

CALIFORNIA LEGISLATURE

1995-96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, February 6, 1995

TWENTIETH SESSION DAY

SIXTY-FOURTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, February 6, 1995

The Assembly met at 11:15 a.m.

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

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Stephen J. Greene, Jr. reading.

ROLL CALL

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

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

Quorum present.

PRAYER

Upon invitation of Speaker Brown, the following prayer was offered by Assembly Member Jim Battin, of the 80th Assembly District:

Heavenly Father, Each of our days is filled with trifles. Help us to give to these only such attention as they deserve. Help us to be more concerned about each day's opportunities, to better ourselves, to serve others, and to be a source of happiness to all we encounter in each day.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker Brown, Assembly Member Thompson then led the Assembly in the pledge of allegiance to the Flag.

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Assembly Member McDonald, seconded by Assembly Member Brulte.

LEAVES OF ABSENCE FOR THE DAY

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

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

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Hawkins was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Bill Logue, of Cerritos.

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 Lawrence David "Larry" Williams, of Fresno; and Gene Earl Auston, of Fresno.

Assembly Member Rogan was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jordan Kyle Figueroa, of Burbank.

Assembly Member Speier was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Verna Edna Rippetto, of San Mateo; and Sophia Kreling, of San Mateo County.

RECESS

By unanimous consent, at 11:22 a.m., Speaker Brown declared the Assembly recessed.

REASSEMBLED

At 11:23 a.m., the Assembly reconvened.

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

SPECIAL ACKNOWLEDGMENT

Assembly Member Thompson was joined by the Members of the Assembly in acknowledgment of the 85th anniversary of Boy Scouts of America on Wednesday, February 8, 1995.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Rogan was granted unanimous consent that when the Assembly adjourns on this day it do so in honor of the 84th birthday of President Ronald Reagan.

FLOOR SESSION ANNOUNCEMENTS

Speaker Brown announced the following Floor session schedule for the coming week:

Check-in session, Tuesday, February 7 through Thursday, February 9;

Floor session, Friday, February 10, at 9 a.m.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Rogan was granted unanimous consent that when the Assembly adjourns on this day it do so in honor of the birth of his nephew Conrad Steven Apffel, born on February 2, 1995 to Eric and Sally Apffel.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 11:25 a.m., Speaker Brown declared the quorum call of the Assembly dispensed with.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 254—Alpert. An act to add Article 3 (commencing with Section 3396) to Chapter 7 of Division 4 of the Health and Safety Code, relating to immunization.

ASSEMBLY BILL NO. 255—Speier. An act to amend Sections 16582, 16583, and 16584 of, to add Sections 15705 and 16583.5 to, and to repeal Section 16581 of, the Government Code, relating to state funds.

ASSEMBLY BILL NO. 256—Alpert. An act to amend Section 273 of the Penal Code, relating to adoption.

ASSEMBLY BILL NO. 257—Speier. An act to amend Sections 415.20 and 417.10 of, and to add Sections 415.35, 415.48, and 1013.1 to, the Code of Civil Procedure, to amend Sections 355, 4000, and 4009 of the Family Code, and to amend Section 11350.6 of the Welfare and Institutions Code, relating to family law.

ASSEMBLY BILL NO. 258—McPherson. An act to amend Section 67675 of the Government Code, relating to land use, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 259—Escutia. An act to amend Section 44243 of the Health and Safety Code, relating to air pollution.

ASSEMBLY BILL NO. 260—Richter. An act relating to electric vehicles.

ASSEMBLY BILL NO. 261—Kuehl. An act to amend Section 11350.1 of the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 262—Vasconcellos. 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.

ASSEMBLY BILL NO. 263—Escutia. An act to amend Section 98 of the Labor Code, relating to employment.

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

ASSEMBLY BILL NO. 265—Alpert. An act to add Sections 1983.1 and 1983.2 to the Education Code, relating to county community schools.

