.

Bill read third time.

Motion to Amend

Assembly Member Oller moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 1874 (Solis)—An act to add Chapter 16 (commencing with Section 18998) to Part 6 of Division 9 of the Welfare and Institutions Code, relating to foster youth, and making an appropriation therefor.

Bill read third time.

Motion to Amend

Assembly Member Washington 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 Brown announced her intention to request that Senate Bill No. 28 be removed from the inactive file.

Pursuant to Assembly Rule 78, Assembly Member McClintock announced his intention to request that Senate Bill No. 1785 be removed from the inactive file.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 750 (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 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. 2240 (Committee on Environmental Quality)—An act to amend Sections 25173.6, 25173.7, 25174, 25187.5, 25205.6, 25205.7, 25205.15, 25354, and 25354.5 of, to amend and repeal Section 25174.8 of, and to add Section 25174.9 to, the Health and Safety Code, to amend Section 43551 of, to add Sections 43055 and 43552 to, the Revenue and Taxation Code, and to amend Section 53 of Chapter 870 of the Statutes of 1997, relating to hazardous waste and substances.

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.

SENATE BILL NO. 1965 (Peace)—An act to amend Sections 4646 and 5100.6 of the Labor Code, relating to workers' compensation vocational rehabilitation services.

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.

SENATE BILL NO. 730 (Alpert)—An act to add Section 96.18 to the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Davis moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 1389 (Craven)—An act to amend Section 18179 of, and to add Section 33315 to, the Education Code, and to amend Section 18816 of the Revenue and Taxation Code, relating to schools.

Bill read third time.

Motion to Amend

Assembly Member Lempert moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 2023 (Alpert)—An act to amend Section 33128 of the Education Code, relating to school finance.

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.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 10:50 a.m., by unanimous consent, the members of the Committee on Governmental Organization were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1405 (Polanco)—An act to amend Section 13113.9 of, and to add Sections 13114.1, 13114.2, and 13114.3 to, the Health and Safety Code, relating to housing, and declaring the urgency thereof, to take effect immediately.

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.

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Thomson announced her intention to request that Senate Bill No. 791 be removed from the inactive file.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1988 (Craven)—An act to amend Sections 1102, 1102.1, 1102.2, and 1102.9 of, and to add Sections 1102.3a and 1102.6e to, the Civil Code, and to amend Sections 18025 and 18046 of the Health and Safety Code, relating to property disclosures.

Bill read third time.

Motion to Amend

Assembly Member Perata moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Murray announced that the Committee on Transportation would meet today at 12:30 p.m., instead of 11:30 a.m. in Room 4202.

CONSIDERATION OF SENATE BILL NO. 235 WITHOUT REFERENCE TO FILE

Assembly Member Knox was granted unanimous consent to take up Senate Bill No. 235, without reference to file, for purpose of amendment.

SENATE BILL NO. 235 (Solis)—An act to amend Section 12926 of the Government Code, relating to employment.

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.

ACTION RESCINDED ON SENATE BILL NO. 55

Assembly Member Hertzberg was granted unanimous consent to rescind the action whereby the Assembly, on July 30, 1998 (Assembly Journal, page 8132), passed Senate Bill No. 55, and whereby the bill was ordered transmitted to the Senate.

Consideration of Senate Bill No. 55 Without Reference to File

Assembly Member Hertzberg was granted unanimous consent to take up Senate Bill No. 55, without reference to file, for purpose of amendment.

SENATE BILL NO. 55 (Kopp)—An act to amend Section 1275 of, and to add Section 1275.1 to, the Penal Code, relating to bail.

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 DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1554 (Kopp)—An act to amend Sections 10148, 10229, 10230, 10231, 10231.1, 10232, 10232.4, 10232.5, 10233, 10234.5, 10236.4, 10450.6, and 10471 of, and to add Section 10236.6 to, the Business and Professions Code, and to amend Sections 17006 and 17314.1 of the Financial Code, relating to real estate brokers, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Kuykendall.

Bill passed by the following vote:

AYES—69

Ackerman	Cunneen	Kuykendall	Pringle
Aguiar	Davis	Leach	Runner
Alby	Ducheny	Lempert	Scott
Alquist	Escutia	Leonard	Shelley
Aroner	Figueroa	Margett	Strom-Martin
Baca	Firestone	Mazzoni	Sweeney
Battin	Floyd	Migden	Thompson
Baugh	Frusetta	Miller	Thomson
Bordonaro	Gallegos	Morrissey	Torlakson
Bowen	Granlund	Morrow	Vincent
Bowler	Havice	Murray	Washington
Brewer	Hertzberg	Napolitano	Wayne
Brown	Honda	Ortiz	Wildman
Bustamante	House	Pacheco	Wright
Campbell	Kaloogian	Papan	Mr. Speaker
Cardenas	Keeley	Perata	
Cardoza	Knox	Poochigian	
Cedillo	Kuehl	Prenter	

NOES—5

Ashburn	Olberg	Richter
McClintock	Oller	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1554: Assembly Member Kaloogian, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1606 (Lewis)—An act to amend Section 1261.5 of, and to add Section 1261.6 to, the Health and Safety Code, relating to health facilities.

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. 1644 (Thompson)—An act to add Section 8670.32 to the Government Code, relating to oil spills.

Bill read third time, and presented by Assembly Member Keeley.

Bill passed by the following vote:

AYES—68

Ackerman	Cunneen	Kuehl	Poochigian
Aguiar	Davis	Kuykendall	Prenter
Alby	Ducheny	Leach	Runner
Alquist	Escutia	Lempert	Scott
Aroner	Figueroa	Leonard	Shelley
Baca	Firestone	Margett	Strom-Martin
Battin	Floyd	Mazzoni	Sweeney
Baugh	Frusetta	Migden	Thompson
Bordonaro	Gallegos	Miller	Thomson
Bowen	Granlund	Morrissey	Torlakson
Bowler	Havice	Murray	Vincent
Brewer	Hertzberg	Napolitano	Washington
Brown	Honda	Olberg	Wayne
Campbell	House	Ortiz	Wildman
Cardenas	Kaloogian	Pacheco	Woods
Cardoza	Keeley	Papan	Wright
Cedillo	Knox	Perata	Mr. Speaker

NOES—3

Ashburn	McClintock	Morrow
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Bill ordered transmitted to the Senate.

BILLS REMOVED FROM CONSENT CALENDAR

The following bill was removed from the Consent Calendar, and placed on the third reading file, pursuant to Joint Rule 22.2:

Senate Bill No. 1911, on request of Assembly Member Woods.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1983 (Greene)—An act to amend Sections 2920, 2922, 2925, 2933, 2936, 2942, 2946, 4980.34, 4989, 4990.1, 4990.8, 4996.18, and 4996.20 of, and to add Sections 2964.3, 2966, and 4996.21 to, the Business and Professions Code, relating to healing arts.

Bill read third time, and presented by Assembly Member Davis.

Bill passed by the following vote:

AYES—75

Ackerman	Cunneen	Kuykendall	Prenter
Aguiar	Davis	Leach	Pringle
Alby	Ducheny	Lempert	Richter
Alquist	Escutia	Leonard	Runner
Aroner	Figueroa	Margett	Scott
Ashburn	Firestone	Martinez	Shelley
Baca	Floyd	Mazzoni	Strom-Martin
Battin	Frusetta	Migden	Sweeney
Baugh	Gallegos	Miller	Thompson
Bordonaro	Goldsmith	Morrissey	Thomson
Bowen	Granlund	Morrow	Torlakson
Bowler	Havice	Napolitano	Vincent
Brewer	Hertzberg	Olberg	Washington
Brown	Honda	Oller	Wayne
Bustamante	House	Ortiz	Wildman
Campbell	Kaloogian	Pacheco	Woods
Cardenas	Keeley	Papan	Wright
Cardoza	Knox	Perata	Mr. Speaker
Cedillo	Kuehl	Poochigian	

NOES—1

McClintock

Bill ordered transmitted to the Senate.

SENATE BILL NO. 405 (Peace)—An act to add Section 2889.3 to the Public Utilities Code, relating to public utilities.

Bill read third time, and presented by Assembly Member Keeley.

Bill passed by the following vote:

AYES—73

Ackerman	Davis	Lempert	Richter
Aguiar	Ducheny	Leonard	Runner
Alby	Escutia	Margett	Scott
Aroner	Figueroa	Martinez	Shelley
Ashburn	Firestone	Mazzoni	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Baldwin	Gallegos	Miller	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowen	Havice	Murray	Vincent
Bowler	Hertzberg	Napolitano	Washington
Brewer	Honda	Oller	Wayne
Brown	House	Ortiz	Wildman
Bustamante	Kaloogian	Pacheco	Woods
Campbell	Keeley	Papan	Wright
Cardenas	Knox	Perata	Mr. Speaker
Cardoza	Kuehl	Poochigian	
Cedillo	Kuykendall	Prenter	
Cunneen	Leach	Pringle	

NOES—2

McClintock Olberg

Bill ordered transmitted to the Senate.

BILLS REMOVED FROM CONSENT CALENDAR

The following bill was removed from the Consent Calendar, and placed on the third reading file, pursuant to Joint Rule 22.2:

Senate Bill No. 2227, on request of Assembly Member Thompson.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1760 (Haynes)—An act to amend Section 66013 of the Government Code, relating to land use.

Bill read third time, and presented by Assembly Member Olberg.

Bill passed by the following vote:

AYES—73

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Floyd	McClintock	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Battin	Gallegos	Miller	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowen	Havice	Murray	Washington
Bowler	Honda	Napolitano	Wayne
Brewer	House	Olberg	Wildman
Brown	Kaloogian	Oller	Woods
Campbell	Keeley	Ortiz	Wright
Cardenas	Knox	Pacheco	Mr. Speaker
Cardoza	Kuehl	Papan	
Cedillo	Kuykendall	Perata	
Cunneen	Leach	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

**At 11:11 a.m., Assistant Speaker pro Tempore Joe Baca,
62nd District, presiding**

SENATE BILL NO. 1375 (Rosenthal)—An act to amend Section 19596.1 of the Business and Professions Code, relating to horse racing, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Margett.

Bill passed by the following vote:

AYES—67

Aekerman	Cedillo	Kuykendall	Papan
Aguiar	Cunneen	Leach	Perata
Alquist	Davis	Lempert	Poochigian
Aroner	Ducheny	Leonard	Prenter
Ashburn	Escutia	Margett	Runner
Baca	Figueroa	Martinez	Scott
Battin	Firestone	Mazzoni	Shelley
Baugh	Floyd	McClintock	Strom-Martin
Bordonaro	Frusetta	Migden	Sweeney
Bowen	Gallegos	Miller	Thomson
Bowler	Goldsmith	Morrissey	Torlakson
Brewer	Granlund	Morrow	Vincent
Brown	Hertzberg	Murray	Wayne
Bustamante	Honda	Napolitano	Wildman
Campbell	Keeley	Olberg	Wright
Cardenas	Knox	Ortiz	Mr. Speaker
Cardoza	Kuehl	Pacheco	

NOES—5

Alby	Kaloogian	Washington
House	Thompson	

Bill ordered transmitted to the Senate.

(NOTE: Later this day, the action was rescinded whereby Senate Bill No. 1375 was passed, and whereby the bill was ordered transmitted to the Senate. See page 8658.)

SENATE BILL NO. 1510 (Polanco)—An act to amend Section 34457 of the Government Code, relating to voting.

Bill read third time, and presented by Assembly Member Murray.

Bill passed by the following vote:

AYES—62

Ackerman	Ducheny	Leonard	Pringle
Aguiar	Escutia	Margett	Richter
Alby	Figueroa	McClintock	Runner
Aroner	Firestone	Migden	Scott
Ashburn	Frusetta	Miller	Shelley
Baca	Gallegos	Morrissey	Strom-Martin
Battin	Goldsmith	Morrow	Thompson
Baugh	Granlund	Murray	Torlakson
Bordonaro	Havice	Olberg	Vincent
Bowler	Hertzberg	Oller	Washington
Brewer	Honda	Ortiz	Wayne
Campbell	Kaloogian	Pacheco	Woods
Cardenas	Keeley	Papan	Wright
Cardoza	Kuykendall	Perata	Mr. Speaker
Cedillo	Leach	Poochigian	
Cunneen	Lempert	Prenter	

NOES—6

Bowen	House	Sweeney
Floyd	Kuehl	Wildman

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1907 (Burton)—An act to amend Section 50474 of, and to add Section 50474.1 to, the Government Code, and to add Section 57.5 to the San Diego Unified Port District Act (Chapter 67 of the Statutes of 1962, First Extraordinary Session), relating to airports.

Bill read third time, and presented by Assembly Member Papan.

Bill passed by the following vote:

AYES—63

Ackerman	Ducheny	Leonard	Pringle
Alquist	Escutia	Margett	Runner
Aroner	Figueroa	Mazzoni	Scott
Baca	Firestone	Migden	Shelley
Battin	Floyd	Miller	Strom-Martin
Baugh	Frusetta	Morrissey	Sweeney
Bowen	Gallegos	Murray	Thompson
Bowler	Goldsmith	Napolitano	Thomson
Brewer	Hertzberg	Olberg	Torlakson
Brown	Honda	Oller	Vincent
Campbell	Keeley	Ortiz	Washington
Cardenas	Knox	Pacheco	Wildman
Cardoza	Kuehl	Papan	Woods
Cedillo	Kuykendall	Perata	Wright
Cunneen	Leach	Poohigian	Mr. Speaker
Davis	Lempert	Prenter	

NOES—8

Aguiar	Bordonaro	House	McClintock
Ashburn	Granlund	Kaloogian	Morrow

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1916 (Sher)—An act to amend Sections 25173.6, 27173.7, 25205.15, 25244.13, 25244.14, 25244.22, and 57000 of, and to add Sections 25244.15.1, 25244.17.1, 25244.17.2, 25244.24, and 57007 to, the Health and Safety Code, relating to environmental protection.

Bill read third time, and presented by Assembly Member Cunneen.

Bill passed by the following vote:

AYES—73

Aguiar	Escutia	Leonard	Richter
Alquist	Figueroa	Margett	Runner
Aroner	Firestone	Martinez	Scott
Baca	Floyd	Mazzoni	Shelley
Battin	Frusetta	Migden	Strom-Martin
Baugh	Gallegos	Miller	Sweeney
Bordonaro	Goldsmith	Morrissey	Thompson
Bowen	Granlund	Morrow	Thomson
Bowler	Havice	Murray	Torlakson
Brewer	Hertzberg	Napolitano	Vincent
Brown	Honda	Olberg	Washington
Bustamante	House	Oller	Wayne
Campbell	Kaloogian	Ortiz	Wildman
Cardenas	Keeley	Pacheco	Woods
Cardoza	Knox	Papan	Wright
Cedillo	Kuehl	Perata	Mr. Speaker
Cunneen	Kuykendall	Poohigian	
Davis	Leach	Prenter	
Ducheny	Lempert	Pringle	

NOES—4

Ackerman	Alby	Ashburn	McClintock
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Bill ordered transmitted to the Senate.

SENATE BILL NO. 2204 (Calderon)—An act to add Section 8036.5 to the Public Utilities Code, relating to public utilities.

Bill read third time, and presented by Assembly Member Washington.

Bill passed by the following vote:

AYES—70

Aekerman	Davis	Leach	Poochigian
Aguiar	Ducheny	Lempert	Prenter
Alby	Escutia	Leonard	Pringle
Alquist	Figueron	Margett	Richter
Ashburn	Firestone	Mazzoni	Runner
Baca	Floyd	McClintock	Scott
Battin	Frusetta	Migden	Shelley
Baugh	Gallegos	Miller	Sweeney
Bordonaro	Goldsmith	Morrissey	Thompson
Bowen	Granlund	Morrow	Thomson
Bowler	Havice	Murray	Torlakson
Brewer	Hertzberg	Napolitano	Vinecent
Brown	Honda	Olberg	Washington
Bustamante	House	Oller	Wildman
Campbell	Kaloogian	Ortiz	Wright
Cardoza	Keeley	Pacheco	Mr. Speaker
Cedillo	Kuehl	Papan	
Cunneen	Kuykendall	Perata	

NOES—None

Bill ordered transmitted to the Senate.

(NOTE: Later this day, the action was rescinded whereby Senate Bill No. 2204 was passed, and whereby the bill was ordered transmitted to the Senate. See page 8658.)

SENATE BILL NO. 277 (Maddy)—An act to amend Section 1797.98f of the Health and Safety Code, relating to emergency medical services.

Bill read third time, and presented by Assembly Member Washington.

Bill passed by the following vote:

AYES—76

Aekerman	Davis	Leach	Poochigian
Aguiar	Ducheny	Lempert	Prenter
Alby	Escutia	Leonard	Pringle
Alquist	Figueron	Margett	Richter
Aroner	Firestone	Martinez	Runner
Ashburn	Floyd	Mazzoni	Scott
Baca	Frusetta	McClintock	Shelley
Battin	Gallegos	Migden	Strom Martin
Baugh	Goldsmith	Miller	Sweeney
Bordonaro	Granlund	Morrissey	Thompson
Bowen	Havice	Morrow	Thomson
Bowler	Hertzberg	Murray	Torlakson
Brewer	Honda	Napolitano	Vinecent
Brown	House	Olberg	Washington
Campbell	Kaloogian	Oller	Wayne
Cardenas	Keeley	Ortiz	Wildman
Cardoza	Knox	Pacheco	Woods
Cedillo	Kuehl	Papan	Wright
Cunneen	Kuykendall	Perata	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

(NOTE: On August 24, 1998, the action was rescinded whereby Senate Bill No. 277 was passed, and whereby the bill was ordered transmitted to the Senate. See page 8837.)

SENATE BILL NO. 1847 (Schiff)—An act to add Chapter 6 (commencing with Section 132400) to Division 12.7 of the Public Utilities Code, relating to transportation.

Bill read third time, and presented by Assembly Member Scott.

Bill passed by the following vote:

AYES—62

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alquist	Escutia	Margett	Richter
Aroner	Figueroa	Martinez	Runner
Ashburn	Firestone	Mazzoni	Scott
Baca	Frusetta	Miller	Shelley
Battin	Havice	Morrow	Strom-Martin
Bordonaro	Hertzberg	Murray	Sweeney
Bowen	Honda	Napolitano	Thompson
Bowler	House	Olberg	Thomson
Brewer	Kaloogian	Oller	Torlakson
Brown	Keeley	Ortiz	Wayne
Bustamante	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Mr. Speaker
Cardoza	Kuykendall	Perata	
Cunneen	Leach	Poochigian	

NOES—8

Alby	Floyd	McClintock	Washington
Baugh	Granlund	Morrissey	Wright

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1830 (Lockyer)—An act to add Article 2.3 (commencing with Section 11163.6) to Chapter 2 of Title 1 of Part 4 of the Penal Code, relating to domestic violence.

Bill read third time, and presented by Assembly Member Kuehl.

Bill passed by the following vote:

AYES—73

Ackerman	Escutia	Leonard	Pringle
Aguiar	Figueroa	Margett	Richter
Alby	Firestone	Martinez	Runner
Alquist	Floyd	Mazzoni	Scott
Aroner	Frusetta	McClintock	Shelley
Ashburn	Gallegos	Migden	Strom-Martin
Baca	Goldsmith	Miller	Sweeney
Battin	Granlund	Morrissey	Thompson
Baugh	Havice	Morrow	Thomson
Bordonaro	Hertzberg	Murray	Torlakson
Bowen	Honda	Napolitano	Vincent
Bowler	House	Olberg	Washington
Brewer	Kaloogian	Oller	Wayne
Brown	Keeley	Ortiz	Wildman
Campbell	Knox	Pacheco	Wright
Cardoza	Kuehl	Papan	Mr. Speaker
Cunneen	Kuykendall	Perata	
Davis	Leach	Poochigian	
Ducheny	Lempert	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 2147 (Brulte)—An act to amend Sections 207.1, 207.5, 209, 210, 851, 871, 871.5, 880, 881, 881.5, 882, 883, 885, 888, 889, 891, and 893 of the Welfare and Institutions Code, relating to juvenile facilities.

Bill read third time, and presented by Assembly Member Cunneen.

Bill passed by the following vote:

AYES—76

Ackerman	Cunneen	Leach	Poochigian
Aguiar	Davis	Lempert	Prenter
Alby	Ducheny	Leonard	Pringle
Alquist	Escutia	Margett	Richter
Aroner	Figueroa	Martinez	Runner
Ashburn	Firestone	Mazzoni	Scott
Baca	Frusetta	McClintock	Shelley
Battin	Gallegos	Migden	Strom-Martin
Baugh	Goldsmith	Miller	Sweeney
Bordonaro	Granlund	Morrissey	Thompson
Bowen	Havice	Morrow	Thomson
Bowler	Hertzberg	Murray	Torlakson
Brewer	Honda	Napolitano	Vincent
Brown	House	Olberg	Washington
Bustamante	Kaloogian	Oller	Wayne
Campbell	Keeley	Ortiz	Wildman
Cardenas	Knox	Pacheco	Woods
Cardoza	Kuehl	Papan	Wright
Cedillo	Kuykendall	Perata	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1866 (Hughes)—An act to amend Section 48200.7 of, and to repeal and add Section 41601.1 of, the Education Code, relating to the Compton Unified School District, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Washington.

Urgency clause read, and adopted by the following vote:

Urgency Clause

AYES—74

Ackerman	Davis	Lempert	Pringle
Aguiar	Ducheny	Leonard	Richter
Alby	Escutia	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Floyd	Migden	Strom-Martin
Baca	Frusetta	Miller	Sweeney
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	Ortiz	Wildman
Bustamante	Kaloogian	Pacheco	Woods
Campbell	Keeley	Papan	Wright
Cardoza	Kuehl	Perata	Mr. Speaker
Cedillo	Kuykendall	Poochigian	
Cunneen	Leach	Prenter	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—74

Ackerman	Davis	Lempert	Pringle
Aguiar	Ducheny	Leonard	Richter
Alby	Escutia	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Floyd	Migden	Strom-Martin
Baca	Frusetta	Miller	Sweeney
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	Ortiz	Wildman
Bustamante	Kaloogian	Pacheco	Woods
Campbell	Keeley	Papan	Wright
Cardoza	Kuehl	Perata	Mr. Speaker
Cedillo	Kuykendall	Poochigian	
Cunneen	Leach	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1652 (Kopp)—An act to amend Sections 312, 6715, 16728, 22391, and 22443.1 of the Business and Professions Code, to amend Sections 1789.24, 1812.54, 1812.66, 1812.105, 1812.129, 1812.503, 1812.510, 1812.515, 1812.525, and 1812.600 of the Civil Code, to amend Sections 995.710 and 1279 of the Code of Civil Procedure, to amend Section 318 of the Corporations Code, to amend Sections 12511, 18342, and 19420 of the Education Code, to amend Sections 113, 126, 12302, 12402, 23600, 23713, 25004, 34460, 61230, 65584.3, 68083, and 68116 of the Government Code, to amend Sections 2224, 2226, 4739.5, 6501, 13830, 13876, 25395, 32137, 33102, and 34116 of the Health and Safety Code, to amend Sections 9626, 29728, 29731, and 30150 of the Public Resources Code, to amend Sections 7578, 11895, 22258, and 30205 of, and to repeal Sections 7579, 29254, 30944, and 100464 of, the Public Utilities Code, to amend Section 27123 of the Streets and Highways Code, to amend Sections 30321.5, 30322, 30323, 31006, 34501, and 71598 of, and to repeal Section 34503 of, the Water Code, and to amend Sections 10 and 10.2 of Chapter 545 of the Statutes of 1943, relating to the Secretary of State, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Alquist.

Bill passed by the following vote:

AYES—76

Ackerman	Davis	Leach	Poochigian
Aguiar	Ducheny	Lempert	Prenter
Alby	Escutia	Leonard	Pringle
Alquist	Figueroa	Margett	Richter
Aroner	Firestone	Martinez	Runner
Ashburn	Floyd	Mazzoni	Scott
Baca	Frusetta	McClintock	Shelley
Battin	Gallegos	Migden	Strom-Martin
Baugh	Goldsmith	Miller	Sweeney
Bordonaro	Granlund	Morrissey	Thompson
Bowen	Havice	Morrow	Thomson
Bowler	Hertzberg	Murray	Torlakson
Brewer	Honda	Napolitano	Vincent
Brown	House	Olberg	Washington
Campbell	Kaloogian	Oller	Wayne
Cardenas	Keeley	Ortiz	Wildman
Cardoza	Knox	Pacheco	Woods
Cedillo	Kuehl	Papan	Wright
Cunneen	Kuykendall	Perata	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate:

(NOTE: Later this day, the action was rescinded whereby Senate Bill No. 1652 was passed, and whereby the bill was ordered transmitted to the Senate. See page 8662.)

SENATE BILL NO. 1140 (Committee on Health and Human Services)—An act to amend Sections 2191 and 2811.5 of, and to add Section 2196.2 to, the Business and Professions Code, relating to pain management.

Bill read third time, and presented by Assembly Member Thomson.

Bill passed by the following vote:

AYES—73

Ackerman	Davis	Leonard	Richter
Aguiar	Ducheny	Margett	Runner
Alby	Escutia	Martinez	Scott
Alquist	Figueroa	Mazzoni	Shelley
Aroner	Firestone	Migden	Strom-Martin
Baca	Floyd	Miller	Sweeney
Battin	Frusetta	Morrissey	Thompson
Baugh	Gallegos	Morrow	Thomson
Bordonaro	Granlund	Murray	Torlakson
Bowen	Havice	Napolitano	Vincent
Bowler	Hertzberg	Olberg	Washington
Brewer	Honda	Oller	Wayne
Brown	Kaloogian	Ortiz	Wildman
Bustamante	Keeley	Pacheco	Woods
Campbell	Knox	Papan	Wright
Cardenas	Kuehl	Perata	Mr. Speaker
Cardoza	Kuykendall	Poochigian	
Cedillo	Leach	Prenter	
Cunneen	Lempert	Pringle	

NOES—4

Ashburn	Goldsmith	House	McClintock
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Bill ordered transmitted to the Senate.

**CONSIDERATION OF SENATE BILL NO. 1580
WITHOUT REFERENCE TO FILE**

Assembly Member Cardoza was granted unanimous consent to take up Senate Bill No. 1580, without reference to file, for purpose of amendment.

SENATE BILL NO. 1580 (Committee on Budget and Fiscal Review)—An act relating to state government administration, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Assembly Member Cardoza moved the adoption of amendments.
Amendments read.

Roll Call Demanded

Assembly Members Richter, Margett, and Campbell, demanded a roll call.

The roll was called, and the Cardoza amendments adopted by the following vote:

AYES—64

Ackerman	Cedillo	Kuykendall	Prenter
Aguiar	Cunneen	Leach	Pringle
Alquist	Davis	Lempert	Richter
Aroner	Ducheny	Leonard	Runner
Ashburn	Escutia	Margett	Scott
Baca	Figuroa	Martinez	Shelley
Battin	Floyd	Mazzoni	Strom-Martin
Baugh	Frusetta	Migden	Sweeney
Bordonaro	Gallegos	Murray	Thomson
Bowen	Granlund	Napolitano	Torlakson
Brewer	Havice	Olberg	Vincent
Brown	Hertzberg	Oller	Washington
Bustamante	Honda	Ortiz	Wayne
Campbell	Kaloogian	Pacheco	Wildman
Cardenas	Keeley	Papan	Wright
Cardoza	Knox	Perata	Mr. Speaker

NOES—8

Alby	McClintock	Morrissey	Thompson
Goldsmith	Miller	Morrow	Woods

Bill ordered reprinted.

**Further Consideration of Senate Bill No. 1580, as Amended,
by Unanimous Consent**

Upon request of Assembly Member Shelley, Assembly Member Cardoza was granted unanimous consent to take up Senate Bill No. 1580, as amended, without reference to file.

SENATE BILL NO. 1580 (Costa)—An act relating to state government administration, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Cardoza.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—70

Ackerman	Cunneen	Leach	Poochigian
Aguiar	Davis	Lempert	Prenter
Alquist	Ducheny	Leonard	Pringle
Aroner	Escutia	Margett	Runner
Ashburn	Figueroa	Martinez	Scott
Baca	Firestone	Mazzoni	Shelley
Battin	Floyd	Migden	Strom-Martin
Baugh	Frusetta	Miller	Sweeney
Bordonaro	Gallegos	Morrissey	Thomson
Bowen	Granlund	Morrow	Torlakson
Bowler	Havice	Murray	Vincent
Brewer	Hertzberg	Napolitano	Washington
Brown	Honda	Olberg	Wayne
Bustamante	House	Oller	Wildman
Campbell	Kaloogian	Ortiz	Wright
Cardenas	Keeley	Pacheco	Mr. Speaker
Cardoza	Kuehl	Papan	
Cedillo	Kuykendall	Perata	

NOES—5

Alby	McClintock	Thompson
Goldsmith	Richter	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—70

Ackerman	Cunneen	Leach	Poochigian
Aguiar	Davis	Lempert	Prenter
Alquist	Ducheny	Leonard	Pringle
Aroner	Escutia	Margett	Runner
Ashburn	Figueroa	Martinez	Scott
Baca	Firestone	Mazzoni	Shelley
Battin	Floyd	Migden	Strom-Martin
Baugh	Frusetta	Miller	Sweeney
Bordonaro	Gallegos	Morrissey	Thomson
Bowen	Granlund	Morrow	Torlakson
Bowler	Havice	Murray	Vincent
Brewer	Hertzberg	Napolitano	Washington
Brown	Honda	Olberg	Wayne
Bustamante	House	Oller	Wildman
Campbell	Kaloogian	Ortiz	Wright
Cardenas	Keeley	Pacheco	Mr. Speaker
Cardoza	Kuehl	Papan	
Cedillo	Kuykendall	Perata	

NOES—5

Alby	McClintock	Thompson
Goldsmith	Richter	

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF SENATE BILL NO. 1581
WITHOUT REFERENCE TO FILE**

Assembly Member Cardoza was granted unanimous consent to take up Senate Bill No. 1581, without reference to file, for purpose of amendment.

SENATE BILL NO. 1581 (Committee on Budget and Fiscal Review)—An act relating to the Department of Food and Agriculture, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Assembly Member Cardoza moved the adoption of amendments. Amendments read and adopted; bill ordered reprinted.

**Further Consideration of Senate Bill No. 1581, as Amended,
by Unanimous Consent**

Assembly Member Cardoza was granted unanimous consent to take up Senate Bill No. 1581, as amended, without reference to file.

SENATE BILL NO. 1581 (Maddy)—An act to amend Sections 14170 and 14175 of, and to add Sections 14170.1, 14170.3, 14170.5, 14170.7, and 14170.8 to, the Penal Code, and to add and repeal Chapter 5.4 (commencing with Section 16530) of Part 4 of Division 9 of the Welfare and Institutions Code, relating to crime prevention, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Cardoza.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

Ackerman	Cunneen	Leach	Pringle
Aguiar	Davis	Lempert	Runner
Alby	Ducheny	Leonard	Scott
Alquist	Escutia	Margett	Shelley
Aroner	Figueroa	Martinez	Strom-Martin
Ashburn	Firestone	Mazzoni	Sweeney
Baca	Floyd	Migden	Thompson
Battin	Frusetta	Miller	Thomson
Baugh	Gallegos	Morrissey	Torlakson
Bordonaro	Granlund	Murray	Vincent
Bowen	Havice	Napolitano	Washington
Bowler	Hertzberg	Olberg	Wayne
Brewer	Honda	Oller	Wildman
Brown	House	Ortiz	Woods
Bustamante	Kaloogian	Pacheco	Wright
Campbell	Keeley	Papan	Mr. Speaker
Cardenas	Knox	Perata	
Cardoza	Kuehl	Poochigian	
Cedillo	Kuykendall	Prenter	

NOES—1

McClintock

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—73

Ackerman	Cunneen	Leach	Pringle
Aguiar	Davis	Lempert	Runner
Alby	Ducheny	Leonard	Scott
Alquist	Escutia	Margett	Shelley
Aroner	Figueroa	Martinez	Strom-Martin
Ashburn	Firestone	Mazzoni	Sweeney
Baca	Floyd	Migden	Thompson
Battin	Frusetta	Miller	Thomson
Baugh	Gallegos	Morrissey	Torlakson
Bordonaro	Granlund	Murray	Vincent
Bowen	Havice	Napolitano	Washington
Bowler	Hertzberg	Olberg	Wayne
Brewer	Honda	Oller	Wildman
Brown	House	Ortiz	Woods
Bustamante	Kaloogian	Pacheco	Wright
Campbell	Keeley	Papan	Mr. Speaker
Cardenas	Knox	Perata	
Cardoza	Kuehl	Poochigian	
Cedillo	Kuykendall	Prenter	

NOES—1

McClintock

Bill ordered transmitted to the Senate immediately.

ACTION RESCINDED ON SENATE BILL NO. 2204

Assembly Member Washington was granted unanimous consent to rescind the action whereby the Assembly, earlier this day (Assembly Journal, page 8650), passed Senate Bill No. 2204, and whereby the bill was ordered transmitted to the Senate.

ACTION RESCINDED ON SENATE BILL NO. 1375

Assembly Member Margett was granted unanimous consent to rescind the action whereby the Assembly, earlier this day (Assembly Journal, page 8648), passed Senate Bill No. 1375, and whereby the bill was ordered transmitted to the Senate.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1663 (O’Connell)—An act to amend Section 3765 of the Business and Professions Code, and to add Sections 1596.798 and 1596.8661 to the Health and Safety Code, relating to child day care facilities, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Cunneen.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—77

Ackerman	Davis	Lempert	Pringle
Aguiar	Ducheny	Leonard	Richter
Alby	Escutia	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Floyd	McClintock	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Battin	Gallegos	Miller	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowen	Havice	Murray	Vincent
Bowler	Hertzberg	Napolitano	Washington
Brewer	Honda	Olberg	Wayne
Brown	House	Oller	Wildman
Bustamante	Kaloogian	Ortiz	Woods
Campbell	Keeley	Pacheco	Wright
Cardenas	Knox	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	
Cedillo	Kuykendall	Poochigian	
Cunneen	Leach	Prenter	

NOES—None

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—77

Ackerman	Davis	Lempert	Pringle
Aguiar	Ducheny	Leonard	Richter
Alby	Escutia	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Floyd	McClintock	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Battin	Gallegos	Miller	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowen	Havice	Murray	Vincent
Bowler	Hertzberg	Napolitano	Washington
Brewer	Honda	Olberg	Wayne
Brown	House	Oller	Wildman
Bustamante	Kaloogian	Ortiz	Woods
Campbell	Keeley	Pacheco	Wright
Cardenas	Knox	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	
Cedillo	Kuykendall	Poochigian	
Cunneen	Leach	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

**Further Consideration of Senate Bill No. 1855, as Amended,
by Unanimous Consent**

Assembly Member Ducheny was granted unanimous consent to take up Senate Bill No. 1855, as amended, without reference to file.

SENATE BILL NO. 1855 (Thompson)—An act relating to payment of claims 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—74

Ackerman	Davis	Leach	Prenter
Aguiar	Ducheny	Lempert	Pringle
Alby	Escutia	Margett	Richter
Alquist	Figueroa	Martinez	Runner
Aroner	Firestone	Mazzoni	Scott
Ashburn	Floyd	McClintock	Shelley
Baca	Frusetta	Migden	Strom-Martin
Battin	Gallegos	Miller	Sweeney
Baugh	Goldsmith	Morrissey	Thompson
Bordonaro	Granlund	Morrow	Thomson
Bowen	Havice	Murray	Torlakson
Bowler	Hertzberg	Napolitano	Vincent
Brewer	Honda	Olberg	Washington
Brown	House	Oller	Wayne
Campbell	Kaloogian	Ortiz	Wildman
Cardenas	Keeley	Pacheco	Wright
Cardoza	Knox	Papan	Mr. Speaker
Cedillo	Kuehl	Perata	
Cunneen	Kuykendall	Poochigian	

NOES—None

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—74

Ackerman	Davis	Leach	Prenter
Aguiar	Ducheny	Lempert	Pringle
Alby	Escutia	Margett	Richter
Alquist	Figueroa	Martinez	Runner
Aroner	Firestone	Mazzoni	Scott
Ashburn	Floyd	McClintock	Shelley
Baca	Frusetta	Migden	Strom-Martin
Battin	Gallegos	Miller	Sweeney
Baugh	Goldsmith	Morrissey	Thompson
Bordonaro	Granlund	Morrow	Thomson
Bowen	Havice	Murray	Torlakson
Bowler	Hertzberg	Napolitano	Vincent
Brewer	Honda	Olberg	Washington
Brown	House	Oller	Wayne
Campbell	Kaloogian	Ortiz	Wildman
Cardenas	Keeley	Pacheco	Wright
Cardoza	Knox	Papan	Mr. Speaker
Cedillo	Kuehl	Perata	
Cunneen	Kuykendall	Poochigian	

NOES—None

Bill ordered transmitted to the Senate immediately.

At 12:05 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. 1537 (Rosenthal)—An act to amend Section 10232.25 of, and to add and repeal Section 10232.23 of, the Insurance Code, relating to long-term care insurance.

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.

SENATE BILL NO. 1702 (Rosenthal)—An act to add Section 1373.21 to 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.

SENATE BILL NO. 2194 (Wright)—An act to amend Sections 1522, 1568.02, 1569.09, 1569.17, and 1569.725 of, and to add Section 1507.1 to, the Health and Safety Code, relating to community care.

Bill read third time.

Motion to Amend

Assembly Member Woods moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 998 (Burton)—An act to amend Section 1255.5 of, and to add Section 1255.6 to, the Health and Safety Code, relating to perfusion.

Bill read third time, and presented by Assembly Member Aguiar.

Bill passed by the following vote:

AYES—67

Aguiar	Ducheny	Lempert	Prenter
Alby	Escutia	Leonard	Pringle
Alquist	Figueroa	Margett	Richter
Aroner	Firestone	Mazzoni	Runner
Ashburn	Frusetta	Migden	Scott
Baca	Gallegos	Miller	Shelley
Battin	Goldsmith	Morrissey	Strom-Martin
Bordonaro	Granlund	Morrow	Sweeney
Bowler	Havice	Murray	Thomson
Brewer	Honda	Napolitano	Torlakson
Brown	House	Olberg	Vincent
Campbell	Kaloogian	Oller	Washington
Cardenas	Keeley	Ortiz	Wayne
Cardoza	Knox	Pacheco	Woods
Cedillo	Kuehl	Papan	Wright
Cunneen	Kuykendall	Perata	Mr. Speaker
Davis	Leach	Poochigian	

NOES—4

Ackerman	Baugh	McClintock	Thompson
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Bill ordered transmitted to the Senate.

ACTION RESCINDED ON SENATE BILL NO. 1652

Assembly Member Shelley was granted unanimous consent to rescind the action whereby the Assembly, earlier this day (Assembly Journal, page 8654), passed Senate Bill No. 1652, and whereby the bill was ordered transmitted to the Senate.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 12:29 p.m., by unanimous consent, the members of the Committee on Transportation were excused for the purpose of attending a meeting of the committee at this time, in Room 4202, and without objection, the House was permitted to continue in Floor session.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1250 (Kopp)—An act to amend Section 10770 of, and to repeal Section 10707 of, the Revenue and Taxation Code, and to amend Section 16000 of the Vehicle Code, relating to vehicles.

Bill read third time, and presented by Assembly Member Aguiar.

Bill passed by the following vote:

AYES—72

Aekerman	Cedillo	Leach	Prenter
Aguiar	Gunneen	Lempert	Pringle
Alby	Davis	Leonard	Richter
Alquist	Ducheny	Margett	Runner
Aroner	Escutia	Mazzoni	Scott
Ashburn	Figueroa	McClintock	Shelley
Baca	Firestone	Migden	Strom-Martin
Battin	Frusetta	Miller	Sweeney
Baugh	Gallegos	Morrissey	Thompson
Bordonaro	Granlund	Morrow	Thomson
Bowen	Havice	Napolitano	Torlakson
Bowler	Hertzberg	Olberg	Vinecent
Brewer	House	Oller	Washington
Brown	Kaloogian	Ortiz	Wayne
Bustamante	Keeley	Pacheco	Wildman
Campbell	Knox	Papan	Woods
Cardenas	Kuehl	Perata	Wright
Cardoza	Kuykendall	Poehigian	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

(NOTE: Later this day, the action was rescinded whereby Senate Bill No. 1250 was passed, and whereby the bill was ordered transmitted to the Senate. See page 8683.)

SENATE BILL NO. 2215 (Lockyer)—An act to amend Section 3304 of the Government Code, relating to public safety officers.

Bill read third time, and presented by Assembly Member Hertzberg.
 Bill passed by the following vote:

AYES—50

Aguiar	Davis	Leach	Pringle
Alby	Escutia	Lempert	Scott
Alquist	Figueroa	Leonard	Shelley
Baca	Firestone	Margett	Strom-Martin
Battin	Frusetta	Mazzoni	Thompson
Bordonaro	Gallegos	Morrissey	Thomson
Bowler	Havice	Napolitano	Vincent
Brown	Hertzberg	Oller	Wayne
Bustamante	House	Ortiz	Wildman
Campbell	Kaloogian	Pacheco	Wright
Cardenas	Keeley	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	
Cunneen	Kuykendall	Prenter	

NOES—15

Ackerman	Granlund	Morrow	Runner
Ashburn	McClintock	Olberg	Washington
Ducheny	Migden	Poochigian	Woods
Goldsmith	Miller	Richter	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 2215: Assembly Member Bowen, from “No” to “Not Voting”.

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1396 (Alquist)—An act to add Section 7110 to the Public Contract Code, relating to child support.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—44

Alquist	Escutia	Martinez	Scott
Aroner	Figueroa	Mazzoni	Shelley
Baca	Frusetta	McClintock	Strom-Martin
Bowen	Gallegos	Migden	Sweeney
Brown	Havice	Morrissey	Thomson
Bustamante	Hertzberg	Murray	Torlakson
Cardenas	Honda	Napolitano	Vincent
Cardoza	Keeley	Ortiz	Washington
Cunneen	Knox	Papan	Wayne
Davis	Kuehl	Perata	Wildman
Ducheny	Lempert	Richter	Mr. Speaker

NOES—27

Ackerman	Bowler	Kuykendall	Pacheco
Aguiar	Brewer	Leach	Poochigian
Alby	Campbell	Leonard	Pringle
Ashburn	Firestone	Margett	Runner
Battin	Granlund	Miller	Thompson
Baugh	House	Morrow	Woods
Bordonaro	Kaloogian	Olberg	

Above bill ordered enrolled.

RECESS

By unanimous consent, at 12:45 p.m., Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Napolitano introduced the Honorable Haounaye Gounoko, Governor, the Province of Garous, Cameroon; and the following dignitaries from San Juan Province of Argentina: Hon. Ricardo Basualdo, Speaker of the House; Congressman Arturo Moreno; Hon. Alejandro Montilla, Undersecretary of Industry; Miguel Moreno, Representative of the Governor; Hon. Antonio Heredia, Undersecretary of Agriculture; and Hon. Daniel Turon, State Legislator.

Hon. Ricardo Basualdo then addressed the assemblage.

REASSEMBLED

At 12:55 p.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

OBJECTION TO VOTE ADDS

Assembly Member Kaloogian 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. 2215.

At 12:56 p.m., Hon. Fred Keeley, 27th District, presiding

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 328 (Greene)—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 third time, and presented by Assembly Member Ortiz.

Bill passed by the following vote:

AYES—49

Alquist	Figueroa	Martinez	Strom-Martin
Aroner	Frusetta	Mazzoni	Sweeney
Baca	Gallegos	Migden	Thomson
Bowen	Havice	Morrissey	Torlakson
Brown	Hertzberg	Murray	Vincent
Bustamante	Honda	Napolitano	Washington
Cardenas	Keeley	Olberg	Wayne
Cardoza	Knox	Ortiz	Wildman
Cedillo	Kuehl	Papan	Wright
Cunneen	Kuykendall	Perata	Mr. Speaker
Davis	Leach	Richter	
Ducheny	Lempert	Scott	
Escutia	Margett	Shelley	

NOES—24

Ackerman	Bordonaro	Leonard	Poochigian
Aguiar	Bowler	McClintock	Prenter
Alby	Campbell	Miller	Pringle
Ashburn	Goldsmith	Morrow	Runner
Battin	House	Oller	Thompson
Baugh	Kaloogian	Pacheco	Woods

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1385 (Alpert)—An act to amend Section 121135 of the Health and Safety Code, relating to AIDS.

Bill read third time, and presented by Assembly Member Wayne.

Bill passed by the following vote:

AYES—72

Ackerman	Cedillo	Kuykendall	Perata
Aguiar	Cunneen	Leach	Poochigian
Alby	Davis	Lempert	Prenter
Alquist	Ducheny	Leonard	Pringle
Aroner	Escutia	Margett	Runner
Ashburn	Figueroa	Martinez	Scott
Baca	Firestone	Mazzoni	Shelley
Battin	Frusetta	McClintock	Strom-Martin
Baugh	Gallegos	Miller	Sweeney
Bordonaro	Goldsmith	Morrissey	Thompson
Bowen	Granlund	Morrow	Thomson
Bowler	Havice	Murray	Torlakson
Brewer	Hertzberg	Napolitano	Vincent
Brown	Honda	Olberg	Washington
Bustamante	House	Oller	Wayne
Campbell	Kaloogian	Ortiz	Wildman
Cardenas	Keeley	Pacheco	Wright
Cardoza	Kuehl	Papan	Mr. Speaker

NOES—1

Migden

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 2300**

At 1:07 p.m., on motion of Assembly Member Papan, and in the absence of any objection, further proceedings under call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Papan moved to continue the call of the Assembly.

Motion carried. Time, 1:07 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1869 (Haynes)—An act relating to vehicles.

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.

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Miller announced his intention to request that Senate Bill No. 559 be removed from the inactive file.

BILLS REMOVED FROM CONSENT CALENDAR

The following bill was removed from the Consent Calendar, and placed on the third reading file, pursuant to Joint Rule 22.2:

Senate Bill No. 988, on request of Assembly Member Bowen.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE JOINT RESOLUTION NO. 40 (Lockyer)—Relative to salvaged vehicles.

Resolution read, presented by Assembly Member Washington, and adopted by the following vote:

AYES—71

Ackerman	Cunneen	Lempert	Prenter
Aguiar	Davis	Leonard	Pringle
Alby	Ducheny	Margett	Runner
Alquist	Escutia	Martinez	Scott
Aroner	Figueroa	Mazzoni	Shelley
Ashburn	Firestone	Migden	Strom-Martin
Baca	Frusetta	Miller	Sweeney
Battin	Gallegos	Morrissey	Thompson
Baugh	Granlund	Morrow	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Vincent
Bowler	Honda	Olberg	Washington
Brewer	House	Oller	Wayne
Brown	Kaloogian	Ortiz	Wildman
Campbell	Keeley	Pacheco	Woods
Cardenas	Knox	Papan	Wright
Cardoza	Kuehl	Perata	Mr. Speaker
Cedillo	Leach	Poochigian	

NOES—None

Resolution ordered transmitted to the Senate.

GOVERNOR'S VETO STRICKEN FROM FILE

Assembly Member Napolitano was granted unanimous consent that the Governor's veto of Assembly Bill No. 901 be stricken from file.

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Davis announced her intention to request that Senate Bill No. 702 be removed from the inactive file.

Pursuant to Assembly Rule 78, Assembly Member Margett announced his intention to request that Senate Bill No. 1033 be removed from the inactive file.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1641 (Burton)—An act to repeal and add Section 5006.8 of the Public Resources Code, relating to Candlestick Park.

Bill read third time, and presented by Assembly Member Migden.

Demand for Previous Question

Assembly Members Morrissey, Sweeney, Napolitano, Thompson, and Cunneen demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—47

Aguilar	Escutia	Mazzoni	Strom-Martin
Alquist	Figueroa	Migden	Sweeney
Baca	Floyd	Murray	Thomson
Bowen	Gallegos	Napolitano	Torlakson
Brown	Havice	Olberg	Vincent
Bustamante	Hertzberg	Ortiz	Washington
Cardenas	Honda	Pacheco	Wayne
Cardoza	Keeley	Papan	Wildman
Cedillo	Knox	Perata	Woods
Cunneen	Kuehl	Prenter	Wright
Davis	Lempert	Scott	Mr. Speaker
Ducheny	Martinez	Shelley	

NOES—25

Ackerman	Campbell	Margett	Pringle
Alby	Firestone	McClintock	Richter
Ashburn	Granlund	Miller	Runner
Battin	Kaloogian	Morrissey	Thompson
Baugh	Kuykendall	Morrow	
Bordonaro	Leach	Oller	
Bowler	Leonard	Poochigian	

Bill ordered transmitted to the Senate.

(NOTE: On August 24, 1998, the action was rescinded whereby Senate Bill No. 1641 was passed, and whereby the bill was ordered transmitted to the Senate. See page 8895.)

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 1617**

At 1:27 p.m., on motion of Assembly Member Baca, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 1617 by the following vote:

AYES—61

Ackerman	Ducheny	Margett	Shelley
Aguilar	Escutia	McClintock	Strom-Martin
Alquist	Figueroa	Miller	Sweeney
Ashburn	Firestone	Morrissey	Thompson
Baca	Frusetta	Morrow	Thomson
Battin	Gallegos	Napolitano	Torlakson
Baugh	Granlund	Olberg	Vincent
Bordonaro	Havice	Oller	Washington
Bowler	Hertzberg	Ortiz	Wayne
Brewer	House	Papan	Wildman
Bustamante	Kaloogian	Poochigian	Woods
Campbell	Keeley	Prenter	Wright
Cardenas	Knox	Pringle	Mr. Speaker
Cardoza	Kuykendall	Richter	
Cunneen	Leach	Runner	
Davis	Leonard	Scott	

NOES—5

Bowen	Cedillo	Kuehl
Brown	Honda	

(NOTE: For explanation of vote by Assembly Member Honda relative to Assembly Bill No. 1617, see Assembly Journal for August 21, 1998, page 8697; for explanation of vote by Assembly Member Cedillo relative to Assembly Bill No. 1617, see Assembly Journal for August 21, 1998, page 8698.)

**Motion to Reconsider Assembly Bill No. 1617
on Next Legislative Day**

Assembly Member Bowen moved to reconsider on the next legislative day the vote whereby Senate amendments to Assembly Bill No. 1617 were concurred in.

Assembly Bill No. 1617 ordered to the unfinished business file.

(NOTE: Later this day, the above motion to reconsider was taken up, and lost.)

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 2300**

At 1:29 p.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 Assembly concurred in Senate amendments to Assembly Bill No. 2300 by the following vote:

AYES—41

Alby	Davis	Kuehl	Thomson
Alquist	Ducheny	Lempert	Torlakson
Aroner	Escutia	Mazzoni	Vincent
Baca	Figuroa	Migden	Washington
Bowen	Floyd	Murray	Wayne
Brown	Gallegos	Napolitano	Wildman
Bustamante	Granlund	Ortiz	Wright
Cardenas	Hertzberg	Papan	Mr. Speaker
Cardoza	Honda	Perata	
Cedillo	Keeley	Shelley	
Cunneen	Knox	Strom-Martin	

NOES—29

Ackerman	Campbell	Martinez	Pringle
Aguiar	Firestone	McClintock	Richter
Ashburn	Havice	Miller	Runner
Battin	Kaloogian	Morrow	Thompson
Baugh	Kuykendall	Olberg	Woods
Bordonaro	Leach	Oller	
Bowler	Leonard	Poochigian	
Brewer	Margett	Prenter	

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 2134**

At 1:30 p.m., on motion of Assembly Member Escutia, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 2134 by the following vote:

AYES—43

Aguiar	Ducheny	Lempert	Shelley
Alquist	Escutia	Martinez	Strom-Martin
Aroner	Figueroa	Mazzoni	Sweeney
Baca	Gallegos	Migden	Thomson
Bordonaro	Havice	Morrissey	Torlakson
Bowen	Hertzberg	Napolitano	Vincent
Brown	Honda	Ortiz	Washington
Cardenas	Keeley	Pacheco	Wayne
Cardoza	Knox	Papan	Wildman
Cunneen	Kuehl	Perata	Mr. Speaker
Davis	Kuykendall	Scott	

NOES—24

Ackerman	Cedillo	Leach	Olberg
Ashburn	Firestone	Leonard	Poochigian
Battin	Goldsmith	Margett	Prenter
Baugh	Granlund	McClintock	Pringle
Bowler	House	Miller	Runner
Campbell	Kaloogian	Morrow	Woods

Above bill ordered enrolled.

(NOTE: For explanation of vote by Assembly Member Cedillo relative to Assembly Bill No. 2134, see Assembly Journal for August 21, 1998, page 8698.)

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 1888**

At 1:30 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.

The Assembly concurred in Senate amendments to Assembly Bill No. 1888 by the following vote:

AYES—44

Aguiar	Ducheny	Lempert	Shelley
Alquist	Escutia	Martinez	Strom-Martin
Aroner	Figueroa	Mazzoni	Sweeney
Baca	Floyd	Migden	Thomson
Bowen	Gallegos	Morrissey	Torlakson
Brown	Havice	Morrow	Vincent
Bustamante	Hertzberg	Napolitano	Washington
Cardenas	Honda	Ortiz	Wayne
Cardoza	Keeley	Pacheco	Wildman
Cedillo	Knox	Papan	Wright
Davis	Kuehl	Scott	Mr. Speaker

NOES—27

Ackerman	Campbell	Leach	Poochigian
Ashburn	Cunneen	Leonard	Prenter
Battin	Frusetta	Margett	Pringle
Baugh	Granlund	McClintock	Runner
Bordonaro	House	Miller	Thompson
Bowler	Kaloogian	Olberg	Woods
Brewer	Kuykendall	Oller	

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 2570**

At 1:30 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.

The Assembly concurred in Senate amendments to Assembly Bill No. 2570 by the following vote:

AYES—45

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Frusetta	Migden	Torlakson
Bowen	Gallegos	Morrissey	Vincent
Brown	Havice	Napolitano	Washington
Cardenas	Hertzberg	Ortiz	Wayne
Cardoza	Honda	Papan	Wildman
Cedillo	Keeley	Perata	Wright
Cunneen	Knox	Prenter	Mr. Speaker
Davis	Kuehl	Scott	
Ducheny	Leach	Shelley	
Escutia	Lempert	Strom-Martin	

NOES—27

Ackerman	Brewer	Margett	Poochigian
Aguiar	Campbell	McClintock	Pringle
Ashburn	Granlund	Miller	Richter
Battin	House	Morrow	Runner
Baugh	Kaloogian	Olberg	Thompson
Bordonaro	Kuykendall	Oller	Woods
Bowler	Leonard	Pacheco	

Above bill ordered enrolled.

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 562 (Bowen)—An act to amend Section 1203.10 of the Penal Code, and to amend Section 3201 of the Welfare and Institutions Code, relating to narcotic addicts.

The question being: Shall 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 Thompson, Bordonaro, Scott, Wright, and Morrissey 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 Bowen moved a call of the Assembly.

Motion carried. Time, 1:52 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

At 1:53 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

OBJECTION WITHDRAWN

Assembly Member Kaloogian withdrew his objection to any requests for vote adds or vote changes on the roll call vote taken on this day on Senate Bill No. 2215.

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Kaloogian announced his intention to request that Senate Bill No. 1169 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—Senate Bills

SENATE BILL NO. 1796 (Leslie)—An act to amend Section 1708.7 of the Civil Code, and to amend Sections 422, 646.9, and 653m of 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.)*

SENATE BILL NO. 2189 (Vasconcellos)—An act to amend Section 25102 of, to add Section 25208 to, and to add Division 3 (commencing with Section 28000) to Title 4 of, the Corporations Code, relating to capital access 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. 1073 (Vasconcellos)—An act to amend Section 1585.2 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.)*

SENATE BILL NO. 1383 (Leslie)—An act to add Sections 7056.5 and 19542.1 to the Revenue and Taxation Code, and to add Section 13018 to the Unemployment Insurance 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. 1416 (Brulte)—An act to add Section 19993.05 to the Government Code, relating to state 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. 1767 (Burton)—An act to amend Section 1156.6 of, and to add 1114.5 to, the Harbors and Navigation Code, relating to vessels.

Bill read 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	Cunneen	Leach	Poochigian
Aguiar	Davis	Lempert	Prenter
Alby	Ducheny	Leonard	Pringle
Alquist	Escutia	Margett	Richter
Aroner	Figueroa	Martinez	Runner
Ashburn	Firestone	Mazzoni	Scott
Baca	Floyd	McClintock	Shelley
Battin	Gallegos	Migden	Strom-Martin
Baugh	Goldsmith	Miller	Sweeney
Bordonaro	Granlund	Morrissey	Thompson
Bowen	Havice	Morrow	Thomson
Bowler	Hertzberg	Murray	Torlakson
Brewer	Honda	Napolitano	Vincent
Brown	House	Olberg	Washington
Bustamante	Kaloogian	Oller	Wayne
Campbell	Keeley	Ortiz	Wildman
Cardenas	Knox	Pacheco	Woods
Cardoza	Kuehl	Papan	Wright
Cedillo	Kuykendall	Perata	Mr. Speaker

NOES—None**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Oller announced his intention to request that Senate Bill No. 1196 be removed from the inactive file.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Migden was granted unanimous consent that Senate Bill No. 256, be withdrawn from the Committee on Appropriations and placed on the second reading file.

MOTION TO TAKE UP MOTION TO RECONSIDER VOTE

Assembly Member Baca moved to take up on this day the Bowen motion to reconsider the vote on Assembly Bill No. 1617.

Assembly Member Campbell seconded the motion.

Motion to take up motion to reconsider carried by the following vote:

AYES—53

Ackerman	Cedillo	Kuykendall	Runner
Aguiar	Cunneen	Leach	Scott
Alby	Ducheny	Lempert	Sweeney
Alquist	Escutia	Leonard	Thompson
Ashburn	Firestone	McClintock	Thomson
Baca	Floyd	Miller	Torlakson
Battin	Frusetta	Morrissey	Vincent
Baugh	Gallegos	Olberg	Wayne
Bordonaro	Goldsmith	Oller	Wildman
Bowler	Granlund	Ortiz	Woods
Bustamante	Havice	Papan	Wright
Campbell	Hertzberg	Poochigian	
Cardenas	House	Prenter	
Cardoza	Kaloogian	Pringle	

NOES—7

Aroner	Brown	Martinez	Migden
Bowen	Kuehl	Mazzoni	

Motion to Reconsider

Assembly Member Bowen moved that the vote be reconsidered whereby Senate amendments to Assembly Bill No. 1617 were concurred in.

Bowen motion to reconsider lost by the following vote.

AYES—10

Aroner	Honda	Martinez	Murray
Bowen	Keeley	Mazzoni	
Brown	Kuehl	Migden	

NOES—47

Ackerman	Cardoza	Kaloogian	Poochigian
Aguiar	Cedillo	Kuykendall	Prenter
Alby	Cunneen	Leach	Pringle
Ashburn	Escutia	Leonard	Runner
Baca	Firestone	Margett	Scott
Battin	Frusetta	McClintock	Sweeney
Baugh	Gallegos	Miller	Thompson
Bordonaro	Goldsmith	Morrissey	Vincent
Bowler	Granlund	Morrow	Wayne
Brewer	Havice	Napolitano	Woods
Campbell	Hertzberg	Olberg	Wright
Cardenas	House	Oller	

Assembly Bill No. 1617 ordered enrolled.

OBJECTION TO VOTE ADDS

Assembly Member Kaloogian 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. 2215.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 20, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 75	Assembly Bill No. 1980
Assembly Bill No. 162	Assembly Bill No. 2049
Assembly Bill No. 190	Assembly Bill No. 2096
Assembly Bill No. 1115	Assembly Bill No. 2145
Assembly Bill No. 1770	Assembly Bill No. 2251
Assembly Bill No. 1801	Assembly Bill No. 2259
Assembly Bill No. 1900	Assembly Bill No. 2273
Assembly Bill No. 1906	Assembly Bill No. 2303
Assembly Bill No. 1922	Assembly Bill No. 2352
Assembly Bill No. 1973	Assembly Bill No. 2353

And reports the same correctly enrolled, and presented to the Governor at 10 a.m., August 20, 1998

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, August 20, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 72
 Assembly Concurrent Resolution No. 82
 Assembly Concurrent Resolution No. 100
 Assembly Concurrent Resolution No. 148
 Assembly Concurrent Resolution No. 163
 Assembly Concurrent Resolution No. 166
 Assembly Joint Resolution No. 49
 Assembly Joint Resolution No. 67
 Assembly Joint Resolution No. 70
 Assembly Joint Resolution No. 72

And reports the same correctly enrolled, and presented to the Secretary of State on the 20th day of August, 1998, at 11:45 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, August 20, 1998

Mr. Speaker: Pursuant to your instruction, the Chief Clerk has examined:

Assembly Bill No. 790	Assembly Bill No. 2516
Assembly Bill No. 1870	Assembly Bill No. 2543
Assembly Bill No. 1886	Assembly Bill No. 2645
Assembly Bill No. 2062	Assembly Bill No. 2649
Assembly Bill No. 2156	Assembly Bill No. 2686
Assembly Bill No. 2365	Assembly Bill No. 2716
Assembly Bill No. 2386	Assembly Bill No. 2745
Assembly Bill No. 2440	Assembly Bill No. 2756
Assembly Bill No. 2459	Assembly Bill No. 2768
Assembly Bill No. 2487	Assembly Bill No. 2799

And reports the same correctly enrolled, and presented to the Governor at 2 p.m., August 20, 1998.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, August 20, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 2802

And reports the same correctly enrolled, and presented to the Governor at 2 p.m., August 20, 1998.

E. DOTSON WILSON, Chief Clerk

At 2 p.m., Speaker Antonio R. Villaraigosa, 45th District presiding

SPECIAL CEREMONY HONORING RETIRING MEMBERS

At 2 p.m., a special ceremony was convened to honor Members retiring from the California State Assembly.

Announcement

Speaker Villaraigosa announced that Members presenting resolutions and honorees would be limited to 5 minutes time to speak, and other Members would be limited to 1 minute of time to speak.

The following resolution was read:

House Resolution No. 74

By Assembly Member Villaraigosa

Relative to commending the Honorable Steven T. Kuykendall.

WHEREAS, The tenure of Assembly Member Steven T. Kuykendall with the California State Assembly is drawing to a close following four years of exemplary service, and it is appropriate at this time to highlight the many achievements of his illustrious tenure and to extend to him the highest commendation; and

WHEREAS, Steven Kuykendall was first elected to the California State Assembly on November 8, 1994, as the representative of the 54th Assembly District; and

WHEREAS, Recognized for his leadership abilities, he was selected to be Republican Whip his first year in office; was reelected in 1996; and is a member of the Utilities and Commerce, Banking and Finance, Labor and Employment, and Higher Education Committees; and

WHEREAS, Assembly Member Kuykendall was one of the seven legislators, and the only freshman, chosen to sit on the electrical restructuring conference committee, and this committee wrote the landmark restructuring legislation that has become a national model for states to deregulate their electric utility monopolies; and

WHEREAS, He has enacted several laws increasing penalties for crimes against children, and has been a strong advocate for increased education spending; and

WHEREAS, Assembly Member Kuykendall has utilized his knowledge of the financial services and aerospace industries to promote stronger consumer protection laws and a competitive economy in California, and representing the largest port complex in America, and the third largest in the world, he has strongly supported the state's growing maritime industry and its international trade relationships; and

WHEREAS, He has been very active in his community through his service as Mayor and a member of the Rancho Palos Verdes City Council, President and Director of the Peninsula Education Foundation, Chairman of the Regional Law Enforcement Committee that oversaw public safety in the community and administered the Los Angeles County Sheriff's contract services for the peninsula, and Vice Chairman of the Los Angeles County Emergency Preparedness Commission; and

WHEREAS, A California licensed real estate broker, Assembly Member Kuykendall became a principal in David Buxton Financial

Corporation in 1984, and he previously founded and served as President Corporation; and

WHEREAS, A native of McAlester, Oklahoma, Assembly Member Kuykendall served his country with distinction in the United States Marine Corps in the Vietnam War and was discharged with the rank of Captain in 1973;

WHEREAS, He received a Bachelor of Science degree in economics from Oklahoma City University and a Master of Business Administration degree from San Diego State University; and

WHEREAS, Assembly Member Kuykendall and his wife, Jan, are the parents of three children, Kerry, Brent, and Craig; now, therefore, be it

Resolved by the Assembly of the State of California, That they take great pride in honoring Assembly Member Steven T. Kuykendall for his outstanding service to the residents of the 54th District and the people of California during his tenure as a Member of the Legislature, and extend to him heartiest best wishes for happiness and success in his future endeavors.

House Resolution No. 74 Taken Up by Unanimous Consent

Assembly Member Firestone was granted unanimous consent to take up House Resolution No. 74, without reference to committee or file.

HOUSE RESOLUTION NO. 74—Relative to commending the Honorable Steven T. Kuykendall.

Resolution read and adopted unanimously.

Best Wishes Expressed

Farewell remarks were offered by Assembly Members Firestone, House, Pringle, Leonard, Escutia, Figueroa, and Davis.

Speaker Villaraigosa then appointed Assembly Members Ackerman and Leach as a Select Committee on Escort to escort Assembly Member Steven T. Kuykendall to the Rostrum, whereupon a resolution was presented expressing the best wishes of all Members of the Assembly as he departs the California State Assembly.

Assembly Member Kuykendall then addressed the assemblage.

* * *

At 2:28 p.m., Hon. Fred Aguiar, 61st District, presiding

The following resolution was read:

House Resolution No. 85

By Assembly Member Villaraigosa

Relative to commending the Honorable Grace F. Napolitano.

WHEREAS, The Honorable Grace F. Napolitano, the distinguished and able Assembly Member from the 58th District, has announced her retirement from the California State Legislature, and it is appropriate at this time to highlight her many achievements and commend her for her illustrious record of service to the State of California; and

WHEREAS, Grace Napolitano was elected to her third and final two-year term in the California State Assembly on November 5, 1996, representing the 58th District in Southeast Los Angeles County; following her first election in 1992, Grace quickly emerged as a leader in the "term-limits era" and was elected by her female colleagues as

Chair of the California Women's Legislative Caucus and she also served as Vice Chair of the Latino legislative Caucus; and

WHEREAS, Assembly Member Napolitano is Chair of the Assembly Committee on International Trade and Development and serves on the Assembly Consumer Protection, Governmental Efficiency and Economic Development Committee and the Assembly Local Government, Public Safety, and Transportation Committees; and

WHEREAS, She was selected in a nationwide process by the Center for Policy Alternatives and Leadership Institute in Washington, D.C., for a Fleming Fellowship since 1994; and

WHEREAS, As a recognized leader in such important federal and state issues as international trade, environmental protection, economic development, and immigration, Assembly Member Napolitano has made numerous official visits to Mexico to participate in high-level trade negotiations and bilateral economic development; she has led a trade mission of California officials and businesspersons to Beijing, Shanghai, and Wuhan in China, and has convened two international trade conferences featuring participation by over 10 national governments from throughout the Americas and the Pacific Rim; and

WHEREAS, A staunch preservationist and environmental advocate, Assembly Member Napolitano has been instrumental in the successful effort to secure huge tracts of open land for the creation of the largest new park and wilderness area in Southern California located in Whittier, and reclaimed from excess oil producing property; and

WHEREAS, Since her days as a City Commissioner fostering international friendship and cooperation through sister-city relationships between nations, Grace Napolitano has strongly believed in empowering people to participate directly in the governing process through service to the community and she has established advisory committees of interested volunteers on issues dealing with education, veterans' affairs, business, transportation and youth; and

WHEREAS, Grace Napolitano was recently praised by the respected California Journal as one of the Assembly's most diligent members; and

WHEREAS, Grace is married to Frank Napolitano, and they reside in Norwalk and have five grown children and twelve grandchildren; now, therefore, be it

Resolved by the Assembly of the State of California, That they take great pleasure in honoring Assembly Member Grace F. Napolitano for her outstanding service to the people of the 58th District and the people of California during her tenure as a member of the California State Assembly, and extend to her heartiest best wishes for happiness and success in her future endeavors.

House Resolution No. 85 Taken Up by Unanimous Consent

Assembly Member Villaraigosa was granted unanimous consent to take up House Resolution No. 85, without reference to committee or file.

HOUSE RESOLUTION NO. 85—Relative to commending the Honorable Grace F. Napolitano.

Resolution read and adopted unanimously.

At 2:35 p.m., Speaker Antonio R. Villaraigosa, 45th District, presiding

Best Wishes Expressed

Farewell remarks were offered by Assembly Members Villaraigosa, Vincent, Brown, Shelley, Goldsmith, Havice, Cardoza, Wayne, Miller, Torlakson, Woods, Prenter, Baca, Hertzberg, and Bustamante and Senator Watson.

Speaker Villaraigosa then appointed Assembly Members Thomson and Shelley as a Select Committee on Escort to escort Assembly Member Grace F. Napolitano to the Rostrum, whereupon a resolution was presented expressing the best wishes of all members of the Assembly as she departs the California State Assembly.

Assembly Member Napolitano then addressed the assemblage.

* * *

The following resolution was read:

House Resolution No. 76

By Assembly Member Villaraigosa

Relative to commending the Honorable Gary G. Miller.

WHEREAS, The tenure of Assembly Member Gary G. Miller with the California State Assembly is drawing to a close following three years of exemplary service, and it is appropriate at this time to highlight the many achievements of his illustrious tenure and to extend to him the highest commendation; and

WHEREAS, Gary Miller was elected to the California State Assembly in a Special Election on May 16, 1995, as the representative of the 60th Assembly District; and

WHEREAS, A native of Arkansas, Gary Miller was raised in Whittier, California, attended Mt. San Antonio College, and started his first company, the G. Miller Development Company, in his early twenties; and

WHEREAS, As a builder in Southern California, he expanded his business from building single family and custom homes to developing planned communities, and he remains active in the real estate industry; and

WHEREAS, In 1982 he began his service on the Board of Directors of Sonrise Christian School; in 1988 he was appointed to the Diamond Bar Municipal Advisory Council and, upon the incorporation of the City of Diamond Bar in 1989, he was elected to its first City Council and also served as Mayor; and

WHEREAS, As Chairman and Vice Chairman of the powerful Assembly Budget Committee, Assembly Member Miller drew on his experience as a small business owner to improve the State Budget process; while serving his freshman term in 1995, as Chairman of the Budget Committee, he enacted a balanced budget with a \$310 million reserve, with changes including allocation of 53 percent of the General Fund spending to education, and a reduction of the business tax rate by 5 percent—the lowest marginal rate since the Reagan Administration; and

WHEREAS, He is Vice Chairman of the Assembly Transportation Committee and a member of the Revenue and Taxation Committee, the

Housing and Community Development Committee, and the Labor and Employment Committee; and

WHEREAS, His other accomplishments include the passage of 25 bills; his strong interest in the area of juvenile justice reform led to the passage of Assembly Bill 622, and this law allows law enforcement agents to directly cite juvenile offenders into traffic court when they are caught committing misdemeanors; and

WHEREAS, Assembly Member Miller has been named Legislator of the Year by Los Angeles County, the West Covina Unified School District, and the American Subcontractors Association of California; and

WHEREAS, On June 2, 1998, he was elected to be the Republican nominee to California's 41st Congressional District, House of Representatives; and

WHEREAS, Assembly Member Miller and his wife, Cathy, are the parents of four children; now, therefore, be it

Resolved by the Assembly of the State of California, That they take great pride in honoring Assembly Member Gary G. Miller for his outstanding service to the residents of 60th Assembly District and the people of California during his tenure as a Member of the Legislature, and extend to him heartiest best wishes for happiness and success in his future endeavors.

House Resolution No. 76 Taken Up by Unanimous Consent

Assembly Member Woods was granted unanimous consent to take up House Resolution No. 76, without reference to committee or file.

HOUSE RESOLUTION NO. 76—Relative to commending the Honorable Gary G. Miller.

Resolution read and adopted unanimously.

Best Wishes Expressed

Farewell remarks were offered by Assembly Members Woods, Poochigian, Battin, Napolitano, Pringle, Bowen, Torlakson, and Leonard.

Speaker Villaraigosa then appointed Assembly Members Aguiar and Firestone as a Select Committee on Escort to escort Assembly Member Gary G. Miller to the Rostrum, whereupon a resolution was presented expressing the best wishes of all Members of the Assembly as he departs the California State Assembly.

Assembly Member Miller then addressed the assemblage.

* * *

The following resolution was read:

House Resolution No. 84

By Assembly Member Villaraigosa

Relative to commending the Honorable Debra Bowen.

WHEREAS, The tenure of Honorable Debra Bowen with the California State Assembly is drawing to a close following six years of exemplary service, and it is appropriate at this time to highlight the

many achievements of her illustrious tenure and to extend to her the highest commendation; and

WHEREAS, Debra Bowen graduated from Michigan State University in 1976 and earned her law degree from the University of Virginia in 1979; and

WHEREAS, She began a long history of community activism by becoming involved with her local Neighborhood Watch Program, environmental causes, and land use issues in her Marina del Rey neighborhood; and

WHEREAS, Assembly Member Debra Bowen was first elected to the California State Assembly in 1992 and for six years has proudly represented the cities and communities of Torrance, Redondo Beach, Hermosa Beach, Lomita, Manhattan Beach, El Segundo, Venice, Marina del Rey, Playa del Rey, and parts of Mar Vista, Palms, Palos Verdes Estates, and Westchester; and

WHEREAS, She has spent a majority of her six-year tenure in the Assembly focused on trying to “make government make sense,” both in Sacramento and for the people she has represented in the 53rd Assembly District; and

WHEREAS, Assembly Member Bowen has worked tirelessly to open government to the people, authoring the landmark AB 1624 in 1993 to unlock the Legislature’s computer files, making California the first state in the nation to put its laws, bills, committee analyses, and voting records on the Internet; and

WHEREAS, She chaired the Legislature’s first Budget Subcommittee on Information Technology in 1995, where she worked to bring business management practices and accountability to the state’s computer purchasing practices; and

WHEREAS, Assembly Member Bowen became the first state lawmaker to voluntarily make her campaign finance reports available to the public via the Internet; and

WHEREAS, She chaired the Assembly Natural Resources Committee during the 1997–98 legislative session where she continued her fight to protect California’s precious environment and defeat efforts aimed at gutting the state’s landmark recycling programs, reducing the state’s drinking water standards, and relaxing the state’s clean air requirements; and

WHEREAS, Assembly Member Bowen was a vocal participant during Assembly floor debates, gaining a reputation for her extensive use of props designed to vividly illustrate her points during debate; she used everything from muskets during an assault weapons debate to unveiling rolls of virgin and recycled trash bags to show that they could be used equally, to riding a bicycle onto the floor in tribute to another member, to setting a sheet of paper on fire to demonstrate that burning is not “recycling”; and

WHEREAS, No “departure” resolution would be complete without noting that Assembly Member Debra Bowen also became notorious for donning a wide variety of chapeaus on the Assembly floor and once was ordered by Assemblywoman Migden to “wear a hat to committee”; and

WHEREAS, Through her public service activities she has made a significant impact on the people of the 53rd Assembly District and

throughout the state, and she will be very much missed by those individuals with whom she has been associated; now, therefore, be it

Resolved by the Assembly of the State of California, That they express their commendations and appreciation to their colleague, the Honorable Debra Bowen, for her outstanding record of dedicated service to her constituents and to all of the people of California, and convey to her best wishes for every success in her future endeavors.

House Resolution No. 84 Taken Up by Unanimous Consent

Assembly Member Kuehl was granted unanimous consent to take up House Resolution No. 84, without reference to committee or file.

HOUSE RESOLUTION NO. 84—Relative to commending the Honorable Debra Bowen.

Resolution read and adopted unanimously.

Best Wishes Expressed

Farewell remarks were offered by Assembly Members Kuehl, Brown, Cunneen, Escutia, Woods, Olberg, Goldsmith, and Mazzoni.

Speaker Villaraigosa then appointed Assembly Members Shelley and Mazzoni as a Select Committee on Escort to escort Assembly Member Debra Bowen to the Rostrum, whereupon a resolution was presented expressing the best wishes of all Members of the Assembly as she departs the California State Assembly.

Assembly Member Bowen then addressed the assemblage.

* * *

The following resolution was read:

House Resolution No. 75

By Assembly Member Villaraigosa

Relative to commending the Honorable Curt Pringle.

WHEREAS, The tenure of Assembly Member Curt Pringle with the California State Assembly is drawing to a close following 10 years of exemplary service, and it is appropriate at this time to highlight the many achievements of his illustrious tenure and to extend to him the highest commendation; and

WHEREAS, Curt Pringle was first elected to the California Assembly in November 1988 as the representative of the 72nd Assembly District and served for two years; after redistricting in 1992, his home was located in the 68th Assembly District; and he was elected that year to represent the newly drawn district and won re-election convincingly in 1994 and 1996; and

WHEREAS, During the 1998 legislative session, he has served on the Banking and Finance, Governmental Organization, and Health Committees, and for two years he served as the highest-ranking Assembly Republican; and

WHEREAS, Curt Pringle was elected Speaker of the California State Assembly on January 4, 1996, and presided as Speaker until November 1996; during the 1994 election cycle, he served as Chairman of the Assembly Republican Caucus and helped guide Republicans to their first Assembly majority in a quarter century; and

WHEREAS, During his tenure in the Assembly, he has served as the Republican Floor Leader, Chairman of the Appropriations Committee,

Chairman of the Rules Committee, Vice Chairman of the Budget Committee, and a member of the Insurance and Joint Legislative Budget Review Committees; and

WHEREAS, Assembly Member Pringle has served as the lead Assembly Republican budget negotiator for each of the last two years; he was a key architect of California's historic, bipartisan welfare reform plan in 1997, and he authored the enacting legislation of the 1995–1996 State Budget; in 1996 he authored successful legislation to provide California businesses with a five-percent tax cut; and he has been credited as the chief legislative architect and driving force behind this year's landmark tax cut “mega-deal” that enacted a nearly \$1 billion tax cut for California's families and businesses; and

WHEREAS, He has been active in the community as Chairman of the Garden Grove Citizens' Committee on Government Efficiency and the Garden Grove Planning Commission, Acting President of the North Orange County Cancer League, President of the Orange County Chapter of the National Eagle Scout Association, and Founding Vice President of the Republican Small Business Association of Orange County; and

WHEREAS, A native of Emmetsburg, Iowa, Assembly Member Pringle is a 30-year resident of the Garden Grove area; he graduated from California State University, Long Beach, with a bachelor's degree in business administration and a master's degree in public administration; he is vice president of his family's drapery business in Anaheim, and he and his wife, Alexis, are the parents of two children, Katie and Kyle; now, therefore, be it

Resolved by the Assembly of the State of California, That they take great pride in honoring Assembly Member Curt Pringle for his outstanding service to the residents of 68th Assembly District and the people of California during his tenure as a Member of the Legislature, and extend to him heartiest best wishes for happiness and success in his future endeavors.

House Resolution No. 75 Taken Up by Unanimous Consent

Assembly Member Poochigian was granted unanimous consent to take up House Resolution No. 75, without reference to committee or file.

HOUSE RESOLUTION NO. 75—Relative to commending the Honorable Curt Pringle.

Resolution read and adopted unanimously.

Best Wishes Expressed

Farewell remarks were offered by Assembly Members Poochigian, Brown, Kuykendall, Cunneen, Ashburn, Battin, Granlund, Escutia, Aguiar, Campbell, Ducheny, Baugh, Olberg, Mazzoni, Brewer, Pacheco, Bowen, and Leonard.

Speaker Villaraigosa then appointed Assembly Members Kuykendall and Aguiar as a Select Committee on Escort to escort Assembly Member Curt Pringle to the Rostrum, whereupon a resolution was presented expressing the best wishes of all Members of the Assembly as he departs the California State Assembly.

Assembly Member Pringle then addressed the assemblage.

At 5:25 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Kuehl announced her intention to request that Senate Bill No. 1125 be removed from the inactive file.

Pursuant to Assembly Rule 78, Assembly Member Woods announced his intention to request that Senate Bill No. 418 be removed from the inactive file.

Pursuant to Assembly Rule 78, Assembly Member Keeley announced his intention to request that Senate Bill No. 2145 be removed from the inactive file.

Pursuant to Assembly Rule 78, Assembly Member Bowen announced her intention to request that Senate Bill No. 1784 be removed from the inactive file.

Pursuant to Assembly Rule 78, Assembly Member Wright announced his intention to request that Senate Bill No. 248 be removed from the inactive file.

Pursuant to Assembly Rule 78, Assembly Member Margett announced his intention to request that Senate Bill No. 915 be removed from the inactive file.

ACTION RESCINDED ON SENATE BILL NO. 1250

Assembly Member Aguiar was granted unanimous consent to rescind the action whereby the Assembly, earlier this day (Assembly Journal, page 8662), passed Senate Bill No. 1250, and whereby the bill was ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 562**

At 5:28 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 Assembly refused to concur in Senate amendments to Assembly Bill No. 562 by the following vote:

AYES—34

Alquist	Floyd	Mazzoni	Strom-Martin
Aroner	Gallegos	Migden	Sweeney
Bowen	Hertzberg	Murray	Thomson
Brown	Honda	Napolitano	Torlakson
Cardenas	Keeley	Ortiz	Washington
Cedillo	Knox	Papan	Wright
Ducheny	Kuehl	Perata	Mr. Speaker
Escutia	Lempert	Scott	
Figueroa	Martinez	Shelley	

NOES—37

Ackerman	Cardoza	Leonard	Prenter
Aguiar	Cunneen	Margett	Pringle
Alby	Firestone	McClintock	Richter
Ashburn	Frusetta	Miller	Runner
Baca	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Wayne
Baugh	Havice	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	
Campbell	Leach	Pochigian	

**Motion to Reconsider Assembly Bill No. 562
on Next Legislative Day**

Assembly Member Bowen moved to reconsider on the next legislative day the vote whereby Senate amendments to Assembly Bill No. 562 were refused concurrence.

Assembly Bill No. 562 ordered to the unfinished business file

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)**

**NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1735
FROM COMMITTEE CONTINUED**

Unanimous consent was granted that the notice of motion to withdraw Assembly Bill No. 1735 from the Committee on Public Safety be continued until the next legislative day.

SENATE BILL NO. 1574 SET FOR SPECIAL ORDER

By unanimous consent Senate Bill No. 1574 was made a special order of business for Friday, August 21, 1998, at 8 a.m.

BILLS RETURNED TO THIRD READING FILE

Pursuant to Assembly Rule 78, the following bills were withdrawn from the inactive file and placed on the third reading file:

Senate Bill No. 225, on request of Assembly Member Papan;

Senate Bill No. 1902, on request of Assembly Member Keeley;

Senate Bills Nos. 2058 and 14, on request of Assembly Member Cedillo;

Senate Bill No. 610, on request of Assembly Member Honda;

Senate Bill No. 971, on request of Assembly Member Miller;

Senate Bill No. 1600, on request of Assembly Member Wildman.

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 23 and 2229; Senate Constitutional Amendment No. 13; Senate Bills Nos. 1427, 1450, 2048, 2119, 924, and 1203 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. 1617, Demand for Previous Question: Alby, Goldsmith, Kuykendall, Napolitano, Prenter, Thomson, Torlakson, and Wright—Aye; Ackerman, Baugh, Bowen, Bowler, Granlund, Kaloogian, Olberg, Poochigian, and Thompson—No.

Assembly Bill No. 1832, Concurrence: Alby, Aroner, Battin, Bowler, Campbell, Goldsmith, Granlund, Kaloogian, Kuykendall, Morrow, Murray, Pacheco, Papan, Perata, Prenter, Runner, and Thompson—Aye; Baugh—No.

Assembly Joint Resolution No. 48, Concurrence: Alby, Baugh, Bowler, Campbell, Goldsmith, Granlund, Kaloogian, Kuykendall, Morrow, Murray, Napolitano, Prenter, and Pringle—Aye; Knox—No.

Assembly Bill No. 473, Concurrence: Alby, Aroner, Baugh, Bowen, Bowler, Campbell, Gallegos, Goldsmith, Granlund, Kuykendall, Morrow, Murray, Perata, Prenter, Strom-Martin, and Wright—Aye.

Assembly Bill No. 499, Concurrence: Aguiar, Alby, Aroner, Bowen, Bowler, Campbell, Cardoza, Goldsmith, Granlund, Kuykendall, Morrow, Murray, Perata, Poochigian, Prenter, and Runner—Aye; Baugh and Havice—No.

Assembly Bill No. 570, Concurrence: Alby, Aroner, Baugh, Bowen, Bowler, Goldsmith, Granlund, Kuykendall, Morrow, Murray, Pacheco, Perata, Prenter, and Runner—Aye.

Assembly Bill No. 880, Concurrence: Alby, Aroner, Baugh, Bowler, Goldsmith, Granlund, Kuykendall, Morrow, Murray, Pacheco, Perata, and Prenter—Aye.

Assembly Bill No. 960, Concurrence: Alby, Aroner, Baugh, Bowler, Ducheny, Goldsmith, Granlund, Havice, Honda, Kuykendall, Morrow, Murray, Pacheco, Perata, and Prenter—Aye.

Assembly Bill No. 1070, Concurrence: Alby, Baugh, Bowler, Goldsmith, Granlund, Havice, Kuykendall, Morrow, Murray, Napolitano, Perata, and Prenter—Aye.

Assembly Bill No. 1625, Concurrence: Alby, Aroner, Baugh, Bowler, Gallegos, Goldsmith, Granlund, Kuykendall, Morrow, Murray, Perata, and Wright—Aye.

Assembly Bill No. 1695, Concurrence: Alby, Alquist, Ashburn, Baugh, Bowler, Ducheny, Frusetta, Gallegos, Goldsmith, Granlund, Kuykendall, Morrissey, Morrow, Murray, Napolitano, Perata, Runner, and Wright—Aye.

Assembly Bill No. 1810, Concurrence: Aroner, Firestone, Goldsmith, Granlund, Havice, Kuykendall, Morrissey, Murray, Perata, Prenter, and Runner—Aye; Alby, Ashburn, Baugh, Bowler, Kaloogian, Morrow, and Oller—No.

Assembly Bill No. 1830, Concurrence: Alby, Aroner, Baugh, Bowler, Davis, Ducheny, Goldsmith, Granlund, Kaloogian, Kuykendall, Morrissey, Morrow, Murray, Oller, Perata, and Runner—Aye; Ashburn—No.

Assembly Bill No. 1925, Concurrence: Alby, Aroner, Ashburn, Battin, Ducheny, Goldsmith, Granlund, House, Kaloogian, Knox, Kuykendall, Morrow, Murray, Olberg, Oller, Perata, Prenter, and Runner—Aye; Baugh—No.

Assembly Bill No. 1992, Concurrence: Aroner, Ducheny, Goldsmith, Granlund, Knox, Kuykendall, Murray, Perata, and Prenter—Aye; Alby, Baugh, Morrow, and Runner—No.

Assembly Bill No. 2319, Concurrence: Alby, Aroner, Campbell, Davis, Frusetta, Goldsmith, Granlund, Kuykendall, Morrissey, Morrow, Murray, Oller, Perata, Poochigian, and Runner—Aye; Kaloogian—No.

Assembly Bill No. 2417, Concurrence: Alby, Aroner, Baugh, Campbell, Cunneen, Ducheny, Goldsmith, Granlund, Knox, Kuykendall, Morrow, Murray, Perata, and Runner—Aye.

Assembly Bill No. 2581, Concurrence: Alby, Aroner, Goldsmith, Granlund, Kuykendall, Morrow, Murray, and Perata—Aye; Bowen—No.

Assembly Bill No. 2680, Concurrence: Alby, Aroner, Goldsmith, Granlund, Kuykendall, Morrow, Murray, Pacheco, and Perata—Aye.

Assembly Bill No. 2705, Concurrence: Alby, Aroner, Cunneen, Ducheny, Firestone, Frusetta, Goldsmith, Knox, Kuykendall, Murray, and Perata—Aye; Ashburn, Bowler, Granlund, Morrow, and Runner—No.

Assembly Bill No. 2760, Concurrence: Alby, Aroner, Ducheny, Firestone, Frusetta, Goldsmith, Granlund, Knox, Kuykendall, Morrow, Murray, and Perata—Aye.

Assembly Bill No. 123, Concurrence: Alby, Aroner, Firestone, Goldsmith, Granlund, Kuykendall, Morrow, Murray, and Perata—Aye.

Assembly Bill No. 204, Concurrence: Aroner, Cardoza, Ducheny, Goldsmith, Granlund, Murray, and Perata—Aye; Alby, Kuykendall, Morrow, and Runner—No.

Assembly Bill No. 218, Concurrence: Alby, Aroner, Firestone, Gallegos, Goldsmith, Granlund, Havice, Kuykendall, Migden, Morrow, Murray, Perata, Runner, and Wright—Aye.

Assembly Bill No. 1074, Concurrence: Alby, Aroner, Firestone, Goldsmith, Granlund, Kuykendall, Morrow, Murray, Olberg, Perata, and Runner—Aye.

Assembly Bill No. 2369, Concurrence: Alby, Aroner, Baugh, Cardoza, Cunneen, Firestone, Frusetta, Goldsmith, Granlund, Kuykendall, Margett, Murray, Perata, and Runner—Aye.

Assembly Bill No. 2377, Concurrence: Alby, Aroner, Baugh, Cardoza, Cunneen, Goldsmith, Granlund, and Perata—No.

Assembly Bill No. 1755, Concurrence: Aroner, Bowen, Cardoza, Gallegos, Goldsmith, Granlund, Murray, Perata, and Wright—Aye; Baugh—No.

Assembly Bill No. 835, Concurrence: Alby, Aroner, Goldsmith, Granlund, Honda, Oller, Perata, and Runner—Aye; Baugh and Margett—No.

Assembly Bill No. 2509, Concurrence: Aroner, Murray, and Perata—Aye; Alby, Baugh, Goldsmith, Granlund, Kuykendall, and Margett—No.

Senate Bill No. 1550, Motion to Table Oller Amendments: Aroner and Murray—Aye; Alby, Goldsmith, Granlund, and Kuykendall—No.

Senate Bill No. 1550, Scott Amendments: Aroner and Perata—Aye; Baugh, Goldsmith, and Granlund—No.

Senate Bill No. 1554: Alby, Cardoza, Granlund, Mazzoni, Pacheco, and Runner—Aye; Olberg and Oller—No.

Senate Bill No. 1644: Alby, Battin, Cardoza, Granlund, Margett, Pacheco, and Runner—Aye; Morrow—No.

Senate Bill No. 1983: Alby, Granlund, Honda, Pacheco, and Runner—Aye; McClintock—No.

Senate Bill No. 405: Alby, Granlund, Pacheco, and Runner—Aye; McClintock—No.

Senate Bill No. 1760: Alby, Cardoza, Granlund, McClintock, Pacheco, and Preter—Aye.

Senate Bill No. 1375: Battin, Granlund, and Pacheco—Aye; Alby—No.

Senate Bill No. 1510: Alby, Ducheny, Granlund, and Pacheco—Aye; Bowen—No.

Senate Bill No. 1907: Bowen, Cardoza, Oller, and Pacheco—Aye; Granlund, Kaloogian, and Morrow—No.

Senate Bill No. 1916: Granlund and Pacheco—Aye; Alby—No.

Senate Bill No. 2204: Alby, Granlund, Miller, and Pacheco—Aye.

Senate Bill No. 277: Alby, Granlund, and Pacheco—Aye.

Senate Bill No. 1847: Alby—No.

Senate Bill No. 1830: Alby and Miller—Aye.

Senate Bill No. 2147: Alby—Aye.

Senate Bill No. 1866 and Urgency: Alby—Aye.

Senate Bill No. 1652: Alby, Cardoza, McClintock, and Migden—Aye.

Senate Bill No. 1140: Alby and Runner—Aye.

Senate Bill No. 1580, Cardoza Amendments: Ashburn, Kuykendall, and Olberg—Aye; Alby—No.

Senate Bill No. 1580 and Urgency: Morrissey and Olberg—Aye; Alby—No.

Senate Bill No. 1581 and Urgency: Alby and Olberg—Aye; McClintock—No.

Senate Bill No. 1663 and Urgency: Alby, McClintock, Pacheco, and Wright—Aye.

Senate Bill No. 1855 and Urgency: Alby, McClintock, Miller, and Pacheco—Aye.

Senate Bill No. 998: Cardoza, Cunneen, and Kaloogian—Aye; Baugh and McClintock—No.

Senate Bill No. 1250: Ashburn, Baugh, Cunneen, Granlund, and Morrow—Aye.

Assembly Bill No. 1396, Concurrence: Frusetta and McClintock—Aye; Baugh, Kuykendall, Margett, and Poochigian—No.

Senate Bill No. 328: Baca and Kuykendall—Aye; Baugh, Miller, Poochigian, and Runner—No.

Senate Bill No. 1385: Ducheny, Frusetta, Margett, Miller, and Runner—Aye.

Senate Joint Resolution No. 40: Bowler, Havice, Kaloogian, Oller, and Runner—Aye.

Senate Bill No. 1641: Olberg and Prenter—Aye; Baugh, Poochigian, and Runner—No.

Senate Bill No. 2215: Bordonaro and Strom-Martin—Aye; Poochigian and Ducheny—No.

Assembly Bill No. 1617, Concurrence: Alquist, Ashburn, Baugh, Kuykendall, Papan, Prenter, Runner, Thompson, Thomson, Vincent, and Wildman—Aye.

Assembly Bill No. 2300, Concurrence: Baugh and Runner—No.

Assembly Bill No. 2134, Concurrence: Ortiz—Aye; Baugh, Poochigian, and Prenter—No.

Assembly Bill No. 1888, Concurrence: Baca—Aye; Baugh, Campbell, Prenter, and Runner—No.

Assembly Bill No. 2570, Concurrence: Prenter—Aye; Kuykendall and Runner—No.

Baca Motion To Take Up Motion to Reconsider: Frusetta—Aye.

Assembly Bill No. 1617, Bowen Motion to Reconsider: Frusetta—No.

MOTION TO ADJOURN

At 5:30 p.m., Assembly Member Mazzoni moved that the Assembly do now adjourn.

Assembly Member Pacheco seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 5:30 p.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

CHANGES IN CONFEREES—CONFERENCE COMMITTEE ON ASSEMBLY BILL NO. 1344

The Speaker made the following changes in the Conference Committee on Assembly Bill No. 1344:

Assembly Member Davis, in place of Assembly Member Escutia.

**AUTHOR’S AMENDMENTS
Committee on Appropriations**

August 20, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 1190
Senate Bill No. 1757

Senate Bill No. 1835
Senate Bill No. 1913

With author’s amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 1190—An act to add Section 42316.5 to the Health and Safety Code, relating to air pollution.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1757—An act to add Sections 341 and 383.7 to, and to add Chapter 2.2 (commencing with Section 328) to Part 1 of Division 1 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. 1835—An act to amend Sections 51201, 51243, 51243.5, 51255, 51257, 51290, 51290.5, 51291, and 51295 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. 1913—An act to amend Sections 6125, 6127, 6128, and 6129 of, to add Sections 6126.1 and 6126.2 to, and to repeal and add Section 6126 of, the Penal Code, relating to the Office of the Inspector General.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

**REPORTS OF STANDING COMMITTEES
Committee on Appropriations**

Date of Hearing: August 19, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 116
Senate Bill No. 378
Senate Bill No. 487
Senate Bill No. 489
Senate Bill No. 537
Senate Bill No. 591
Senate Bill No. 619
Senate Bill No. 648

Senate Bill No. 694
Senate Bill No. 956
Senate Bill No. 1194
Senate Bill No. 1403
Senate Bill No. 1412
Senate Bill No. 1468
Senate Bill No. 1481
Senate Bill No. 1485

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: August 19, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1540
Senate Bill No. 1701
Senate Bill No. 1715
Senate Bill No. 1768
Senate Bill No. 1829
Senate Bill No. 1856
Senate Bill No. 1879
Senate Bill No. 1897
Senate Bill No. 1923

Senate Bill No. 1941
Senate Bill No. 1947
Senate Bill No. 1955
Senate Bill No. 1999
Senate Bill No. 2042
Senate Bill No. 2083
Senate Bill No. 2196
Senate Bill No. 2224

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Committee on Governmental Organization

Date of Hearing: August 18, 1998

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 1696

With amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: August 20, 1998

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 25

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 Appropriations

Date of Hearing: August 19, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1731

With the recommendation: That the bill be re-referred to the Committee on Public Safety.

MIGDEN, Chairwoman

Above bill re-referred to the Committee on Public Safety.

Date of Hearing: August 19, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1173

With the recommendation: That the bill be re-referred to the Committee on Judiciary.

MIGDEN, Chairwoman

Above bill re-referred to the Committee on Judiciary.

Committee on Higher Education

Date of Hearing: August 20, 1998

Mr. Speaker: Your Committee on Higher Education reports:

Assembly Bill No. 1205

With the recommendation: That the Senate amendments be concurred in.

LEMPERT, Chairman

Above bill ordered to unfinished business.

MESSAGES FROM THE SENATE

Senate Chamber, August 20, 1998

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. 406

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, August 20, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 86
Senate Bill No. 295
Senate Bill No. 627
Senate Bill No. 1176
Senate Bill No. 1362
Senate Bill No. 1637
Senate Bill No. 1648

Senate Bill No. 1667
Senate Bill No. 1775
Senate Bill No. 1890
Senate Bill No. 1898
Senate Bill No. 1976
Senate Bill No. 2024
Senate Bill No. 2098

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, August 20, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 2105

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered enrolled.

Senate Chamber, August 20, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Constitutional Amendment No. 10

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered enrolled.

Senate Chamber, August 20, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 106
Assembly Concurrent Resolution No. 107
Assembly Concurrent Resolution No. 130
Assembly Concurrent Resolution No. 172

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolutions ordered enrolled.

Senate Chamber, August 20, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 576	Assembly Bill No. 2067
Assembly Bill No. 1068	Assembly Bill No. 2128
Assembly Bill No. 1650	Assembly Bill No. 2217
Assembly Bill No. 1838	Assembly Bill No. 2268
Assembly Bill No. 1944	Assembly Bill No. 2275
Assembly Bill No. 2002	Assembly Bill No. 2292
Assembly Bill No. 2052	Assembly Bill No. 2407
Assembly Bill No. 2061	Assembly Bill No. 2506
Assembly Bill No. 2062	

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 20, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Concurrent Resolution No. 92

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 20, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 102

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. 102—Relative to the Richard Allen Flores Memorial Bridge.

August 20, 1998

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: The Senate this day rescinded the action whereby it refused to concur in Assembly amendments to Senate Bill 379. The Senate then ordered the bill returned to the Assembly.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Above bill held at the Desk.

August 20, 1998

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 1587. The Senate then ordered the bill returned to the Assembly.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Above bill held at the Desk.

INTRODUCTION OF GUESTS

Assembly Member Napolitano, of the 58th Assembly District, introduced Lorna Flores and Mr. and Mrs. Dominic Napoli, and son.

ADJOURNMENT

At 5:30 p.m., pursuant to the motion by Assembly Member Mazzoni the Assembly adjourned until 8 a.m., Friday, August 21, 1998, out of respect to the memory of Monica Velasquez Lujan, on motion of Assembly Member Napolitano.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON AUGUST 20, 1998

—————

The following measures were amended in the Assembly on this day:

SB	RN	SB	RN
55	9818668	1664	9819040
235	9818806	1679	9819247
262	*	1702	9818924
730	9816802	1757	9819365
750	9818895	1823	9819326
896	9818704	1835	9818488
1190	9819140	1855	9819041
1340	9819027	1869	9818586
1389	9818723	1874	9819299
1405	9819105	1913	9819472
1466	9819253	1965	9812955
1537	9819017	1970	9817993
1550	9819059	1988	9818638
1580	9819047	2033	9817678
1581	9818555	2103	9819037
1606	9818667	2194	9818892
1646	9819055	2240	9818199
1649	9819364		

Daily Total: 35

Cumulative Total: 7616

(NOTE: * Refers to amendments received in non-Legislative Counsel form.)

Amendments were considered by the Assembly, but not adopted, to the following measure:

SB

1550 (Oller amendments—Set 1, RN 9818372, laid upon the table)

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Friday, August 21, 1998

**TWO HUNDRED SIXTIETH SESSION DAY
SIX 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.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Friday, August 21, 1998

The Assembly met at 8:05 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 Washington moved a quorum call of the Assembly.

Motion carried. Time, 8:06 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 8:25 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	Cunneen	Leach	Pringle
Aguiar	Davis	Lempert	Richter
Alby	Ducheny	Leonard	Runner
Alquist	Escutia	Margett	Scott
Aroner	Figueroa	Mazzoni	Shelley
Ashburn	Firestone	McClintock	Strom-Martin
Baca	Floyd	Migden	Sweeney
Battin	Frusetta	Miller	Thompson
Baugh	Gallegos	Morrissey	Thomson
Bordonaro	Goldsmith	Morrow	Torlakson
Bowen	Granlund	Murray	Vincent
Bowler	Havice	Napolitano	Washington
Brewer	Hertzberg	Olberg	Wayne
Brown	Honda	Oller	Wildman
Bustamante	House	Ortiz	Woods
Campbell	Kaloogian	Pacheco	Wright
Cardenas	Keeley	Papan	Mr. Speaker
Cardoza	Knox	Poochigian	
Cedillo	Kuehl	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:

Father in Heaven, Our needs are many, but our greatest need is of You. You have created us and given us life; and so, our heart is restless until it abides in You. We pray this morning, Lord, that You grant us a sense of Your presence in all that we do. Fill us with Your peace and Your power and guide our feet in the paths of righteousness.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Shelley 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 Frusetta, seconded by Assembly Member Shelley.

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 Kuykendall.

To attend a funeral: Assembly Member Martinez.

Because of illness: Assembly Member Takasugi.

Because of illness in their families: Assembly Members Baldwin and Perata.

Because of a death in his family: Assembly Member Machado.

COMMUNICATIONS

The following communications were presented by the Chief Clerk and ordered printed in the Journal:

Explanation of Vote—Assembly Bill No. 1617

August 21, 1998

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol—Room 3196*

Dear Dotson: When the roll call vote was taken on Assembly Bill No. 1617, Item 16, on August 20, 1998, I changed my vote from “No” to “Not Voting” and due to the lateness of the day and in order to meet other obligation in a timely manner, I failed to make the voice vote change.

I would like the record to clearly reflect my intention to have been recorded as “Not Voting”.

Sincerely,

MIKE HONDA, Assembly Member
Twenty-third District

Explanation of Vote—Assembly Bill No. 1617

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol—Room 3196*

Dear Dotson: When the roll call vote was taken on Assembly Bill No. 1617 (Baca) on August 20, 1998, I inadvertently voted “No” and it was my intention to have been recorded as “Not Voting”. I did not have an opportunity to announce my vote change at the conclusion of the session but would like the record to clearly reflect my intention on this measure.

GIL CEDILLO, Assembly Member
Forty-sixth District

Explanation of Vote—Assembly Bill No. 2134

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol—Room 3196*

Dear Dotson: When the roll call vote was taken on August 20, 1998, on Assembly Bill No. 2134 (Escutia) I inadvertently voted “No”. Although, I did not announce my vote change at the conclusion of the session, I would like the record to reflect my intention to have been recorded “Aye” on this measure.

GIL CEDILLO, Assembly Member
Forty-sixth District

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 Linda Harvey, of Sacramento.

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 Pringle was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Michael C. Bartos, of Orangevale.

MOTION BY ASSEMBLY MEMBER HOUSE

Assembly Member House moved that the Senate be requested to return Senate Bill No. 1021 to the Assembly for deliberation and vote.

Motion Ruled Out of Order

Speaker pro Tempore Kuehl ruled the motion out of order as the Assembly has no control of a measure when it is in the other House and no longer in its possession.

Parliamentary Inquiry

Assembly Member House arose to the following parliamentary inquiry:

Is it not in order to request the Senate to return a bill to the Assembly?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that Senate Bill No. 1021 passed the Assembly on the Consent Calendar. A measure may be removed from the Consent Calendar by any Member, pursuant to the Rules, whereupon it is debated and voted upon.

Motion by Assembly Member House Restated

Assembly Member House's motion that the Senate be requested to return Senate Bill No. 1021 to the Assembly for deliberation and vote was re-stated by the Chair.

Motion seconded by Assembly Member Morrissey.

Vote Announced

Speaker pro Tempore Kuehl announced the House motion carried by a voice vote of the Assembly.

Roll Call Demanded

Assembly Member McClintock demanded a roll call.

Reply by Speaker pro Tempore Kuehl

Speaker pro Tempore Kuehl replied that she had announced the adoption of Assembly Member House's motion.

Point of Order

Assembly Member McClintock arose to the following point of order:

Under the Rules, any Member may request a roll call vote of the House if there is doubt as to the vote.

Ruling by Speaker pro Tempore Kuehl

Speaker pro Tempore Kuehl ruled that a roll call may be demanded by 3 Members of the House.

Roll Call Demanded

Assembly Members McClintock, Morrissey, and Baugh, demanded a roll call.

Parliamentary Inquiry

Assembly Member Papan arose to the following parliamentary inquiry:

Is it in order to place a call of the Assembly if the motion by Assembly Member House prevails?

Reply by Speaker pro Tempore Kuehl

Speaker pro Tempore Kuehl replied in the affirmative. A Member may move a call of the Assembly on any vote.

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, 8:46 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Morrissey was granted unanimous consent that the following communication be printed in the Journal:

August 19, 1998

Chief Clerk

California State Assembly

State Capitol

Sacramento, California

Dear Mr. Wilson: Senate Bill 1021 passed off the Assembly Floor on August 18, 1998. The bill was placed on the consent file and passed 74-0. This bill would allow lawmakers who previously served as legislative aides to count their service toward their legislative pensions. Pensions were repealed in 1990 for lawmakers who were first elected in 1990 or later.

The analysis provided for this bill was incorrect and thus the bill should not have gone out on consent. Had the analysis been correct, I would have voted "no" on the bill.

I respectfully request that this letter be printed in the Journal.

Sincerely,

JIM MORRISSEY, Assembly Member
Sixty-ninth District

SPECIAL RECOGNITION

The Members of the Assembly joined in extending best wishes to Assembly Member Alquist on the occasion of her birthday.

ADJOURN IN MEMORY

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 Arlene King Davis, of Pocomo.

GOVERNOR'S VETO STRICKEN FROM FILE

Assembly Member Thomson was granted unanimous consent that the Governor's veto of Assembly Bill No. 2020 be stricken from file.

**CONSIDERATION OF DAILY FILE
SENATE BILLS RETURNED TO SECOND READING FILE
PURSUANT TO THE RULES**

Pursuant to the Assembly Rules, the following Senate bill was this day on the second reading file:

Senate Bill No. 1466, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 218—An act to amend Section 203 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. 234—An act to amend Sections 20017 and 20178 of, and to repeal and add Section 21337 of, the Government Code, relating to the Public Employees' Retirement System, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 324—An act to amend Section 2052 of the Business and Professions Code, relating to medicine.

Bill read second time, and ordered to third reading.

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.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 557—An act to amend Section 1626 of, and to add Section 2052.1 to, the Business and Professions Code, relating to healing arts.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 645—An act to amend Section 361.3 of, and to add Sections 324.5 and 361.4 to, the Welfare and Institutions Code, relating to children.

Bill read second time, and ordered to third reading.

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.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 822—An act to add Chapter 3 (commencing with Section 2050) to Division 2.5 of the Welfare and Institutions Code, relating to youth.

Bill read second time, and ordered to third reading.

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, and ordered to third reading.

SENATE BILL NO. 1406—An act to add Section 3212.8 to the Labor Code, relating to workers' compensation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1520—An act to amend Section 631.3 of the Code of Civil Procedure, and to repeal Section 27081.5 of the Government Code, relating to jury fees.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1522—An act to amend Sections 8277.5 and 8277.6 of the Education Code, relating to child care and development, 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. 1528—An act to add Section 22226 to the Education Code, relating to the State Teachers' Retirement System, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1610—An act to amend Section 1776 of, and to add Article 6 (commencing with Section 1870) to Chapter 1 of Part 7 of Division 2 of, the Labor Code, relating to public works.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1611—An act to amend Section 3541 of the Government Code, relating to public employees.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1642—An act to add Section 22790.6 to the Government Code, and to add Section 14016.8 to the Welfare and Institutions Code, relating to health.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1647—An act to add Section 1367.63 to the Health and Safety Code, to add Section 10123.88 to the Insurance Code, and to add Section 14132.62 to the Welfare and Institutions Code, relating to reconstructive surgery.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1658—An act to amend Section 1345 of, and to add Section 1351.2 to, the Health and Safety Code, relating to health care service plans.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1665—An act to add Section 74265 to the Education Code, relating to postsecondary education.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1666—An act to amend Sections 69560, 69561, 69562, 69563, 69564, and 69566 of, and to repeal Section 69567 of, the Education Code, relating to the Student Opportunity and Access Program.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1689—An act to add and repeal Chapter 2.25 (commencing with Section 1399.80) of Division 2 of the Health and Safety Code, relating to health coverage.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1737—An act relating to the Bipartisan Commission on the Political Reform Act of 1974.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1740—An act to add Article 8 (commencing with Section 66090) to Chapter 2 of Part 40 of the Education Code, relating to service learning for postsecondary students.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1742—An act to add and repeal Section 15318 of the Government Code, relating to the Alameda Corridor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1754—An act to add Section 44011.3 to the Health and Safety Code, and to amend Sections 4000.3 and 25108 of the Vehicle Code, relating to air resources.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1763—An act to amend Sections 3008, 3202, 3204, 3205, 3205.5, 3206, and 3258 of the Public Resources Code, relating to oil and gas wells, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1770—An act to add Section 54761.3 to the Education Code, relating to school finance.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1827—An act to amend Sections 4501.1, 7516.5, and 7555 of the Penal Code, relating to prisoners.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1857—An act to amend Section 44299.1 of the Health and Safety Code, relating to air quality, 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. 1878—An act to amend Section 190.2 of the Penal Code, relating to murder, and calling an election to be consolidated with the November 3, 1998, general election, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1900—An act to amend Sections 1170, 1170.1, 1170.13, 1170.15, and 1170.95 of the Penal Code, relating to sentencing.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1927—An act to add Section 1054.8 to the Penal Code, relating to criminal procedure.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1973—An act to amend Sections 128695, 128700, 128725, 128735, 128755, 128760, 128782, and 128815 of, to amend, add, and repeal Section 127280 of, and to add Sections 128681, 128736, 128737, 128738, and 128812 to, the Health and Safety Code, relating to health data, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2045—An act to amend Section 17017.9 of the Education Code, relating to school facilities.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2070—An act to amend Sections 14009.5 and 14015 of the Welfare and Institutions Code, relating to health.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2092—An act to add Section 14005.22 to the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2116—An act to amend Section 290 of, to add Section 11055 to, and to add and repeal Section 290.01 of, the Penal Code, relating to sex offender registration.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2177—An act to amend Section 8353 of the Education Code, and to amend Section 11323.2 of the Welfare and Institutions Code, relating to welfare reform.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2239—An act to amend Sections 120, 125.7, 1621.1, 1632, 1633.5, 1763, 2067, 2103, 2225.5, 2239, 2242, 2350, 2355, 3512, 3516.5, 3517, 3519, 3520, 3521.2, 3523, 3524, 3526, 3527, 3528, 3530, 3534.1, 3534.3, 4301, 4322, 5053, 5055, 5056, 5060, 5070.6, 5072, 5073, 5104, 5134, 7622.3, 7651, 8742, 8773.1, 8773.2, and 13660 of, to add Sections 4301.5 and 5058.1 to, and to repeal Sections 1621.2, 5059, 5070.1, 5071, 5074, 5075, 5076, and 5153 of, the Business and Professions Code, to amend Sections 11371 and 11529 of the Government Code, and to amend Section 11166 of, and to repeal and add Section 11167 of, the Health and Safety Code, relating to professions and vocations.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2241—An act to amend Sections 49520 and 49521 of, and to add Section 49501.3, 49501.5, and 49524 to, the Public Resources Code, relating to solid waste, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 116—An act to add and repeal Section 25619 of the Public Resources Code, and to add and repeal Section 73 of the Revenue and Taxation Code, relating to energy programs.

Bill read 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. 378—An act to add and repeal Section 2889.4 of the Public Utilities Code, relating to public utilities.

Bill read 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. 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 Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 489—An act to add Section 2166.5 to the Elections Code, and to add Chapter 3.1 (commencing with Section 6205) to Division 7 of Title 1 of the Government Code, relating to public records, 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. 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.

Bill read 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. 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 Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 619—An act to amend Section 10856 of the Revenue and Taxation Code, and to amend Sections 4456 and 9553 of the Vehicle Code, relating to vehicles.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 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.

Bill read 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. 694—An act to add Part 7 (commencing with Section 122400) to Division 105 of the Health and Safety Code, relating to hepatitis.

Bill read 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. 956—An act to add Section 1348 to the Health and Safety Code, relating to insurance.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1194—An act to amend Section 14087.325 of the Welfare and Institutions Code, relating to public social services

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1403—An act to amend Section 27491.47 of the Government Code, to amend Sections 7055 and 7151.5 of the Health and Safety Code, and to amend Sections 12811 and 13005 of, and to add Section 1672.5 to, the Vehicle Code, relating to anatomical gifts.

Bill read 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. 1412—An act to amend Sections 48980, 60119, 60242, 60242.5, and 60248 of, to add Section 60240.5 to, to add Article 1.5 (commencing with Section 60007) to Chapter 1 of, and to add and repeal Chapter 3.5 (commencing with Section 60425) of Chapter 2 of, Part 33 of, the Education Code, relating to education, 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. 1468—An act to amend Sections 2550.3, 35120, 42238, 42238.5, 42238.7, 42238.8, 42238.9, 42243.7, 42280, 42281, 42282, 42283, 42284, 42285, 46010, 46305, 48205, 48664, 48980, 49067, 52335.2, 56836.08, 56836.10, 56836.11, 56836.12, 56836.15, and 56836.24 of, and to add Section 42289.5 to, the Education Code, and to amend Section 8880.5 of the Government Code, relating to school revenue limits, 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. 1481—An act to amend Sections 44031 and 87031 of the Education Code, relating to school and community college 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. 1485—An act to add and repeal Article 4 (commencing with Section 6045) of Chapter 5 of Title 7 of Part 3 of the Penal Code, relating to mentally ill criminal 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.

SENATE BILL NO. 1540—An act to amend Sections 1505, 11834.01, 11834.02, 11834.09, 11834.10, 11834.17, 11834.18, 11834.20, 11834.21, 11834.22, 11834.23, 11834.24, 11834.25, 11834.26, 11834.29, 11834.30, 11834.31, 11834.32, 11834.36, and 11834.50 of, and to add Sections 1520.4, 11834.11, and 11834.265 to, the Health and Safety Code, relating to residential 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. 1701—An act to amend Section 51745 of the Education Code, and to amend Section 11322.6 of, and to add Section 1120.3 to, and 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 juveniles.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1715—An act to amend Sections 237 and 368 of the Penal Code, to amend Section 2583 of, to amend the heading of Part 7 (commencing with Section 250) of Division 2 of, and to add Section 259 to, the Probate Code, relating to elder abuse.

Bill read 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. 1768—An act to amend, repeal, and add Section 2033.5 of the Code of Civil Procedure, and to amend Section 11177.2 of, and to amend, repeal, and add Sections 987, 1202.4, and 1214 of, the Penal Code, relating to criminal restitution.

Bill read 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. 1829—An act to add Section 42249.7 to the Education Code, relating to school desegregation.

Bill read 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. 1856—An act to add Section 4582.65 to the Public Resources Code, relating to forest practices.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1879—An act to amend Section 20093 of, and to add Chapter 8 (commencing with Section 16649.200) to Part 2 of Division 4 of Title 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.

SENATE BILL NO. 1897—An act to amend Section 16500.5 of, and to add Section 16500.51 to, the Welfare and Institutions Code, relating to child welfare services.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1923—An act to add Title 7.75 (commencing with Section 67470) to the Government Code, to add Chapter 4.6 (commencing with Section 33498) to Part 1 of Division 24 of the Health and Safety Code, and to add Sections 17049 and 23005 to the Revenue and Taxation Code, relating to state government, 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. 1941—An act to add Section 39518 to the Health and Safety Code, relating to air pollution.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1947—An act to add Sections 68099.5 and 68550 to the Government Code, relating to courts.

Bill read 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. 1955—An act to add Section 12315 to the Welfare and Institutions Code, relating to public social services.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1999—An act to amend Sections 316, 340, 1000, 1001, 1201, 1202, 6020, 6041, 6061, 6084, 6086, 6122, 6180, 6320, 6323, 6340, 6343, 6520, 6523, 6540, 6543, 6568, 6721, 6722, 6725, 6740, 6742, 6743, 6787, and 6952 of the Elections Code, relating to presidential primaries.

Bill read 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. 2042—An act to amend Sections 44259 and 44277 of, to add Section 44320.2 to, to repeal Section 44259.2 of, and to repeal and add Section 44259.1 of, the Education Code, relating to school employees.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 2083—An act relating to state employees, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 2196—An act to amend Sections 15365.53, 15365.55, and 15365.57 of the Government Code, relating to employment services.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 2224—An act to add Section 24313 to the Education Code, relating to the State Teachers' Retirement System, 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. 256—An act to amend Section 65588 of the Government Code, relating to local planning.

Bill read second time and ordered to third reading.

SENATE BILL NO. 1696—An act amend Sections 25658 and 25659 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. 25—An act to amend Sections 19805, 19842, and 19842A of the Business and Professions Code, and to amend Section 62 of Chapter 867 of the Statutes of 1997, relating to gambling establishments.

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.

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS**

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 425 (Baldwin)—An act to add Sections 81149 and 81530.5 to the Education Code, relating to community colleges.

Bill presented by Assembly Member Thompson.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Cunneen	Lempert	Richter
Aguiar	Davis	Leonard	Runner
Alby	Ducheny	Margett	Scott
Alquist	Escutia	Mazzoni	Shelley
Aroner	Figueroa	McClintock	Strom-Martin
Ashburn	Firestone	Migden	Sweeney
Baca	Frusetta	Miller	Thompson
Battin	Gallegos	Morrissey	Thomson
Baugh	Goldsmith	Morrow	Torlakson
Bordonaro	Granlund	Murray	Vincent
Bowen	Havice	Napolitano	Washington
Bowler	Hertzberg	Olberg	Wayne
Brewer	Honda	Oller	Wildman
Brown	House	Ortiz	Woods
Bustamante	Kaloogian	Pacheco	Wright
Campbell	Keeley	Papan	Mr. Speaker
Cardenas	Knox	Poochigian	
Cardoza	Kuehl	Prenter	
Cedillo	Leach	Pringle	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 431 (Baldwin)—An act to amend Section 48915 of the Education Code, relating to pupil expulsion.

Bill presented by Assembly Member Leonard.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Cunneen	Lempert	Pringle
Aguiar	Davis	Leonard	Richter
Alby	Ducheny	Margett	Runner
Alquist	Escutia	Mazzoni	Scott
Aroner	Figueroa	McClintock	Shelley
Ashburn	Firestone	Migden	Strom-Martin
Baca	Frusetta	Miller	Sweeney
Battin	Gallegos	Morrissey	Thompson
Baugh	Goldsmith	Morrow	Thomson
Bordonaro	Granlund	Murray	Torlakson
Bowen	Havice	Napolitano	Vincent
Bowler	Hertzberg	Olberg	Wayne
Brewer	Honda	Oller	Wildman
Brown	House	Ortiz	Woods
Bustamante	Kaloogian	Pacheco	Wright
Campbell	Keeley	Papan	Mr. Speaker
Cardoza	Knox	Poochigian	
Cedillo	Leach	Prenter	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2039 (Baugh)—An act to add Section 22061 to 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—73

Ackerman	Cunneen	Lempert	Richter
Aguiar	Davis	Leonard	Runner
Alby	Ducheny	Margett	Scott
Alquist	Escutia	Mazzoni	Shelley
Aroner	Figueroa	McClintock	Strom-Martin
Ashburn	Firestone	Migden	Sweeney
Baca	Frusetta	Miller	Thompson
Battin	Gallegos	Morrissey	Thomson
Baugh	Goldsmith	Morrow	Torlakson
Bordonaro	Granlund	Murray	Vincent
Bowen	Havice	Napolitano	Washington
Bowler	Hertzberg	Olberg	Wayne
Brewer	Honda	Oller	Wildman
Brown	House	Ortiz	Woods
Bustamante	Kaloogian	Pacheco	Wright
Campbell	Keeley	Papan	Mr. Speaker
Cardenas	Knox	Poochigian	
Cardoza	Kuehl	Prenter	
Cedillo	Leach	Pringle	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1225 (Granlund)—An act to amend Sections 27491.4, 27491.41, and 27491.47 of the Government Code, to amend Section 7150.5 of, and to add Chapter 3.55 (commencing with Section 7158) to Part 1 of Division 7 of, the Health and Safety Code, relating to health.

Bill presented by Assembly Member Aguiar.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Leonard	Runner
Aguiar	Davis	Margett	Scott
Alby	Ducheny	Mazzoni	Shelley
Alquist	Escutia	McClintock	Strom-Martin
Aroner	Figueroa	Migden	Sweeney
Ashburn	Firestone	Miller	Thompson
Baca	Frusetta	Morrissey	Thomson
Battin	Gallegos	Murray	Torlakson
Baugh	Goldsmith	Napolitano	Vincent
Bordonaro	Granlund	Olberg	Washington
Bowen	Havice	Oller	Wayne
Bowler	Hertzberg	Ortiz	Wildman
Brown	House	Pacheco	Woods
Bustamante	Kaloogian	Papan	Wright
Campbell	Keeley	Poochigian	Mr. Speaker
Cardenas	Knox	Prenter	
Cardoza	Kuehl	Pringle	
Cedillo	Lempert	Richter	

NOES—1

Morrow

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1439 (Granlund)—An act to add Article 7.5 (commencing with Section 680) to Chapter 1 of Division 2 of the Business and Professions Code, to add Sections 1221 and 1273 to the Health and Safety Code, and to amend Section 5251 of the Welfare and Institutions Code, relating to health.

Bill presented by Assembly Member Baugh.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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

Aguilar	Davis	Leonard	Runner
Alby	Ducheny	Margett	Scott
Alquist	Escutia	Mazzoni	Shelley
Aroner	Figueroa	Migden	Strom-Martin
Ashburn	Firestone	Miller	Sweeney
Baca	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	Ortiz	Wildman
Brown	House	Pacheco	Woods
Bustamante	Keeley	Papan	Wright
Cardenas	Knox	Poochigian	Mr. Speaker
Cardoza	Kuehl	Prenter	
Cedillo	Leach	Pringle	
Cunneen	Lempert	Richter	

NOES—4

Ackerman	Campbell	Kaloogian	McClintock
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Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1439: Assembly Member Baugh from “No” to “Aye”.

Above bill ordered enrolled.

(NOTE: On August 27, 1998, the action was rescinded whereby the Assembly concurred in Senate amendments to Assembly Bill No. 1439 and whereby the bill was ordered enrolled. See page 9178.)

ASSEMBLY BILL NO. 1780 (Murray)—An act to amend Sections 15630 and 15633 of, and to add Section 15653.5 to, the Welfare and Institutions Code, relating to elder abuse.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—69

Aguilar	Davis	Leonard	Runner
Alby	Ducheny	Margett	Scott
Alquist	Escutia	Mazzoni	Shelley
Aroner	Figueroa	Migden	Strom-Martin
Ashburn	Firestone	Miller	Sweeney
Baca	Frusetta	Morrissey	Thompson
Battin	Gallegos	Morrow	Thomson
Bordonaro	Goldsmith	Murray	Torlakson
Bowen	Granlund	Napolitano	Vincent
Bowler	Havice	Olberg	Washington
Brewer	Hertzberg	Oller	Wayne
Brown	Honda	Ortiz	Wildman
Bustamante	House	Pacheco	Woods
Campbell	Keeley	Papan	Wright
Cardenas	Knox	Poochigian	Mr. Speaker
Cardoza	Kuehl	Prenter	
Cedillo	Leach	Pringle	
Cunneen	Lempert	Richter	

NOES—4

Ackerman	Baugh	Kaloogian	McClintock
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Above bill ordered enrolled.

ASSEMBLY BILL NO. 2674 (Cardenas)—An act to amend Section 23166 of the Vehicle Code, relating to driving under the influence.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Cunneen	Lempert	Richter
Aguiar	Davis	Leonard	Runner
Alby	Ducheny	Margett	Scott
Alquist	Escutia	Mazzoni	Shelley
Aroner	Figueroa	McClintock	Strom-Martin
Ashburn	Firestone	Migden	Sweeney
Baca	Frusetta	Miller	Thompson
Battin	Gallegos	Morrissey	Thomson
Baugh	Goldsmith	Morrow	Torlakson
Bordonaro	Granlund	Murray	Vincent
Bowen	Havice	Napolitano	Washington
Bowler	Hertzberg	Olberg	Wayne
Brewer	Honda	Oller	Wildman
Brown	House	Ortiz	Woods
Bustamante	Kaloogian	Pacheco	Wright
Campbell	Keeley	Papan	Mr. Speaker
Cardenas	Knox	Poochigian	
Cardoza	Kuehl	Prenter	
Cedillo	Leach	Pringle	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1724 (Richter)—An act to add Section 11462.12 to the Welfare and Institutions Code, relating to human services, and making an appropriation therefor.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—71

Ackerman	Cedillo	Kuehl	Prenter
Aguiar	Cunneen	Leach	Pringle
Alby	Davis	Lempert	Richter
Alquist	Ducheny	Leonard	Runner
Aroner	Escutia	Margett	Scott
Ashburn	Figueroa	Mazzoni	Shelley
Baca	Firestone	McClintock	Strom-Martin
Battin	Frusetta	Migden	Sweeney
Baugh	Gallegos	Miller	Thompson
Bordonaro	Goldsmith	Morrissey	Thomson
Bowen	Granlund	Morrow	Torlakson
Bowler	Havice	Murray	Vincent
Brewer	Hertzberg	Napolitano	Wayne
Brown	Honda	Olberg	Wildman
Bustamante	House	Oller	Woods
Campbell	Kaloogian	Ortiz	Wright
Cardenas	Keeley	Papan	Mr. Speaker
Cardoza	Knox	Poochigian	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1927 (Morrow)—An act to amend Sections 290, 679.02, and 1203.1 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—65

Ackerman	Cardoza	Kuehl	Pringle
Aguiar	Cunneen	Leach	Richter
Alby	Davis	Lempert	Runner
Alquist	Ducheny	Leonard	Scott
Aroner	Escutia	Mazzoni	Strom-Martin
Ashburn	Figueroa	McClintock	Sweeney
Baca	Firestone	Miller	Thompson
Battin	Frusetta	Morrissey	Thomson
Baugh	Gallegos	Morrow	Torlakson
Bordonaro	Goldsmith	Murray	Wayne
Bowen	Granlund	Napolitano	Wildman
Bowler	Havice	Olberg	Woods
Brewer	Hertzberg	Oller	Wright
Brown	House	Ortiz	Mr. Speaker
Bustamante	Kaloogian	Pacheco	
Campbell	Keeley	Poochigian	
Cardenas	Knox	Prenter	

NOES—1

Migden

Above bill ordered enrolled.

ASSEMBLY CONCURRENT RESOLUTION NO. 92 (Morrow)—Relative to historic U.S. Highway Route 101.

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—70

Ackerman	Cunneen	Lempert	Richter
Aguiar	Davis	Leonard	Runner
Alby	Ducheny	Margett	Scott
Alquist	Escutia	Mazzoni	Shelley
Aroner	Figueroa	McClintock	Strom-Martin
Ashburn	Firestone	Migden	Sweeney
Baca	Frusetta	Miller	Thompson
Battin	Gallegos	Morrissey	Thomson
Baugh	Goldsmith	Morrow	Torlakson
Bordonaro	Granlund	Murray	Vincent
Bowen	Havice	Napolitano	Washington
Bowler	Hertzberg	Olberg	Wayne
Brewer	House	Oller	Wildman
Brown	Kaloogian	Ortiz	Woods
Bustamante	Keeley	Pacheco	Wright
Campbell	Knox	Poochigian	Mr. Speaker
Cardoza	Kuehl	Prenter	
Cedillo	Leach	Pringle	

NOES—None

Above resolution ordered enrolled.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY CONCURRENT RESOLUTION NO. 186 (Alquist)—Relative to state personnel administration.

Resolution read and adopted.

Resolution ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 1229 (Schiff)—An act to amend Sections 594.6 and 640.7 of, and to amend, repeal, and add Section 594 of, and to amend, repeal, and add Section 594 of, the Penal Code, relating to vandalism.

Bill read third time, and presented by Assembly Member Gallegos.

Bill passed by the following vote:

AYES—70

Ackerman	Davis	Lempert	Richter
Aguiar	Ducheny	Leonard	Runner
Alby	Escutia	Margett	Scott
Alquist	Figueroa	Mazzoni	Shelley
Aroner	Firestone	McClintock	Strom-Martin
Ashburn	Frusetta	Miller	Sweeney
Baca	Gallegos	Morrissey	Thompson
Battin	Goldsmith	Morrow	Thomson
Baugh	Granlund	Murray	Torlakson
Bordonaro	Havice	Napolitano	Vincent
Bowen	Hertzberg	Olberg	Washington
Bowler	Honda	Oller	Wayne
Brewer	House	Ortiz	Wildman
Brown	Kaloogian	Pacheco	Woods
Bustamante	Keeley	Papan	Wright
Campbell	Knox	Poochigian	Mr. Speaker
Cardoza	Kuehl	Prenter	
Cunneen	Leach	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Senate Bill No. 2082—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 704 (Polanco)—An act to amend Section 3260.1 of the Civil Code, relating to contracting.

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.

SENATE BILL NO. 1660 (Lewis)—An act to amend Sections 66458, 66462, and 66477.1 of the Government Code, relating to local agencies.

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.

SENATE BILL NO. 1652 (Kopp)—An act to amend Sections 312, 6715, 16728, 22391, and 22443.1 of the Business and Professions Code, to amend Sections 1789.24, 1812.54, 1812.66, 1812.105, 1812.129, 1812.503, 1812.510, 1812.515, 1812.525, and 1812.600 of the Civil Code, to amend Sections 995.710 and 1279 of the Code of Civil Procedure, to amend Section 318 of the Corporations Code, to amend Sections 12511, 18342, and 19420 of the Education Code, to amend Sections 113, 126, 12302, 12402, 23600, 23713, 25004, 34460, 61230, 65584.3, 68083, and 68116 of the Government Code, to amend Sections 2224, 2226, 4739.5, 6501, 13830, 13876, 25395, 32137, 33102, and 34116 of the Health and Safety Code, to amend Sections 9626, 29728, 29731, and 30150 of the Public Resources Code, to amend Sections 7578, 11895, 22258, and 30205 of, and to repeal Sections 7579, 29254, 30944, and 100464 of, the Public Utilities Code, to amend Section 27123 of the Streets and Highways Code, to amend Sections 30321.5, 30322, 30323, 31006, 34501, and 71598 of, and to repeal Section 34503 of, the Water Code, and to amend Sections 10 and 10.2 of Chapter 545 of the Statutes of 1943, relating to the Secretary of State, and making an appropriation therefor.

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.

SENATE BILL NO. 1911 (Vasconcellos)—An act to add Section 9101.5 to the Welfare and Institutions Code, relating to aging, and making an appropriation therefor.

Bill read third time.

Motion to Amend

Assembly Member Woods moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 2227 (Monteith)—An act to amend Section 56835 of, and to add Sections 56111.14, 56700.3, 56800.3, 56828.5, 56842.7, 56844.2, 57082.5, and 57330.5 to, the Government Code, relating to local agencies.

Bill read third time, and presented by Assembly Member Thompson.

Bill passed by the following vote:

AYES—73

Ackerman	Cunneen	Lempert	Richter
Aguiar	Davis	Leonard	Runner
Alby	Ducheny	Margett	Scott
Alquist	Escutia	Mazzoni	Shelley
Aroner	Figueroa	McClintock	Strom-Martin
Ashburn	Firestone	Migden	Sweeney
Baca	Frusetta	Miller	Thompson
Battin	Gallegos	Morrissey	Thomson
Baugh	Goldsmith	Morrow	Torlakson
Bordonaro	Granlund	Murray	Vincent
Bowen	Havice	Napolitano	Washington
Bowler	Hertzberg	Olberg	Wayne
Brewer	Honda	Oller	Wildman
Brown	House	Ortiz	Woods
Bustamante	Kaloogian	Pacheco	Wright
Campbell	Keeley	Papan	Mr. Speaker
Cardenas	Knox	Poochigian	
Cardoza	Kuehl	Prenter	
Cedillo	Leach	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 971 (Watson)—An act to amend Section 104375 of the Health and Safety Code, relating to disease prevention.

Bill read third time.

Motion to Amend

Assembly Member Miller moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 1645 (Mountjoy)—An act to amend Section 14664 of the Government Code, and to amend Section 2 of Chapter 625 of the Statutes of 1991, Section 1 of Chapter 648 of the Statutes of 1992, Section 1 of Chapter 317 of the Statutes of 1993, and Section 1 of Chapter 391 of the Statutes of 1994, relating to state property.

Bill read third time.

Motion to Amend by Assembly Member Havice

Assembly Member Havice moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 1980 (Greene)—An act to amend Sections 473, 2602, 2603, 2604, 2607.5, 3010, 3014.5, 3710, 3711, 3712, 3713, 3716, 3775, 3775.1, 3776, 4925, 4928, 4929, 4934, 4935, 4970, 8000, and 8005 of, to amend and repeal Section 2620.5 of, and to add Sections 104 3712.5, 3775.2, and 8006 to, the Business and Professions Code, relating to regulatory boards and committees, and making an appropriation therefor.

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.

**RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO
ASSEMBLY RULE 77.2**

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Assembly Bill No. 2128 to the Committee on Banking and Finance.

BILL RETURNED TO SENATE

Assembly Member Brewer was granted unanimous consent that Assembly Bill No. 2217 be returned to the Senate for further action.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 280 (Brulte)—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 third time.

Motion to Amend

Assembly Member Bowler moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

**Re-Reference of Bills to Committee Pursuant to
Assembly Rule 77.2**

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Senate Bill No. 280 to the Committee on Public Safety.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1430 (Solis)—An act to amend Section 138.7 of the Labor Code, relating to workers' compensation.

Rules Suspended

Assembly Member Brewer was granted unanimous consent that Assembly Rule 69(b) be suspended to permit consideration of proposed amendments to Senate Bill No. 1430.

Bill read third time.

Motion to Amend

Assembly Member Brewer moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 1759 (Ayala)—An act to add Section 1785.135 to the Civil Code, to add Article 6 (commencing with Section 765.010) to Chapter 4 of Title 10 of Part 2 of the Code of Civil Procedure, and to amend Sections 6223 and 27201 of the Government Code, relating to liens and encumbrances.

Bill read third time, and presented by Assembly Member Hertzberg.

Bill passed by the following vote:

AYES—51

Aguiar	Figueroa	Margett	Shelley
Alquist	Floyd	Mazzoni	Strom-Martin
Aroner	Frusetta	Migden	Sweeney
Baca	Gallegos	Miller	Thomson
Brown	Granlund	Morrissey	Torlakson
Bustamante	Havice	Murray	Vincent
Campbell	Hertzberg	Napolitano	Washington
Cardoza	Honda	Ortiz	Wayne
Cedillo	House	Pacheco	Wildman
Cunneen	Keeley	Papan	Woods
Davis	Knox	Prenter	Wright
Ducheny	Kuehl	Richter	Mr. Speaker
Escutia	Lempert	Scott	

NOES—18

Ackerman	Bordonaro	Leach	Poochigian
Alby	Bowler	Leonard	Runner
Ashburn	Brewer	McClintock	Thompson
Battin	Goldsmith	Olberg	
Baugh	Kaloogian	Oller	

Bill ordered transmitted to the Senate.

At 9:54 a.m., Hon. Fred Keeley, 27th District, presiding

SENATE BILL NO. 1908 (Vasconcellos)—An act relating to telecommunications.

Bill read third time, and presented by Assembly Member Alquist.

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, 10:02 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 2034 (Lockyer)—An act to amend Section 186.22a of the Penal Code, relating to criminal street gangs.

Bill read third time, and presented by Assembly Member Hertzberg.

Demand for Previous Question

Assembly Members Baca, Wayne, Shelley, Woods, and Campbell demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—44

Aguiar	Cunneen	House	Pacheco
Alby	Davis	Knox	Papan
Alquist	Escutia	Leach	Prenter
Baca	Figueroa	Lempert	Scott
Battin	Firestone	Margett	Shelley
Bordonaro	Frusetta	Miller	Strom-Martin
Bowen	Gallegos	Morrissey	Sweeney
Bowler	Goldsmith	Morrow	Thomson
Brown	Granlund	Napolitano	Torlakson
Bustamante	Havice	Olberg	Wayne
Cardoza	Hertzberg	Ortiz	Wildman

NOES—23

Ackerman	Ducheny	McClintock	Thompson
Aroner	Floyd	Migden	Vincent
Ashburn	Kaloogian	Murray	Washington
Baugh	Keeley	Oller	Woods
Brewer	Leonard	Richter	Wright
Campbell	Mazzoni	Runner	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 2034: Assembly Member Villaraigosa, from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate.

POINT OF PERSONAL PRIVILEGE

Assembly Member Pacheco arose to a point of personal privilege.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of personal privilege well-taken.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 2172 (Sher)—An act to amend Section 25150.6 of the Health and Safety Code, relating to hazardous waste.

Bill read third time, and presented by Assembly Member Wayne.
Bill passed by the following vote:

AYES—48

Alquist	Escutia	Kuehl	Scott
Aroner	Figueroa	Leach	Shelley
Baca	Firestone	Lempert	Strom-Martin
Bowen	Frusetta	Mazzoni	Sweeney
Brown	Gallegos	Migden	Thomson
Bustamante	Goldsmith	Morrissey	Torlakson
Cardenas	Havice	Murray	Vincent
Cardoza	Hertzberg	Napolitano	Washington
Cedillo	Honda	Ortiz	Wayne
Cunneen	House	Pacheco	Wildman
Davis	Keeley	Papan	Wright
Ducheny	Knox	Richter	Mr. Speaker

NOES—23

Ackerman	Bowler	Margett	Poochigian
Aguiar	Brewer	McClintock	Prenter
Alby	Campbell	Miller	Runner
Ashburn	Granlund	Morrow	Thompson
Baugh	Kaloogian	Olberg	Woods
Bordonaro	Leonard	Oller	

Bill ordered transmitted to the Senate.

**At 10:35 a.m., Assistant Speaker pro Tempore Joe Baca,
62nd District, presiding**

SENATE BILL NO. 2003 (Knight)—An act to amend Sections 4848 and 4905 of, and to add Section 4848.3 to, the Business and Professions Code, relating to veterinary medicine, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Cardoza.
Bill passed by the following vote:

AYES—60

Ackerman	Cardenas	House	Poochigian
Aguiar	Cardoza	Keeley	Prenter
Alby	Cedillo	Leonard	Pringle
Alquist	Cunneen	Margett	Runner
Aroner	Davis	Mazzoni	Scott
Ashburn	Ducheny	McClintock	Strom-Martin
Baca	Escutia	Migden	Thompson
Battin	Figueroa	Miller	Thomson
Baugh	Frusetta	Morrissey	Torlakson
Bordonaro	Gallegos	Morrow	Vincent
Bowler	Goldsmith	Murray	Wayne
Brewer	Granlund	Napolitano	Wildman
Brown	Havice	Olberg	Woods
Bustamante	Hertzberg	Ortiz	Wright
Campbell	Honda	Papan	Mr. Speaker

NOES—7

Bowen	Leach	Pacheco	Sweeney
Kaloogian	Oller	Richter	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 2003: Assembly Member Oller, from “Aye” to “No”.

Bill ordered transmitted to the Senate.

BILLS RETURNED TO UNFINISHED BUSINESS FILE

Pursuant to Assembly Rule 78, the following bill was withdrawn from the inactive file, and placed upon the unfinished business file:

Assembly Bill No. 188, on request of Assembly Member Murray.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 1418 (Rosenthal)—An act to amend Section 6405 of, to amend the heading of Chapter 5.5 (commencing with Section 6400) of Division 3 of, to amend, repeal, and add Sections 6401, 6402, 6403, 6406, 6407, 6408, 6409, 6410, 6411, 6412, 6413, and 6415 of, to add and repeal Sections 6401.6, 6402.1, 6412.1, and 6416 of, and to repeal and add Section 6400 of, the Business and Professions Code, relating to legal document assistants.

Bill read third time, and presented by Assembly Member Kuehl.

Bill passed by the following vote:

AYES—42

Alquist	Escutia	Mazzoni	Sweeney
Aroner	Figueroa	Migden	Thomson
Baca	Floyd	Murray	Torlakson
Bowen	Gallegos	Napolitano	Vincent
Brown	Havice	Ortiz	Washington
Bustamante	Hertzberg	Pacheco	Wayne
Cardenas	Honda	Papan	Wildman
Cardoza	Keeley	Prenter	Wright
Cedillo	Knox	Scott	Mr. Speaker
Davis	Kuehl	Shelley	
Ducheny	Lempert	Strom-Martin	

NOES—31

Ackerman	Campbell	Leach	Oller
Alby	Cunneen	Leonard	Poochigian
Ashburn	Firestone	Margett	Pringle
Battin	Frusetta	McClintock	Richter
Baugh	Goldsmith	Miller	Runner
Bordonaro	Granlund	Morrissey	Thompson
Bowler	House	Morrow	Woods
Brewer	Kaloogian	Olberg	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1875 (Hayden)—An act to add Sections 126.5, 126.7, 130.5, and 130.7 to the Metropolitan Water District Act (Chapter 209 of the Statutes of 1969), relating to the Metropolitan Water District of Southern California.

Bill read third time, and presented by Assembly Member Kuehl.

Bill passed by the following vote:

AYES—64

Aguiar	Escutia	Leonard	Pringle
Alquist	Figueroa	Margett	Runner
Aroner	Firestone	Mazzoni	Scott
Baca	Floyd	McClintock	Shelley
Battin	Frusetta	Migden	Strom-Martin
Bordonaro	Gallegos	Miller	Sweeney
Bowen	Goldsmith	Morrissey	Thompson
Brewer	Granlund	Morrow	Thomson
Brown	Hertzberg	Murray	Torlakson
Bustamante	Honda	Napolitano	Vincent
Cardenas	House	Olberg	Washington
Cardoza	Keeley	Ortiz	Wayne
Cedillo	Knox	Pacheco	Wildman
Cunneen	Kuehl	Papan	Woods
Davis	Leach	Poochigian	Wright
Ducheny	Lempert	Prenter	Mr. Speaker

NOES—8

Ackerman	Baugh	Campbell	Kaloogian
Ashburn	Bowler	Havice	Richter

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1250 (Kopp)—An act to amend Section 10770 of, and to repeal Section 10707 of, the Revenue and Taxation Code, and to amend Section 16000 of the Vehicle Code, relating to vehicles.

Rules Suspended

Assembly Member Aguiar was granted unanimous consent that Assembly Rule 69(b) be suspended to permit consideration of proposed amendments to Senate Bill No. 1250.

Bill read third time.

Motion to Amend

Assembly Member Aguiar moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 2075 (Polanco)—An act to amend Section 9873 of, and to add Section 9855.05 to, the Business and Professions Code, and to amend Section 12741 of the Insurance Code, relating to service contracts, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Figueroa.

Bill passed by the following vote:

AYES—59

Ackerman	Davis	Lempert	Richter
Aguiar	Ducheny	Leonard	Runner
Alby	Escutia	Margett	Scott
Alquist	Figueroa	Mazzoni	Strom-Martin
Aroner	Firestone	Migden	Thompson
Ashburn	Frusetta	Miller	Thomson
Baca	Gallegos	Morrissey	Torlakson
Bowen	Goldsmith	Morrow	Vincent
Brewer	Granlund	Murray	Washington
Brown	Havice	Napolitano	Wayne
Bustamante	Hertzberg	Olberg	Wildman
Campbell	Honda	Ortiz	Woods
Cardenas	Keeley	Papan	Wright
Cedillo	Knox	Poochigian	Mr. Speaker
Cunneen	Kuehl	Prenter	

NOES—9

Baugh	House	McClintock
Bordonaro	Kaloogian	Oller
Bowler	Leach	Pacheco

Bill ordered transmitted to the Senate.

**UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 1121 (Goldsmith)—An act to amend and repeal Section 52303 of the Education Code, relating to vocational 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	Cunneen	Leach	Prenter
Aguiar	Davis	Lempert	Pringle
Alby	Ducheny	Leonard	Richter
Alquist	Escutia	Margett	Runner
Aroner	Figueroa	Mazzoni	Scott
Ashburn	Firestone	McClintock	Shelley
Baca	Frusetta	Migden	Strom-Martin
Battin	Gallegos	Miller	Sweeney
Baugh	Goldsmith	Morrissey	Thompson
Bordonaro	Granlund	Morrow	Thomson
Bowen	Havice	Murray	Torlakson
Bowler	Hertzberg	Napolitano	Vincent
Brewer	Honda	Olberg	Washington
Brown	House	Oller	Wayne
Bustamante	Kaloogian	Ortiz	Wildman
Campbell	Keeley	Pacheco	Woods
Cardoza	Knox	Papan	Wright
Cedillo	Kuehl	Poochigian	Mr. Speaker

NOES—None

Above bill ordered enrolled.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 10:52 a.m., by unanimous consent, the members of the Committee on Rules were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

At 10:53 a.m., Hon. Fred Keeley, 27th District, presiding

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Papan announced his intention to request that Senate Bill No. 1873 be removed from the inactive file.

SPECIAL COMMITTEE MEETINGS

Assembly Member Papan was granted unanimous consent that the Committee on Banking and Finance be permitted to hold a special meeting today, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 2128 for hearing.

BILL RETURNED TO CONSENT CALENDAR BY UNANIMOUS CONSENT

Assembly Member Shelley was granted unanimous consent that Senate Bill No. 663 be returned to the Consent Calendar.

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)**

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 34 (Wayne)—An act to amend Section 1367.65 of, and to repeal and add Section 1367.6 of, the Health and Safety Code, and to repeal and add Section 10123.8 of the Insurance 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—53

Aguiar	Ducheny	Kuehl	Sweeney
Alby	Escutia	Lempert	Thompson
Alquist	Figueroa	Leonard	Thomson
Aroner	Firestone	Mazzoni	Torlakson
Baca	Floyd	Migden	Vincent
Bordonaro	Frusetta	Murray	Washington
Bowen	Gallegos	Napolitano	Wayne
Bowler	Granlund	Ortiz	Wildman
Brown	Havice	Pacheco	Woods
Bustamante	Hertzberg	Papan	Wright
Cardoza	Honda	Prenter	Mr. Speaker
Cedillo	House	Scott	
Cunneen	Keeley	Shelley	
Davis	Knox	Strom-Martin	

NOES—14

Ackerman	Campbell	McClintock	Poochigian
Ashburn	Kaloogian	Miller	Runner
Baugh	Leach	Morrow	
Brewer	Margett	Olberg	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2366 (Cedillo)—An act to amend Section 18821 of, and to add and repeal Article 14 (commencing with Section 18851) of Chapter 3 of Part 10.2 of Division 2 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—45

Alquist	Escutia	Lempert	Sweeney
Aroner	Figueroa	Mazzoni	Thomson
Baca	Firestone	Migden	Torlakson
Bowen	Floyd	Morrissey	Vincent
Brown	Frusetta	Murray	Washington
Bustamante	Gallegos	Napolitano	Wayne
Cardenas	Havice	Ortiz	Wildman
Cardoza	Hertzberg	Papan	Wright
Cedillo	Honda	Prenter	Mr. Speaker
Cunneen	Keeley	Scott	
Davis	Knox	Shelley	
Ducheny	Kuehl	Strom-Martin	

NOES—26

Ackerman	Bowler	Leach	Oller
Aguiar	Brewer	Leonard	Poochigian
Alby	Campbell	Margett	Runner
Ashburn	Goldsmith	McClintock	Thompson
Battin	Granlund	Miller	Woods
Baugh	House	Morrow	
Bordonaro	Kaloogian	Olberg	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2286 (Scott)—An act to add Chapter 2.5 (commencing with Section 8730) to Part 2 of Division 13 of, the Family Code, relating to adoptions.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Escutia	Kuehl	Scott
Alquist	Figueroa	Lempert	Shelley
Aroner	Firestone	Margett	Strom-Martin
Baca	Floyd	Mazzoni	Sweeney
Battin	Frusetta	McClintock	Thomson
Bordonaro	Gallegos	Migden	Torlakson
Bowen	Goldsmith	Morrissey	Vincent
Bowler	Granlund	Murray	Washington
Brown	Havice	Napolitano	Wayne
Bustamante	Hertzberg	Ortiz	Wildman
Cardenas	Honda	Pacheco	Wright
Cardoza	House	Papan	Mr. Speaker
Cedillo	Kaloogian	Poochigian	
Cunneen	Keeley	Prenter	
Davis	Knox	Richter	

NOES—13

Ackerman	Leach	Olberg	Woods
Ashburn	Leonard	Oller	
Baugh	Miller	Runner	
Campbell	Morrow	Thompson	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1733 (Machado)—An act to amend Sections 18784 and 18785 of the Revenue and Taxation Code, relating to taxation, and making an appropriation therefor.

Bill presented by Assembly Member Cardoza.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—56

Aguiar	Cunneen	Keeley	Poochigian
Alquist	Davis	Knox	Prenter
Aroner	Ducheny	Kuehl	Scott
Baca	Escutia	Leach	Shelley
Battin	Figueroa	Lempert	Strom-Martin
Bordonaro	Firestone	Mazzoni	Sweeney
Bowen	Floyd	Migden	Thomson
Brewer	Frusetta	Morrissey	Torlakson
Brown	Gallegos	Murray	Vincent
Bustamante	Granlund	Napolitano	Washington
Campbell	Havice	Olberg	Wayne
Cardenas	Hertzberg	Ortiz	Wildman
Cardoza	Honda	Pacheco	Wright
Cedillo	House	Papan	Mr. Speaker

NOES—15

Ackerman	Bowler	McClintock	Runner
Alby	Kaloogian	Miller	Thompson
Ashburn	Leonard	Morrow	Woods
Baugh	Margett	Oller	

Above bill ordered enrolled.

At 11:12 a.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

ASSEMBLY MEMBER NO. 1872 (Baca)—An act to add Sections 17512 and 17513 to the Business and Professions Code, relating to telephonic marketing.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—56

Aguiar	Davis	Knox	Runner
Alby	Ducheny	Kuehl	Scott
Alquist	Escutia	Leach	Shelley
Aroner	Figuroa	Lempert	Strom-Martin
Baca	Firestone	Mazzoni	Sweeney
Bordonaro	Frusetta	Migden	Thomson
Bowen	Gallegos	Morrissey	Torlakson
Bowler	Goldsmith	Murray	Vincent
Brewer	Granlund	Napolitano	Washington
Brown	Havice	Olberg	Wayne
Bustamante	Hertzberg	Ortiz	Wildman
Cardenas	Honda	Pacheco	Woods
Cardoza	House	Papan	Wright
Cunneen	Keeley	Prenter	Mr. Speaker

NOES—8

Ackerman	Baugh	McClintock	Morrow
Ashburn	Kaloogian	Miller	Poochigian

Above bill ordered enrolled.

RE-REFERENCE OF BILLS PURSUANT TO THE RULES

On advice of the Legislative Counsel, and pursuant to the provisions of Joint Rule 10.5 and Assembly Rule 77.2, the following bill was ordered re-referred to the Committee on Appropriations:

Senate Bill No. 1988.

BILL RETURNED TO SENATE

Assembly Member Goldsmith was granted unanimous consent that Assembly Bill No. 1092 be returned to the Senate for further action.

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Cardenas announced his intention to request that Senate Bill No. 184 be removed from the inactive file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1908**

At 11:15 a.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.

Senate Bill No. 1908 passed by the following vote:

AYES—41

Alquist	Ducheny	Lempert	Thomson
Aroner	Escutia	Mazzoni	Torlakson
Baca	Figueroa	Migden	Vincent
Bowen	Floyd	Murray	Washington
Brown	Gallegos	Napolitano	Wayne
Bustamante	Havice	Ortiz	Wildman
Cardenas	Hertzberg	Papan	Wright
Cardoza	Honda	Scott	Mr. Speaker
Cedillo	Keeley	Shelley	
Cunneen	Knox	Strom-Martin	
Davis	Kuehl	Sweeney	

NOES—32

Ackerman	Brewer	Leach	Oller
Aguiar	Campbell	Leonard	Pacheco
Alby	Firestone	Margett	Poochigian
Ashburn	Frusetta	McClintock	Prenter
Battin	Goldsmith	Miller	Pringle
Baugh	Granlund	Morrissey	Richter
Bordonaro	House	Morrow	Runner
Bowler	Kaloogian	Olberg	Thompson

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1908: Assembly Member Frusetta, from "Aye" to "No".

Bill ordered transmitted to the Senate.

**REPORTS OF STANDING COMMITTEES
Committee on Rules**

August 21, 1998

Mr. Speaker: Your Committee on Rules recommends that the requests to suspend Joint Rule 61(b)(12), (13), and (14), as it relates to the following bills be granted: Senate Bills Nos. 326, 779, and 1714.

HERTZBERG, Chairman

August 21, 1998

Mr. Speaker: Your Committee on Rules recommends that the request to suspend Joint Rule 61(b)(14), to permit the Committee on Water, Parks and Wildlife to hold Special and Joint Hearings next week.

HERTZBERG, Chairman

RESOLUTIONS

The following resolutions were offered:

Resolutions to Suspend Joint Rules

By Assembly Member Martinez:

Resolved, That Joint Rule 61(b)(12), (13), and (14) be suspended to permit the Committee on Utilities and Commerce to meet, consider, and report Senate Bill No. 1714 for further action.

By Assembly Member Shelley:

Resolved, That Joint Rule 61(b)(14) be suspended to permit the Assembly Water, Parks and Wildlife Committee to hold Special and Joint Hearings next week.

By Assembly Member Escutia:

Resolved, That Joint Rule 61(b)(13) and (14) be suspended to permit the Committees on Judiciary and Appropriations to meet, consider, and report Senate Bills Nos. 326 and 779 for further action.

Resolutions read, and adopted by the following vote:

AYES—72

Ackerman	Cunneen	Leach	Prenter
Aguiar	Davis	Lempert	Pringle
Alby	Ducheny	Leonard	Richter
Alquist	Escutia	Margett	Runner
Aroner	Figueroa	Mazzoni	Scott
Ashburn	Firestone	McClintock	Shelley
Baca	Frusetta	Migden	Strom-Martin
Battin	Gallegos	Miller	Sweeney
Baugh	Goldsmith	Morrissey	Thompson
Bordonaro	Granlund	Morrow	Thomson
Bowen	Havice	Murray	Torlakson
Bowler	Hertzberg	Napolitano	Vincent
Brewer	Honda	Olberg	Washington
Brown	House	Oller	Wayne
Bustamante	Kaloogian	Ortiz	Wildman
Campbell	Keeley	Pacheco	Woods
Cardoza	Knox	Papan	Wright
Cedillo	Kuehl	Poochigian	Mr. Speaker

NOES—None

SPECIAL COMMITTEE MEETINGS

Assembly Member Shelley was granted unanimous consent that the Committees on Water, Parks and Wildlife and Senate Agriculture and Water Resources be permitted to hold a special meeting on Monday, August 24, 1998, and that Joint Rule 62(a) be waived.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 507 (Kopp)—An act to amend Section 8560 of the Health and Safety Code, relating to transportation.

Bill read third time, and presented by Assembly Member Shelley.

Demand for Previous Question

Assembly Members Morrissey, Baugh, Prenter, Migden, and Mazzoni demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill refused passage by the following vote:

AYES—27

Alquist	Floyd	Kuehl	Poochigian
Baugh	Frusetta	Lempert	Shelley
Bowen	Gallegos	Leonard	Sweeney
Bowler	Havice	Mazzoni	Thompson
Campbell	House	Morrissey	Wildman
Cardenas	Kaloogian	Morrow	Mr. Speaker
Cunneen	Keeley	Oller	

NOES—24

Ackerman	Brewer	Honda	Pacheco
Aguiar	Cardoza	McClintock	Papan
Alby	Cedillo	Migden	Prenter
Ashburn	Goldsmith	Murray	Runner
Battin	Granlund	Olberg	Scott
Bordonaro	Hertzberg	Ortiz	Thomson

**Motion to Reconsider Senate Bill No. 507
on Next Legislative Day**

Assembly Member Shelley moved to reconsider on the next legislative day the vote whereby Senate Bill No. 507 was this day refused passage.

Senate Bill No. 507 ordered to unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
MOTION BY ASSEMBLY MEMBER HOUSE**

At 11:27 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 House motion to request that the Senate return Senate Bill No. 1021 to the Assembly for deliberation and vote carried by the following vote:

AYES—35

Ackerman	Firestone	Miller	Runner
Alby	Frusetta	Morrissey	Scott
Baugh	Granlund	Morrow	Strom-Martin
Bordonaro	Havice	Olberg	Sweeney
Bowler	House	Oller	Thompson
Brewer	Kaloogian	Ortiz	Thomson
Campbell	Leach	Poochigian	Wayne
Cardoza	Margett	Prenter	Woods
Cunneen	McClintock	Richter	

NOES—6

Bowen	Ducheny	Floyd
Brown	Escutia	Mazzoni

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 Bills Nos. 1802 and 2145, on request of Assembly Member Keeley;

Senate Bill No. 28, on request of Assembly Member Brown;

Senate Bill No. 1785, on request of Assembly Member McClintock;

Senate Bill No. 791, on request of Assembly Member Thomson;

Senate Bill No. 559, on request of Assembly Member Miller;

Senate Bills Nos. 1033 and 915, on request of Assembly Member Margett;

Senate Bill No. 702, on request of Assembly Member Davis;

Senate Bill No. 1169, on request of Assembly Member Kaloogian;

Senate Bill No. 1196, on request of Assembly Member Oller;

Senate Bill No. 1125, on request of Assembly Member Kuehl;

Senate Bill No. 418, on request of Assembly Member Woods;

Senate Bill No. 1784, on request of Assembly Member Bowen;

Senate Bill No. 248, on request of Assembly Member Wright.

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 23, 2229, 562; Senate Constitutional Amendment No. 13; Senate Bills Nos. 1427, 1450, 2048, 2119, 924, and 1203, were continued until the next legislative day.

**NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1735
FROM COMMITTEE CONTINUED**

Unanimous consent was granted that the notice of motion to withdraw Assembly Bill No. 1735 from the Committee on Public Safety be continued until the next legislative day.

SENATE BILL NO. 1574 SET FOR SPECIAL ORDER

By unanimous consent, Senate Bill No. 1574 was made a special order of business for Monday, August 24, 1998, at 10:30 a.m.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 425, Concurrence: Alby, Aroner, Bordonaro, Brewer, Brown, Bustamante, Figueroa, Goldsmith, Granlund, Kaloogian, McClintock, Morrow, Pacheco, Pringle, Sweeney, and Wright—Aye.

Assembly Bill No. 431, Concurrence: Alby, Aroner, Bordonaro, Bowen, Brown, Bustamante, Cardoza, Goldsmith, Granlund, Kaloogian, Migden, Morrow, Pacheco, Pringle, Sweeney, and Wright—Aye.

Assembly Bill No. 2039, Concurrence: Alby, Aroner, Bordonaro, Brewer, Brown, Bustamante, Goldsmith, Granlund, Kaloogian, Morrow, Pringle, and Sweeney—Aye.

Assembly Bill No. 1225, Concurrence: Alby, Aroner, Baugh, Bordonaro, Brown, Bustamante, Cedillo, Goldsmith, Granlund, Havice, Kaloogian, Murray, Pringle, and Sweeney—Aye; Morrow—No.

Assembly Bill No. 1439, Concurrence: Alby, Aroner, Battin, Bordonaro, Brown, Bustamante, Cedillo, Gallegos, Goldsmith, Granlund, Morrow, Poochigian, Pringle, Shelley, Sweeney, and Wright—Aye; Kaloogian—No.

Assembly Bill No. 1780, Concurrence: Alby, Aroner, Bordonaro, Brown, Bustamante, Campbell, Cedillo, Goldsmith, Granlund, Morrow, Pringle, Strom-Martin, and Sweeney—Aye; Kaloogian—No.

Assembly Bill No. 2674, Concurrence: Alby, Aroner, Bordonaro, Bowler, Brown, Bustamante, Davis, Goldsmith, Granlund, Kaloogian, Morrow, Murray, Pringle, Sweeney, and Wright—Aye.

Assembly Bill No. 1724, Concurrence: Alby, Aroner, Bordonaro, Brown, Bustamante, Goldsmith, Granlund, Kaloogian, Oller, Pringle, and Sweeney—Aye.

Assembly Bill No. 1927, Concurrence: Alby, Aroner, Bordonaro, Brown, Bustamante, Cardoza, Goldsmith, Granlund, Kaloogian, Murray, Pacheco, Pringle, Sweeney, and Thomson—Aye; Migden—No.

Assembly Concurrent Resolution No. 92, Concurrence: Alby, Aroner, Bordonaro, Brown, Goldsmith, Granlund, Kaloogian, Murray, Pacheco, Pringle, Sweeney, and Thomson—Aye.

Senate Bill No. 1229: Alby, Aroner, Bordonaro, Brown, Ducheny, Goldsmith, Granlund, Kaloogian, Knox, Morrow, Oller, Pacheco, Pringle, and Sweeney—Aye.

Senate Bill No. 2227: Alby, Ashburn, Cardoza, Cedillo, Goldsmith, and Kaloogian—Aye.

Senate Bill No. 1759: Bustamante, Campbell, Cunneen, and Granlund—Aye; Battin, Baugh, Bordonaro, Goldsmith, Kaloogian, Olberg, and Runner—No.

Senate Bill No. 2034: Bowen, Bustamante, and Goldsmith—Aye; Kaloogian, McClintock, Murray, Oller, Runner, and Woods—No.

Senate Bill No. 2172: Ducheny, Frusetta, Goldsmith, and Knox—Aye; Aguiar, Kaloogian, Runner, and Woods—No.

Senate Bill No. 2003: Ackerman, Cedillo, Cunneen, Ducheny, Goldsmith, Havice, Keeley, Migden, Miller, Prenter, and Woods—Aye; Kaloogian and Pacheco—No.

Senate Bill No. 1418: Kaloogian and Runner—No.

Senate Bill No. 1875: Keeley, Poochigian, and Runner—Aye; Havice and Kaloogian—No.

Senate Bill No. 2075: Bowen, Keeley, and Poochigian—Aye; Kaloogian and Oller—No.

Assembly Bill No. 1121, Concurrence: Kaloogian—Aye.

Assembly Bill No. 34, Concurrence: Baca, Ducheny, Frusetta, Granlund, Knox, and Woods—Aye; Runner—No.

Assembly Bill No. 2366, Concurrence: Baca, Cunneen, and Prenter—Aye; Battin—No.

Assembly Bill No. 2286, Concurrence: Battin, Bustamante, Cunneen, and Knox—Aye; Oller—No.

Assembly Bill No. 1733, Concurrence: Battin and Cunneen—Aye; Kaloogian, Oller, and Runner—No.

Assembly Bill No. 1872, Concurrence: Cunneen, Ducheny, Knox, Murray, Prenter, and Runner—Aye; Kaloogian—No.

Assembly Bill No. 1908: Kaloogian—No.

Motion by House: Runner—Aye.

MOTION TO ADJOURN

At 11:30 a.m., Assembly Member Scott 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.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

Assembly Concurrent

<i>Resolution No.</i>	<i>Committee</i>
188 -----	Rls.
189 -----	Rls.
190 -----	Rls.
191 -----	Rls.

Senate

<i>Bill No.</i>	<i>Committee</i>
1714 -----	U. & C.

Senate Concurrent

<i>Resolution No.</i>	<i>Committee</i>
98 -----	Rls.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 21, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 164	Assembly Bill No. 1851
Assembly Bill No. 417	Assembly Bill No. 1865
Assembly Bill No. 438	Assembly Bill No. 1869
Assembly Bill No. 743	Assembly Bill No. 1880
Assembly Bill No. 795	Assembly Bill No. 1892
Assembly Bill No. 1298	Assembly Bill No. 1972
Assembly Bill No. 1525	Assembly Bill No. 2008
Assembly Bill No. 1688	Assembly Bill No. 2141
Assembly Bill No. 1705	Assembly Bill No. 2320
Assembly Bill No. 1782	Assembly Bill No. 2453

And reports the same correctly enrolled, and presented to the Governor at 11 a.m., August 21, 1998.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, August 21, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 209	Assembly Bill No. 2341
Assembly Bill No. 745	Assembly Bill No. 2493
Assembly Bill No. 1620	Assembly Bill No. 2519
Assembly Bill No. 1928	Assembly Bill No. 2758
Assembly Bill No. 2252	Assembly Bill No. 2769
Assembly Bill No. 2274	

And reports the same correctly enrolled, and presented to the Governor at 2 p.m., August 21, 1998.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, August 21, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Constitutional Amendment No. 10

And reports the same correctly enrolled, and presented to the Secretary of State on the 21st day of August, 1998, at 2 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, August 21, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 98
 Assembly Concurrent Resolution No. 169
 Assembly Concurrent Resolution No. 174

And reports the same correctly enrolled, and presented to the Secretary of State on the 21st day of August, 1998, at 2 p.m.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS
Committee on Utilities and Commerce

August 21, 1998

Mr. Speaker: The Chair of your Committee on Utilities and Commerce reports:
Senate Bill No. 1714

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MARTINEZ, Chairwoman

SENATE BILL NO. 1714—An act to add Section 376.1 to the Public Utilities Code, relating to public utilities.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 21, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Senate Bill No. 1757

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 1757—An act relating to energy resources, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES
Committee on Appropriations

Date of Hearing: August 19, 1998

Mr. Speaker: Your Committee on Appropriations reports:
Assembly Concurrent Resolution No. 182

With the recommendation: Be adopted, as amended.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommendations that the above resolution be placed on the Consent Calendar.

MIGDEN, Chairwoman

Above resolution ordered to second reading.

Date of Hearing: August 19, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 157	Senate Bill No. 1397
Senate Bill No. 270	Senate Bill No. 1453
Senate Bill No. 309	Senate Bill No. 1500
Senate Bill No. 409	Senate Bill No. 1530

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: August 19, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1681

Senate Bill No. 1901

Senate Bill No. 1697

Senate Bill No. 1950

Senate Bill No. 1712

Senate Bill No. 2030

Senate Bill No. 1896

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Committee on Transportation

Date of Hearing: August 20, 1998

Mr. Speaker: Your Committee on Transportation reports:

Senate Joint Resolution No. 45

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

MURRAY, Chairman

Above resolution ordered to Consent Calendar.

Date of Hearing: August 20, 1998

Mr. Speaker: Your Committee on Transportation reports:

Senate Concurrent Resolution No. 97

With the recommendation: Be adopted, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

MURRAY, Chairman

Above resolution re-referred to the Committee on Appropriations.

Committee on Rules

Date of Hearing: August 21, 1998

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 188

With the recommendation: Be adopted.

HERTZBERG, Chairman

Above resolution ordered on file.

Committee on Transportation

Date of Hearing: August 20, 1998

Mr. Speaker: Your Committee on Transportation reports:

Assembly Concurrent Resolution No. 187

With the recommendation: Be adopted, and be re-referred to the Committee on Appropriations.

MURRAY, Chairman

Above resolution re-referred to the Committee on Appropriations.

Committee on Water, Parks and Wildlife

Date of Hearing: August 21, 1998

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 1854

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.

Committee on Transportation

Date of Hearing: August 20, 1998

Mr. Speaker: Your Committee on Transportation reports:
Assembly Bill No. 930

With the recommendation: That the Senate amendments be concurred in.

MURRAY, Chairman

Above bill ordered to unfinished business.

Committee on Environmental Safety and Toxic Materials

Date of Hearing: August 21, 1998

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:
Assembly Bill No. 966

With the recommendation: That the Senate amendments be concurred in.

WAYNE, Chairman

Above bill ordered to unfinished business.

Committee on Local Government

Date of Hearing: August 19, 1998

Mr. Speaker: Your Committee on Local Government reports:
Senate Bill No. 281

With amendments with the recommendation: Amend, and do pass, as amended.

SWEENEY, Chairman

Above bill ordered to second reading.

Date of Hearing: August 5, 1998

Mr. Speaker: Your Committee on Local Government reports:
Senate Bill No. 1676

With amendments with the recommendation: Amend, and do pass, as amended.

SWEENEY, Chairman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: August 19, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 555	Senate Bill No. 2049
Senate Bill No. 1393	Senate Bill No. 2180
Senate Bill No. 1462	Senate Bill No. 2199
Senate Bill No. 1700	Senate Bill No. 2238

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, August 20, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 2295
Assembly Bill No. 2425
Assembly Bill No. 2583

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, August 20, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 91
 Assembly Concurrent Resolution No. 155
 Assembly Concurrent Resolution No. 161
 Assembly Concurrent Resolution No. 184

GREG P. SCHMIDT, Secretary of the Senate
 By John W. Rovane, Assistant Secretary

Above resolutions ordered enrolled.

Senate Chamber, August 19, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 2163

GREG P. SCHMIDT, Secretary of the Senate
 By John W. Rovane, Assistant Secretary

Above bill ordered enrolled.

Senate Chamber, August 20, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 64

GREG P. SCHMIDT, Secretary of the Senate
 By John W. Rovane, Assistant Secretary

Above resolution ordered enrolled.

Senate Chamber, August 19, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 497
 Assembly Bill No. 1136
 Assembly Bill No. 1534
 Assembly Bill No. 1692
 Assembly Bill No. 1931
 Assembly Bill No. 1951
 Assembly Bill No. 2016

Assembly Bill No. 2224
 Assembly Bill No. 2416
 Assembly Bill No. 2438
 Assembly Bill No. 2557
 Assembly Bill No. 2650
 Assembly Bill No. 2812

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 20, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 7	Assembly Bill No. 1730
Assembly Bill No. 66	Assembly Bill No. 1748
Assembly Bill No. 214	Assembly Bill No. 1857
Assembly Bill No. 284	Assembly Bill No. 1884
Assembly Bill No. 496	Assembly Bill No. 2280
Assembly Bill No. 823	Assembly Bill No. 2404
Assembly Bill No. 898	Assembly Bill No. 2554
Assembly Bill No. 976	Assembly Bill No. 2597
Assembly Bill No. 1021	Assembly Bill No. 2621
Assembly Bill No. 1024	Assembly Bill No. 2693
Assembly Bill No. 1182	Assembly Bill No. 2733
Assembly Bill No. 1570	Assembly Bill No. 2739
Assembly Bill No. 1686	

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 20, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 96	Assembly Bill No. 2301
Assembly Bill No. 469	Assembly Bill No. 2401
Assembly Bill No. 789	Assembly Bill No. 2473
Assembly Bill No. 1392	Assembly Bill No. 2580
Assembly Bill No. 1605	Assembly Bill No. 2633
Assembly Bill No. 2006	Assembly Bill No. 2682
Assembly Bill No. 2023	Assembly Bill No. 2771
Assembly Bill No. 2172	Assembly Bill No. 2801
Assembly Bill No. 2197	

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 20, 1998

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Concurrent Resolution No. 133
Assembly Concurrent Resolution No. 171

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.

BILLS PLACED ON SPECIAL CONSENT CALENDAR

The following bills were placed on the Special Consent Calendar:

Assembly Bills Nos. 576, 1068, 1650, 1838, 2002, 2052, 2061, 2292, 2407, 2693, 96, 469, 1392, 1605, 2172, 2197, 2401, 2580, 2633, 2682, 2771, 2801; Assembly Concurrent Resolution No. 133, and Assembly Concurrent Resolution No. 171.

MESSAGES FROM THE GOVERNOR

The following item veto message from the Governor was received and ordered printed in the Journal and the bill ordered to the unfinished business file:

Governor's Office, Sacramento
August 21, 1998

I object to the following appropriations contained in Assembly Bill 1656.

Item 0450-101-0932—For local assistance, State Trial Court Funding. I reduce this item from \$1,676,286,000 to \$1,666,286,000 by reducing:

- (a) 10-Support for operation of the Trial Courts from \$1,517,580,000 to \$1,513,580,000,
- (d) 45-Court Interpreters from \$46,411,000 to \$40,411,000,

and by revising Provision 4 and deleting Provision 5.

I am deleting the \$4,000,000 legislative augmentation to provide for increased juror compensation and a juror childcare pilot project. If lack of childcare is an impediment to jury service, a pilot can be conducted without additional state resources. In addition, there is no compelling evidence to suggest that a \$5 per day increase in juror compensation will make a difference in the number of persons willing to serve on a jury.

I am deleting the \$6,000,000 legislative augmentation to provide for an increased Minimum Service Level (MSL) of \$220 per day for compensation of court interpreters.

The Budget already increases the MSL to \$180 per day and funds interpreter coordinators. The Administrative Office of the Courts should assess the impact of these changes prior to additional increases.

I am revising Provision 4 to conform to this action.

“4. The funds appropriated in Schedule (d) shall be for payments for services of contractual court interpreters, certified court interpreters employed by the courts, and the following court interpreter coordinators: one each in counties of the 1st through the 15th classes, 0.5 each in counties of the 16th through the 31st classes, and 0.25 each in counties of the 32nd through 58th classes. Courts in counties with a population of 500,000 or less are encouraged, but not required, to coordinate interpreter services on a regional basis. For the purposes of this provision, “court interpreter coordinators” may be full- or part-time court employees, or those contracted by the court to perform these services.

The Judicial Council shall set statewide or regional rates and policies for payment of court interpreters, ~~not to be less than \$220 a day and~~ not to exceed the rate paid to interpreters in the federal court system. The Judicial Council shall adopt appropriate rules and procedures for the administration of these funds. The Judicial Council shall report to the Legislature and Director of the Department of Finance quarterly regarding expenditures from this schedule and projections for annual expenditures for the use of interpreters in the courts and the use and administration of these funds.”

I am deleting Provision 5, which would have required the Judicial Council to report anticipated cost increases resulting from contractual salary adjustments for trial court employees to the Legislature and the Department of Finance by October 1, 1998. The Task Force on Trial Court Employees has sufficient authority under Chapter 850, Statutes of 1997, to review any salary issues.

Item 0450-111-0001—For local assistance, State Trial Court Funding. I reduce this item from \$632,860,766 to \$622,860,766.

I am reducing this item to conform to the actions I have taken in Item 0450-101-0932.

Item 0540-001-0001—For support of Secretary for Resources. I reduce this item from \$11,386,000 to \$1,386,000 by reducing:

- (a) 10-Administration of Resources Agency from \$13,244,000 to \$3,244,000,

and by deleting Provision 1.

I am reducing this item by deleting the \$10,000,000 legislative augmentation for the River Parkway Program because of the Legislature's failure to enact a balanced water resources plan, including meeting California's future water needs, which is a higher priority. The Legislature should consider investing the State's General Fund in this or similar ecosystem restoration projects only after a comprehensive, balanced plan has been adopted.

I am deleting Provision 1 to conform to this action.

Item 0550-005-0001—For support of the Secretary for the Youth and Adult Correctional Agency. I delete Provision 1.

I am deleting Provision 1 which would require the Commission on Correctional Peace Officers' Standards and Training to contract for development and implementation of a mandatory cultural and ethnic diversity training program for staff, inmates and wards. This is a technical correction. While the Legislature considered providing funding for this program, ultimately no funding was approved. Therefore, this provisional language is inappropriate.

Item 0820-001-0001—For support of Department of Justice. I reduce this item from \$226,588,000 to \$226,438,000 by reducing:

- (3) 25-Executive Programs from \$5,796,000 to \$5,646,000,

and by deleting Provision 7.

I am deleting the \$150,000 legislative augmentation for support of the California Youth Violence Prevention Authority, which is proposed to be established within the Department of Justice by Senate Bill 822. While I am supportive of efforts to reduce juvenile crime, these issues can be addressed within the existing programs of State government without creating additional, unnecessary bureaucracy.

I am deleting Provision 7 to conform to this action.

Item 0820-101-0001—For local assistance, Department of Justice. I reduce this item from \$8,520,000 to \$6,270,000 by deleting:

- (c) 50-Law Enforcement (\$900,000),
- (d) 60-Criminal Justice Information Services (\$1,350,000),

and by deleting Provision 3.

I am deleting the \$900,000 legislative augmentation for support of Sexual Assault Felony Enforcement Teams in Santa Clara County. The State currently provides funding for programs which assist in the prosecution and apprehension of sexual offenders, such as Vertical Prosecution of Statutory Rape and Sexual Predator Apprehension Teams. I would be willing to fund this program on a statewide basis, through a program similar to the Citizens Option for Public Safety program. However, I am not willing to fund such efforts on an individual county basis.

I am deleting Provision 3 to conform to this action.

I am deleting the \$1,350,000 legislative augmentation for allocation to local law enforcement agencies to reimburse their costs of providing the Department of Justice and the federal Immigration and Naturalization Service with final disposition of arrest information on citizenship applicants. Local law enforcement agencies, the courts, and district attorneys are required to forward all final dispositions of arrests to the Department of Justice for entry into the Automated Criminal History System. On an ongoing basis, the Department of Justice works with local government to facilitate this procedure which is currently in the process of being automated. In any case, providing the Department of Justice and the Immigration and Naturalization Service with information regarding the final disposition of arrests is a local responsibility.

Item 0840-001-0001—For support of State Controller. I reduce this item from \$61,793,000 to \$61,293,000 by reducing:

(b) 300000-Operating Expenses and Equipment from \$32,348,000 to \$31,848,000,

and by deleting Provision 12.

I am deleting the \$500,000 legislative augmentation for the partial restoration of the 1997–98 legislative budget reduction to this Office. The State Controller’s Office (SCO) has not provided sufficient information to justify the need for additional funds for technology upgrades.

I am deleting Provision 12 because it is unnecessarily restrictive. It would prohibit the SCO from releasing a Request for Proposal (RFP) for the Travel Expense Reimbursement System until all mission-critical systems are Year 2000 (Y2K) compliant. This language would unduly delay the development of this system, since it would take from 6 to 12 months after the release of the RFP for this system to commence. This time delay would push the system’s implementation date beyond the budget year. The Department of Information Technology, as a condition for approval of this system, has already established adequate Y2K safeguards to be met prior to the award of a contract for the system by the SCO.

Item 0860-001-0001—For support of State Board of Equalization. I revise this item by deleting Provision 1.

I am deleting Provision 1 which would permit each member of the Board of Equalization to employ an additional Tax Counsel III, provided the additional position is funded within the member’s existing office allocation. This language infringes on Executive Branch authority to effectively administer State government in that it is inconsistent with the Department of Personnel Administration’s position allocation guidelines and other standard state procedures for allocating positions.

Item 1100-001-0001—For support of California Science Center. I reduce this item from \$11,097,629 to \$10,797,629 by reducing:

(a) 10-Education from \$11,281,000 to \$10,981,000.

I am deleting the legislative augmentation of \$300,000 for the Rosa Parks Learning Center. While I am supportive of computer literacy education, I am deleting this amount because of the need to fund higher competing priorities including a prudent reserve.

Item 1100-301-0001—For capital outlay, California Science Center.

I am sustaining the legislative augmentation of \$29,500,000 (\$10,000,000 General Fund and \$19,500,000 Federal Fund) for a new parking facility at the California Science Center (CSC) at Exposition Park. However, I am concerned about the funding and scope of the project. There is a need for a CSC visitor parking facility, especially in light of the efforts at Exposition Park to eliminate surface parking and provide additional park areas. As budgeted, the scope of the project exceeds the identified resources available for the project. Moving forward with the project as proposed would require additional resources as the cost of a 2,700-space facility with two levels below ground is estimated to be approximately \$40,000,000. This additional funding need exceeds the augmentation authority of the State Public Works Board. Therefore, I am directing the Department of Finance to fully review this project in conjunction with the CSC and the Department of General Services to establish a scope for the project which meets the CSC's needs and to determine an appropriate budget for the project. If this review results in the need for a scope change or additional funding, I am directing the CSC to pursue these changes through the normal administrative and budget processes, as appropriate.

Item 1111-001-0069—For transfer by the State Controller from the Barbering and Cosmetology Fund to the Consumer Affairs Fund (Item 1111-010-0702). I reduce this item from \$8,670,000 to \$8,669,000.

I am reducing this item by \$1,000 to conform to the deletion of Provision 6 in Item 1111-010-0702.

Item 1111-001-0582—For transfer by the State Controller from the High Polluter Repair or Removal Account to the Consumer Affairs Fund (Item 1111-010-0702). I reduce this item from \$65,282,000 to \$62,282,000.

I am reducing this item by \$3,000,000. The Legislature included this funding to implement Assembly Bill 2789. This bill would have exempted three areas of the State from the Enhanced Smog Check Program, and would have provided for the reimbursement of specified smog check equipment to smog check station owners who would no longer be required to utilize this equipment to perform smog inspections. This bill would have created inequities by shifting the burden of increased emission reductions from automobiles in those three areas stationary pollution sources and motorists elsewhere in the State. I am eliminating this funding to be consistent with my veto of Assembly Bill 2789.

I am revising Provision 1 to conform to this action.

"1. The funds appropriated by this item are scheduled as follows:

- (a) Education 98,000
- (b) Smog Quality Assurance and Engineering 4,692,000
- (c) Intake 1,526,000
- (d) Enforcement 3,086,000
- (e) Low Income Repair Assistance 20,000,000
- (f) Accelerated Vehicle Retirement 32,880,000
- (g) ~~Dynamometer Cost Mitigation 3,000,000~~ "

Item 1111-010-0702—For support of Department of Consumer Affairs. I am deleting Provision 6 and reducing this item from \$190,553,000 to \$187,552,000 by reducing:

- (a) 01.01-Support for Department of Consumer Affairs-Administrative and Consumer Services; Bureau of Automotive

Repair; Bureau of Electronic and Appliance Repair; Bureau of Home Furnishings and Thermal Insulation; Bureau of Security and Investigative Services; Arbitration Review Program; Cemetery Program; Funeral Program; Barbering and Cosmetology Program; Bureau of Private Postsecondary and Vocational Education; and Nursing Home Administrator's Program from \$216,256,000 to \$213,255,000.

I am deleting Provision 6, which would prohibit funds transferred pursuant to Item 1111-001-0069 (for the support of the Barbering and Cosmetology Program) from being used for the relocation of examination sites until a cost-benefit analysis has been provided to the Joint Legislative Budget Committee and the Department of Finance. By requiring the completion and issuance of a report prior to relocating an exam site, this language interferes with the ability of the Executive Branch to manage its programs. In addition, the preparation of this report could require the Department to redirect resources from mandated consumer protection activities.

I am reducing \$1,000 from this item to reflect savings that will be achieved from the veto of Provision 6. This action conforms to the reduction taken in Item 1111-001-0069.

I am also reducing \$3,000,000 from this item to conform to the reductions taken in Item 1111-001-0582.

Item 1730-001-0001—For support of Franchise Tax Board. I reduce this item from \$347,313,000 to \$347,054,000 by reducing:

(a) 10-Tax Programs from \$341,826,000 to \$341,567,000.

I am reducing this item by \$259,000 and 4.7 positions to reflect the Board's revised cost estimate to administer the Renters' Tax Credit Program.

Item 1760-001-0666—For support of Department of General Services. I reduce this item from \$362,847,000 to \$362,846,000 by reducing:

(a) Program support from \$469,483,000 to \$469,482,000, and by deleting Provision 12.

I am reducing this item by \$1,000 and deleting Provision 12 which would require the Department of General Services to increase the statistical data reported to the Legislature on small business participation in public contracts and would include information on ethnicity and gender of small business bidders. This provision is not currently required by statute and could be in violation of recent changes in the law. Compliance with its provision, therefore, would interfere with the ability of the Department to exercise its responsibilities in accordance with law.

I am reducing \$1,000 from this item to reflect savings that will be achieved based on vetoing Provision 12 of this item.

Item 1760-101-0022—For local assistance, Department of General Services. I reduce this item from \$79,018,000 to \$78,718,000.

I am deleting the \$300,000 legislative augmentation for implementation of an additional pilot project to test an alternate "311" number for non-emergencies in the City of Pasadena. While I am supportive of efforts to reduce 911 calls, this augmentation is not needed because funding is included in the Budget for other pilot sites. A fifth

testing site would not yield any additional meaningful data to determine the effectiveness of 311 calls in reducing 911 traffic.

Item 1760-301-0942—For capital outlay, Department of General Services. I delete this item and Provision 1.

I am deleting this item, which provides \$2,945,000 for the New Governor's Mansion. This language contains a technical in that it does not allow for the purchase of an existing residence. The new Governor should have more flexibility in selecting an appropriate residence.

Item 2240-001-0001—For support of Department of Housing and Community Development. I revise this item by reducing:

- (b) 20-Community Affairs Program from \$12,268,000 to \$11,646,000,
- (d) Amount payable from the Self-Help Housing Fund (Item 2240-001-0813) from -\$188,000 to -\$116,000,
- (n) Amount payable from the Housing Rehabilitation Loan Fund (Item 2240-001-0929) from -\$2,569,000 to -\$2,239,000, and
- (o) Amount payable from the Rental Housing Construction Fund (Item 2240-001-0938) from -\$898,000 to -\$678,000.

I revise this item to conform to the reductions taken in Items 2240-001-0813, 2240-001-0929, 2240-001-0938, 2240-103-0001, 2240-105-0001, and 2240-106-0001.

Item 2240-001-0813—For support of Department of Housing and Community Development. I reduce this item from \$188,000 to \$116,000.

I am reducing this item by \$72,000 to conform to the reduction in Item 2240-103-0001.

Item 2240-001-0929—For support of Department of Housing and Community Development. I reduce this item from \$2,569,000 to \$2,239,000.

I am reducing this item by \$330,000 to conform to the deletion of Item 2240-105-0001.

Item 2240-001-0938—For support of Department of Housing and Community Development. I reduce this item from \$898,000 to \$678,000.

I reduce this item by \$220,000 to conform to the deletion of Item 2240-106-0001.

Item 2240-101-0001—For local assistance, Department of Housing and Community Development. I reduce this item from \$4,629,000 to \$4,604,000 by reducing:

- (a) 20-Community Affairs from \$103,629,000 to \$103,604,000.

I am deleting the \$25,000 legislative augmentation to fund the environmental ecosystem project at the Carmelitos Housing Project in Long Beach. The Department does not traditionally fund landscaping or recreational projects. Funding for such projects should come from other sources.

I am sustaining the \$200,000 legislative augmentation to the California Indian Assistance Program, which would provide technical assistance to California Indian tribes applying for increased federal funds under the Native American Housing Assistance and Self-Determination Act of 1996. State funding will be used to contract with private consultants to assist up to 20 tribes in preparing housing

plans, which are required prior to the receipt of the federal funds. I am sustaining this funding with the intent that the Department of Housing and Community Development will assist those tribes that have limited economic resources.

Item 2240-103-0001—For local assistance, Department of Housing and Community Development, for transfer to the Self-Help Housing Fund (0813). I reduce this item from \$2,000,000 to \$1,000,000.

I am deleting the \$1,000,000 legislative augmentation for self-help housing, a program which provides technical assistance and education to families who help build their own homes. While this program has merit, it is my understanding that this augmentation would not be fully used in 1998–99. This program is currently funded at \$1,000,000 and no applications have been denied due to a lack of funds. Because there is a limited number of organizations capable of using these funds, it may be several years before the grant requests exceed the existing funding level.

Item 2240-103-0813—For local assistance, Department of Housing and Community Development. I reduce this item from \$2,928,000 to \$2,000,000 and delete provision 3.

I am reducing this item by \$928,000 to conform with the reduction taken in Item 2240-103-0001.

I am deleting Provision 3 to conform to this action.

Item 2240-104-0001—For local assistance, Department of Housing and Community Development, for transfer to the Farmworker Housing Grant Fund (0927). I delete this item and Provision 1.

I am deleting the \$6,000,000 legislative augmentation for the Farmworker Housing Grant Program. I am deleting this amount because of the need to fund higher competing priorities including a prudent reserve.

I am deleting Provision 1 to conform to this action.

Item 2240-105-0001—For local assistance, Department of Housing and Community Development, for transfer to the California Housing Rehabilitation Loan Fund (0938). I delete this item and Provisions 1 and 2.

I am deleting this item and the funding of \$15,000,000 for transfer from the General Fund for a new program to preserve low-cost housing. These funds are intended to acquire, rehabilitate, and preserve low-cost rental housing which may convert to market rent because of the termination of federal housing subsidies or the desire of owners to increase their income. State government should not be expected to replace federal housing subsidies in California which may be in jeopardy due to federal budget policy. By indicating a willingness to fund a replacement program, California would make it easier for Congress to further reduce the share of federal funds that our state receives. California is already allotted a disproportionately low share of these housing funds compared to other states. I am unwilling to commit new state funding for this purpose.

I am deleting Provisions 1 and 2 to conform to this action.

Item 2240-105-0929—For local assistance, Department of Housing and Community Development. I delete this item and Provision 1.

I am deleting this item to conform to the deletion of Item 2240-105-0001.

I am deleting Provision 1 to conform to this action.

Item 2240-106-0001—For local assistance, Department of Housing and Community Development, for transfer to the Rental Housing Construction Fund (0938). I delete this item and Provisions 1 and 2.

I am deleting this \$10,000,000 General Fund legislative augmentation to provide funding for the proposed Families Moving to Work Housing Program. This program is significantly more costly than other housing programs and will help a relatively limited number of CalWorks recipients. Furthermore, the program inappropriately diverts funds to local housing agencies which are due to the state as loan repayments.

I am deleting Provisions 1 and 2 to conform to this action.

Item 2240-107-0001—For local assistance, Department of Housing and Community Development, for transfer to the Emergency Housing Assistance Fund (0985). I delete this item and Provisions 1 and 2.

I am deleting the \$7,000,000 legislative augmentation to the Emergency Housing Assistance Program. Of this amount, \$2,000,000 was for additional grants to local governments and nonprofit organizations for support of emergency shelters for the homeless and \$5,000,000 was provided for construction of new emergency shelters. State support for this program has historically been funded at a \$2,000,000 level. Any expansion of emergency shelters for the homeless is a local government responsibility.

I am deleting Provisions 1 and 2 to conform with these actions.

Item 2600-101-0001—For local assistance, California Transportation Commission. I delete this item and Provisions 1, 2, 3, 4, and 5.

I am deleting the \$2,000,000 legislative augmentation for a local assistance grant to the North Coast Railroad Authority. I am not convinced that the North Coast Railroad Authority will be able to sustain a financially viable operation without substantially more support for capital improvements and maintenance from local government or the business community. Moreover, the appointment of a state-supported Special Rail Master to monitor the implementation of the Commission's recommendations for the allocation of these funds may give the appearance that the state has assumed a measure of responsibility for the successful operation of this rail line.

I am deleting Provisions 1, 2, 3, 4, and 5 to conform to this action.

Item 2660-001-0042—For support of Department of Transportation. I reduce this item from \$1,524,625,000 to \$1,524,365,000 by reducing:

(f) 20.70-Highway Transportation-Operations from \$137,000,000 to \$136,740,000,

and deleting Provisions 8, 12 and 14.

The Legislature augmented this item by \$400,000 to fund the "floating vehicle" congestion management program in District 4. I am reducing this augmentation by \$260,000 because I am informed that \$140,000 is sufficient to fund this activity. Additionally, I am directing the Department of Transportation to continue the "floating vehicle" program until the implementation of electronic sensors in Bay Area roadways is completed in approximately two years.

I am deleting Provision 8 to conform to this action.

I am deleting Provision 12 which prohibits the Department of Transportation from spending any funds for right-of-way or for

construction of the 'Hatton Canyon Freeway' on Highway 1, between Carmel River Bridge and State Route 68, except funds necessary to design the facility and obtain permits. This language duplicates existing law. The Department of Transportation already conducts environmental impact reports and obtains the necessary permits as part of its highway construction design and planning, prior to actual construction. This provision sets the undesirable precedent of project-specific legislating which is contrary to the provisions of the transportation funding reform bill I signed last year.

I am deleting Provision 14 which would require the Department of Transportation to enter into a noise and dust mitigation agreement with the City and County of San Francisco with regard to the Bay Bridge-West Anchorage Seismic Retrofit Project. The Department of Transportation already conforms its projects to the greatest extent possible to local noise ordinances. I have been informed that an Advisory Committee is in place consisting of local business owners in the Bay Bridge/West Anchorage area and that an agreement has been reached with all of the business owners except one.

Item 2660-101-0001—For local assistance, Department of Transportation. I reduce this item from \$3,600,000 to \$600,000 and delete Provision 2.

I am deleting the \$3,000,000 legislative augmentation to the California Institute for Smart Communities for the establishment of a competitive grant program because of the need to fund higher competing priorities including a prudent reserve.

I am deleting Provision 2 to conform to this action.

In the May Revision, I advised the Legislature that the principal and interest on the loan to the General Fund from the Public Transportation Account, made pursuant to Item 2660-023-046, Budget Act of 1993, was to be repaid in full because the Account is projected to be in deficit otherwise. The Legislature proposed a partial loan repayment of \$46,000,000 although it took no action in the Budget Bill in this regard. In my other actions in this Budget, I have deleted sufficient spending to make possible the full repayment of this debt. Therefore, I am directing the Department of Finance, under the authority of the original loan appropriation, to instruct the State Controller to repay from the General Fund the full amount of the principal and interest owed, which is estimated to be \$113,000,000.

Item 2720-001-0044—For support of Department of the California Highway Patrol. I revise this item by deleting Provisions 2 and 4.

The Legislature added Provision 2 stating its intent to appropriate \$54,000,000 for highway patrol officer salary increases. I am deleting this provision because it is inconsistent with current law regarding the establishment of employee salary increases, and prejudices the outcome of the normal collective bargaining process.

I am deleting Provision 4 which would prohibit the California Highway Patrol from spending any funds on a security fence around the Capitol Building. Capitol security continues to be a serious concern and all options to enhance security should remain open. The CHP's ability to exercise its best judgment on providing security should not be limited.

Item 2720-495—Reversion, Department of California Highway Patrol. I delete this item.

I am deleting this item which would revert \$1,600,000 appropriated in 1997-98 for the construction of security improvements at the State Capitol to the General Fund as of June 30, 1998. While I recognize that a security fence has not received legislative support to date, Capitol security continues to be a concern. This action conforms with the action I have taken to delete Provision 4 in Item 2720-001-0044.

Item 2740-001-0001—For support of Department of Motor Vehicles. I reduce this item from \$340,000 to \$60,000 and revise Provision 1.

I am reducing this item to delete \$280,000 and 1.9 personnel years for the Department of Motor Vehicles to lease and staff a full-time field office in the City of Tehachapi. While Tehachapi is a growing area, there are many areas in the state growing at a faster rate. The department uses an impartial, demographic-based methodology to determine the need for new field offices. This proposal should be subject to that process. Additionally, the General Fund is not the appropriate funding source for the department's field offices.

I am revising Provision 1 to conform to this action:

“1. Of the funds appropriated by this item \$60,000 is available for the Anatomical Donor Designation program and ~~\$280,000~~ is available for the Tehachapi field office.”

Item 2740-001-0044—For support of Department of Motor Vehicles. I revise this item from \$317,601,000 to \$317,251,000 by reducing:

- (a) 11-Vehicle/Vessel Identification and Compliance from \$329,305,000 to \$328,801,000,
- (b) 22-Driver Licensing and Personal Identification from \$162,877,000 to \$162,751,000,
- (i) Amount payable from the General Fund (Item 2740-001-0001) from -\$340,000 to -\$60,000,

and by deleting Provisions 2 and 6.

I am deleting the legislative augmentation of \$350,000 and 2.8 personnel years to modify the department's computer system to provide that, in cases in which a smog check certificate is the only outstanding registration requirement, vehicle registration stickers would be automatically mailed to the owner once the vehicle passes its smog check test. The Legislature expressed intent that this change be completed by January 1, 1999. The Department cannot guarantee completion of this project by that date due to other programming priorities including Year 2000 compliance efforts. Due to the unique software used in the department's data processing system, only existing staff can effectively do this work. I am directing the Department of Motor Vehicles to complete the programming as quickly as possible, consistent with the department's other urgent programming priorities.

I am deleting Provision 6 to conform to this action.

I am deleting Provision 2 which would require the Department of Motor Vehicles, prior to expending funds provided for the redesign of the vehicle registration database or the occupational license system, to certify to the Department of Information Technology and to the Joint Legislative Budget Committee that it has completed Phase II of its Business Process Reengineering study for these projects. This will unnecessarily delay the implementation of these two projects.

I am also revising the schedules in this item to conform to the action I have taken in Item 2740-001-0001.

Item 2740-101-0042—For local assistance, Department of Motor Vehicles. I revise this item by revising Provision 1.

I am revising Provision 1 of this item to delete language which limits the loans to counties to what they would have received under Chapter 587, Statutes of 1997 for the 1998–99 fiscal year. This language conflicts with Provision 4, which provides that counties that pass a resolution by September 1, 1998, may receive an amount not less than they would have received under that Chapter for the full calendar year in which the loan was made. I support the earliest possible implementation of automated fingerprinting equipment which will both expedite identification of persons arrested by law enforcement agencies as well as provide better service to schools and others in conducting background checks on prospective employees. Nevertheless, recognizing the late enactment of the Budget, it would be appropriate for the Legislature to extend the September 1, 1998 deadline in Provision 4 to October 1, 1998.

“1. The funds appropriated in this item shall be allocated to the Department of Motor Vehicles for disbursement to counties by the Controller in the form of loans in an amount no greater than each county could have received under subdivision (b) of Section 9250.19 of the Vehicle Code for the 1998–99 fiscal year, which loans shall be for the purpose of allowing local law enforcement agencies to upgrade automated mobile and fixed location fingerprint identification equipment.”

Item 2920-001-0001—For support of California Trade and Commerce Agency. I reduce this item from \$26,145,000 to \$25,945,000 by reducing:

(f) 60-Economic Research and Strategic Planning from \$1,487,000 to \$1,287,000.

I am deleting the \$200,000 augmentation to convene the Economic Strategy Panel to develop economic strategies for the state. Chapter 864, Statutes of 1993, required the Secretary of the Trade and Commerce Agency to convene this panel biennially and provide their report to the Legislature and the Governor. Their first report was funded through private sector funds, as well as in-kind contributions from the Agency and the Department of Education. No appropriation was made within the original legislation, and it is not clear why State funds are now needed to update this effort.

Item 2920-101-0001—For local assistance, California Trade and Commerce Agency. I reduce this item from \$30,957,000 to \$22,857,000 by reducing:

(a1) 10.10-Economic Development (Small Business Development Centers) from \$1,000,000 to \$500,000;

(a) 10.30-Economic Development (Strategic Technology Program) from \$23,467,000 to \$16,067,000;

(d) 20-International Trade and Investment from \$225,000 to \$25,000;

and by revising Provisions 1 and 2, and deleting Provision 3.

I am deleting the \$1,100,000 augmentation to provide grant funds to develop manufacturing technology for use in the private sector. It is premature to augment this relatively new program, which has an ongoing funding level of \$6,700,000, and has not yet been evaluated.

I am deleting the \$500,000 augmentation to Kern County for the creation of an alliance to promote military bases in the southwestern states. Although retention of these facilities is important to the economic health of the local regions surrounding the bases, the proposal is vague. The budget already contains \$245,000 to maintain the Office of Military Base Retention to coordinate base retention activities, including meeting with Pentagon officials, supporting local community efforts, and representing the entire state before the federal Base Closure and Realignment Commission. I am concerned that California taxpayer funds could be used to promote bases in other states to the detriment of bases in California.

I am deleting Provision 3 to conform to this action.

I am deleting the \$200,000 augmentation for the Bay Area World Trade Center because of the need to fund higher competing priorities including a prudent reserve.

I am reducing the \$8,500,000 augmentation provided to fund various grants administered through the California Space and Technology Alliance and the Western Commercial Space Center to \$2,200,000. Even with this reduction, the Budget contains twice the amount of grant funds than were provided in 1997–98. While I support the policy of assisting industries that have a high potential to provide job-creating economic development, I am not willing to commit a significant amount of state resources to a relatively new program without first having an evaluation of the economic benefits of projects funded to date.

Furthermore, the funds provided to both the California Space and Technology Alliance and the Western Commercial Space Center for program administration are excessive, and I am revising Provisions 1 and 2 to limit such expenses to ten percent of the grant funding.

“1. Of the amount appropriated by this item, the Trade and Commerce Agency shall allocate ~~\$6,300,000~~ *\$1,100,000* to implement the California Space Flight Competitive Grant Program administered by the California Space and Technology Alliance (CSTA) pursuant to subdivision (p) of Section 15333.3 of the Government Code. The CSTA may expend up to ~~\$875,000~~ *\$100,000* for program administration.”

“2. Of the amount appropriated by this item, the Trade and Commerce Agency shall allocate ~~\$2,200,000~~ *\$1,100,000* to implement the Highway to Space Competitive Grant Program administered by the Western Commercial Space Center (WCSC) pursuant to Section 15333.4 of the Government Code. The WCSC may expend up to ~~\$200,000~~ *\$100,000* for program administration.”

I am sustaining the Legislature’s \$900,000 augmentation for business incubator grants. However, I object to the intent that \$100,000 of this augmentation be provided for a specific business incubator at California State Polytechnic University, San Luis Obispo. While I do not object to the establishment of this specific project, it should compete on an equal basis with all other applicants for any available grant funds.

Item 2920-111-0001—For local assistance, California Trade and Commerce Agency. I revise this item by deleting Provisions 1 and 2.

The Legislature identified up to \$8,500,000 of the \$50,000,000 appropriated to the Infrastructure Bank for private technology development and up to \$1,500,000 for fiber optic network development.

Specific limitations dilute competition for these funds and are contrary to the authorizing legislation. All projects should compete on an equal basis.

Item 2920-112-0001—For local assistance, California Trade and Commerce Agency, for transfer to the Job Creation Investment Fund. I delete this item.

I am deleting the \$6,500,000 augmentation for the Job Creation Investment Program. This program, which is part of California's Welfare-to-Work strategy, has not yet distributed most of the \$5,000,000 it received in 1997–98 grant funds to assist counties in implementing local economic development programs. It would be premature, pending evaluation, to provide additional funding. In addition, the budget contains \$190,000,000 to fund Welfare-to-Work job creation efforts. This, and other funding available through the county block grant, is the main support for Welfare-to-Work job training and development.

Item 2920-112-0393—For local assistance, California Trade and Commerce Agency. I delete this item.

I am deleting this item to conform to the deletion of Item 2920-112-0001.

Item 2920-490—Reappropriation, Trade and Commerce Agency. I delete this item.

I am deleting this item which reappropriates \$140,000 from a 1997–98 appropriation intended to fund a particular project related to development of the commercial space industry. I object to this effort to circumvent the competitive process which will be used for other grants for this industry. I have sustained \$2,200,000 in Item 2920-101-0001 for this purpose.

Item 3125-101-0001—For local assistance, California Tahoe Conservancy. I reduce this item from \$2,400,000 to \$2,000,000 and revise Provision 2.

I am deleting the \$400,000 legislative augmentation for the Rocky Point Trail because of the need to fund higher competing priorities including a prudent reserve.

I am revising Provision 2 to conform to this action.

“2. Of the funds available in the Item, \$2,000,000 shall be available for soil erosion control grants and the amount of \$400,000 is available for construction of the Rocky Point bicycle and pedestrian trail.”

Item 3340-001-0001—For support of California Conservation Corps. I reduce this item from \$42,450,000 to \$32,450,000 by reducing:

(a) 10-Training and Work Program from \$49,561,000 to \$39,561,000,

and by deleting Provision 5.

I am deleting the \$5,000,000 legislative augmentation to expand the California Conservation Corps to include CalWORKs recipients. The funding is unnecessary because counties already have the ability to contract with the State or local corps for services.

I am deleting the \$5,000,000 legislative augmentation for the construction of the Bay Trail Extension Project. I am deleting this amount because of the need to fund higher competing priorities including a prudent reserve.

I am deleting Provision 5 to conform to this action.

Item 3360-001-0001—For support of State Energy Resources Conservation and Development. I delete this item and Provision 1.

I am deleting the legislative augmentation of \$1,600,000 to fund an Environmental, Energy and Highway Research Test Track, because of the need to fund higher competing priorities including a prudent reserve.

I am deleting Provision 1 to conform to this action.

Item 3360-001-0465—For support of State Energy Resources, Conservation and Development Commission. I reduce this item from \$34,698,000 to \$32,898,000 by reducing:

- (a) 10-Regulatory and Planning from \$19,065,000 to \$18,865,000,
- (c) 30-Development from \$89,597,000 to \$86,397,000,

by deleting:

- (fx) Amount payable from the General Fund (Item 3360-001-0001) (-\$1,600,000),

and by deleting Provisions 1, 2 and 3.

I am deleting Provision 1, which provides customer credits for purchases of in-state renewable energy generation without regard to who owns or generates the electricity. Currently, investor-owned utilities, and not municipal utilities, contribute toward funding for the renewable energy generation customer credits. This provisional language would create an inequity because municipal utilities would be allowed to share in a benefit that is supported solely by investor-owned utilities.

I am deleting the legislative augmentation of \$1,600,000 for Solar Hot Water Heaters and Solar Electricity Program. This augmentation would appear to establish a new program and it is unclear what the purpose and objectives of the program would be. Furthermore, there are insufficient resources available in the Energy Resources Program Account.

I am deleting Provision 2 to conform to this action.

I am deleting the legislative augmentation of \$200,000 for the development and support of Consumer Electric Users Cooperatives because the Energy Commission can continue to provide assistance to their efforts within the current budget authorizations.

I am deleting Provision 3 to conform to this action.

I am revising this item to conform to the action I have taken in Item 3360-001-0001.

Item 3360-101-0497—For local assistance, State Energy Resources, Conservation and Development Commission. I revise this item by deleting Provision 3.

I am deleting Provision 3 which allows specified geothermal-related reservoir recharge projects to compete for Geothermal Resources Revolving Subaccount funds. This provisional language unnecessarily restricts the California Energy Commission's ability to allocate resources on a competitive basis to those projects which will best further the goals of the program.

Item 3480-002-0001—For support of the Department of Conservation. I delete this item and Provision 1.

I am deleting the \$934,000 legislative augmentation to fund seismic hazard maps for the San Francisco Bay Area because of the need to fund higher competing priorities including a prudent reserve.

I am deleting Provision 1 to conform to this action.

Item 3540-001-0001—For support of Department of Forestry and Fire Protection. I revise this item by reducing:

(b) 300000-Operating expenses and equipment from \$140,862,000 to \$129,608,000,

(p) Amount payable from the Forest Resources Improvement Fund (Item 3540-001-0928) from -\$19,486,000 to -\$8,232,000,

and by deleting Provision 4.

I am revising this item to conform to the actions I have taken in Item 3540-001-0928, as well as to conform to legislative action taken in that item.

I am deleting Provision 4 because this language is unnecessarily restrictive and would interfere with the ability of the Executive Branch to manage programs effectively. Moreover, this provision inappropriately nullifies existing law set forth in the Public Resources Code relative to the administration of the Z'berg-Nejedly Forest Practice Act.

Item 3540-001-0928—For support of Department of Forestry and Fire Protection. I reduce this item from \$11,065,000 to \$8,232,000 and delete Provisions 2 and 3.

I am reducing this item by \$2,833,000 by deleting the legislative augmentations for urban forestry grants (\$633,000) and forest improvement programs (\$2,200,000) because of the need to fund higher competing priorities including a prudent reserve.

I am deleting Provisions 2 and 3 to conform with the reductions I have made in this item.

Item 3540-101-0001—For local assistance, Department of Forestry and Fire Protection. I reduce this item from \$465,000 to \$400,000 by deleting:

(a) Lake Nacimiento Fire and Rescue Boat (\$65,000)

I am deleting the \$65,000 legislative augmentation for the purchase of a fire and rescue boat for the Oak Shores Volunteer Fire Department at Lake Nacimiento because of the need to fund higher competing priorities including a prudent reserve.

Item 3540-301-0001—For capital outlay, Department of Forestry and Fire Protection. I reduce this item from \$32,286,000 to \$32,285,000 by reducing:

(32) 30.60.035-Statewide: Construct Telecommunication Towers and Vaults, Phase 2-Preliminary plans, working drawings and construction from \$9,148,000 to \$9,147,000,

and by deleting Provision 4.

I am deleting Provision 4 which would require the Department of Forestry and Fire Protection to submit a master plan to the Legislature for the repair and replacement of its communication towers and vaults and delays the initiation of the design process for 30 days after the submittal. This language is unnecessary as the Department has already submitted the master plan to the Legislature. Further, due to the critical public safety nature of these projects, further delays related to the projects should be avoided.

I am reducing \$1,000 from the item based on savings that will be achieved as a result of deleting Provision 4.

Item 3540-301-0928—For capital outlay, Department of Forestry and Fire Protection. I delete this item.

I am deleting the \$5,700,000 legislative augmentation for two acquisition projects from the Forest Resources Improvement Fund. This budget item does not provide sufficient legal authority to use these funds for land acquisition.

Item 3600-001-0001—For support of Department of Fish and Game. I reduce this item from \$21,013,000 to \$19,563,000.

I am reducing this item by \$400,000 for salmon restoration work to be performed by the California Conservation Corps. I am reducing this amount because of the Legislature's failure to enact a balanced water resources plan, including meeting California's future water needs, which is a higher priority. The Legislature should consider investing the State's General Fund in this or similar ecosystem restoration projects only after a comprehensive, balanced plan has been adopted.

I am reducing the legislative augmentation of \$700,000 and seven positions to \$400,000 and four positions to perform timber harvest plan activities because this is the appropriate level of resources, when teamed with the additional positions in the Department of Forestry and Fire Protection, the Department of Conservation, and the State Water Resources Control Board, to improve environmental review and enforcement of timber harvest plans.

I am reducing this item by \$750,000 for the Marine Life and Marine Reserve Management Program. Assembly Bill 2784 provides \$2,200,000 in a tidelands oil revenue allocation which is available to the department, upon appropriation by the Legislature, for this program. Consequently, this General Fund augmentation is not necessary. If Assembly Bill 2784 is enacted, expenditure of the \$2,200,000 for this program can be considered during the next budget cycle.

Item 3600-001-0200—For support of Department of Fish and Game. I revise this item by reducing:

- (d) 55-Fisheries Management from \$87,705,000 to \$86,555,000,
- (e) 60-Environmental Services from \$18,732,000 to \$18,432,000,
- (j) Amount payable from the General Fund (Item 3600-001-0001) from -\$21,013,000 to -\$19,563,000,

and by deleting Provisions 5, 6, 7, 8 and 9.

I am deleting Provision 5 because it would prohibit the Department of Fish and Game from expending any funds on its proposed reorganization until certain criteria are met and reported to the Joint Legislative Budget Committee. The provisional language is unduly restrictive and infringes on the Executive Branch's ability to manage programs pursuant to existing law.

I am deleting Provisions 6, 7 and 8 which would restrict the Department of Fish and Game from using \$7,000,000 from the Salmon and Steelhead Trout Restoration Account for grants under certain circumstances. This provisional language is unnecessarily restrictive and infringes on the Executive Branch's ability to administer programs pursuant to existing law.

I am deleting Provision 9 to conform with action taken in Item 3600-001-0001.

I am revising this item to conform to the action I have taken in Item 3600-001-0001.

Item 3600-002-0001—For support of Department of Fish and Game. I reduce this item from \$3,320,000 to \$1,800,000 and delete Provision 2.

I am deleting the \$20,000 legislative augmentation to fund mosquito abatement activities in the Suisun Resource Conservation District. This is appropriately a local responsibility.

I am deleting Provision 2 to conform to this action.

In order to correct a technical error in this bill, I am reducing the appropriation in this item by \$1,500,000 because this amount should have been scheduled as reimbursements, and not as General Fund. This technical veto will conform with the Legislature's intent as stated in Provision 1 of this item. Provision 1 states that additional funding for the Upper Newport Bay Ecological Reserve dredging project is funded \$1,800,000 General Fund and \$1,500,000 reimbursements.

Item 3600-002-0140—For support of Department of Fish and Game. I reduce this item from \$786,000 to \$500,000 and delete Provision 2.

I am deleting the legislative augmentation of \$286,000 for the Sweetwater Reservoir Fishing Facility because of the need to fund higher competing priorities including a prudent reserve.

I am deleting Provision 2 to conform to this action.

Item 3600-002-0320—For support of Department of Fish and Game. I delete this item and Provision 1.

I am deleting the \$1,800,000 legislative augmentation to fund an Emergency Operations Center for Santa Barbara County. Consistent with my veto message last year, construction of this facility is a local, not a State, responsibility.

I am deleting Provision 1 to conform to this action.

Item 3600-101-0001—For local assistance, Department of Fish and Game. I revise this item by deleting Provision 1.

I am deleting Provision 1 to eliminate language limiting expenditures for Natural Community Conservation Plans (NCCP) to the approved plans in Orange and San Diego Counties. This language is unnecessarily restrictive and hinders the ability of the Executive Branch to achieve the goals of the NCCP program effectively under existing law. The NCCP enabling legislation and existing program authorities provide the necessary authority to implement the NCCP while providing an appropriate level of local control for this locally driven program.

Item 3600-101-0890—For local assistance, Department of Fish and Game. I revise this item by deleting Provision 1.

I am deleting Provision 1 to eliminate language limiting expenditures for Natural Community Conservation Plans (NCCP) to the approved plans in Orange and San Diego Counties. This language is unnecessarily restrictive and hinders the ability of the Executive Branch to achieve the goals of the NCCP program effectively under existing law. The NCCP enabling legislation and existing program authorities provide the necessary authority to implement the NCCP while providing an appropriate level of local control for this locally driven program.

Item 3600-301-0200—For capital outlay, Department of Fish and Game. I revise this item by deleting Provision 5.

I am deleting Provision 5 which prohibits the augmentation of funds for the Napa Sonoma Wildlife Area Water Control Structures project.

This language is unduly restrictive and infringes on the ability of the Executive Branch to manage its capital outlay projects pursuant to existing statutes.

Item 3640-301-0001—For capital outlay, Wildlife Conservation Board. I reduce this item from \$39,938,000 to \$3,850,000 by reducing:

- (1) 80.10.060-Acquisition and restoration for habitat or open space from \$39,938,000 to \$3,850,000,

by deleting Provision 1,
and by revising Provision 5.

I am deleting the following legislative augmentations specified in Provision 5:

\$500,000 for the Stough Canyon Nature Center; \$155,000 for the Newhall Bike Trail; \$450,000 for the Mid-Peninsula Trail; \$5,000,000 for the Rim of the Valley; \$1,000,000 for the Bombay Project in the Santa Cruz Greenbelt; and \$28,938,000 in unspecified project funding.

I am deleting \$7,105,000 in specified projects because of the need to fund higher competing priorities including a prudent reserve.

I am deleting \$28,983,000 for unspecified projects because of the Legislature's failure to enact a balanced water resources plan, including meeting California's future water needs, which is a higher priority. The Legislature should consider investing the State's General Fund in this or similar ecosystem restoration projects only after a comprehensive, balanced plan has been adopted.

I am revising Provision 5 to conform to this action.

"5. Of the funds appropriated by this item ~~\$10,955,000~~ \$3,850,000 is available to the Wildlife Conservation Board to fund the following:

- (a) \$250,000 for the North Bay Riparian Station
- (b) \$2,000,000 for the Mattole Redwoods acquisition
- (c) \$200,000 for the Cache Creek Nature Center
- ~~(d) \$500,000 for the Stough Canyon Nature Center~~
- (e) \$100,000 for the Sky Ranch acquisition
- ~~(f) \$155,000 for the Newhall Bike Trail~~
- (g) \$200,000 for the Clayton Ranch acquisition
- ~~(h) \$450,000 for the Mid-Peninsula Trail~~
- ~~(i) \$5,000,000 for the Rim of the Valley~~
- ~~(j) \$1,000,000 for the Bombay Project in the Santa Cruz Greenbelt~~
- (k) \$100,000 for habitat restoration on the Palos Verdes Peninsula
- (l) \$1,000,000 for the Inland Wetlands Conservation Program"

I am deleting Provision 1 to eliminate language limiting expenditures for Natural Community Conservation Plans (NCCP) to the approved plans in Orange and San Diego Counties. This language is unnecessarily restrictive and hinders the ability of the Executive Branch to achieve the goals of the NCCP program effectively under existing law. The NCCP enabling legislation and existing program authorities provide the necessary authority to implement the NCCP while providing an appropriate level of local control for this locally driven program.

Item 3640-301-0262—For capital outlay, Wildlife Conservation Board. I revise this item by revising Provision 4.

I am revising Provision 4 to eliminate language limiting expenditures for Natural Community Conservation Plans (NCCP) to the approved

plans in Orange and San Diego Counties. This language is unnecessarily restrictive and hinders the ability of the Executive Branch to achieve the goals of the NCCP program effectively under existing law. The NCCP enabling legislation and existing program authorities provide the necessary authority to implement the NCCP while providing an appropriate level of local control for this locally driven program.

I am revising Provision 4 to conform to this action.

“4. Of the amount appropriated by this item, \$17,511,000 shall be available to the Wildlife Conservation Board to fund:

- (a) \$6,400,000 for land acquisition for the Natural Community Conservation Planning (NCCP) Program as defined in Chapter 10 (commencing with Section 2800) of Division 3 of the Fish and Game Code, consistent with the requirements of the Natural Resources Infrastructure Fund and the Habitat Conservation Fund. Expenditure of these funds shall be limited to projects that are part of approved NCCP plans in San Diego and Orange Counties.
- (b) \$1,000,000 for the Inland Wetlands Conservation Program pursuant to Section 1411 of the Fish and Game Code, and consistent with the requirements of the Unallocated Account (Cigarette and Tobacco Products Surtax Fund) and the Habitat Conservation Fund.
- (c) \$10,111,000 for wildlife habitat acquisition projects, consistent with the requirements of the Unallocated Account (Cigarette and Tobacco Products Surtax Fund), the Natural Resources Infrastructure Fund and the Habitat Conservation Fund.”

Item 3680-101-0516—For local assistance, Department of Boating and Waterways. I reduce this item from \$41,638,000 to \$39,138,000 by reducing:

(bx) 30-Beach Erosion Control from \$6,500,000 to \$4,000,000, and by deleting Provisions 4 and 5.

I am deleting the legislative augmentation of \$2,500,000 to fund beach erosion control projects. I am concerned that this appropriation could result in significant future costs to the State.

I am deleting Provision 5 to conform to this action.

I am deleting Provision 4 which would broaden the use of funds appropriated in Chapter 886, Statutes of 1997, for a grant to Redwood City for the disposal of abandoned vessels to now include enforcement measures for the prevention of future abandoned vessels. While this request may have merit, Redwood City, with the concurrence of the County of San Mateo, can compete for boating enforcement grant funds offered by the Department.

Item 3720-001-0001—For support of California Coastal Commission. I reduce this item from \$8,368,000 to \$7,387,000 by reducing:

- (a) 10-Coastal Management Program from \$10,558,000 to \$9,935,000.
- (c) 30.01-Administration from \$2,067,000 to \$1,709,000.

I am deleting the \$981,000 legislative augmentation for additional positions and to reestablish the North Coast Office because of the need to fund higher competing priorities including a prudent reserve.

Item 3760-001-0001—For support of the State Coastal Conservancy. I revise this item by deleting Provision 1.

I am deleting Provision 1 which limits expenditures for the Southern California Wetlands Clearinghouse to activities associated with acquisition, enhancement, or restoration of wetlands. Mitigation banks are an essential tool for funding wetland restoration activities. To the extent this language is intended to preclude the use of mitigation banks, this language is unnecessarily restrictive and could hinder the ability of the Executive Branch to achieve the goals of this program pursuant to existing law.

Item 3760-301-0001—For capital outlay, State Coastal Conservancy. I reduce this item from \$33,090,000 to \$25,871,000 by reducing:

(0.1) 80.93.015-Coastal Resource Development from \$20,000,000 to \$12,781,000,

and by deleting Provision 3,

and by revising Provision 4.

I am deleting the following legislative augmentations specified in Provision 4: \$5,000,000 for Bay Area Conservancy; \$219,000 for Imperial Beach; and \$2,000,000 for Montezuma Wetlands.

I am deleting \$2,219,000 for the Imperial Beach and Montezuma Wetlands projects, and \$5,000,000 for the Bay Area Conservancy because of the need to fund higher competing priorities including a prudent reserve.

I am sustaining \$500,000 for the South Spit restoration and enhancement project to assist local efforts. However, I note that this land use problem is essentially local in nature and additional State commitments are not warranted.

I am revising Provision 4 to conform to this action:

“4. The funds available in Schedule (0.1) are available for activities consistent with Division 21 (commencing with Section 31000) of the Public Resources Code for the following projects: Coast Dairies, \$5,000,000; Bay Area Conservancy, \$5,000,000; Imperial Beach, \$219,000; Montezuma Wetlands \$2,000,000; Bolinas Lagoon, \$500,000; Paradise Creek Education Park, \$700,000; Moss Landing, \$450,000; Estero Bay, \$2,500,000; Caspar State Beach, \$1,800,000; South Spit restoration and enhancement, \$500,000; and \$1,331,000 for unspecified projects.”

I am deleting Provision 3 which limits expenditures for the Southern California Wetlands Clearinghouse to acquisition, enhancement, or restoration of wetlands. Mitigation banks are an essential tool for funding wetland restoration activities. To the extent this language is intended to preclude their future use, this language is unnecessarily restrictive and could hinder the ability of the Executive Branch in the future to achieve the goals of this program pursuant to existing law.

Item 3790-001-0001—For support of Department of Parks and Recreation. I reduce this item from \$98,088,000 to \$97,995,000 and delete Provision 1.

I am deleting the \$93,000 legislative augmentation for the California Recreational Trails System because of the need to fund higher competing priorities including a prudent reserve.

I am deleting Provision 1 to conform to this action.

Item 3790-001-0392—For support of the Department of Parks and Recreation. I revise this item by reducing:

- (a) For the support of the Department of Parks and Recreation from \$225,519,000 to \$225,426,000,
- (c) Amount payable from the General Fund (Item 3790-001-0001) from -\$98,088,000 to -\$97,995,000,

and by deleting Provision 3.

I am revising this item to conform to the action I have taken in Item 3790-001-0001.

I am deleting Provision 3 which requires the Department to notify the Legislature at least 30 days prior to approving any changes in concessionaire operations such as changes in services and prices. This language is unnecessarily restrictive and would interfere with the ability of the Executive Branch to manage its programs which would result in increased costs to the State. The notification and 30-day wait would delay and greatly discourage program improvements and modifications for safety or visitor comfort.

Item 3790-101-0001—For local assistance, Department of Parks and Recreation. I delete this item.

I am deleting the \$7,500,000 legislative augmentation for local assistance grants through the Roberti-Z'berg-Harris Urban Open-Space and Recreation program because of the need to fund higher competing priorities including a prudent reserve.

Item 3790-102-0001—For local assistance, Department of Parks and Recreation. I reduce this item from \$44,727,000 to \$30,737,000 by reducing:

- (a) 80.25 Local Grants from \$44,727,000 to \$30,737,000

by deleting \$8,400,000 for the following projects:

- (3) City of Anaheim: Support for the Boys and Girls Club (\$45,000)
- (5) City of Bell Gardens: Bell Gardens Pool (\$200,000)
- (7) City of Bellflower: Bellflower Recreational Park (\$100,000)
- (8) City of Bellflower: Bellflower Skateboard Park (\$250,000)
- (10) City of Cloverdale: Senior Center (\$350,000)
- (11) City of Coachella: Restroom Facilities for 3 Parks (\$50,000)
- (13) City of Cypress: Completion of Roller Hockey Rink and Skateboard Park (\$120,000)
- (20) City of Glendale: College View School Park (\$250,000)
- (21) City of Half Moon Bay: Pilarcitos Creek Bike Trail (\$300,000)
- (22) City of Healdsburg: Carson Warner Memorial Park (\$92,000)
- (23) City of Hemet: Development of New Youth Baseball Fields (\$55,000)
- (28.2) City of Lancaster: National Soccer Complex Restrooms (\$200,000)
- (33) City of Lompoc: Alan Hancock Bikeway Extension (\$402,000)
- (34) City of Los Angeles: Griffith Park Replumbing (\$1,500,000)
- (38) City of Ojai: Parks Improvement (\$250,000)
- (38.1) City of Ontario: De Anza Park Restroom and Storage Facilities (\$150,000)
- (39) City of Ontario: Relighting of Ontario Ballfield (\$98,000)
- (46) City of Richmond: Richmond Trail (\$40,000)
- (53) City of San Diego: Alcott School Tot Lot (\$115,000)
- (55) City of San Diego: Lake Murray Community Park Comfort Station (\$115,000)

- (56) City of San Diego: Ocean Beach Tot Lot (\$80,000)
 - (57) City of San Diego: Sandburg Park Tot Lot Upgrade (\$135,000)
 - (59) County of San Diego: New Spring Valley Family Health Center (\$51,000)
 - (60) City of San Fernando: Las Palmas Youth/Senior Activity Center Demolition Tot Lot (\$800,000)
 - (63) City and County of San Francisco: Collingwood Park Acquisition (\$500,000)
 - (65) City and County of San Francisco: Glen Canyon Park (\$50,000)
 - (66) City and County of San Francisco: Golden Gate Park—Lakes Restoration (\$200,000)
 - (68) City and County of San Francisco: McClaren Park (\$100,000)
 - (69) City and County of San Francisco: Pine Lake Park (\$200,000)
 - (77) City of South San Francisco: Community Theater Renovation (\$300,000)
 - (78) City of South San Francisco: Multi-Use Park Planning (\$400,000)
 - (79) Templeton Community Services District: Gibson Park Youth (\$150,000)
 - (80) City of Turlock: Ella Johnson Community Center (\$322,000)
 - (82) City of West Hollywood: West Hollywood Park Pool (\$150,000)
 - (85) City of Willits: Willits Soccer Field (\$280,000)
- I am reducing \$4,390,000 for the following projects:
- (4) City of Artesia: Artesia Park from (\$350,000) to (\$200,000);
 - (16) East Bay Regional Park District: Arroyo del Valle Outdoor Education Center from (\$4,500,000) to (\$2,000,000);
 - (18) City of El Monte: El Monte Community Center from (\$500,000) to (\$100,000);
 - (54) City of San Diego: La Jolla Cove Erosion Project from (\$540,000) to (\$300,000);
 - (71) City of San Jose: Mexican Cultural Heritage Garden and Plaza from (\$500,000) to (\$100,000);
 - (72) City of San Jose: Vietnamese Cultural Garden from (\$500,000) to (\$100,000); and
 - (73.1) City of Sanger: Sanger Swimming Pool from (\$500,000) to (\$200,000).

I am deleting or reducing these projects because of the need to fund higher competing priorities including a prudent reserve.

I am also deleting \$200,000 for the Butte County: Courthouse Remodel (Schedule (8.1)). It is inappropriate to fund a county courthouse remodeling project with State funds.

I am also deleting \$1,000,000 for the City of San Jose: Guadalupe River Parkway-South Trail Project (Schedule (70)) in San Jose because of the Legislature's failure to enact a balanced water resources plan, including meeting California's future water needs, which is a higher priority. The Legislature should consider investing the State's General Fund in this or similar ecosystem restoration projects only after a comprehensive, balanced plan has been adopted.

I am sustaining \$300,000 for the City of Pacifica: Milagra Creek Erosion Control Project (Schedule (41)) in Pacifica as I am supportive of this flood control effort. However, funding for this project appropriately belongs in the Department of Water Resources budget. Therefore, I direct the Department of Parks and Recreation and the

Department of Water Resources to undertake an interagency agreement or other administrative steps necessary to utilize these funds for the intended purpose.

Item 3790-102-0140—For local assistance, Department of Parks and Recreation. I delete this item.

I am deleting the \$1,165,000 legislative augmentation for facility construction at the Bayview Terrace Elementary School-Joint Use Park Facility in San Diego and the \$50,000 legislative augmentation for the Palace of Fine Arts lagoon enhancement in San Francisco. These deletions are necessary to ensure that a prudent reserve is maintained in the California Environmental License Plate Fund.

Item 3790-302-0001—For capital outlay, Department of Parks and Recreation. I reduce this item from \$5,737,000 to \$4,560,000 by deleting:

- (1) 90.B2.205-Auburn State Recreation Area: Quarry Road Stabilization—Minor Project (\$47,000),
- (3) 90.FB.100-Pio Pico State Park: Restoration-Preliminary plans, working drawings, and construction (\$750,000),
- (7) 90.6U.205-Annadel State Park: ADA Compliant Restrooms-Minor Project (\$40,000), and
- (8) 90.99.205-San Luis Reservoir State Recreation Area: Los Banos Creek Bridge-Minor Project (\$340,000).

I am deleting \$427,000 in legislative augmentations for projects (1), (7) and (8) listed above because of the need to fund higher competing priorities including a prudent reserve.

I am deleting \$750,000 for the Pio Pico State Park Restoration (3) as there is a lack of funding in the Budget to restore other gubernatorial mansions.

I am sustaining funding for the Chino Hills State Park acquisition (Schedule (2)). However, the habitat benefits of this acquisition will not be realized without acquisition of another essential parcel. The State should sell the parcel acquired pursuant to the augmentation if the remainder of the wildlife corridor to the Cleveland National Forest cannot be protected.

Item 3810-001-0001—For support of the Santa Monica Mountains Conservancy. I delete this item and Provision 1.

I am deleting the \$50,000 legislative augmentation to provide reimbursements to local conservation corps to assist with Conservancy programs. The Conservancy has adequate resources to under take this program if it so chooses.

I am deleting Provision 1 to conform to this action.

Item 3810-011-0941—For support of Santa Monica Mountains Conservancy. I revise this item by reducing:

- (a) 10-Santa Monica Mountains Conservancy from \$644,000 to \$594,000

and by deleting:

- (bx) Amount payable from the General Fund (Item 3810-001-0001) (–\$50,000).

I am revising this item to conform to the action I have taken in Item 3810-001-0001.

Item 3810-301-0001—For capital outlay, Santa Monica Mountains Conservancy. I delete this item and Provisions 1 and 2.

I am deleting this item because of the Legislature's failure to enact a balanced water resources plan, including meeting California's future water needs which is a higher priority. The Legislature should consider investing the State's General Fund in this or similar ecosystem restoration projects only after a comprehensive, balanced plan has been adopted.

I am deleting Provisions 1 and 2 to conform to this action.

Item 3820-001-0001—For support of San Francisco Bay Area Conservation and Development Commission. I revise this item by deleting Provisions 1 and 2.

I am deleting Provisions 1 and 2 which would deny funding to establish or operate a wetland mitigation bank. Mitigation banks are an essential tool for funding wetland restoration activities. To the extent this language is intended to preclude the use of mitigation banks, this language is unnecessarily restrictive and infringes on the Executive Branch's ability to effectively achieve the goals of this program.

Item 3830-001-0001—For support of the San Joaquin River Conservancy. I delete this item and Provision 1.

I am deleting the \$50,000 legislative augmentation to provide reimbursements to local conservation corps to assist with Conservancy programs. The Conservancy has adequate resources to under take this program if it so chooses.

I am deleting Provision 1 to conform to this action.

Item 3830-001-0140—For support of the San Joaquin River Conservancy. I revise this item by reducing:

(a) 10-San Joaquin River Conservancy from \$245,000 to \$195,000, and by deleting:

(c) Amount payable from the General Fund (Item 3830-001-0001) (-\$50,000).

I am revising this item to conform to the action I have taken in Item 3830-001-0001.

Item 3860-001-0001—For support of Department of Water Resources. I revise this item by deleting Provision 2.

I am deleting Provision 2 because it is unnecessarily restrictive and would interfere with the ability of the Executive Branch to manage its programs. The language would require specific legislative approval prior to any funds being expended on the development and implementation of an isolated transmission facility. This language would limit the authority of CALFED Bay-Delta to consider operational alternatives which may prove to be beneficial and less costly to the State.

Item 3860-102-0001—For local assistance, Department of Water Resources. I reduce this item from \$17,786,000 to \$1,215,000 by reducing:

(d) Salton Sea from \$1,500,000 to \$1,000,000,

and by deleting:

(b) Dredging Projects (\$15,700,000),

(c) Middle Creek Marsh Restoration Project Feasibility Study (\$371,000),

and by deleting Provision 1.

I am deleting the \$16,071,000 in legislative augmentations for the two local assistance projects listed above because of the need to fund higher competing priorities including a prudent reserve. Furthermore, in the case of the dredging projects for various ports and harbors, I note that ports and harbors receive operating revenue from port activity. These funds must be used for public trust purposes, which include the operation and development of the harbors and ports. Consequently, it is inappropriate to provide a subsidy for these enterprises.

I am deleting Provision 1 to conform to this action.

I am reducing the legislative augmentation of \$1,500,000 to \$1,000,000 to provide sufficient funds to match a like amount of federal funds from the U.S. Fish and Wildlife Service to improve management response to bird die-offs at the Salton Sea and to fund a joint research management committee.

Item 3860-301-0001—For capital outlay, Department of Water Resources. I reduce this item from \$27,460,000 to \$26,460,000 by deleting:

(9.3) 30.95.285-Colusa Basin Drainage District, Flood Control Project (\$1,000,000).

I am deleting the \$1,000,000 legislative augmentation for the Colusa Basin Drainage District Flood Control Project. I am deleting this project because of the need to fund higher competing priorities including a prudent reserve.

Item 3900-001-0001—For support of State Air Resources Board. I delete Provision 1.

I am deleting Provision 1 because it would tie the expenditure of \$25,000,000 in this item to Assembly Bill 1368 and Senate Bill 1857 of the 1998 legislative session. I support provisions in these bills that would create a grant program to replace high-polluting diesel engines with low-emission alternatives; however, I do not support provisions that would allocate funds based on fixed percentages and create unnecessary new accounts. A rigid allocation system and a proliferation of new accounts would be counterproductive. Flexibility should exist to allocate funds on a cost-effective basis. The Air Resources Board advises the most cost-effective means currently available to reduce pollution from heavy-duty diesel engines is to encourage the purchase of newer technology. Therefore, it is my intent that the Air Resources Board, under existing statutory authority, use this \$25,000,000 to provide grants for the purchase of low-emission technology to reduce air pollution from diesel engines.

Item 3940-001-0001—For support of State Water Resources Control Board. I reduce this item from \$46,014,000 to \$40,264,000 by reducing:

(a) 10-Water Quality from \$287,421,000 to \$281,671,000,

and by deleting Provision 3.

I am deleting the \$5,750,000 legislative augmentation for various nonpoint source pollution prevention programs in coastal areas, and for research on recycled water quality, because of the Legislature's failure to enact a balanced water resources plan, including meeting California's future water needs, which is a higher priority. The Legislature should consider investing the State's General Fund in this or similar ecosystem restoration projects only after a comprehensive, balanced plan has been adopted.

I am deleting Provision 3 to conform to this action.

Item 3940-101-0001—For local assistance, State Water Resources Control Board. I reduce this item from \$4,525,000 to \$2,525,000 by deleting:

- (b) Lake County Sanitation District, Phase II of the Regional Wastewater Recycling Program: Clearlake Basin 2000 Project (\$2,000,000).

I am deleting the \$2,000,000 legislative augmentation for a grant to the Lake County Sanitation District for Phase II of the Regional Wastewater Recycling Program: Clearlake Basin 2000 Project. While I am supportive of water recycling programs, I am eliminating funding for this project because of the need to fund higher competing priorities including a prudent reserve.

Item 3960-001-0014—For support of Department of Toxic Substances Control. I delete Provision 1.

I am deleting Provision 1 which would declare legislative intent to deny funding for the initiative known as the Regulatory Structure Update and prohibit the use of any other appropriation in the Budget Act to fund the initiative. The Department informs me that the project is complete. Moreover, it would be an infringement on the Executive Branch's authority to effectively administer the program.

Item 4120-101-0001—For local assistance, Emergency Medical Services Authority. I reduce this item from \$4,697,000 to \$4,197,000.

I am reducing \$500,000 of the \$1,250,000 legislative augmentation for the California Poison Control System and sustaining \$750,000 to be matched with federal funds. This level of funding is sufficient for state support of the Poison Control System. Furthermore, I support continued efforts to seek support from stakeholders and those whose paying members use the system, such as health plans, insurance companies, hospitals and physicians' groups.

Item 4170-001-0001—For support of Department of Aging. I reduce this item from \$3,886,000 to \$3,709,000 by reducing:

- (d) 40-Special Projects from \$4,474,000 to \$4,112,000; and
- (g) Reimbursements from -\$1,984,000 to -\$1,799,000;

and by deleting Provision 1.

I am reducing the legislative augmentation of \$408,000 and 7.1 personnel years to increase staff to expand various community-based programs for the elderly by \$177,000 General Fund and \$185,000 in reimbursements and 3.6 personnel years. I already proposed a funding increase to expand elderly services in 1998-99 to unserved areas of the state, including \$584,000 (\$400,000 General Fund) and 6.5 positions for the Department of Aging. That staff is sufficient for the first year of this two-year effort. However, I am sustaining the legislative augmentation of \$231,000 and 3.5 personnel years for the Adult Day Health Care and Alzheimer's Day Care Resource Center programs. These positions will provide technical assistance in conjunction with the increased funding levels for these programs.

I am deleting Provision 1 to conform to this action.

Item 4170-101-0001—For local assistance, Department of Aging. I reduce this item from \$50,602,000 to \$40,459,000 by reducing:

- (d) 40-Special Projects from \$59,280,000 to \$44,183,000

(e) Reimbursements from -\$20,380,000 to -\$15,426,000 and by deleting Provision 3.

I am reducing the \$17,314,000 (\$12,360,000 General Fund) legislative augmentation to expand various community-based programs for the elderly by \$10,143,000 General Fund and \$4,954,000 in reimbursements. I am supportive of efforts in this area and proposed a \$12,154,000 augmentation to expand senior programs by establishing 134 additional program sites in unserved areas of the state. This represents a 40-percent increase and recognizes the importance of these programs. I am sustaining the \$2,217,000 General Fund augmentation for the Adult Day Health Care and Alzheimer's Day Care Resource Center programs. This funding will provide additional resources to assist in the prevention of premature institutionalization and allow departmental staff to provide additional technical assistance to caregivers.

I am deleting Provision 3 to conform to this action.

Item 4180-001-0001—For support of Commission on Aging. I delete this item.

I am deleting the \$300,000 legislative augmentation for the activities of the Commission. The Budget provides sufficient funding for the Commission to perform its statutory responsibilities.

Item 4200-101-0001—For local assistance, Department of Alcohol and Drug Programs. I reduce this item from \$82,897,000 to \$67,296,000 by reducing:

(a) 15-Alcohol and Other Drug Services Program from \$342,170,000 to \$326,569,000,

and by deleting Provisions 9, 10, and 12.

I am reducing \$1,000 of the \$5,000,000 legislative augmentation to expand treatment programs for youth, and I am deleting Provision 10 because the language is overly prescriptive.

I am deleting the \$8,000,000 legislative augmentation to expand the number of drug courts and related treatment services and I am deleting Provision 9. While I am supportive of this drug intervention program, I would prefer to direct any increases to a program that uses the deferred entry of judgment process.

I am deleting the \$7,600,000 legislative augmentation to backfill providers' loss of income resulting from federal welfare reform changes to the provision of Food Stamps and General Assistance which were previously used to offset program costs. Drug treatment clients, no longer eligible for Food Stamps and General Assistance under federal welfare reform, could provide their share-of-cost through increased hours of work.

I am deleting Provision 12, which requires the Department of Alcohol and Drug Programs to convene a workgroup to examine and develop a system for coordinating the delivery of services to parolees. This language is an infringement of the Executive Branch's ability to manage its programs in the most appropriate manner permitted by law.

Item 4260-001-0001—For support of Department of Health Services. I reduce this item from \$182,437,000 to \$178,443,000 by reducing:

(1) 10-Public and Environmental Health from \$265,689,000 to \$251,845,000;

- (2) 20-Health Care Services from \$398,174,000 to \$397,874,000;
- (24) Amount payable from the Health Education Account, Cigarette and Tobacco Products Surtax Fund (Item 4260-001-0231) from -\$37,415,000 to -\$27,415,000;
- (38) Amount payable from the Federal Trust Fund (Item 4260-001-0890) from -\$261,236,000 to -\$261,086,000;

and by deleting Provision 7.

I am deleting the \$794,000 legislative augmentation from the General Fund to support the Breast Cancer Early Detection Program. The Budget included increased funding from the Cigarette and Tobacco Products Surtax Fund for the program to fully address anticipated demand and provide enhancements to improve health outcomes, without any General Fund expense. This screening program should continue to be supported with special fund resources. In order to make special fund resources available for the priority screening services, I am also reducing a related augmentation in Item 4260-111-0236 from the Cigarette and Tobacco Products Surtax Fund for clinics. I would sign legislation which appropriates those Cigarette and Tobacco Products Surtax Funds for priority breast cancer screening services.

I am deleting the \$400,000 legislative augmentation from the General Fund for the Office of Border Health. The augmentation appears to be for purposes which duplicate other efforts of the state or federal government.

I am deleting the \$2,500,000 legislative augmentation from the General Fund for the Cancer Registry. The work done by the Cancer Registry is important, and the program already is complying with current law and providing quality services.

I am deleting the \$150,000 legislative augmentation from the General Fund for the Santa Susana Field Laboratory Oversight Panel. There has been no demonstration that this project is of sufficiently high priority to justify the use of State resources.

I am deleting the \$150,000 legislative augmentation from the General Fund for a study of Medi-Cal physician rates and deleting Provision 7, which would require such a study. It is not necessary for Budget Act language to require such a rate study. The role of the Department of Health Services under existing law includes responsibility for review and recommendation of adjustment of Medi-Cal physician rates. I am also reducing the Federal Trust Fund by \$150,000 in Item 4260-001-0890 to conform with this action.

I am deleting the \$10,000,000 legislative augmentation from Cigarette and Tobacco Products Surtax Fund litigation reserves for the State's anti-tobacco Media Campaign. These reserves were set aside for the Americans for Non-Smokers Rights II v. State of California case. Additional state exposure exists in the related and outstanding Just Say No To Tobacco Dough Campaign et al. v. State of California case. Accordingly, these funds should be held in reserve until a settlement has been reached in both cases.

Item 4260-001-0231—For support of Department of Health Services. I reduce this item from \$37,415,000 to \$27,415,000 and delete Provision 1.

I am reducing this item by \$10,000,000 to conform to actions taken in Item 4260-001-0001.

I am also deleting Provision 1, which would establish advertisement approval timelines and require disclosure of specified information to the Tobacco Education and Research Oversight Committee. This language is also unduly restrictive and an infringement on the Executive Branch's authority to administer the program pursuant to existing law.

Item 4260-001-0890—For support of Department of Health Services. I reduce this item from \$261,236,000 to \$261,086,000.

I am reducing this item by \$150,000 to conform with actions taken in item 4260-001-0001.

Item 4260-101-0001—For local assistance, Department of Health Services. I reduce this item from \$6,876,805,000 to \$6,827,941,000 by reducing:

- (a) 20.10.030-Benefits (Medical Care and Services) from \$15,954,495,000 to \$15,824,020,000,
- (b) 20.10.010-Eligibility (County Administration) from \$878,700,000 to \$878,300,000, and
- (e) Amount payable from the Federal Trust Fund (Item 4260-101-0890) from -\$10,125,351,000 to -\$10,043,340,000,

and deleting Provisions 14, 15 and 23.

I am deleting \$9,259,000 in specific legislative augmentations for Medi-Cal rate increases. These include \$1,209,000 for non-emergency transportation, \$1,800,000 for optometry services and reducing \$6,250,000 for hospital outpatient care. Rate increases in Medi-Cal should be considered where necessary to improve access or quality of care. There is little evidence of access to care or quality of care problems for services which are the subject of these proposed rate increases. In addition, I am deleting \$9,259,000 from the Federal Trust Fund 4260-101-0890 to conform to this action.

I am deleting the \$400,000 legislative augmentation for a pilot project to assist traditional providers, contracting with Los Angeles Care Health Plan, to secure low interest loans to purchase computer equipment and to support associated staff. The stated need for these loans is to make traditional health care providers competitive in the managed care environment. This augmentation is unnecessary as guaranteed loans are specifically available to traditional providers through the Small Business Expansion Fund administered by the Trade and Commerce Agency.

I am deleting the legislative augmentation of \$36,800,000 for pregnancy-related services to undocumented immigrants which would have provided funding for pending legislation to extend the state-only program of pregnancy-related services to persons not lawfully present in the United States beginning January 1, 1999, on a permanent basis. The State's ability to fund or terminate these services is currently the subject of litigation; therefore, I have included \$36,800,000 in the General Fund Reserve to cover the costs of these benefits until the current litigation reaches its conclusion.

I am deleting the \$2,405,000 legislative augmentation to conform to actions taken in Item 4300-101-0001 related to In-Home Respite and Day Programs in the Department of Developmental Services. In addition, I am deleting \$2,551,000 from the Federal Trust Fund 4260-101-0890 to conform to this action.

I am deleting the legislative augmentation of \$22,600,000 from the Federal Trust Fund 4260-101-0890 to conform to the action taken in

Item 5180-101-0001 related to funding for mental health services for CalWORKs recipients in the Department of Mental Health.

I am deleting the legislative augmentation of \$25,154,000 from the Federal Trust Fund 4260-101-0890 to conform to the action taken in Item 5180-151-0001 related to the expansion of the Adult Protective Services system in the Department of Social Services.

I am reducing the legislative augmentation of \$37,412,000 from the Federal Trust Fund 4260-101-0890 by \$22,447,000 to conform to the action taken in Item 5180-111-0001 regarding funding for Public Authorities in the Department of Social Services.

Provision 14 requires the Department of Health Services to convene a work group composed of specified individuals and representatives having a vested interest in long-term care to discuss and develop alternatives to the current cost-based rate-setting process. Provision 15 requires the Department of Health Services to provide an update on the status of the work group required in Provision 14 to the Legislature by January 15, 1999. I am deleting Provisions 14 and 15 because a work group comprised of interested representatives, including providers and advocates, has already convened to explore these related issues.

I am deleting Provision 23 to conform to my action taken in Item 4300-101-0001 regarding a new rate structure for In-Home Respite and Day Programs in the Department of Developmental Services.

Item 4260-101-0890—For local assistance, Department of Health Services. I reduce this item from \$10,125,351,000 to \$10,043,340,000, and delete Provision 2.

I am reducing this item by \$82,011,000 to conform to actions taken in Item 4260-101-0001.

I am deleting Provision 2 to conform to my action taken in Item 4300-101-0001 regarding a new rate structure for In-Home Respite and Day Programs in the Department of Developmental Services.

Item 4260-111-0001—For local assistance, Department of Health Services. I reduce this item from \$386,527,000 to \$340,012,000 by reducing:

- (c) 10.30.040-Chronic Diseases from \$195,426,000 to \$166,480,000;
- (e) 10.30.060-AIDS from \$205,548,000 to \$200,548,000;
- (f) 20.30-County Health Services from \$210,432,000 to \$202,732,000;
- (g) 20.40-Primary Care and Family Health from \$1,369,471,000 to \$1,336,528,000;
- (o) Amount Payable from the Health Education Account, Cigarette and Tobacco Products Surtax Fund (Item 4260-111-0231), from -\$64,304,000 to -\$41,773,000;
- (r) Amount Payable from the Unallocated Account, Cigarette and Tobacco Products Surtax Fund (Item 4260-111-0236), from -\$102,687,000 to -\$98,478,000;
- (t) Amount Payable from the Federal Trust Fund (Item 4260-111-0890) from -\$1,052,985,000 to -\$1,051,651,000;

and by deleting Provisions 5 and 7.

I am deleting the \$3,415,000 legislative augmentation from the General Fund to support the Breast Cancer Early Detection Program to conform with the action taken in Item 4260-001-0001. I will sign

legislation appropriating specified Cigarette and Tobacco Products Surtax Funds for priority breast cancer screening services as I had originally proposed.

I am deleting the \$22,531,000 legislative augmentation for Competitive Grants from Cigarette and Tobacco Products Surtax Fund litigation reserves to conform with the actions taken in Items 4260-001-0001 and 4260-001-0231.

I am deleting the \$2,000,000 legislative augmentation from the General Fund intended to reinstate \$1,500,000 for three particular Alzheimer's disease research, diagnosis, and treatment centers which were unsuccessful in the competitive bid process and fund \$500,000 for special projects. The Budget allocated funding through a competitive bid process to the most effective programs and did so in accordance with the advisory committee's policy directive to place a greater emphasis on research rather than treatment. These three centers can bid for available funding in the future. I am deleting Provision 5 to conform to this action.

I am deleting the \$400,000 legislative augmentation from the General Fund for the Women, Infants, and Children (WIC) Farmer's Market. The Budget includes approximately \$1.1 billion for the Supplemental Food Program for WIC, expanding nutritional programs by over \$100,000,000. Further, Chapter 294, Statutes of 1997, shifted authority for the Farmer's Market program to the Department of Health Services to enable continuation of the service without General Fund expense. For these reasons and the other major General Fund resources expended on new food assistance programs in this Budget, I am vetoing these funds. I am also reducing the Federal Trust Fund by \$933,000 in Item 4260-111-0890 to conform with this action.

I am deleting the \$4,200,000 legislative augmentation from the General Fund for the AIDS Drug Assistance Program. The program budget already reflects increased funding of \$11,400,000 General Fund, which provides resources to fully support anticipated caseload demand, more expensive therapeutic regimens and new drug costs. I continue to support full funding for the program; however, there is not an indicated need for this augmentation.

I am deleting the \$7,700,000 legislative augmentation from the General Fund for local communicable disease control and public health personnel including immunization, training, communicable disease control and public health surveillance staff. The Budget includes substantial increases in local funding for indigent health care through the Realignment Program. Additional immunization assistance will be provided through the Healthy Families Program and can also be provided in indigent health care programs. The Emerging Infectious Disease Initiative included in the Budget provides for expanded investigation and surveillance of infectious diseases and food safety programs.

I am deleting the \$23,000,000 legislative augmentation from the General Fund for the following clinical services programs: \$2,500,000 for rural health clinics, \$2,500,000 for Seasonal Agricultural and Migrant Worker clinics, and \$18,000,000 for Expanded Access to Primary Care clinics. The Budget includes substantial increases in state funding for the implementation of the Healthy Families Program which will ultimately extend health insurance coverage to an estimated

500,000 children. Thus, if these providers are a partner with a Healthy Families contractor, they are now able to bill for care to children who were formerly uninsured.

I am reducing the \$5,000,000 legislative augmentation from the Cigarette and Tobacco Products Surtax Fund for Expanded Access to Primary Care clinics by \$4,209,000. While this program has merit, I have proposed using these funds for breast cancer early detection services which are a higher priority for limited Cigarette and Tobacco Products Surtax Fund resources. I would sign legislation appropriating these funds for this priority.

I am deleting the \$401,000 legislative augmentation from the Federal Trust Fund for the Black Infant Health (\$151,000) and Comprehensive Perinatal Outreach (\$250,000) programs. Although these programs have merit, the augmentation is based on the assumption that availability of Maternal and Child Health block grant funds will be greater than anticipated. Until it is known if additional funds are available, it would be premature to allocate funds.

I am deleting the \$4,000,000 legislative augmentation from the General Fund for Adolescent Family Life Program (AFLP) provider rates. This augmentation represents a 34-percent rate increase, intended to bring AFLP rates into conformity with the Cal-Learn Program. However, the current rate differential exists because administrative requirements are fewer for AFLP. Further, increasing AFLP rates would be premature until the Department of Health Services has performed a planned rate study and identified problems with access to services or quality of care.

I am deleting the \$800,000 legislative augmentation from the General Fund for anonymous HIV testing in family planning clinics. The Family Planning, Access, Care and Treatment Program and approximately 500 publicly funded testing sites through the Office of AIDS are fully funded to provide confidential HIV testing for any Californian seeking such services. In addition, funding should be provided through a normal competitive process rather than being targeted to specific providers.

I am deleting the \$1,000,000 legislative augmentation from the General Fund for breast cancer treatment services. The augmentation would provide treatment services for women regardless of income. This program would represent the first use of General Fund monies to provide breast cancer treatment services to women above entitlement-income thresholds for Medi-Cal. Therefore, the \$1,000,000 proposal likely would be insufficient to address the anticipated program costs or to keep pace with treatment demands if the program were so expanded. I am deleting Provision 7 to conform to this action.

Item 4260-111-0231—For local assistance, Department of Health Services. I reduce this item from \$64,304,000 to \$41,773,000.

I am reducing this item by \$22,531,000 to conform to actions taken in item 4260-111-0001.

Item 4260-111-0236—For local assistance, Department of Health Services. I reduce this item from \$102,687,000 to \$98,478,000.

I am reducing this item by \$4,209,000 to conform to actions taken in Item 4260-111-0001.

Item 4260-111-0890—For local assistance, Department of Health Services. I reduce this item from \$1,052,985,000 to \$1,051,651,000.

I am reducing this item by \$1,334,000 to conform to actions taken in Item 4260-111-0001.

Item 4280-101-0001—For local assistance, Managed Risk Medical Insurance Board. I reduce this item from \$38,597,000 to \$35,440,000 and delete Provisions 1, 3, 4 and 5.

I am deleting the legislative augmentations of \$3,057,000 to expand the Healthy Families Program to include children of families with incomes up to 250 percent of the federal poverty level and \$100,000 to expand the program to include children of legal immigrants arriving in the United States after August 22, 1996. It is premature to significantly modify or expand this new program until after completion of the startup of the program as originally enacted.

I am deleting Provision 1, related to outreach updates, to conform to the action taken in Item 4260-101-0001.

I am deleting Provisions 3 and 4 which would require the Managed Risk Medical Insurance Board (MRMIB) to convene quarterly work groups to discuss memorandums of understanding and related matters concerning the provision of mental health services and California Children's Services. These provisions are not necessary as MRMIB already convenes such work groups.

I am deleting Provision 5 which would require the Department of Health Services to solicit comments from interested parties on the crafting of a request for proposal for Rural Demonstration Projects. This provision is not necessary because the Department of Health Services already has released the draft to the interested parties.

Item 4280-101-0890—For local assistance, Managed Risk Medical Insurance Board. I reduce this item from \$75,026,000 to \$68,889,000.

I am reducing this item by \$6,137,000 to conform to actions taken in Item 4280-101-0001.

Item 4300-101-0001—For local assistance, Department of Developmental Services. I reduce this item from \$612,653,000 to \$612,552,000 by reducing:

10.10 Regional Centers

- (b) 10.10.020-Purchase of Services from \$1,080,736,000 to \$1,075,678,000,
- (e) Reimbursements from -\$723,564,000 to -\$718,608,000,
- (h) Amount payable from Federal Trust Fund (Item 4300-101-0890) from -\$42,284,000 to -\$42,283,000,

and by deleting Provision 11.

I am deleting \$5,057,000 (\$101,000 General Fund and \$4,956,000 reimbursements) provided to increase the rates of Supported Living Services (SLS) providers. The actual rate paid for SLS is negotiated between the regional center and the provider. Sustaining an increase in funding for this program would discourage competitive rate negotiations.

I am deleting Provision 11 which would allow the Director of Finance to augment this Item by \$10,300,000 to implement a new rate structure for In-Home Respite and Day Programs as this augmentation will not be necessary in 1998-99. The Budget contains \$27,400,000 to increase rates in these programs using the existing rate system.

These deletions result in reductions of \$101,000 in this item, \$2,405,000 in Item 4260-101-0001 and \$2,551,000 in Item 4260-101-0890.

I am also deleting \$1,000 to conform to actions taken in Item 4300-101-0890.

Item 4300-101-0890—For local assistance, Department of Developmental Services. I reduce this item from \$42,284,000 to \$42,283,000.

I am deleting \$1,000 and Provision 4 of this item. This Provision would require the Bureau of State Audits to conduct an analysis of regional center operations and purchase-of-services expenditures for the Early Start Program. The regional center budget has been the subject of several audits and analyses in the past year, including an analysis by the Bureau of State Audits, with additional analyses to be completed in 1998–99. Consequently, another review by the Bureau of State Audits would be unnecessary and duplicative.

Item 4440-101-0001—For local assistance, Department of Mental Health. I reduce this item from \$60,206,000 to \$38,356,000 by reducing:

- (a) 10.25-Community Services-Other Treatment from \$495,742,000 to \$467,742,000,
- (b) 10.40-Community Services-Adult System of Care from \$8,222,000 to \$7,772,000,
- (c) 10.47-Community Services-Children’s Mental Health Services from \$40,354,000 to \$24,354,000,
- (e) Reimbursements from –\$497,468,000 to –\$474,868,000,

and by deleting Provisions 4 and 5.

I am deleting the \$5,000,000 legislative augmentation to provide supportive housing for individuals with special needs because it is duplicative of existing support programs including health care, substance abuse treatment, education, and counseling which are currently provided through other State agencies.

I am deleting the \$400,000 legislative augmentation to enhance cultural competency in mental health services because current State law already requires that county mental health plans provide for culturally competent and age appropriate services. I am deleting Provision 5 to conform to this action.

I am deleting the \$450,000 legislative augmentation to provide additional training and development of Adult System of Care Agencies. Since this program has been shown to provide an effective system of mental health care while reducing costs, counties desiring to implement the program should use existing mental health realignment funds to contract with the Integrated Services Agencies or work with counties which have already implemented the program.

I am reducing \$16,000,000 of the \$20,000,000 legislative augmentation for the Children’s System of Care. The remaining \$4,000,000 augmentation will allow for the incremental expansion of this program. I am also deleting Provision 4.

I am deleting the \$22,600,000 legislative augmentation in reimbursements for CalWORKs recipients to conform to actions taken in Item 5180-101-0001.

Item 4700-101-0001—For local assistance, Department of Community Services and Development. I am reducing this item from \$4,400,000 to \$3,050,000 by reducing:

(a) 40-Community Services from \$2,400,000 to \$1,050,000, and by deleting Provision 1.

I am deleting the \$1,350,000 legislative augmentation for the Adult Homeless Education program. This program has been previously funded in the Department of Education. The Department of Community Services and Development is not the appropriate state agency to administer this program.

I am deleting Provision 1 to conform to this action.

Item 5100-001-0001—For support of Employment Development Department. I reduce this item from \$24,872,000 to \$23,622,000 and delete Provision 1.

I am deleting the \$1,250,000 legislative augmentation for at-risk youth employment demonstration projects. The Budget contains \$816,100,000 for employment programs, of which \$342,500,000 is for youth employment projects. The projects for which the legislature has augmented this item should be evaluated and funded through the competitive grant process within these existing programs.

Item 5100-001-0870—For support of Employment Development Department. I revise this item by reducing:

- (a) 10-Employment and Employment Related Services from \$202,732,000 to \$201,482,000, and;
- (h) Amount payable from the General Fund (Item 5100-001-0001) from -\$24,872,000 to -\$23,622,000.

This action conforms to reductions taken in Item 5100-001-0001.

Item 5160-001-0001—For support of Department of Rehabilitation. I revise this item from \$43,662,000 to \$39,759,000 by reducing:

- (a) 10-Vocational Rehabilitation Services from \$286,639,000 to \$271,616,000,
- (c) 30-Support of Community Facilities from \$6,454,000 to \$5,751,000,
- (g) Amount payable from the Federal Trust Fund (Item 5160-001-0890) from -\$241,627,000 to -\$229,804,000,

and by deleting Provision 5.

I am reducing the \$3,200,000 legislative augmentation in this item and the corresponding federal match of \$11,823,000 in Item 5160-001-0890 for the Vocational Rehabilitation Program. This program is not an open-ended entitlement, and the Budget provides \$263,613,000 for the Department of Rehabilitation to serve clients in this program. Nonetheless, I understand that recent federal law changes might necessitate revision to the scope of this program, affecting the number of clients to be served. It would be premature to approve this augmentation before the Department of Rehabilitation and the Health and Welfare Agency have thoroughly analyzed those federal changes and their service delivery ramifications.

I am reducing the \$521,000 legislative augmentation to increase the incentive funds used to match private contributions for independent living services. The Budget includes \$479,000 base funding for the incentive funds component of this program, and I have included \$2,900,000 General Fund and \$6,400,000 federal funds in the Budget

for a population-based allocation for the Independent Living Centers. The Independent Living Centers, therefore, will continue to receive a total of \$9,779,000 for base funding.

I am reducing the \$182,000 legislative augmentation to backfill federal funds for three community organization projects. The federal funds were provided through the Department of Rehabilitation as seed money for the projects with the understanding that State funds would not be provided as a backfill, and other sources of funding would have to be sought to continue the projects.

I am deleting Provision 5 to conform to this action.

Item 5160-001-0890—For support of Department of Rehabilitation. I reduce this item from \$241,627,000 to \$229,804,000.

I am reducing this item by \$11,823,000 to conform to the action I have taken in Item 5160-001-0001.

Item 5180-001-0001—For support of the Department of Social Services. I reduce this item from \$100,513,000 to \$88,988,000 by reducing:

- (a) 16-Welfare Programs from \$83,333,000 to \$77,333,000;
- (b) 25-Social Services and Licensing from \$129,454,000 to \$123,747,000;
- (h) Amount payable from the Federal Trust Fund (Item 5180-001-0890) from -\$296,203,000 to -\$296,021,000;

and by deleting Provision 4.

I am deleting the \$6,000,000 legislative augmentation for the Temporary Emergency Food Assistance Program. The food purchases under this program traditionally have been 100 percent federally funded. Providing General Fund for this purpose could set a funding precedent for an expectation of future General Fund support. Federal funding for this program, along with the federal food stamp and the Women, Infants and Children programs are available. Further, I have agreed to support two new time-limited state food programs including establishment of a \$68,000,000 State food stamp program for legal immigrants. The continuing federal programs and the new state programs provide for a major increase in funding in 1998-99 which should address concerns in this area. I am deleting Provision 4 to conform to this action.

I am deleting the \$3,000,000 legislative augmentation to expand the current Home Visiting Pilot Program, which provides voluntary home-based support services in seven locations to families with newborns and children up to five years old who are at risk of child abuse or neglect. Without this augmentation, the pilot programs will continue while their programmatic and cost-effectiveness continues to be evaluated. While I support developing innovative programs that will assist parents in providing a safe home for their at-risk children, the quality and effectiveness of the service provided must first be documented through the pilot program's evaluation.

I am reducing the legislative augmentation of \$5,762,000 and 96.4 personnel years to provide comprehensive reviews of all community care facilities by \$2,525,000 General Fund and \$182,000 Federal Trust Fund and by 40.8 personnel years. The remaining positions and funding, in conjunction with funding already budgeted, will permit the department to conduct comprehensive reviews of those community care facilities with the most vulnerable clients.

Item 5180-001-0890—For support of Department of Social Services. I reduce this item from \$296,203,000 to \$296,021,000.

This action conforms to the reductions taken in Item 5180-001-0001.

Item 5180-101-0001—For local assistance, Department of Social Services. I reduce this item from \$2,518,667,000 to \$2,496,746,000.

(a) 16.30-CalWORKs from \$5,568,477,000 to \$5,536,556,000

(2) 16.30.020-Services from \$1,115,933,000 to \$1,084,012,000

(h) Amount payable from the Federal Trust Fund (Item 5180-101-0890) from -\$4,444,998,000 to -\$4,434,998,000

and by deleting Provisions 13 and 14.

I am deleting a \$10,000,000 Federal Trust Fund augmentation for transportation services for CalWORKs recipients. Although I am sensitive to concerns raised as to the adequacy of transportation services, county boards of supervisors may allocate CalWORKs funds from within the county block grant should additional transportation services be needed. Additionally, use of the federal Temporary Assistance for Needy Families (TANF) block grant for CalWORKs-eligible recipients would cause their five year federal TANF eligibility to be used even if the transit services were the only benefits provided.

I am deleting \$21,921,000 General Fund from this item, which was to match \$22,600,000 federal Medicaid funds from the Department of Health Services for mental health services for CalWORKs recipients. I have proposed to fully fund mental health services for CalWORKs recipients, but confine General Fund expenditures for CalWORKs, with only limited exceptions, to the \$2.9 billion state-county TANF Maintenance of Effort (MOE) requirement. The Legislature's action on CalWORKs mental health services violates federal guidelines for this amount to be considered as TANF MOE, and therefore, would require the State to spend General Fund above the TANF MOE requirement for a declining welfare caseload. This is unnecessary as the counties may allocate funds for mental health services from their block grant.

I am deleting Provision 13 which would require the California Department of Education and the Department of Social Services to report to the Legislature on a proposed child care fee schedule by December 15, 1998, for the purposes of adopting a schedule through legislation. This would create additional barriers to implementing a fee schedule, because the Superintendent of Public Instruction already has the statutory authority to implement a new fee schedule, and the report due date does not allow the departments sufficient time to effectively comply with this provisional language.

I am deleting Provision 14 which would authorize counties to use up to \$5,000,000 General Fund of county CalWORKs fiscal incentive payments to match California Conservation Corps funding to help CalWORKs recipients meet their work requirements. Counties already have the authority to use incentive funds for this purpose by contracting directly with the local corps. Therefore, the provision is unnecessary.

Item 5180-101-0890—For local assistance, Department of Social Services. I reduce this item from \$4,444,998,000 to \$4,434,998,000, and delete Provision 5.

I am reducing this item by \$10,000,000 and deleting Provision 5 to conform to the action I have taken in Item 5180-101-0001.

Item 5180-111-0001—For local assistance, Department of Social Services. I reduce this item from \$2,651,793,000 to \$2,625,993,000 by reducing:

- (b) 25.15-IHSS from \$1,418,541,000 to \$1,363,786,000;
- (1) 25.15.010-Services from \$1,296,025,000 to \$1,241,270,000;
- and
- (c) Reimbursements from -\$848,235,000 to -\$819,280,000.

I am deleting a \$25,800,000 legislative augmentation to fund increased operational costs for public authorities associated with In-Home Supportive Services (IHSS). Under current law, counties can establish a public authority for the administration of IHSS in that county, with any associated cost increases funded at county expense. This augmentation inappropriately provides state funds for costs negotiated by public authorities, thereby removing the cost containment mechanisms currently in place.

I am reducing reimbursements in this item by \$28,955,000 to conform to the action taken in this item and in Item 4260-101-0890.

Item 5180-111-0551—For transfer by the Controller from the Temporary Assistance for Needy Families Fund to the Federal Trust Fund. I reduce this item from (\$4,406,217,000) to (\$4,396,217,000).

I am reducing this item by \$10,000,000 to conform with actions taken in Item 5180-101-0001 and Item 5180-101-0890.

Item 5180-141-0001—For local assistance, Department of Social Services. I reduce this item from \$304,297,000 to \$300,297,000 by reducing:

- (a) 16.80-County Administration from \$1,070,398,000 to \$1,062,398,000;
- (d) Amount payable from the Federal Trust Fund (Item 5180-141-0890) from -\$839,803,000 to -\$835,803,000;

and by deleting Provision 8.

I am deleting a \$4,000,000 General Fund and \$4,000,000 Federal Trust Fund legislative augmentation for the Food Stamp Employment and Training (FSET) program. This augmentation was made to provide services to able-bodied adults without dependents between the ages of 18 and 50 who must work 20 hours per week to maintain federal food stamp eligibility. Although those persons can participate in FSET to meet the work requirements, they also can meet the work requirements through self-initiated community service. Therefore, this augmentation is not necessary.

I am deleting Provision 8 which prohibits the allocation of \$3,996,000 to counties for the administration of food stamp benefits unless federal administrative funding for food stamps is reduced pursuant to Public Law 105-185. Although the General Fund will be required to backfill for the eventual loss of federal funds, it is premature to propose a specific dollar amount to offset that expected deficiency. Additionally, counties have indicated immediate need for these funds due to increased costs resulting from welfare reform and changes in eligibility requirements.

Item 5180-141-0890—For local assistance, Department of Social Services. I reduce this item from \$839,803,000 to \$835,803,000.

I am reducing this item by \$4,000,000 to conform to actions taken in Item 5180-141-0001.

Item 5180-151-0001—For local assistance, Department of Social Services. I reduce this item from \$690,969,000 to \$656,990,000 by reducing:

- (a) 25.25-Children's Services from \$1,301,308,000 to \$1,299,987,000,
 - (1) 25.25.010-Child Welfare Services from \$1,211,400,000 to \$1,210,079,000
- (b) 25.35-Special Programs from \$164,511,000 to \$106,657,000,
 - (5) 20.35.050-County Services Block Grant from \$122,256,000 to \$64,402,000
- (c) 25.45-Community Care Licensing from \$15,158,000 to \$14,879,000,
- (d) Reimbursements from -\$80,725,000 to -\$55,571,000,
- (f) Amount payable from the Federal Trust Fund (Item 5180-151-0890) from -\$709,132,000 to -\$708,811,000;

and by deleting Provision 9.

I am deleting a \$1,000,000 General Fund and a \$321,000 Federal Trust Fund legislative augmentation to expand the Options for Recovery Program to serve adoptive and pre-adoptive families with children up to age 18. Although this proposal is consistent with my Adoptions Initiative, it is not acceptable without including the provision related to respite care, which is an integral part of the existing program. I would be willing to sign properly structured legislation in this area. I am deleting Provision 9 to conform to this action.

I am deleting a \$32,700,000 General Fund legislative augmentation and \$25,154,000 in corresponding reimbursements to expand the Adult Protective Services Program. This maintains a \$20,000,000 General Fund augmentation included in my May Revision that more than doubles the State's efforts in this area and adequately recognizes the importance of this program.

I am deleting a \$279,000 augmentation to provide comprehensive visits of all community care facilities. Funding is provided in Item 5180-001-0001 for comprehensive reviews for those facilities with the most vulnerable clients which should address concerns in this area.

Item 5180-151-0890—For local assistance, Department of Social Services. I reduce this item from \$709,132,000 to \$708,811,000 and delete Provision 2.

I am deleting Provision 2 which would require \$350,000 of federal Child Abuse Prevention and Treatment Act (CAPTA) funds to be used for the Family Maintenance Healthcare Pilot Project in Los Angeles County. This pilot project appears to be meritorious; however, all federal CAPTA funds currently available for 1998-99 have been committed to other continuing child abuse and prevention projects. Los Angeles County should apply for funding in the next grant cycle.

I am reducing this item by \$321,000 to conform to actions taken in Item 5180-151-0001.

Item 5240-001-0001—For support of the Department of Corrections. I reduce this item from \$3,550,781,000 to \$3,534,681,000 by reducing:

- (a) 21-Institution Program from \$2,749,755,715 to \$2,744,755,715, and
- (b) 31-Community Correctional Program from \$432,467,730 to \$421,367,730,

and by deleting Provisions 10, 13, 15, 16, 17, and 19.

I am deleting the \$2,800,000 legislative augmentation to expand the Preventing Parolee Failure Program. While I am supportive of efforts to reduce recidivism among the state's parolee population, I am unable to support this augmentation because the efficacy and cost effectiveness of the Preventing Parolee Failure Program has not been demonstrated sufficiently to justify a program expansion.

I am deleting the \$2,000,000 legislative augmentation to implement a pilot program for drug addicted female offenders with children. The Budget provides \$13,700,000 to address barriers to parole success and to provide alternatives to reincarceration for both male and female parolees. The Budget also contains \$1,100,000 for the Pregnant and Parenting Women's Alternative Sentencing Program, which provides specialized services for female offenders.

I am deleting the \$4,800,000 legislative augmentation for parole casework services. While increased parole casework services may be desirable, the need for increased casework services has not been adequately demonstrated.

I am deleting Provision 10 which would restrict the transfer of more than five percent of the funding provided for the Preventing Parolee Failure Program and parole casework services in 1998-99. Since it is unknown what demands upon the parole system might arise, this provision is an inappropriate limitation of the Executive Branch's ability to manage its programs, and could jeopardize public safety.

I am deleting Provision 13 which would require the Department of Finance, in consultation with the Prison Industry Authority and the Legislative Analyst's Office, to develop a display in the 1999-2000 Governor's Budget of revenues and expenditures for the Prison Industry Authority, the Prison Industry Board, and the Prison Industries Revolving Fund. This provision inappropriately requires participation of legislative staff in decision-making with regard to the inclusion and manner of display of financial information in the annual Governor's Budget. Decisions regarding the Administration's proposed financial plan should remain a prerogative of the Administration.

I am deleting Provision 15 which would require the Department of Corrections to redirect \$257,000 from existing resources to continue to fund four positions authorized to ensure compliance with Title I of the Americans with Disabilities Act (ADA). The contradictory actions of the Legislature in deleting funding for ADA while requiring that funding be redirected from other programs to continue the function is inappropriate.

I am reducing this Item by \$5,000,000 and deleting Provision 16 which would require an allocation of \$5,000,000 be provided for (1) 1,000 additional drug treatment slots, including availability of aftercare treatment of at least 120 days for 50 percent of the in-prison program graduates from the proposed new program, and (2) a minimum of 120 days of aftercare treatment for 50 percent of the in-prison program graduates from existing drug treatment programs. The Department is currently in the process of expanding its drug treatment program by 1,120 slots. Further expansion of this program is premature.

I am deleting Provision 17 which would allow the use of funds for development of the Corrections Management Information System project only upon approval of the associated project feasibility study report by the Department of Information Technology and the Department of Finance, and if the scope of the approved version of the

feasibility study report does not significantly differ from the report as submitted to the two agencies. This language potentially interferes with the ability of the Executive Branch to evaluate the project proposal by effectively precluding a change to the feasibility study as initially submitted. The provision is otherwise largely consistent with my existing policy. Accordingly, I am directing the Department of Corrections to not expend funds for the development of the Corrections Management Information System project prior to approval of the related feasibility study report by the Department of Information Technology and the Department of Finance.

I am reducing this Item by \$1,500,000 and deleting Provision 19 which would require an allocation of \$1,500,000 of funding be provided to develop, implement, and evaluate up to two pilot projects for a new parole model in Regions III and IV. The Department of Corrections is currently evaluating a new parole classification project. It would be premature to implement another related parole project prior to evaluation of the current project.

Item 5240-011-0678—For Transfer by the Controller from the Prison Industries Revolving Fund to the General Fund. I delete this Item.

I am deleting the \$8,000,000 transfer from the Prison Industries Revolving Fund to the General Fund. The Prison Industry Authority is a self-supporting organization which requires a sufficient reserve in its enterprise fund for cash management purposes. This transfer of funds would have reduced the Authority's reserve to an imprudent level.

Item 5240-301-0001—For capital outlay, Department of Corrections. I revise this item by deleting Provision 3.

I am deleting Provision 3 because the language is unnecessarily restrictive. This language would limit the State Public Works Boards' (SPWB) authority to approve a recognized deficit to no greater than 10 percent of the original construction cost estimates for selected mental health projects. Under current law, the SPWB can approve recognized deficits of up to 20 percent. This language could hamper the continuation of these court-ordered projects and would interfere with the ability of the Executive Branch to manage these projects pursuant to existing statutes.

Item 5430-104-0001—For local assistance, Board of Corrections. I delete this item and Provision 1.

I am deleting the \$1,200,000 legislative augmentation for support operations costs at the Northern California Regional Facility. The cost of ongoing operations for local juvenile facilities is appropriately a responsibility of local government.

I am deleting Provision 1 to conform to this action.

Item 5430-105-0001—For local assistance, Board of Corrections. I delete this item and Provisions 1, 2, and 3.

I am deleting the \$2,000,000 legislative augmentation for the Mental Illness Crime Reduction Grant program which would provide competitive statewide grants to counties for planning and developing alternative sanctions for adult mentally ill offenders. It appears that this is an appropriate responsibility of local government. In fact, if the intent is to reduce other county costs by offering these services, this should be a high priority use of community mental health resources allocated through Realignment funding.

I am deleting Provisions 1, 2, and 3 to conform to this action.

Item 5430-107-0001—For local assistance, Board of Corrections. I reduce this Item from \$30,000,000 to \$10,000,000 and revise Provision 1.

I am reducing the \$30,000,000 legislative augmentation for the Juvenile Crime Enforcement and Accountability Challenge Grant Program and Juvenile Female Offender Intervention Program by \$20,000,000. The Juvenile Crime Enforcement and Accountability Challenge Grant Program was established to evaluate alternative approaches to dealing with at-risk juveniles and delinquents. Grants for the existing Juvenile Challenge Grant program have recently been awarded and local program efforts are still in their early phases. I am approving \$10,000,000 to meet the most urgent needs, including efforts which would facilitate a reduction in the number of juveniles placed out of state.

In addition, I am revising Provision 1, which would direct funding to be provided for the Female Offender Intervention Program. Both male and female offenders would be served by the Challenge Grant Program, and I am not supportive of diverting funds that could be used for this program to fund a program that would exclusively target female offenders.

- “1. (a) ~~The funds appropriated by this item shall be available to support the Juvenile Crime Enforcement and Accountability Challenge Grant (Challenge Grant) Program, as modified and amended by Assembly Bill 2261 of the 1997–98 Regular Session; and the Juvenile Female Offender Intervention Program as established by Senate Bill 1657 of the 1997–98 Regular Session.~~
- (b) Of the funds appropriated by this item, up to 5 percent may be transferred, upon approval of the Department of Finance, to Item 5430-001-0001 to support the administration, including technical assistance and oversight, and evaluation of the implementation of grant awards pursuant to this provision.
- (c) Of the funds appropriated by this item, the Board of Corrections may award up to \$2,000,000 statewide, in individual grants not exceeding \$50,000, to counties to assist in developing and upgrading local action plans as necessary to compete for the Challenge Grant and Juvenile Female Offender Intervention Program grants, including the development of strategies to address out-of-home placement needs for delinquent youth pursuant to Section 602 of the Welfare and Institutions Code within the county or region where the county is located. The board may also award up to \$500,000 statewide, in individual grants not to exceed \$100,000, to extend program evaluation follow up activities for existing programs which demonstrate promise for program replication.
- ~~(d) Of the funds remaining, the board shall, on a statewide, competitive basis, award grants pursuant to subdivision (a) of this provision.~~
- ~~(e) Of the funds available for grant awards in subdivision (d), the board shall ensure that, on a statewide basis, an amount~~

not less than 50 percent, or \$10,000,000, whichever is greater, is awarded to support strategies identified in county local action plans for female juvenile offenders pursuant to the Juvenile Female Offender Intervention Program.

- (f) When awarding grants pursuant to this provision, the board shall give priority to those grant applications submitted under subdivision (d), of this provision that support strategies identified in county local action plans for the development and implementation of out-of-home placement options for delinquent youth pursuant to Section 602 of the Welfare and Institutions Code.
- (g) Notwithstanding any other provision of law, funds appropriated by this item shall be allocated pursuant to this provision: ”

Item 6110-001-0001—For support of Department of Education. I reduce this item from \$35,895,400 to \$26,201,400 by reducing:

- (b) 20-Instructional Support from \$52,283,400 to \$49,703,400,
- (d) 41.00-Executive Management and Special Services from \$9,595,000 to \$1,595,000,
- (i) Amount payable from Federal Trust Fund (Item 6110-001-0890) from -\$90,890,000 to -\$89,054,000,

and by deleting:

- (gx) Unallocated (\$950,000),

and by revising Provision 22.

I am reducing the legislative augmentation of \$569,000 in Schedule (b) by \$369,000 and eliminating the 6.2 positions added for the Standardized Testing and Reporting (STAR) program. By sustaining \$200,000, I am providing funding for STAR at the current year level and providing \$175,000 for support to assist the advisory panel to the State Board in development of performance standards and the matrix test. Since there are unfunded positions in the assessments division, no additional position authority is needed.

I am making a further reduction to Schedule (b) by eliminating the \$100,000 legislative augmentation for administration of the Life Sciences and Conservation Education Program. This locally implemented program has never become operative; therefore, additional funding is not necessary.

In addition, I am making a further reduction to Schedule (b) of \$275,000 for administration of the Foster Youth Services Program. The Legislature provided a \$375,000 augmentation and one position for this purpose. While \$100,000 and an additional position is warranted, the proposed funding augmentation included excessive operating, training, and evaluation expenses, and I am therefore reducing this augmentation accordingly. I am revising the following provision to conform with this action:

- “22. Of the funds appropriated by this item, \$100,000 and one position are provided for administration of the Foster Youth Services Program ; ~~\$25,000 is provided for operating expenses; and \$250,000 is provided for training and evaluation of the program .~~”

I am also making a reduction of \$8,000,000 in Schedule (d) to reduce departmental executive management because of the need for the Legislature to consider how the provision of legal services to the

Superintendent, the Department, and the Board of Education can be reorganized to be more efficient, to avoid conflicts, and to clarify certain staff reporting relationships. I am setting this amount aside to allow the enactment of legislation which would reallocate a portion of these funds to the Office of the Attorney General through the transfer of 11 or more legal counsel positions from the Department of Education's legal office because the Attorney General can represent the Department of Education more efficiently. Since the hourly reimbursement rate for the Department of Education's legal counsel is significantly higher than the rate for the Office of the Attorney General, a transfer of 11 positions or more from the Department's Legal Office to the Office of the Attorney General would provide more effective use of state resources. Such legislation would necessarily eliminate the exemption in Government Code section 11041(a) that currently authorizes the Department to employ litigation legal counsel outside of the Attorney General. The legislation could authorize the Department to continue to have up to three positions necessary to provide house legal counsel. The legislation would need not affect the legal position dedicated to the State Board of Education which would continue to provide house legal counsel to the Board. Any such legislation shall also modify Education Code Section 33111 so that all the State Board of Education staff report directly, and have their work supervised by the State Board of Education pursuant to the bylaws adopted by the Board.

I am also deleting Schedule (gx), which provides a \$950,000 legislative augmentation for administration of new programs. It is unclear whether, or how much, funding would be necessary for any new program without analyzing specific requests which identify and justify the proposed workload for each of the programs. I am deleting Provision 19 and Provision 24 to conform with this action.

I am also revising the schedules in this item to conform to the actions I have taken in Item 6110-001-0890.

Item 6110-001-0890—For support of Department of Education. I reduce this item from \$90,890,000 to \$89,054,000.

I am deleting the legislative augmentation of \$736,000 and seven positions for the Complaint Resolution Program until the Department show it can streamline its operations and become more efficient through acceptable legislation.

I am deleting the legislative augmentation of \$650,000 and six positions for state operations costs for the Comprehensive School Reform Demonstration Program as a conforming action since I have deleted the \$15,650,000 legislative augmentation in Item 6110-136-0890 for the local assistance program.

While I am retaining the augmentation of \$450,000 from Goals 2000 for state operations, I am eliminating the 4.5 positions which were added for development of standards for an English Language Development Test. Since there are unfunded positions in this division, additional position authority is not needed. These funds, together with the sustained \$200,000 augmentation for state operations associated with testing, should be used to accomplish activities related to the Golden State Exam, the matrix test and performance standards, and other test-related tasks.

I am deleting Provision 7 (e) as a conforming action:

- “7. Of the funds appropriated in this item, \$3,050,000 shall be for the administration of programs funded with federal Goals 2000 Educate America Act funds. Funds shall be allocated for the following purposes:
- (a) \$1,220,000 for general administration of the federal Goals 2000: Educate America Act funds and administration of local assistance grants and other programs using those federal funds. Of this amount \$120,000 shall be for the state operations costs necessary to manage the contract identified in Provision 7 (b) for the evaluation of the Class Reduction Program established pursuant to Chapter 6.10 (commencing with Sec. 52120) of Part 28 of the Education Code.
 - (b) \$500,000 for a contract for an independent evaluation of the Class Size Reduction Program as required by Section 52128 of the Education Code. Funds shall not be released for this purpose until the State Department of Education has certified to the Department of Finance that matching funds have been secured from third party sources for the class size reduction evaluation activities.
 - (c) \$500,000 shall be for an evaluation of the impact of the California Reading Initiative on the reading achievement of pupils in the public schools. The California Reading Initiative consists of all appropriations in the Budget Act or in any other measure, and all legislation, chaptered in 1996 or 1997 addressing pre-service and in-service training, instructional materials, credential requirements, or any other activities related to reading instruction. The State Department of Education shall develop a plan for the evaluation and shall submit that plan to the State Board of Education for amendments and approval prior to initiating the evaluation.
 - (d) \$500,000 is to support the California State University Center for Teaching Careers, established pursuant to Article 4 (commencing with Section 90530) of Chapter 11 of Part 55 of the Education Code.
 - (e) ~~\$330,000 shall be available for development of standards for an English language development (ELD) test.~~”

Finally, I am deleting five positions and the \$450,000 legislative augmentation for the out-of-home placement issue. Special education compliance monitoring should be addressed comprehensively based on the outcome of studies proposed for this year.

I am deleting Provision 14 as a conforming action.

Item 6110-106-0001—For local assistance, Department of Education (Proposition 98). I reduce this item from \$125,000,000 to \$50,000,000 and delete Provision 1.

I am deleting the \$75,000,000 augmentation for a remedial summer school program. This amount is set aside for restoration upon enactment of legislation for a comprehensive school accountability program addressing low-performing schools, social promotion, and remedial instruction.

I am deleting Provision 1 to conform to this action.

Item 6110-114-0001—For local assistance, Department of Education, (Proposition 98). I delete this item and Provisions 1 through 8.

I am deleting the legislative augmentation of \$37,096,000 to fund 14 school districts for additional 1995–96 claims for court-ordered desegregation programs. The Legislature has statutorily limited the State's funding formula for this program, and there is no requirement to provide funds beyond that limitation.

Item 6110-118-0001—For local assistance, Department of Education (Proposition 98). I delete this item and Provision 1.

I am deleting the \$50,000,000 legislative augmentation to increase minimum teacher salaries. Establishing teacher salary levels is a matter of local collective bargaining.

Item 6110-120-0001—For local assistance, Department of Education (Proposition 98). I delete this item.

I am deleting this \$1,250,000 augmentation for the Pupil Dropout Prevention Program. There is currently approximately \$19,000,000 available in the Mega-Item to fund this program. To the extent that additional funding is necessary, districts are able to redirect funds from other programs or local funding sources.

Item 6110-123-0001—For local assistance, Department of Education (Proposition 98). I delete this item and Provision 1.

I am deleting the \$50,000,000 augmentation for low-performing schools. I am setting aside the amount in this item for restoration upon enactment of legislation for a comprehensive school accountability program addressing low-performing schools, social promotion, and remedial instruction.

Item 6110-131-0001—For local assistance, Department of Education. I delete this item and Provision 1.

I am deleting the \$30,000,000 legislative augmentation to fund college preparatory and related programs. I am supportive of efforts to encourage low-income students to pursue a college education and, therefore, have set aside this amount for restoration upon enactment of legislation for a program which addresses a broader spectrum of college preparation and skills development necessary to meet college entrance requirements, as well as a comprehensive school accountability program addressing low-performing schools, school promotion and remedial instruction.

I delete Provision 1 to conform to this action.

Item 6110-136-0890—For local assistance, Department of Education. I reduce this item from \$860,319,000 to \$844,669,000 by deleting:

(c) 20.60.022-Improve School Effectiveness-Comprehensive School Reform Demonstration Grant Program (\$15,650,000), and by deleting Provision 2.

I am deleting the \$15,650,000 augmentation in this schedule because the grants awarded pursuant this program would be used in efforts to develop local content and performance standards. This is in direct conflict with ongoing efforts to establish statewide content and performance standards and to align teacher training and staff development, curriculum frameworks, instructional materials, and assessments to these standards. These efforts are all part of a

comprehensive statewide effort to improve student achievement built on a foundation of rigorous state-adopted academic standards.

I am deleting Provision 2 to conform to this action.

Item 6110-142-0890—For local assistance, Department of Education. I reduce this item from \$57,692,000 to \$57,691,000 by reducing:

- (a) 20.10.003-Reading Improvement from \$36,492,000 to \$36,491,000,

and by revising Provision 3.

I am reducing Schedule (a) by \$1,000 for Reading Improvement because the scope of the activity was expanded beyond that which is appropriate. The Legislature added language to expand the purpose of my reading staff development proposal to include mathematics inservice training. The Budget already includes \$30,000,000 specifically for mathematics staff development training.

I am revising Provision 3 to conform to this action.

- “3. Of the funds appropriated in schedule (a), ~~\$30,942,000~~ *\$30,941,000* is available for the purchase of (1) ~~inservice training in math instruction which is consistent with the Math Program Advisory approved by the State Board of Education;~~ (2) age-level-appropriate reading materials that are connected to phonics-based reading instruction and ~~(3)~~ (2) inservice training in reading instruction for teachers of pupils in grades 4 to 12, inclusive. Funds shall be allocated to school districts pursuant to Section 44759.5 of the Education Code except that “number of pupils” in paragraphs (1) and (2) of subdivision (b) shall be deemed to be the number of pupils scoring below the fortieth percentile on the statewide assessment administered in 1998 pursuant to Article 4 (commencing with Section 60640) of Chapter 5 of Part 33 of the Education Code. Notwithstanding any provision of Chapter 3.46 of Part 25 of the Education Code, funds allocated pursuant to this provision may be expended for reading inservice training and reading materials, or just for inservice training. Funds expended for inservice training in reading instruction shall be expended in accordance with the following sections of Chapter 3.46 of Part 25 of the Education Code, except that where these sections read “4 to 8” they shall be deemed to read “4 to 12”: Section 44758 (b), Section 44759 (a), (c), (d), (e) and (f), Section 44759.1, Section 44759.2, Section 44759.3, Section 44759.4, and Section 44759.6. Further, in order to conduct a program funded pursuant to this provision in any particular school in a school district, the governing board must certify that a phonics-based reading instructional program is being conducted in the school for pupils scoring below the twenty-fifth national percentile score on the statewide assessment, or that such a program shall begin in the school as soon as feasible upon completion of the training. The State Board of Education shall establish criteria governing the purchase by school districts of age-level-appropriate reading materials that are connected to phonics-based reading instruction.”

Item 6110-161-0001—For local assistance, Department of Education (Proposition 98). I reduce this item from \$2,062,858,000 to \$2,055,384,000 by reducing:

- (a) 20.60.050.003-Special education instruction from \$2,020,343,000 to \$2,012,869,000.

I am reducing this item by \$7,474,000. This legislative augmentation would backfill an Education Revenue Augmentation Fund reduction. County funds in excess of the minimum allocation are redirected to special education programs within the county. This augmentation would set an undesirable precedent to increase the State's share of funding for special education.

Item 6110-196-0001—For local assistance, Department of Education (Proposition 98). I reduce this item from \$796,638,000 to \$793,638,000 by reducing:

- (b) 30.10.020-Child Care Services \$1,063,710,000 to \$1,060,710,000
- (c) 30.10.020.008-Special Program, Child Development, Resource and Referral from \$17,607,000 to \$14,607,000,

and by deleting Provision 16.

I am deleting the legislative augmentation of \$3,000,000 for child care resource and referral activity because the \$4,000,000 I have provided for this purpose is adequate.

I am deleting Provision 16, which would commit up to \$5,000,000 in future federal fund increases for enhancement of child care provider wages. Decisions on the use of these moneys should be made during deliberations on future budgets.

Item 6110-204-0001—For local assistance, Department of Education (Proposition 98). I delete this item and Provision 1.

I am deleting the \$1,270,000 appropriation for the International Baccalaureate Program. This amount is set aside for restoration upon enactment of legislation for a program which addresses a larger spectrum of college preparation and skills development necessary to meet college entrance requirements, as well as a comprehensive school accountability program addressing low-performing schools, school promotion and remedial instruction.

Item 6110-226-0001—For local assistance, Department of Education (Proposition 98). I reduce this item from \$9,481,000 to \$4,481,000 by reducing:

- (a) 20.60.020.001-Partnership Minigrants/Safe School Planning from \$5,951,000 to \$3,501,000,
- (b) 20.60.020.012-Conflict Resolution from \$380,000 to \$280,000, and
- (c) 20.60.020.013-School Community Violence Prevention from \$3,150,000 to \$700,000.

I am deleting a legislative augmentation of \$5,000,000 for the School/Law Enforcement Partnership Programs. While these are meritorious programs, the Budget provides \$10,000,000 for the new School/Community Policing program which is more likely to have an immediate impact on school safety.

Item 6110-232-0001—For local assistance, Department of Education (Proposition 98). I reduce this item from \$88,900,000 to \$44,450,000.

I am reducing this item to provide half-year funding of \$44,450,000 for 9th Grade class size reduction. While I support this effort to expand the class size reduction program, the augmentation made by the Legislature is likely to exceed the need in the first year. Given the timing of this proposal, it can be expected that the program will not be implemented until the second semester of the current school year. Therefore, I am reducing this item to more accurately reflect the level of funding needed for this year.

I am revising Provision 1 to conform to this action.

“1. The funds appropriated by this item are to expand the Morgan/Hart Class Size Reduction Program for grade s 9 to 12, inclusive, pursuant to enactment of legislation during the 1997–98 Regular Session that becomes operative on or before January 1, 1999.”

Item 6110-233-0001—For local assistance, Department of Education (Proposition 98). I delete this item and Provision 1.

I am deleting the \$94,146,000 appropriation for Mega-Item growth and cost-of-living adjustments (COLA). I am setting aside the amount in this item for restoration upon enactment of legislation for a comprehensive remedial instruction program addressing low-performing schools, social promotion, and school accountability.

I am deleting Provision 1 to conform to this action.

Item 6110-294-0001—For local assistance, Department of Education (Proposition 98). I delete this item and Provision 1.

I am deleting the \$10,000,000 augmentation to provide a set-aside for the purpose of funding legislative priorities pursuant to unspecified legislation enacted during the 1997–98 Regular Session. Establishing an appropriation without knowing the purpose of such is inappropriate.

Item 6120-221-0001—For local assistance, California State Library. I reduce this item from \$62,750,000 to \$38,870,000.

I am reducing \$23,880,000 of the \$43,880,000 legislative augmentation provided for the Public Library Foundation. I am supportive of additional funding for local public libraries. With this augmentation, I am increasing the program by 106 percent.

Item 6360-001-0001—For support of the Commission on Teacher Credentialing. I reduce this item from \$755,000 to \$665,000, and delete Provision 6:

(a) 10-Standards for Preparation and Licensing of Teachers from \$755,000 to \$665,000.

I am deleting the \$90,000 General Fund augmentation and one position to fund a review of out-of-state teacher credentialing requirements. I support efforts to streamline the credentialing process for qualified teachers from other states; however, credentialing activities are appropriately funded from the Teacher Credentials Fund.

I am deleting Provision 6 to conform to this action.

Item 6360-101-0001—For local assistance, Commission on Teacher Credentialing (Proposition 98). I reduce this item from \$34,628,000 to \$24,628,000 by reducing:

(a) 10-Standards for Preparation and Licensing of Teachers from \$34,628,000 to \$24,628,000.

I am deleting the \$10,000,000 legislative augmentation for the California School Paraprofessional Teacher Training Program. This program provides grants to assist non-certificated school employees,

such as teacher aides, to become teachers and was established as a pilot program to assist individuals who have not completed their baccalaureate degrees to become teachers. I have provided \$22,000,000 for other programs which assist individuals who already possess baccalaureate degrees to obtain teaching credentials while serving as classroom teachers.

I am revising Provision 2 to conform to this action.

“2. Of the funds appropriated by this item, ~~\$11,478,000~~ \$1,478,000 shall be available for grants and subventions to school districts and county offices of education participating in the California School Paraprofessional Teacher Training Program pursuant to Article 6.5 (commencing with Section 69619) of Chapter 2 of Part 42 of the Education Code.”

Item 6420-001-0001—For support of California Postsecondary Education Commission. I reduce this item from \$3,579,000 to \$2,999,000 by reducing:

- (a) 100000-Personal Services from \$2,576,000 to \$2,566,000.
- (b) 300000-Operating Expenses and Equipment from \$1,343,000 to \$773,000.

I am deleting the \$80,000 legislative augmentation to provide funding for the Commission to conduct an eligibility analysis of individual high schools. The stated need for the study is that the University of California may admit the top four percent of graduates from each high school. Such a study is premature because the University of California has not yet adopted such a policy, nor is it clear that such a policy would require this type of analysis.

I am deleting the legislative augmentation of \$500,000 for statewide and campus-based service learning centers which help students find community service placements and help faculty develop college course work around students' community service work. This funding would create an inefficient bureaucracy and is unnecessary because these activities are already being conducted.

Item 6440-001-0001—For support of University of California. I reduce this item from \$2,351,969,000 to \$2,339,418,000 by reducing:

- (a) Support from \$2,251,827,000 to \$2,240,276,000,
- (b) Charles R. Drew Medical Program from \$9,567,000 to \$8,567,000,

and by deleting Provisions 19 and 20.

I am reducing this item by \$6,750,000 for cooperative extension and a 0.4-percent salary increase for all non-faculty employees. The University is providing \$19,800,000 for a 2-percent salary increase for non-faculty by using funding within the higher education compact. The funds for the cooperative extension are reduced because of the need to fund higher competing priorities, including a prudent reserve.

I am reducing this item by \$1,000,000 for Drew Medical Center to renovate its eye clinic because of the need to fund higher competing priorities, including a prudent reserve.

I am deleting the \$400,000 legislative augmentation for the California Health Interview Survey. The survey will cost about \$7,500,000, most of which will be raised from local government, health insurers and others. The need and priority for state funding has not been established.

I am deleting Provision 19 to conform to this action.

I am deleting the \$1,400,000 legislative augmentation to establish a state-funded summer session for teacher preparation programs. This program would serve about 200 full-time equivalent (FTE) students. While I am supportive of this concept, especially the proposal for summer programs, I believe the University should establish this program within the \$43,600,000 in its budget for 6,000 new FTE students in 1998–99.

I am deleting the \$2,000,000 legislative augmentation to increase funding for non-agricultural research. This augmentation would partially restore budgetary reductions made in the early 1990s. Non-agricultural research has received a 27-percent a General Fund increase (\$24,000,000) since 1990–91.

I am deleting the \$1,000,000 legislative augmentation for the University of California, Los Angeles Academy for Integrated Standards. This academy would provide staff development for K–12 teachers, which has already been funded in the budget of the Department of Education.

I am reducing this item by \$1,000 and deleting Provision 20 which would encourage the University to incorporate service learning into its curricula. This provision is unnecessary because it addresses activities that are already being conducted.

Item 6440-001-0234—For support of the University of California. I reduce this item from \$18,661,000 to \$11,661,000 by reducing:

I am deleting the \$7,000,000 legislative augmentation from Cigarette and Tobacco Products Surtax Fund litigation reserves for the State's anti-tobacco Media Campaign. These reserves were set aside for the Americans for Non-Smokers Rights II v. State of California case. Additional state exposure exists in the related and outstanding Just Say No To Tobacco Dough Campaign et al. v. State of California case. Accordingly, these funds should be held in reserve until a settlement has been reached in both cases.

Item 6440-303-0574—For capital outlay, University of California. I reduce this item from \$103,169,000 to \$60,399,000 by reducing:

Los Angeles:

- (3) 99.04.305-Health Science Seismic Replacement Building 1-Working drawings and construction from \$22,141,000 to \$1,153,000.

I am reducing this legislative augmentation by \$20,988,000 by eliminating the construction phase of the project.

Riverside Campus:

- (4) 99.05.115-Entomology Buildings Seismic Replacement-Working drawings and construction from \$22,481,000 to \$699,000.

I am reducing this legislative augmentation by \$21,782,000 by eliminating the construction phase of the project.

I am supportive of providing \$2.5 billion in new bond funds for much-needed higher education capital outlay programs. The funding level which I am sustaining is supportable under a four-year program with this level of new bonds.

Item 6610-001-0001—For support of California State University. I reduce this item from \$2,111,659,000 to \$2,082,297,000 by reducing:

- (a) Support from \$2,856,018,000 to \$2,824,456,000,

- (c) Amount Payable from the Higher Education Fees and Income, CSU Fund (Item 6610-001-0498) from -\$616,475,000 to -\$614,275,000,

and by deleting Provisions 12 and 14.

I am deleting the \$17,800,000 legislative augmentation to fund ongoing building maintenance. Expenditures for this purpose should be funded from within the higher education compact.

I am deleting the \$1,000,000 legislative augmentation to provide funds for Assembly Bill 860, which would establish a program in which K-12 districts would form partnerships with higher education institutions for faculty-to-faculty training. This funding is unnecessary because these activities are already being conducted.

I am deleting Provision 12 to conform to this action.

I am deleting the \$200,000 legislative augmentation to provide funding for the Space Club at the University's San Luis Obispo campus. It is inappropriate for the State to provide funding for student clubs.

I am deleting the \$5,000,000 legislative augmentation to support state-funded summer sessions for teacher preparation programs. This funding would supplant student fee revenues and would not increase either student enrollment in teacher preparation programs or the number of teachers. I am deleting the \$2,200,000 amount payable from Higher Education Fees and Income Fund to conform with this action.

I am deleting the \$1,000,000 legislative augmentation to provide start-up costs for the San Diego South Bay Higher Education Center. Similar programs are funded from within existing resources, and it would set an undesirable precedent for the State to provide additional funding for this purpose.

I am deleting the \$240,000 legislative augmentation to develop a wireless multimedia communication system at the Pomona campus to serve as a model for commercial and private users because of the need to fund higher competing priorities, including a prudent reserve.

I am reducing this item by \$1,000 and deleting Provision 14 which would encourage the University to incorporate service learning into its curricula. This provision is unnecessary because it addresses activities that are already being conducted.

I am deleting the \$4,100,000 legislative augmentation which would match funds provided by the Federal Emergency Management Administration to repair a student dormitory on the University's San Francisco campus that was damaged in the 1989 Loma Prieta earthquake. State funding for this purpose is inappropriate because Verducci Hall is owned and operated by a campus auxiliary enterprise. Therefore State funding for this purpose is inappropriate.

I am deleting the \$21,000 legislative augmentation for the University's Chico campus to purchase a natural gas vehicle. Funding for this purpose should be provided from the campus's regular allotment for vehicles.

Item 6610-001-0498—For support of California State University. I reduce this item from \$616,475,000 to \$614,275,000.

I am deleting the \$2,200,000 legislative augmentation for a state-funded summer session for teacher preparation programs to conform to this action taken in Item 6610-001-0001.

Item 6610-303-0574—For capital outlay, California State University. I reduce this item from \$100,000,000 to \$56,244,000 by deleting:

- (.5) 06.48.315-Systemwide: Minor Capital Outlay Program-Preliminary plans, working drawings, construction, and equipment (\$1,078,000)
- (1) 06.50.058-CSU, Bakersfield: Business Public Administration Building-Preliminary plans, working drawings, and construction (\$8,338,000)
- (2) 06.52.097-CSU, Chico: Education/Classroom/Faculty Office Addition-Working drawings and construction (\$12,124,000)
- (5) 06.92.052-CSU, Stanislaus: Educational Services Building-Working drawings and construction (\$22,216,000)

I am reducing the legislative augmentation of \$100,000,000 for the University's capital outlay program by \$43,756,000. I am supportive of providing \$2.5 billion in new bond funds for much-needed higher education capital outlay programs. The new funding level which I am sustaining is supportable under a four-year program with this level of new bonds.

Item 6870-001-0001—For support of Board of Governors of the California Community Colleges. I reduce this item from \$10,830,000 to \$10,750,000 by reducing:

- (b) 20-Special Services and Operations from \$16,722,000 to \$16,642,000.

I reduce this item by \$80,000 which would provides one new position for the Economic Development Unit. Three new positions were provided in the Budget for this program. No compelling data have been provided to support the need for this additional position.

Item 6870-101-0001—For local assistance, Board of Governors of the California Community Colleges. I reduce this item from \$2,183,845,000 to \$2,126,804,000 by reducing:

- (a) 10.10.010-Apportionments from \$1,482,152,000 to \$1,462,212,000,
- (f) 20.10.010-Extended Opportunity Programs, and Services and Special Services from \$68,316,000 to \$66,316,000,
- (g) 20.10.020-Disabled Students from \$62,395,000 to \$52,295,000,
- (t) 20.30.050-Economic Development from \$33,073,000 to \$33,072,000,
- (w) 20.40.035-Instructional Equipment and Library Materials-Replacement from \$54,000,000 to \$44,000,000,

and by deleting:

- (y) 20.20.080-Full-Time Faculty (\$15,000,000),

and by revising Provision 17 and deleting Provision 24.

I am reducing schedule (a) of this item by \$1,000 and deleting Provision 24 which encourages community colleges to incorporate service learning into their curricula. This language could promote programs which may not be a high priority compared to remedial education, job related instruction and matriculation.

I am reducing schedule (a) of this item by \$8,939,000 which would provide community colleges with equalization funding. This money should go to other higher priority items that provide greater instructional benefits to students.

I am reducing schedule (a) of this item by \$11,000,000 which provides funding parity between community college Non-Credit Instruction and K-12 Adult Education. No compelling information has been provided to identify any deficiency in the quality of community college non-credit programs that would justify a rate increase.

I am reducing schedule (f) of this item by \$2,000,000 which provides funding for support services for the Community Assistance Resources for Education (CARE) program. Funds are available through the current CalWORKs program in community colleges and it is premature to augment this program prior to determining if the actual number of participants will increase.

I am reducing schedule (g) of this item by \$10,100,000 which provides funding for supportive services for disabled students. This action will sustain an augmentation of \$3,700,000. While I am supportive of this program, there is no information that would suggest an augmentation of this significance is necessary for program services.

I am reducing this item by \$1,000 and revising Provision 17 which intends funds be directed in schedule (t) to establish collaboratives with hospitals for nurse training programs. This language is unnecessary; colleges already have the discretionary ability to devote funds for this activity.

- “17. (a) Of the funds appropriated in Schedule (t), \$15,000,000, as augmented by the Budget Act of 1997, is for the purpose of establishing incentives for expanded industry-driven cooperative education and work force training programs and centers that support California’s regional economies and are consistent with the needs identified in regional plans pursuant to Sections 15379.25 and 15363.10 of the Government Code.

These funds shall be expended for grants to districts as determined by the Board of Governors on a competitive basis to support economic development program centers and the participation of the California Community Colleges in industry-driven regional collaboratives. This grant funding shall be provided for the following purposes: (a) eligible economic development program activities pursuant to Section 15379.653 of the Government Code, and (b) ongoing development of regional plans, reconfiguration and designation of new regions, and the coordination of services centers.

No more than \$5,000,000 of the funds may be expended for purposes of (b) above and subdivisions (a) through (f) of Section 15379.653 of the Government Code above. Funds allocated to districts for purposes of subdivisions (g) and (i) of Section 15379.653 of the Government Code for performance-based training and student internships shall be matched by a minimum of one dollar of private business and industry funding for each one dollar of state funds. Funds allocated for purposes of subdivision (h) of Government Code Section 15379.653 for credit and noncredit instruction may be transferred to Schedules (c) or (a) to facilitate distribution, at the Chancellor’s discretion.

- (b) Of the remaining funds in Schedule (t), \$4,000,000 shall be exclusively for augmenting the amount of funds allocated

in the 1997–98 fiscal year by the Board of Governors for industry-driven regional education and training collaboratives. These funds shall only be available to continue existing programs awarded grants from the Budget Act of 1997, augment programs initiated from the Budget Act of 1997 funds, and award grants for new programs meeting the requirements of the industry-driven regional collaboratives program through a new requests for applications process. These grants shall be made on a competitive basis and the award amounts shall not be restricted to any predetermined limit, but rather shall be funded on their individual merits.

- (c) Funds allocated by the Board of Governors under this provision shall not be used by community college districts to supplant existing courses or contract education offerings. The Chancellor shall ensure that funds are spent only for expanded services and shall implement accountability reporting for districts receiving these funds to ensure training, credit, and noncredit programs remain relevant to business needs. Programs that do not demonstrate continued relevance and support by business shall not be eligible for continued funding. The Board of Governors shall consider the level of involvement and financial commitments of business and industry as primary factors in making awards. The Board of Governors shall fully report the allocations and results of this program within the annual report of the Economic Development program pursuant to Section 15379.23 of the Government Code.

This report shall include a separate section to report on the results of the \$15,000,000 augmentation from the Budget Act of 1997 which identifies by center/district, region and industry cluster for the following 1) the allocations by category listed in Government Code Section 15379.653; 2) the increment of additional hours of contract, credit and noncredit education added; 3) the number of job placements; and 4) the amount of industry funds leveraged from participating businesses.

- (d) Of the total amount included in Schedule (t), any funds which become available within the program due to discontinuance or reduction of amounts allocated to previously funded centers or programs shall first be made available to any industry driven regional education and training collaborative to increase the level of subsidized training otherwise available, without any predetermined limitations imposed through the application announcement by the Chancellor and the Board of Governors.
- (e) It is the intent of the Legislature that the expansion of funds provided in Schedule (t) of this item be considered for use to encourage community college districts to work to establish a collaborative or collaboratives between hospitals and community college districts to provide nursing training programs in an effort to meet the demand for specialized nurses.”

I am reducing schedule (w) of this item by \$10,000,000 which would provide funding for instructional equipment and library materials. This area has received substantial increases in prior years and funds are also provided in Senate Bill 1564.

I am deleting schedule (y) which would provide \$15,000,000 for full-time faculty because there is no evidence that this augmentation will result in a demonstrable increase in access to instructors or the quality of instruction or student services.

Item 6870-301-0574—For capital outlay, Board of Governors of the California Community Colleges. I reduce this item from \$140,386,000 to \$140,261,000 by deleting:

Compton Community College District

Compton College

(4.5) 40.12.109-Child Development Center-Preliminary plans and working drawings (\$125,000).

I am deleting the legislative augmentation of \$125,000 for preliminary plans and working drawings for the Compton Community College District, Child Development Center project. While I am supportive of efforts in this area, funding for this project is premature as the project has circumvented the Chancellor's Office review and priority setting process. The circumvention of the established process undermines a rational approach to capital outlay where all projects are considered in relationship to competing needs for available resources.

Item 6870-302-0574—For capital outlay, Board of Governor's of the California Community Colleges. I reduce this item from \$57,536,000 to \$46,345,000 by deleting:

Butte-Glenn Community College District

Butte College

(1) 40.05.105-Allied Health and Public Service-Preliminary plans and working drawings (\$1,280,000)

Grossmont-Cuyamaca Community College District

Cuyamaca College

(4) 40.19.115-Remodel Vocational Technology N Building-Preliminary plans and working drawings (\$65,000)

Los Angeles Community College District

Los Angeles Valley College

(5) 40.26.802-Ventilation System, Phase III-Preliminary plans and working drawings (\$169,000)

Merced Community College District

Merced College

(6) 40.30.114-Interdisciplinary Academic Center-Preliminary plans and working drawings (\$633,000)

San Jose-Evergreen Community College District

San Jose City College

(8) 40.50.201-Learning Resource Center-Preliminary plans and working drawings (\$974,000)

San Mateo Community College District

San Mateo College

(9) 40.52.205-Seismic Upgrade-Preliminary plans, working drawings, and construction (\$3,650,000)

Sequoias Community College District

College of the Sequoias

- (10) 40.56.110-Multimedia Learning Resource Center-Preliminary plans and working drawings (\$994,000)
Southwestern Community College District
Southwestern College
- (11) 40.63.103-Learning Resource Center-Preliminary plans and working drawings (\$2,011,000)
Victor Valley Community College District
Victor Valley College
- (12) 40.66.115-Advanced Technology Building-Preliminary plans and working drawings (\$1,099,000)
Feather River Community College District
Feather River College
- (14) 40.73.104-Physical Plant Reconstruction-Preliminary plans, working drawings, and construction (\$316,000)

I am reducing the \$57,536,000 legislative augmentation by \$11,191,000 which reflects augmentations for 10 projects that have circumvented the annual review and priority setting process. The circumvention of the established prioritization process undermines developing and maintaining a rational approach to capital outlay where all projects are considered in relationship to competing needs for available resources. However, I am sustaining \$46,345,000 for 3 projects which are fully supportable in cost and scope.

I am supportive of providing \$2.5 billion in new bond funds for much needed higher education capital outlay programs. The funding level which I am sustaining is supportable under a four-year program with this level of new bonds.

Item 7980-101-0001—For local assistance, Student Aid Commission. I reduce this item from \$368,768,000 to \$342,789,000 by reducing:

(a) 15-Financial Aid Grants Program from \$377,671,000 to \$351,692,000,

and by revising Provision 7.

I am reducing this item by \$25,979,000 to provide an additional 12,880 new Cal Grant Awards. The \$15,121,000 provided will fund an additional 5,056 additional new Cal Grants. Under my Administration, General Fund expenditures for Cal Grants and other grant programs operated by the Commission have increased by \$187,000,000 to a total of \$344,000,000, or more than double the 1990–91 level. During this period, the number of new Cal Grant awards has increased by 17,445 or 56 percent, and the maximum grant for students attending independent institutions has grown from \$5,250 to \$9,036, which is a 72-percent increase.

I am revising Provision 7 to conform to this action.

“7. Notwithstanding any other provision of law, of the amount appropriated in Schedule (a), ~~\$41,100,000~~ \$15,121,000 shall be used to increase the number of new Cal Grant awards above the number awarded in 1997–98. These funds shall be used to provide approximately ~~6,440~~ 2,528 new Cal Grant A awards and ~~6,440~~ 2,528 new Cal Grant B awards; or a different number of awards as determined by the Student Aid Commission to be consistent with the funding provided in this item for new Cal Grant A and B awards.”

Item 8100-101-0001—For local assistance, Office of Criminal Justice Planning. I reduce this item from \$39,749,000 to \$38,254,000 by reducing:

(w) 50.30.700-Special Projects-Public Safety, from \$4,941,000 to \$4,366,000,

and by deleting:

(wx) 50.30.704-MUNI Video Surveillance Program (\$920,000).

I am reducing the \$1,000,000 legislative augmentation to expand the CHOICE program in the County of San Diego by \$500,000. This program mentors young people on probation and adolescent foster children. While I am supportive of efforts to assist at-risk youth, I am reducing this augmentation because of the need to fund higher competing priorities, including a prudent reserve.

I am deleting the \$75,000 legislative augmentation for graffiti abatement in the community of Eagle Rock because of the need to fund higher competing priorities, including a prudent reserve.

I am deleting the \$920,000 legislative augmentation for the MUNI Video Surveillance Program, which would install video surveillance equipment in MUNI buses, and provide for the collection, review, and analysis of the video data. Such a program should be funded by the MUNI.

Item 8100-101-0890—For local assistance, Office of Criminal Justice Planning. I reduce this item from \$153,784,000 to \$153,284,000 by deleting:

(gx) 50.30.557-Special Projects-Residential Substance Abuse Treatment (\$500,000),

and by deleting Provision 2.

I am deleting the \$500,000 legislative augmentation for the Northern California Regional Juvenile Detention Center in Humboldt County because the operation of this facility is appropriately a local responsibility. I am also deleting Provision 2, which states the Legislature's intent that this appropriation represent the first of three years of program funding to conform to this action.

Item 8200-001-0001—For support of Commission for Economic Development. I delete this item and Provision 1.

I am deleting the \$250,000 legislative augmentation to reestablish the Commission for Economic Development. My 1994–95 Governor's Budget proposed that funding for this commission, which was first established in 1972, be eliminated as part of an ongoing effort to downsize, streamline and make government more efficient. The Legislature agreed with that assessment by not funding the commission in that or any of the subsequent three fiscal years. I am not aware of any change in circumstance that would warrant the restoration of funding for this commission.

I delete Provision 1 to conform to this action.

Item 8260-102-0001—For local assistance, California Arts Council. I reduce this item from \$27,580,000 to \$24,176,000.

I am reducing this item by \$3,404,000 for various museums. Because of the need to fund higher competing priorities, including a prudent reserve, I am deleting funding for the Chabot Observatory, the New California Center, a Cultural Arts Center in the San Fernando Valley, the Los Angeles Police Museum, the Napa Valley Museum, the Randall, the

San Francisco Art Commission, and the Mexican Museum. I am also reducing the appropriation for the Military Museum by \$585,000 from \$835,000 to \$250,000.

I am revising Provision 1 to conform to this action.

“1. Of the funds appropriated by this item, the following allocations shall be made: ~~\$250,000~~ ~~\$835,000~~ for the Military Museum; ~~\$300,000~~ for the Chabot Observatory; \$750,000 for the Discovery Science Center; \$120,000 for the Fender Museum in the City of Corona; \$750,000 for the Central Valley Learning Center; \$2,000,000 for the Hollywood Museum; \$500,000 for the National Steinbeck Center; ~~\$800,000~~ for the New California Center; \$475,000 for the Orange County Marine Institute; \$1,750,000 for the San Diego Natural History Museum; \$250,000 for the Maritime Museum of San Diego; \$2,000,000 for the Simon Weisenthal Museum; \$2,000,000 for the Skirball Museum in the City of Santa Monica; \$2,000,000 for the Great Central Valley History Museum; \$30,000 for the Children’s Museum in the City of La Habra; ~~\$500,000~~ for a Cultural Arts Center in the San Fernando Valley; \$100,000 for the Turtle Bay Museum Complex; ~~\$500,000~~ for the Los Angeles Police Museum; \$50,000 for the Clarke Memorial Museum; ~~\$50,000~~ for the Napa Valley Museum; \$120,000 for the Antelope Valley Indian Museum; ~~\$264,000~~ for the Randall; ~~\$75,000~~ for the San Francisco Art Commission; \$100,000 for the Fine Arts Museums of San Francisco; \$481,000 for the Asian Art Museum; \$150,000 for the Edwards Air Force Base Historical Flight Museum; \$5,000,000 for the San Francisco Academy of Sciences; and \$5,000,000 for the Walt Disney Concert Hall at the Los Angeles Music Center ; and ~~\$250,000~~ for the Mexican Museum .”

Item 8260-103-0001—For local assistance, California Arts Council. I reduce this item from \$20,000,000 to \$6,000,000 by reducing:

(a) 15-California Arts Program from \$20,000,000 to \$6,000,000; deleting Provision 1; and revising Provision 2.

I am supportive of the State providing financial assistance for the arts. Given competing program needs, including a prudent reserve, an increase of \$20,000,000 in funding for this purpose is not justified. I am, therefore, reducing this item to \$6,000,000. The Budget I have signed will provide a 52-percent increase over the 1997–98 amount of funding for local art programs. I am deleting Provision 1 which specifies that \$2,000,000 shall be for the support of the Artists in Residence Program because it is unduly restrictive and would direct a disproportionate share of the appropriation to this program. I am also reducing the amount specified in Provision 2 for administrative costs of the Arts Council from \$800,000 to \$240,000 in proportion to the amount I am reducing from funding for the program.

I am revising Provision 2 to conform to this action.

“2. Of the funds appropriated by this item, up to ~~\$800,000~~ ~~\$240,000~~ shall be used to defray the administrative and related expenses of the California Arts Council in performing its responsibilities under this item.”

Item 8350-001-0001—For support of Department of Industrial Relations. I reduce this item from \$125,858,000 to \$123,485,000 by reducing:

- (3) 30-Workers' Compensation Administration from \$93,254,000 to \$92,538,000;
- (5) 36-Commission on Health and Safety and Workers' Compensation from \$2,244,000 to \$2,119,000;
- (6) 40-Prevention of Industrial Injuries and Deaths of California Workers from \$64,728,000 to \$62,928,000;
- (8.2) 60.20-Division of Apprenticeship Standards for promotion, development, and administration of apprenticeship and other on-the-job training from \$3,886,000 to \$3,857,700;
- (19) Amount payable from the Workplace Health and Safety Revolving Fund (Item 8350-001-0222), from -\$2,257,000 to -\$2,132,000;
- (20) Amount payable from the Workers' Compensation Administration Revolving Fund (Item 8350-001-0223), from -\$18,202,000 to -\$18,059,000;
- (28) Amount payable from the Employment Training Fund (Item 8350-001-0514) from -\$2,808,000 to -\$2,779,700;

and by deleting:

- (8.1) 60.10-California Apprenticeship Council (\$0)

and by deleting Provisions 1, 2, 4, and 5.

I am deleting the \$716,000 legislative augmentation for the Audit Unit in the Division of Workers' Compensation. The Legislature augmented the budget by a total of \$716,000 (\$573,000 General Fund and \$143,000 Workers' Compensation Administration Revolving Fund) to fund nine additional positions to audit insurers and third-party administrators to ensure timely payment of benefits. The Commission on Health and Safety and Workers' Compensation (CHSWC) is currently reviewing the adequacy of the staffing for this unit, and therefore this augmentation is premature. I am also reducing Schedule 20 to conform with this action. These actions conform to the action taken in Item 8350-001-0223.

I am reducing the legislative augmentation of \$1,325,000 in Schedule 5 by \$125,000. This augmentation would provide funding for two positions in the CHSWC and for a contract to recommend revisions to the California Permanent Disability Rating Schedule. I am deleting \$125,000 and the two positions provided for the CHSWC because the need for additional staff has not been demonstrated. I am also reducing Schedule 19 by \$125,000 to conform with this action. Both of these actions conform with the action taken in Item 8350-001-0222.

I am deleting the \$1,800,000 legislative augmentation for the Targeted Industries Consultation Program. This program was intended to be self-supporting from assessments on employers with high rates of worker injuries. Adequate funding is already available within the Department of Industrial Relations to fund the program through the end of the 1998-99 fiscal year.

I am deleting Provision 1, which requires legislative authorization before implementing a change from the modal method of calculating prevailing wage rates. I am also deleting Provision 2, which restricts the transfer of funds from other sources for the purpose of implementing a change from the modal method of calculating prevailing wage rates.

This language violates existing statutes which require the Director of the Department of Industrial Relations to set prevailing wages and unduly restricts the ability of the Executive Branch to carry out this statutory duty to set these rates.

I am deleting Provision 4, which appropriates \$28,300 for support of the California Apprenticeship Council on the condition that no funds shall be used for the costs of rulemaking proceedings to adopt or modify administrative regulations concerning apprenticeship. This language infringes upon the ability of the Executive Branch to operate this program in accordance with existing statutes. A separate appropriation is unnecessary since authority for the California Apprenticeship Council is contained within the Division of Apprenticeship Standards and funding will continue to be provided from this source. I am also deleting Schedule 8.1 to conform to this action. These actions conform to the action taken in Item 8350-001-0514.

In addition, I am deleting \$28,300 from both this item and Schedule 28 to correct a technical error in the Budget Bill. When the funds for the support on the California Apprenticeship Council were instead appropriated in Provision 2, the amount appropriated in this item was not reduced. This action conforms to the action taken in Item 8350-001-0514.

I am deleting Provision 5, in which the Legislature appropriates \$110,000 and one position for the Industrial Welfare Commission (IWC) to rescind Section 3 of Wage Orders 1, 4, 5, 7, and 9, and to staff the IWC's duties regarding the minimum wage. The Legislature eliminated full funding for the IWC in 1997-98, and this augmentation for 1998-99 fails to provide the IWC with the resources necessary to carry out its statutorily mandated responsibilities.

Item 8350-001-0222—For support of Department of Industrial Relations. I reduce this item from \$2,257,000 to \$2,132,000.

I am reducing the legislative augmentation of \$1,325,000 for the Commission on Health, Safety and Workers' Compensation (CHSWC) by \$125,000. This action conforms to the action taken in Item 8350-001-0001 regarding staffing for the CHSWC.

Item 8350-001-0223—For support of Department of Industrial Relations. I reduce this item from \$18,202,000 to \$18,059,000.

I am deleting the \$143,000 legislative augmentation to the Audit Unit in the Division of Workers' Compensation. This action conforms to the actions taken in Item 8350-001-0001 regarding the Audit Unit.

Item 8350-001-0514—For support of Department of Industrial Relations. I am reducing this item from \$2,808,000 to \$2,779,700, and deleting Provision 2.

I am deleting \$28,300 from this item to correct a technical error in the Budget Bill. When the funds for the support of the California Apprenticeship Council were appropriated in Provision 2, the amount appropriated in this item was not reduced. This action conforms to the action taken in Item 8350-001-0001 regarding the California Apprenticeship Council.

I am deleting Provision 2, which appropriates \$28,300 for support of the California Apprenticeship Council on the condition that no funds shall be used for the costs of rulemaking proceedings to adopt or modify administrative regulations concerning apprenticeship. This language infringes upon the ability of the Executive Branch to operate this

program in accordance with existing law. This action also conforms to the action taken in Item 8350-001-0001 regarding the California Apprenticeship Council.

Item 8660-001-0462—For support of Public Utilities Commission. I revise this item by reducing:

- (a) 10-Regulation of Utilities from \$92,499,000 to \$91,799,000,
- (e) Reimbursements from -\$12,503,000 to -\$11,803,000, and

by deleting Provisions 3, 4, and 8.

I am deleting the legislative augmentation of \$700,000 in reimbursements and 10 positions for administrative support for the Low-Income Governing Board and the California Board for Energy Efficiency. Bringing various utility surcharges and program support for those programs into the State Treasury is the subject of pending legislation. It is more appropriate to address the funding and staffing authority through that legislation.

I am deleting Provisions 3 and 4 to conform with this action.

I am deleting Provision 8 which would prohibit the Public Utilities Commission from enacting any natural gas industry restructuring decisions prior to January 1, 2000. This provision would change substantive law which is not tied to any specific appropriation in the Budget.

Item 8760-001-0001—For support of the Commission of the Californias. I delete this item.

I am deleting the \$250,000 augmentation to support the Commission of the Californias. Adequate funding for this commission is currently included in the budget for the Office of California/Mexico Affairs within the Trade and Commerce Agency.

Item 8800-001-0001—For support of Memberships in Interstate Organizations. I reduce this item from \$2,840,567 to \$2,806,817 by deleting:

- (n) 95-Governmental Standards Accounting Board (\$33,750).

I am deleting the \$33,750 legislative augmentation for the Governmental Standards Accounting Board (GASB), to pay assessed unpaid dues. GASB appears largely to ignore the concerns of governmental participants, so that dues are not being utilized in the best interest of state and local governments or the taxpayers of California.

Item 8855-001-0001—For support of Bureau of State Audits. I reduce this item from \$10,922,000 to \$10,752,000 by reducing:

- (a) 10-State Auditor from \$11,252,000 to \$11,082,000.

The Legislature augmented the Bureau of State Audits' budget by \$170,000 General Fund, and reimbursement authority of \$330,000 for the Bureau to collaborate and consult with the federal Department of Health and Human Services to determine which California Child Support Automation consortium systems are acceptable and compliant with federal standards. The reimbursements are federal funds collected through the Department of Social Services. The receipt of federal funds is contingent upon the state funding a portion of the study.

I support maximizing the collection of federal funds, however, I am deleting the \$170,000 General Fund legislative augmentation because the Bureau of State Audits can make existing General Fund resources available to match federal funds.

Item 8955-001-0001—For support of Department of Veterans Affairs. I am reducing this item from \$2,691,000 to \$2,690,000 by reducing:

- (c) 30-Care of Sick and Disabled Veterans from \$755,000 to \$754,000,

and by deleting Provision 1.

I am deleting Provision 1 which would require the Department of Veterans Affairs (DVA) to notify the Legislature regarding specific outcomes resulting from health and safety citations to veterans homes, and the results of home surveys conducted by the State Department of Health Services, as well as the findings of any other agency or entity. Legislative notification is reasonable in instances where a state or federal agency makes findings regarding veterans homes. However, I am concerned that requiring the DVA to respond to findings made by “any entity” places an unreasonable workload burden on the Department. This language could create a potential situation whereby the DVA would be required to notify the Legislature in instances where it is in receipt of frivolous or unsubstantiated findings and/or complaints. This reporting requirement is unduly restrictive and infringes upon the ability of the Executive Branch to manage its programs. In addition, the preparation of such reports would require the Department to redirect resources from other activities important to the operation of veterans homes. I am, therefore, directing the Department to notify the Legislature when a state or federal agency makes findings similar to those specified in this language.

I am reducing this item by \$1,000 to reflect savings that will be achieved from the veto of Provision 1.

Item 8960-011-0001—For support of Veterans’ Home of California-Yountville. I delete Provision 4 of this item.

Provision 4 would require \$500,000 of the funds appropriated in this item to be made available for special projects that provide a direct benefit to the members of the Home, and requires the budget for expenditure of those funds to be reviewed and approved by the Administrator of the Home, the Secretary of Veterans Affairs, and the Allied Council. This language is unnecessary because the Home’s budget for all expenditures is for the benefit of the members, as well as subject to review and approval by the Administrator and the Secretary. Further, allowing a non-state entity such as the Allied Council to exert approval authority over the Home’s budgetary decisions would interfere with the ability of the Executive Branch to manage its programs according to normal statutory procedures.

Item 8966-301-0001—For capital outlay, Veterans’ Home of California-Chula Vista. I delete this item and Provision 1.

I am deleting the \$200,000 legislative augmentation which would provide funds to complete an off-site utility connection for the Home’s storm sewer system. Local funding of all off-site infrastructure, including connections, was part of the site selection criteria established by the Governor’s Commission for a Southern California Veterans Home in the determination of siting the new facility. The City of Chula Vista should fund the cost of the connection consistent with the original agreement for siting the project in that locale.

Item 9210-104-0001—For local assistance, Local Government Financing. I delete this item.

I am deleting this \$40,000,000 augmentation for Los Angeles County to construct three comprehensive health care centers. The financing of these facilities is a local policy and funding responsibility.

Item 9210-105-0001—For local assistance, Local Government Financing. I delete this item and Provisions 1 and 2.

I am deleting this \$340,000 augmentation and budget bill language that would provide funding to the Los Angeles County Local Agency Formation Commission (LAFCO) for the costs it would incur related to Chapter 911, Statutes of 1997. Pursuant to Chapter 911, providing these funds would trigger the implementation of the Special Commission on Los Angeles Boundaries to study and report on Los Angeles County reorganization issues including the detachment of the San Fernando Valley from the City of Los Angeles. The implementation of the special commission would result in General Fund costs to reimburse the special commission for its costs to study reorganizations and boundary changes in Los Angeles County and report its findings. I am concerned about providing state General Fund resources to address a regional concern when the need to look at land use issues and boundary changes is of statewide concern.

I am deleting Provisions 1 and 2 to conform to this action.

Item 9800-001-0001—For augmentation for Employee Compensation. I reduce this item from \$356,310,000 to \$140,834,000.

I am reducing this item by \$215,476,000 to provide the same level of funding for state employee compensation as I proposed in January. To date, agreements have been reached on state employee contract terms with only two bargaining units. As I indicated in January, I am providing funding for employee compensation subject to the collective bargaining process and tied to civil service reform.

Item 9800-001-0494—For augmentation for Employee Compensation. I reduce this item from \$172,673,000 to \$68,250,000.

I am reducing this item by \$104,423,000 to provide the same level of funding for state employee compensation as I proposed in January. To date, agreements have been reached on state employee contract terms with only two bargaining units. As I indicated in January, I am providing funding for employee compensation subject to the collective bargaining process and tied to civil service reform.

Item 9800-001-0988—For augmentation for Employee Compensation. I reduce this item from \$172,673,000 to \$68,250,000.

I am reducing this item by \$104,423,000 to provide the same level of funding for state employee compensation as I proposed in January. To date, agreements have been reached on state employee contract terms with only two bargaining units. As I indicated in January, I am providing funding for employee compensation subject to the collective bargaining process and tied to civil service reform.

Item 9800-011-0001—For augmentation for Employee Compensation (Proposition 98). I reduce this item from \$4,169,000 to \$1,648,000.

I am reducing this item by \$2,521,000 to provide the same level of funding for state employee compensation as I proposed in January. To date, agreements have been reached on state employee contract terms

with only two bargaining units. As I indicated in January, I am providing funding for employee compensation subject to the collective bargaining process and tied to civil service reform.

SEC. 4.11—Federal Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (PRWORA). I delete this control section.

This section would prohibit the use of any appropriated funds by either a state or local agency to implement the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 until implementing provisions are enacted into state law.

Current court judgments indicate that the Act is enforceable without state legislative action. In addition, this language restricts my authority and responsibility to implement federal law.

SEC. 11.65—State Office Consolidation Rental Rates. I delete this control section.

I am deleting Control Section 11.65 because it is unduly restrictive and interferes with normal executive branch discretion. The section is narrow in scope and recognizes only one component of state office consolidation issues while failing to address issues such as moving costs related to new facilities.

With the above deletions, revisions and reductions, I hereby approve Assembly Bill 1656.

PETE WILSON

August 21, 1998

RECEIPT

I acknowledge receipt this 21st day of August 1998, at 12:03 p.m., of the Governor's statement of the items of appropriation reduced or eliminated from Assembly Bill No. 1656 delivered to me personally by Karen Morgan.

E. DOTSON WILSON
Chief Clerk of the Assembly

The following messages from the Governor were received and ordered printed in the Journal:

Item Veto—Assembly Bill No. 2594

Governor's Office, Sacramento
August 21, 1998

To the Members of the California Assembly:

On this date I am signing Assembly Bill 2594 with the deletion of \$4,000,000—appropriated for the Department of Youth Authority. This bill would revise provisions of the Repeat Offender Prevention Project (ROPP), a program designed to provide comprehensive juvenile intervention programs to reduce recidivism among juvenile offenders in participating counties. The bill would transfer responsibility for the program from the California Youth Authority to the Board of Corrections.

The 1998–99 Budget Act already contains \$4 million for the Board of Corrections to implement ROPP. Additional funding is both premature

and misdirected as the Youth Authority will no longer remain responsible for administering ROPP.

Cordially,

PETE WILSON

Item Veto—Assembly Bill No. 2784

Governor's Office, Sacramento
August 21, 1998

To the Members of the California Assembly:

On this date I am signing Assembly Bill No. 2784 with a deletion.

This bill would serve as the legislative vehicle for a number of statutory changes related to the implementation of the 1998 Budget Act for various environmental and natural resource programs. Among other things, this bill would establish guidance for the Department of Toxic Substance Control regarding proposed changes to the criteria and guidelines for identification of hazardous waste and management standards including appropriating \$617,000 from the Hazardous Waste Control Account to the Department for the initiative known as the Regulatory Structure Update (RSU).

Although I am signing AB 2784, I am deleting Section 17 in its entirety. The appropriation is linked to unnecessarily restrictive language that is currently the subject of litigation. Furthermore, the Department informs me that the RSU project is complete, thus the appropriation contained in this Section is unnecessary.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 21st day of August 1998, at 12:05 p.m., of the Governor's statement of items of appropriation reduced or eliminated from Assembly Bills Nos. 2594 and 2784 delivered to me personally by Karen Morgan.

E. DOTSON WILSON
Chief Clerk of the Assembly

The following veto messages from the Governor were received and ordered printed in the Journal and the bills ordered to the unfinished business file:

Veto Message—Assembly Bill No. 2778

Governor's Office, Sacramento
August 21, 1998

To the Members of the California Assembly:

I am returning Assembly Bill No. 2778 without my signature.

This bill would expand Healthy Families Program eligibility from 200 percent of the federal poverty level to 250 percent and reduces the co-payment cap for health benefits from \$250 to \$200. The bill would expand access to legal immigrant children not eligible for federally funded public benefits, thus creating a state only program. The bill also expands the Program by changing residency requirements and establishing new working groups and reports.

This bill significantly expands the Healthy Families Program before it is even fully implemented. The Program began enrolling children only

last month. It is premature to change the fundamental structure of the Program before the existing Program can be evaluated.

Cordially,

PETE WILSON

Veto Message—Assembly Bill No. 2781

Governor's Office, Sacramento
August 21, 1998

To the Members of the California Assembly:

I am returning Assembly Bill No. 2781 without my signature.

This bill would make a number of changes to the In-Home Supportive Services Program (IHSS). Among other requirements, the bill would require the State to reimburse a county for the county's share of cost of any increase in wages and benefits for providers operating under a public authority, nonprofit consortium or contract arrangement with the county.

Public authorities were created with the understanding that any costs for wages above minimum would be funded at county expense, with federal financial participation as applicable. Providing state funds for benefits or higher wages negotiated by the public authorities would remove the only cost containment feature of the program.

Cordially,

PETE WILSON

Veto Message—Assembly Bill No. 2789

Governor's Office, Sacramento
August 21, 1998

To the Members of the California Assembly:

I am returning Assembly Bill No. 2789 without my signature.

This bill would make a number of changes to the Smog Check II program by eliminating "ping-ponging" of cars that fail a smog test between test-only facilities and repair shops; revising the low-income and repair assistance program; and simplifying procedures for vehicles to be removed from the enhanced program testing requirements when ownership is transferred to a non-enhanced area.

Unfortunately the bill, similar to a bill vetoed last year (AB 999), would remove the Enhanced Area designation on some areas of the state by arbitrarily defining an "urbanized" area as having a population of 100,000 or more residents. Changing the designation of these areas would result in emissions reduction shortfall which could force the state to face federal sanctions. Avoiding the sanctions would require creating inequities by shifting the burden of increased emissions reductions to industrial and stationary pollution sources or upon the other areas where the enhanced program remains active.

Nothing has changed over last year to warrant a reversal of the prior veto. It remains imperative that we continue to make desired and necessary progress to protect public health through clean air standards, avoid unnecessary exposure to federal sanctions, and ensure that California's air quality policy approach remains equitable, technologically feasible, and cost effective.

This bill does, however, contain a number of laudable changes that would have made significant improvements for all sectors of the motoring public. As such, I am directing my agencies to implement

those features of this bill that will increase public convenience and acceptance to the fullest extent permissible under existing statutory authority.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 21st day of August 1998, at 1:45 p.m., of Assembly Bills Nos. 2778, 2781, and 2789 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 Baca, of the 62nd Assembly District, introduced his daughter Jennifer Baca and extended best wishes on the occasion of her 12th birthday.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Scott, the Assembly adjourned until 10:30 a.m., Monday, August 24, 1998, out of respect to the memory of Michael C. Bartos, on motion of Assembly Member Pringle; out of respect to the memory of Arlene King Davis, on motion of Assembly Member Cardenas; and out of respect to the memory of Linda Harvey, on motion of Speaker pro Tempore Kuehl.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON AUGUST 21, 1998

The following measures were amended in the Assembly on this day:

SB	RN	SB	RN
25	9819465	1652	9819578
116	9818504	1660	9819203
280	9819001	1696	9819523
378	9819234	1701	9816891
487	9816748	1714	9819833
489	9818972	1715	9819184
537	9816283	1757	9819677
591	9817500	1768	9817894
619	9816259	1829	9818962
648	9817454	1856	9815858
694	9813758	1879	9818359
704	9818716	1897	9818766
956	9818984	1911	9819468
971	9819455	1923	9818311
1194	9818918	1941	9819106
1250	9819459	1947	9818227
1403	9818483	1955	9819216
1412	9819130	1980	9818378
1430	9819394	1999	9819377
1468	9818133	2042	9818385
1481	9819129	2083	9818970
1485	9818215	2196	9818309
1540	9818990	2224	9817543
1645	9819436		

Daily Total: 47
Cumulative Total: 7663