

CALIFORNIA LEGISLATURE
1995-96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, February 8, 1996

**ONE HUNDRED SIXTY-SIXTH SESSION DAY
FOUR HUNDRED THIRTY-FIRST CALENDAR DAY**

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, February 8, 1996

The Assembly met at 7 a.m.

Hon. Mickey Conroy, Assembly Member, 71st District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Akiba H. Howard reading.

ROLL CALL

The following were placed upon the morning roll call—68:

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

Quorum present.

At 2 p.m., Hon. Louis Caldera, 46th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Members Alby, Boland, Martinez, Miller, Willard Murray, Rogan, Speier, and Weggeland.

On personal business, and waiving per diem: Assembly Members McDonald, McPherson, and Morrissey.

EXPLANATIONS OF ABSENCE

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

February 8, 1996

*The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: Please excuse me from check-in session today, Thursday, February 8, 1996, due to legislative business.

Your prompt consideration to this matter is appreciated.

Sincerely,

BARBARA ALBY, Assembly Member
Fifth District

February 8, 1996

*The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Curt: This letter is to request to be excused from check-in today, as I will be in my district on legislative business.

Your immediate attention to this matter is appreciated.

Sincerely,

PAULA L. BOLAND, Assembly Member
Thirty-eighth District

February 5, 1996

*The Honorable Curt Pringle
Speaker of the State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Pringle: Please excuse me from check-in session on Thursday, February 8, 1996. I will be in my district due to legislative business.

Thank you for your attention to this matter. Please do not hesitate to contact my office if you have any questions

Sincerely,

GARY G. MILLER, Assembly Member
Sixtieth District

February 8, 1996

*The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: Please excuse me from check-in session today. I will be in my district on legislative business.

Thank you for your attention in this matter.

Sincerely,

WILLARD H. MURRAY, JR., Assembly Member
Fifty-second District

February 8, 1996

Dear Mr. Speaker: Please excuse my absence from session today. I will be attending to legislative business in my district

Thank you,

JAMES E. ROGAN, Assembly Member
Forty-third District

February 8, 1996

*The Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I respectfully request that I be excused from check-in session today, Thursday, February 8, 1996. I am conducting legislative business in my district.

Thank you for your consideration of this request.

All the best,

JACKIE SPEIER, Assembly Member
Nineteenth District

(NOTE: For letter explaining the absence of Assembly Member Weggeland on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for February 6, 1996; for letter explaining the absence of Assembly Member Martinez on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for February 7, 1996.)

AUTHOR'S AMENDMENTS
Committee on Higher Education

February 8, 1996

Mr. Speaker: The Chair of your Committee on Higher Education reports:

Senate Bill No. 1189

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

FIRESTONE, Chairman

SENATE BILL NO. 1189—An act to add Chapter 6 (commencing with Section 82000) to Part 49 of the Education Code, relating to community colleges, and making an appropriation therefor.

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

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 2191—**Cunneen**. An act to amend Section 499c of the Penal Code, relating to trade secrets.

ASSEMBLY BILL NO. 2192—**Figueroa**. An act to add Section 1371.5 to the Health and Safety Code, and to add Sections 10133.8 and 11512.32 to the Insurance Code, relating to health care coverage.

ASSEMBLY BILL NO. 2193—**Rainey**. An act to amend Section 64 of the Harbors and Navigation Code, relating to water.

ASSEMBLY BILL NO. 2194—**Knowles**. An act to amend Section 11167.5 of, to amend and renumber Sections 11174, 11174.1, and 11174.3 of, and to add Article 2.6 (commencing with Section 11174) to Chapter 2 of Title 1 of Part 4 of, the Penal Code, relating to child abuse.

ASSEMBLY BILL NO. 2195—Baca. An act to amend Section 21029 of the Government Code, relating to public employee retirement.

ASSEMBLY BILL NO. 2196—Alby. An act to add Section 30515 to the Water Code, relating to water.

ASSEMBLY BILL NO. 2197—Cannella. An act to amend Section 903.2 of the Welfare and Institutions Code, relating to juveniles.

ASSEMBLY BILL NO. 2198—Cannella. An act to add Section 1098 to the Civil Code, relating to real property.

ASSEMBLY BILL NO. 2199—Brown, Isenberg, Vasconcellos, and Ducheny. An act to add Article 2.7 (commencing with Section 13333) to Chapter 3 of Part 3 of Division 3 of Title 2 of the Government Code, relating to the State Budget.

ASSEMBLY BILL NO. 2200—Alby. An act to add Sections 18152 and 24996 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2201—House. An act to amend Sections 34000 and 34060 of, to repeal Sections 34020, 34061, 34062, 34063, 34100, 34101, and 34101.5 of, to amend and renumber Section 34102 of, and to repeal Article 3 (commencing with Section 34040) of, and Article 6 (commencing with Section 34120) of, Division 14.7 of, the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 2202—Baca. An act to add Section 25218.12 to the Health and Safety Code, relating to household hazardous waste.

ASSEMBLY BILL NO. 2203—Rainey. An act to add Section 12809.1 to the Public Utilities Code, relating to municipal utility districts.

ASSEMBLY BILL NO. 2204—Kuehl. An act to amend Section 273a of the Penal Code, relating to crimes.

ASSEMBLY BILL NO. 2205—Bowler, Ackerman, Alby, Baldwin, Baugh, Boland, Frusetta, Goldsmith, Harvey, Hawkins, Hoge, House, Knight, Margett, Morrissey, Rainey, Richter, and Woods, (Senator Haynes, coauthor). An act to amend Section 727 of the Welfare and Institutions Code, relating to minors.

ASSEMBLY BILL NO. 2206—Bowler. An act to amend Section 628 of the Welfare and Institutions Code, relating to juveniles

ASSEMBLY BILL NO. 2207—Bowler, Ackerman, Baldwin, Battin, Baugh, Boland, Bordonaro, Frusetta, Goldsmith, Harvey, Hawkins, Hoge, House, Knight, Margett, Morrissey, Rainey, and Richter, (Senators Haynes and Leslie, coauthors). An act to add Section 12022.52 to the Penal Code, relating to crimes.

ASSEMBLY BILL NO. 2208—Kevin Murray. An act to amend Section 1466 of, and to add Section 1424.5 to, the Penal Code, relating to criminal proceedings.

ASSEMBLY BILL NO. 2209—McPherson. An act to amend Section 8686.1 of the Government Code, relating to natural disaster assistance.

ASSEMBLY BILL NO. 2210—Baca. An act to add Section 45103.1 to the Education Code, relating to classified employees.

ASSEMBLY BILL NO. 2211—Tucker. An act to add Section 2055.5 to the Unemployment Code, relating to employment, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2212—Tucker. An act to add Section 3079 to the Business and Professions Code, relating to optometry.

ASSEMBLY BILL NO. 2213—Cortese. An act to add Section 8552.1 to the Fish and Game Code, relating to commercial fishing, and making an appropriation therefor.

ASSEMBLY BILL NO. 2214—Richter. An act to add Section 20527.11 to the Water Code, relating to water.

ASSEMBLY BILL NO. 2215—Cortese. An act to amend Section 5656 of the Fish and Game Code, relating to the Fish and Wildlife Pollution Account.

ASSEMBLY BILL NO. 2216—Willard Murray. An act to add Sections 72415 and 72416 to the Education Code, relating to postsecondary education.

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 55—Baca. Relative to Jewish veterans.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 8:30 a.m., Friday, February 9, 1996.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON FEBRUARY 8, 1996**

The following measure was amended in the Assembly on this day:

SB	RN
1189	9601693