ASSEMBLY BILL NO. 266—Burton. An act to amend Section 273.6 of the Penal Code, relating to domestic violence.

ASSEMBLY BILL NO. 267—House. An act to add Section 1202.45 to the Penal Code, and to amend Section 204.5 of, and to add Sections 730.7 and 827.3 to, the Welfare and Institutions Code, relating to crime.

ASSEMBLY BILL NO. 268—Kuykendall. An act to amend Section 200 of the Financial Code, relating to financial institutions.

ASSEMBLY BILL NO. 269—Kuykendall. An act to amend Section 6501.8 of the Labor Code, relating to employment.

ASSEMBLY BILL NO. 270—Kuykendall. An act relating to witness protection, and making an appropriation therefor.

ASSEMBLY BILL NO. 271—Kuykendall. An act to amend Sections 17053.8 and 23622 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 272—Kuykendall. An act to amend Section 650 of, and to add Article 11.5 (commencing with Section 1231) to Chapter 4 of Part 1 of Division 1 of, the Unemployment Insurance Code, relating to employment.

ASSEMBLY BILL NO. 273—Kuykendall. An act to amend Section 14041 of the Government Code, relating to transportation.

ASSEMBLY BILL NO. 274—Kuehl. An act to amend Sections 4055 and 4057 of the Family Code, relating to family law.

ASSEMBLY BILL NO. 275—Baca. An act to add Section 11270.5 to the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 276—Cannella. An act to add Sections 31693 and 31694.5 to the Government Code, relating to county employees.

ASSEMBLY BILL NO. 277—Cannella. An act to add Section 3522 to the Government Code, relating to state employees.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 7—Pringle and McPherson (Principal coauthors: Aguiar, Alby, and Bordonaro), Baldwin, Boland, Conroy, Cunneen, Goldsmith, Harvey, House, Kuykendall, Morrissey, Morrow, Rainey, Richter, Rogan, and Setencich (Senators Haynes, Hurtt, Johannessen, Lewis, Monteith, Peace, and Rogers, coauthors). A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 6 of, and by adding Section 6.5 to, Article XIII B thereof, relating to state-mandated local costs.

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 7—Hauser. Relative to proclaiming Architecture Week.

REFERENCE OF BILLS TO COMMITTEE

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

<i>Assembly</i> <i>Bill No.</i>	<i>Committee</i>
187 -----	Trans.
188 -----	Rev. & Tax.
189 -----	H. & C.D.
190 -----	Pub. S.
191 -----	Trans.
192 -----	Trans.
193 -----	U. & C.
195 -----	Pub. S.
197 -----	Rev. & Tax.
198 -----	Ed.

199	-----	Hum. S.
200	-----	Ed.
201	-----	W.,P. & W.
202	-----	U. & C.
203	-----	C.P.,G.E. & E.D.
204	-----	E.S. & T.M.
205	-----	P.E.,R. & S.S.
206	-----	Nat. Res.
207	-----	Pub. S.
208	-----	Rev. & Tax.
209	-----	Hum. S.
210	-----	Trans.
212	-----	Ins.
213	-----	L. & E.

Assembly Concurrent

<i>Resolution No.</i>	<i>Committee</i>
4	----- Rls.

Senate Concurrent

<i>Resolution No.</i>	<i>Committee</i>
1	----- Rls.
8	----- Rls.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Tuesday, February 7, 1995, out of respect to the memory of Bill Logue, on motion of Assembly Member Hawkins; out of respect to the memory of Verna Edna Rippetto and Sophia Kreling, on motion of Assembly Member Speier; out of respect to the memory of Lawrence David "Larry" Williams and Gene Earl Auston, on motion of Assembly Member Bustamante; out of respect to the memory of Jordan Kyle Figueroa, on motion of Assembly Member Rogan; in honor of the 84th birthday of President Ronald Reagan, on motion of Assembly Member Rogan; and in honor of the birth of Conrad Steven Apffel, on motion of Assembly Member Rogan.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk