

CALIFORNIA LEGISLATURE  
1995-96 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Monday, March 11, 1996**

**ONE HUNDRED EIGHTY-THIRD SESSION DAY  
FOUR HUNDRED SIXTY-THIRD CALENDAR DAY  
AT SACRAMENTO, CALIFORNIA**



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**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, March 11, 1996

The Assembly met at 11:10 a.m.  
Hon. Fred Aguiar, Speaker pro Tempore of the Assembly,  
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Akiba H. Howard reading.

#### ROLL CALL

The roll was called.

#### Quorum Call of the Assembly

Assembly Member Thompson moved a quorum call of the Assembly.

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

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

#### Quorum Present

At 11:17 a.m., Speaker pro Tempore Aguiar declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—74:

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

**PRAYER**

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

*Lord, There are times when we hardly know what to ask of You. Yet You alone know what our true needs are. You love us more than we ourselves know how to love. Help us to see our real needs which may be hidden from us. We can only wait upon You; our heart is open to You; we put our trust in You.—AMEN.*

**PLEDGE OF ALLEGIANCE TO THE FLAG**

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

**MOTION TO DISPENSE WITH READING OF THE JOURNAL**

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

**LEAVES OF ABSENCE FOR THE DAY**

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

*On legislative business: Assembly Members Caldera, Kevin Murray, and Willard Murray.*

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

*Because of illness in her family: Assembly Member Kuehl.*

**EXPLANATIONS OF ABSENCE**

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

March 8, 1996

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

Dear Mr. Speaker: Due to legislative business in my district this Monday, March 11, I would like to be excused from attending session.

Sincerely,

LOUIS CALDERA, Assembly Member  
Forty-sixth District

March 8, 1996

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

Dear Speaker Pringle: This letter is to request to be excused from Session on Monday, March 11, 1996 on legislative business.

Yours sincerely,

KEVIN MURRAY, Assembly Member  
Forty-seventh District

March 11, 1996

*Honorable Curt Pringle*  
*Speaker of the Assembly*

Dear Speaker Pringle: I respectfully request to be excused from Floor Session on Monday, March 11 and Tuesday, March 12, 1996 in order to conduct legislative business in my district.

Thank you for your consideration and approval of this request.

Sincerely,

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

#### REPORTS

The following reports were presented by the Chief Clerk:

**Summary of the Solano County JPTA Two Year Job Training Plan  
 for the Period July 1, 1996 Through June 30, 1998  
 (Pursuant to the Job Training Partnership Act (JTPA))**

Above transmitted report, together with letter of transmittal from Earl Parker, Assistant Executive Director, Private Industry Council of Solano County, Suisun, dated March 4, 1996, referred by the Speaker to the Committee on Labor and Employment.

**Summary of the Job Training Plan for  
 Napa County Training and Employment Center,  
 Napa Valley Private Industry Council  
 (Pursuant to the Job Training Partnership Act (JTPA))**

Above transmitted report, together with letter of transmittal from Carrie Burns, Administrative Services, Napa County Training and Employment Center, Napa, dated March 1, 1996, referred by the Speaker to the Committee on Labor and Employment.

**City of Los Angeles Job Training Partnership Act,  
 Two Year Job Training Plan Summary, 1996-98  
 (Pursuant to the Job Training Partnership Act (JTPA))**

Above transmitted report, together with letter of transmittal from Sue Cleere Flores, Director, Youth and Employment Services Division, City of Los Angeles, dated March 4, 1996, referred by the Speaker to the Committee on Labor and Employment.

**Shasta County, Summary of Job Training Plan 1996-98,  
 and Activities for Program Year 1996-97  
 (Pursuant to the Job Training Partnership Act (JTPA))**

Above transmitted report, together with letter of transmittal from Jim Simpson, Senior Manager, Operations, Shasta County Private Industry Council, Redding, dated March 1, 1996, referred by the Speaker to the Committee on Labor and Employment.

**Preliminary Program Design Recommended for  
 San Francisco's PY 1996-97 Job Training Plan  
 by the PIC Evaluation and Planning Committees  
 (Pursuant to the Job Training Partnership Act (JTPA))**

Above transmitted report, together with letter of transmittal from Steve Arcelona, President, Private Industry Council of San Francisco, dated March 6, 1996, referred by the Speaker to the Committee on Labor and Employment.

**Report to Fiscal Committee, Health and Human Services Committee,  
and Special Committee on Developmental Disabilities  
and Mental Health, March 1, 1996**

**(Pursuant to 1995-96 Budget Act Language, Item 5160-001-001)**

Above transmitted report, together with letter of transmittal from Brenda Premo, Director, Department of Rehabilitation, Sacramento, dated March 6, 1996, referred by the Speaker to the Committee on Budget.

**Quarterly Status Report of Major Capital Outlay Projects,  
Period Ending December 31, 1995**

Above transmitted report, together with letter of transmittal from Peter G. Stamison, Director, Department of General Services, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

**Annual Report to the Legislature on  
the Statewide Automated Welfare System  
(Pursuant to Welfare and Institutions Code 10822, SB 1379, Chapter 268)**

Above transmitted report, together with letter of transmittal from Russell Bohart, Director, Health and Welfare Agency Data Center, Sacramento, dated February 14, 1996, referred by the Speaker to the Committee on Human Services.

**Judicial Council of California, Report to the Legislature:  
Performance Criteria for the Trial Courts, February 1996  
(Pursuant to Fiscal Year 1995-96 Budget Act)**

Above transmitted report, together with letter of transmittal from William C. Vickrey, Executive Director, Judicial Council of California, Administrative Office of the Courts, San Francisco, dated March 5, 1996, referred by the Speaker to the Committee on Budget.

## REFERENCE OF BILLS TO COMMITTEE

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

<i>Assembly Bill No.</i>	<i>Committee</i>
2280	W.,P. & W.
2442	Jud.
2468	Jud.
2973	G.O.
2974	Trans.
2975	Rev. & Tax.
2976	Health
2979	Ins.
2980	Ed.
2981	Nat. Res. and Trans.
2982	U. & C.
2983	Ed.
2984	Health and Pub. S.
2985	Hum. S.
2987	Health
2988	C.P.,G.E. & E.D.
2989	G.O.
2990	C.P.,G.E. & E.D.
2991	Hum. S.
2992	Rev. & Tax.
2994	H. & C.D.
2995	Trans. and L. Gov.
2996	Pub. S. and L. Gov.
2997	L. Gov.
2998	P.E.,R. & S.S.
2999	Trans.
3000	L. Gov.
3001	Jud.
3002	L. Gov. and Rev. & Tax.
3003	Trans.
3005	Ins. and Health
3006	Nat. Res.
3007	Hum. S.
3008	C.P.,G.E. & E.D.
3009	Jud.
3010	B. & F.
3011	P.E.,R & S.S.
3012	B. & F.
3013	Ins.
3014	W.,P. & W.
3015	H. & C.D.
3018	Jud.
3020	Trans.
3021	Pub. S.
3022	L. Gov. and Nat. Res.
3023	Nat. Res.
3025	H. & C.D.
3027	E.,R. & C.A.
3028	Trans.

3029	-----	Agri.
3030	-----	Rev. & Tax.
3031	-----	Higher Ed.
3032	-----	P.E.,R. & S.S.
3034	-----	W.,P. & W.
3035	-----	Trans.
3036	-----	W.,P. & W.
3038	-----	Agri.
3039	-----	Ed.
3040	-----	Health
3042	-----	Pub. S.
3043	-----	Hum. S.
3044	-----	Nat. Res.
3045	-----	Nat. Res.
3046	-----	Nat. Res.
3047	-----	Nat. Res.
3048	-----	Nat. Res. and Trans.
3049	-----	Nat. Res.
3050	-----	Pub. S.
3051	-----	Pub. S.
3053	-----	L. Gov.
3055	-----	Jud.
3056	-----	H. & C.D.
3058	-----	W.,P. & W.
3059	-----	Health
3060	-----	C.P.,G.E. & E.D.
3061	-----	B. & F.
3062	-----	Hum. S.
3063	-----	Higher Ed.
3064	-----	Pub. S.
3065	-----	Trans. and L. Gov.
3066	-----	C.P.,G.E. & E.D.
3067	-----	Pub. S.
3068	-----	Pub. S.
3069	-----	Hum. S.
3070	-----	L. Gov.
3071	-----	Jud.
3073	-----	Health
3074	-----	Pub. S.
3075	-----	Ed.
3076	-----	Rev. & Tax.
3077	-----	Ed.
3078	-----	Jud.
3079	-----	Pub. S.
3080	-----	G.O.
3082	-----	Nat. Res.
3083	-----	Nat. Res.
3084	-----	W.,P. & W.
3085	-----	Nat. Res.
3086	-----	Ed.
3087	-----	L. & E.
3088	-----	Hum. S.
3089	-----	Agri.
3090	-----	G.O.

3091	-----	Hum. S.
3092	-----	E.,R. & C.A.
3093	-----	Pub. S.
3094	-----	Hum. S.
3095	-----	Trans. and L. Gov.
3096	-----	Ed.
3097	-----	L. Gov. and Health
3098	-----	Pub. S.
3099	-----	Higher Ed.
3100	-----	Hum. S.
3101	-----	B. & F.
3102	-----	Ed.
3103	-----	Trans.
3104	-----	Trans.
3105	-----	G.O.
3106	-----	G.O.
3107	-----	G.O.
3108	-----	U. & C.
3109	-----	Health
3110	-----	Pub. S.
3111	-----	Health
3112	-----	Hum. S. and Pub. S.
3113	-----	Jud.
3114	-----	Pub. S.
3115	-----	B. & F.
3116	-----	Pub. S.
3118	-----	C.P.,G.E. & E.D. and L. Gov.
3119	-----	Ed.
3120	-----	H. & C.D.
3121	-----	H. & C.D.
3122	-----	H. & C.D.
3123	-----	Ed.
3124	-----	Ed.
3125	-----	H. & C.D.
3126	-----	Ed.
3127	-----	Rev. & Tax.
3128	-----	Jud.
3129	-----	H. & C.D.
3130	-----	Pub. S.
3132	-----	Higher Ed.
3133	-----	Higher Ed.
3134	-----	L. & E.
3135	-----	Jud.
3136	-----	Pub. S.
3137	-----	Ins.
3138	-----	Health
3139	-----	Ins. and Health
3141	-----	Health
3142	-----	Ins. and Health
3144	-----	G.O.
3145	-----	Health
3146	-----	C.P.,G.E. & E.D.
3147	-----	G.O.
3148	-----	Jud.



3150	-----	Nat. Res.
3151	-----	Nat. Res.
3152	-----	U. & C.
3153	-----	U. & C.
3156	-----	L. Gov. and Trans.
3157	-----	Pub. S.
3158	-----	C.P.,G.E. & E.D.
3159	-----	Nat. Res.
3160	-----	E.S. & T.M.
3162	-----	Rev. & Tax.
3163	-----	Ed.
3164	-----	C.P.,G.E. & E.D.
3165	-----	L. & E.
3166	-----	L. Gov.
3167	-----	Pub. S. and Agri.
3168	-----	L. Gov.
3169	-----	L. Gov. and Pub. S.
3170	-----	Pub. S.
3172	-----	Hum. S.
3173	-----	C.P.,G.E. & E.D.
3174	-----	Ed. and L. Gov.
3175	-----	Ed. and L. Gov.
3176	-----	Ed.
3177	-----	Rev. & Tax.
3178	-----	E.,R. & C.A.
3179	-----	G.O.
3180	-----	Ed.
3181	-----	G.O. and E.,R. & C.A.
3182	-----	G.O. and E.,R. & C.A.
3183	-----	G.O.
3184	-----	Health
3185	-----	Ins.
3186	-----	Health
3187	-----	L. Gov. and Rev. & Tax.
3188	-----	Ed.
3189	-----	L. Gov.
3190	-----	L. Gov. and Rev. & Tax.
3191	-----	L. & E.
3193	-----	Jud.
3194	-----	Rev. & Tax.
3195	-----	Health
3196	-----	Health
3197	-----	Hum. S.
3198	-----	E.S. & T.M. and Trans.
3199	-----	Health
3200	-----	Hum. S.
3201	-----	Trans.
3203	-----	P.E.,R. & S.S.
3206	-----	E.S. & T.M.
3207	-----	Ed.
3208	-----	Health
3210	-----	Ed.
3211	-----	L. Gov.
3212	-----	B. & F. and Rev. & Tax.

3213 ----- Ins.  
 3214 ----- G.O.  
 3215 ----- Pub. S.  
 3216 ----- Jud.  
 3217 ----- Ed.  
 3218 ----- Health  
 3219 ----- Rev. & Tax.  
 3220 ----- Agri.  
 3221 ----- P.E.,R. & S.S.  
 3222 ----- Pub. S.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, March 8, 1996

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

Assembly Concurrent Resolution No. 51

And reports the same correctly enrolled, and presented to the Secretary of State on the 8th day of March, 1996, at 10:15 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, March 11, 1996

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

Assembly Bill No. 1985

Assembly Bill No. 2147

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

**AUTHOR'S AMENDMENTS  
Committee on Public Safety**

March 11, 1996

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

Assembly Bill No. 2005

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

BOLAND, Chairwoman

**ASSEMBLY BILL NO. 2005**—An act to add Section 23188 to the Vehicle Code, relating to driving offenses.

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

**AUTHOR'S AMENDMENTS  
Committee on Revenue and Taxation**

March 11, 1996

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Bill No. 2033

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

TAKASUGI, Chairman

**ASSEMBLY BILL NO. 2033**—An act to add and repeal Sections 17053.53 and 23653 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

**AUTHOR'S AMENDMENTS**  
**Committee on Transportation**

March 11, 1996

Mr. Speaker: The Chair of your Committee on Transportation reports:  
Assembly Bill No. 2201

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

BOWLER, Chairman

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

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

**AUTHOR'S AMENDMENTS**  
**Committee on Judiciary**

March 11, 1996

Mr. Speaker: The Chair of your Committee on Judiciary reports:  
Senate Bill No. 86

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

MORROW, Chairman

**SENATE BILL NO. 86**—An act to amend Section 355 of, and to add Sections 351 and 358.5 to, the Welfare and Institutions Code, relating to minors.

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

**REPORTS OF STANDING COMMITTEES**  
**Committee on Appropriations**

Date of Hearing: March 6, 1996

Mr. Speaker: Your Committee on Appropriations reports:  
Senate Bill No. 207

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

POOCHIGIAN, Chairman

Above bill ordered to second reading.

**SPECIAL COMMITTEE MEETINGS**

By unanimous consent, the following committees were permitted to meet:

Water, Parks and Wildlife on Tuesday, April 9, 1996 at 9 a.m. in Room 444;

Housing and Community Development on Wednesday, May 8, 1996;

Judiciary on Wednesday, April 10, 1996, and Wednesday, May 8, 1996;

Local Government on Wednesday, April 10, 1996, Wednesday, April 24, 1996, and Wednesday, May 8, 1996, in Room 126;

Subcommittee on Veterans' Affairs on Tuesday, March 19, 1996, at 4 p.m.; and

Governmental Organization on Wednesday, March 27, 1996 at 4 p.m.

**REQUEST FOR UNANIMOUS CONSENT**

Assembly Member Rogan was granted unanimous consent that when the Assembly adjourns on this day it do so in honor of the birth of Samantha Caroline Barragan, daughter of Bruce and Mari Barragan of Sacramento.

Assembly Member Rainey was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Frank M. Hallman of Moraga.

Assembly Member Isenberg was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Raymond "Ray" Lavigne of Sacramento.

Assembly Member Baca was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Maria Enciso of Banning.

**WITHDRAWAL AND RE-REFERENCE OF BILLS**

Assembly Member Morrissey was granted unanimous consent that Assembly Bill No. 2599 be withdrawn from the Committee on Consumer Protection, Governmental Efficiency and Economic Development and re-referred to the Committee on Housing and Community Development.

**RECESS**

By unanimous consent, at 11:22 a.m., Speaker pro Tempore Aguiar declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Hauser introduced Dr. Jane Goodall, renowned primatologist, humanitarian, and teacher. Assembly Member Hauser presented a resolution to Dr. Goodall commending her illustrious record of accomplishments.

Dr. Jane Goodall introduced Terry Brown, whereupon she addressed the assemblage.

**REASSEMBLED**

At 11:25 a.m., the Assembly reconvened.

Hon. Fred Aguiar, Speaker pro Tempore of the Assembly, presiding.

**CONSIDERATION OF DAILY FILE  
SECOND READING OF SENATE BILLS**

**SENATE BILL NO. 261**—An act to amend Sections 25102, 25103, 25111, 25113, 25133, 25141, and 25608 of the Corporations Code, relating to securities.

Bill read second time; amendments proposed by the Committee on Banking and Finance read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

**BILLS RETURNED TO THIRD READING FILE**

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

**Senate Bill No. 96**, on request of Assembly Member Caldera.

**CONSIDERATION OF DAILY FILE (RESUMED)  
UNFINISHED BUSINESS**

**CONSIDERATION OF SENATE AMENDMENTS**

**ASSEMBLY JOINT RESOLUTION NO. 56 (Brulte)**—Relative to the Israeli-Palestinian Interim Agreement.

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

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

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

**AYES—69**

Ackerman	Bustamante	Hoge	Poochigian
Aguiar	Cannella	House	Rainey
Alby	Conroy	Isenberg	Richter
Alpert	Cortese	Kaloogian	Rogan
Archie-Hudson	Cunneen	Katz	Setencich
Baca	Davis	Knight	Speier
Baldwin	Ducheny	Knowles	Sweeney
Bates	Escutia	Knox	Takasugi
Battin	Firestone	Kuykendall	Thompson
Baugh	Friedman	Lee	Tucker
Boland	Frusetta	Machado	Vasconcellos
Bordonaro	Gallegos	Mazzoni	Villaraigosa
Bowen	Goldsmith	McDonald	Weggeland
Bowler	Granlund	McPherson	Woods
Brewer	Hannigan	Miller	Mr. Speaker
Brown	Harvey	Morrissey	
Brulte	Hauser	Napolitano	
Burton	Hawkins	Olberg	

**NOES—None**

Above resolution ordered enrolled.

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

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

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

**Assembly Concurrent Resolution No. 55 Passed Temporarily**

By unanimous consent Assembly Concurrent Resolution No. 55 was passed temporarily on file.

**REQUEST FOR UNANIMOUS CONSENT**

Assembly Member Boland was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

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

**SENATE BILL NO. 265 (O'Connell)**—An act to amend Section 1596.78 of, to add Sections 1596.775, 1597.43, and 1597.465 to, and to repeal and add Section 1597.44 of, the Health and Safety Code, relating to day care.

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

Bill passed by the following vote:

**AYES—42**

Ackerman	Brewer	Hawkins	Olberg
Aguiar	Brulte	Hoge	Poochigian
Alby	Bustamante	House	Richter
Alpert	Cannella	Kaloogian	Rogan
Baldwin	Conroy	Knight	Setencich
Battin	Cunneen	Knowles	Takasugi
Baugh	Firestone	Kuykendall	Thompson
Boland	Frusetta	Margett	Woods
Bordonaro	Goldsmith	McPherson	Mr. Speaker
Bowen	Granlund	Miller	
Bowler	Harvey	Morrissey	

**NOES—17**

Archie-Hudson	Friedman	Mazzoni	Vasconcellos
Baca	Gallegos	Napolitano	Villaraigosa
Bates	Knox	Rainey	
Campbell	Lee	Speier	
Escutia	Martinez	Tucker	

**Vote Changes**

By unanimous consent, the following vote change was permitted on Senate Bill No. 265: Assembly Member Machado, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

**FURTHER CONSIDERATION OF  
ASSEMBLY CONCURRENT RESOLUTION NO. 55  
BY UNANIMOUS CONSENT**

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

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

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

The Assembly concurred in Senate amendments.

Above resolution ordered enrolled.

**NOTICE OF INTENTION TO REMOVE BILL  
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Knowles announced his intention to request that Senate Bill No. 1327 be removed from the inactive file.

**BILLS RETURNED TO SENATE**

Without objection, Assembly Member Granlund returned Assembly Bill No. 489 to the Senate for further action.

**ASSEMBLY JOINT RESOLUTION NO. 57 TAKEN UP  
BY UNANIMOUS CONSENT**

Assembly Member Thompson was granted unanimous consent to take up Assembly Joint Resolution No. 57, without reference to committee or file, and that the same be considered engrossed.

**ASSEMBLY JOINT RESOLUTION NO. 57**—Relative to the defense of Taiwan.

Resolution read.

**Assembly Joint Resolution No. 57 Passed Temporarily**

By unanimous consent Assembly Joint Resolution No. 57 was passed temporarily on file.

**WITHDRAWAL AND RE-REFERENCE OF BILLS**

Assembly Member Goldsmith was granted unanimous consent that Assembly Bills Nos. 2499 and 2414 be withdrawn from the Committee on Banking and Finance and re-referred to the Committee on Revenue and Taxation.

**CONSIDERATION OF DAILY FILE (RESUMED)**

**THIRD READING OF SENATE BILLS (RESUMED)**

**SENATE BILL NO. 411 (Calderon)**—An act to add and repeal Chapter 9 (commencing with Section 50700) to Division 20 of the Financial Code, relating to lending, and declaring the urgency thereof, to take effect immediately.

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

**Urgency Clause**

Urgency clause read, and adopted by the following vote:

**AYES—66**

Ackerman	Conroy	House	Poochigian
Aguiar	Cortese	Isenberg	Rainey
Alby	Cunneen	Kaloogian	Richter
Alpert	Davis	Katz	Rogan
Baca	Ducheny	Knight	Setencich
Baldwin	Escutia	Knowles	Speier
Bates	Figueroa	Kuykendall	Sweeney
Battin	Firestone	Lee	Takasugi
Baugh	Friedman	Machado	Thompson
Boland	Frusetta	Margett	Tucker
Bordonaro	Gallegos	Martinez	Vasconcellos
Bowen	Goldsmith	Mazzoni	Villaraigosa
Bowler	Hannigan	McPherson	Weggeland
Brewer	Harvey	Miller	Woods
Brulte	Hauser	Morrissey	Mr. Speaker
Burton	Hawkins	Napolitano	
Bustamante	Hoge	Olberg	

**NOES—None**

The question being on the passage of the bill.

Bill passed by the following vote:

**AYES—66**

Ackerman	Conroy	House	Poochigian
Aguiar	Cortese	Isenberg	Rainey
Alby	Cunneen	Kaloogian	Richter
Alpert	Davis	Katz	Rogan
Baca	Ducheny	Knight	Setencich
Baldwin	Escutia	Knowles	Speier
Bates	Figueroa	Kuykendall	Sweeney
Battin	Firestone	Lee	Takasugi
Baugh	Friedman	Machado	Thompson
Boland	Frusetta	Margett	Tucker
Bordonaro	Gallegos	Martinez	Vasconcellos
Bowen	Goldsmith	Mazzoni	Villaraigosa
Bowler	Hannigan	McPherson	Weggeland
Brewer	Harvey	Miller	Woods
Brulte	Hauser	Morrissey	Mr. Speaker
Burton	Hawkins	Napolitano	
Bustamante	Hoge	Olberg	

**NOES—None**

Bill ordered transmitted to the Senate.

**UNFINISHED BUSINESS (RESUMED)  
CONSIDERATION OF SENATE AMENDMENTS**

**ASSEMBLY BILL NO. 835 (Weggeland)**—An act to amend Section 40 of Chapter 308 of the Statutes of 1995, relating to educational technology, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

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

**Urgency Clause**

Urgency clause read, and adopted by the following vote:

**AYES—70**

Ackerman	Campbell	House	Olberg
Aguiar	Conroy	Isenberg	Poochigian
Alby	Cortese	Kaloogian	Rainey
Alpert	Cunneen	Katz	Richter
Archie-Hudson	Davis	Knight	Rogan
Baca	Ducheny	Knowles	Setencich
Baldwin	Escutia	Knox	Speier
Bates	Figueroa	Kuykendall	Sweeney
Battin	Firestone	Lee	Takasugi
Baugh	Friedman	Machado	Thompson
Boland	Frusetta	Margett	Tucker
Bordonaro	Gallegos	Martinez	Vasconcellos
Bowen	Goldsmith	Mazzoni	Villaraigosa
Bowler	Granlund	McDonald	Weggeland
Brewer	Hannigan	McPherson	Woods
Brulte	Harvey	Miller	Mr. Speaker
Burton	Hawkins	Morrissey	
Bustamante	Hoge	Napolitano	

**NOES—None**



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

**AYES—70**

Ackerman	Campbell	House	Olberg
Aguiar	Conroy	Isenberg	Poochigian
Alby	Cortese	Kaloogian	Rainey
Alpert	Cunneen	Katz	Richter
Archie-Hudson	Davis	Knight	Rogan
Baca	Ducheny	Knowles	Setencich
Baldwin	Escutia	Knox	Speier
Bates	Figueroa	Kuykendall	Sweeney
Battin	Firestone	Lee	Takasugi
Baugh	Friedman	Machado	Thompson
Boland	Frusetta	Margett	Tucker
Bordonaro	Gallegos	Martinez	Vasconcellos
Bowen	Goldsmith	Mazzoni	Villaraigosa
Bowler	Granlund	McDonald	Weggeland
Brewer	Hannigan	McPherson	Woods
Brulte	Harvey	Miller	Mr. Speaker
Burton	Hawkins	Morrissey	
Bustamante	Hoge	Napolitano	

**NOES—None**

Above bill ordered enrolled.

**REQUEST FOR UNANIMOUS CONSENT**

Assembly Member Katz and Speaker Pringle were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of legendary entertainer George Burns.

**CONSIDERATION OF DAILY FILE (RESUMED)****UNFINISHED BUSINESS (RESUMED)****MOTION TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 976 and 378 were continued until Thursday, March 14, 1996.

**MOTION TO ADJOURN**

At 11:50 a.m., Assembly Member Isenberg moved that the Assembly do now adjourn.

Assembly Member Olberg seconded the motion.

Motion carried.

**VOTE ADDS**

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

**Assembly Joint Resolution No. 56, Concurrence:** Cortese, Goldsmith, McDonald, Speier, Tucker, and Vasconcellos—Aye.

**Senate Bill No. 265:** Alpert—Aye; Rainey, Speier, Tucker, and Vasconcellos—No.

**Senate Bill No. 411 and Urgency:** Bowen, Cortese, Speier, and Tucker—Aye.

**Assembly Bill No. 835, Urgency and Concurrence:** Bowen, Cortese, McDonald, and Tucker—Aye.

**QUORUM CALL OF THE ASSEMBLY DISPENSED WITH**

At 11:55 a.m., Speaker pro Tempore Aguiar declared the quorum call of the Assembly dispensed with.

**TEMPORARY SUSPENSION OF THE RULES**

Unanimous consent was granted to Assembly Member Katz to temporarily suspend Assembly Rule 47 to allow coauthors to be added to an Assembly Concurrent Resolution (RN 90607258) based upon a list of signed coauthors submitted to the Assembly Desk.

**INTRODUCTION AND FIRST READING OF  
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

**ASSEMBLY BILL NO. 3474**—Committee on Environmental Safety and Toxic Materials (Richter (Chairman), Ackerman, Alby, Boland, Frusetta, Miller, Morrissey, and Rainey). An act to amend Section 25143.2 of the Health and Safety Code, relating to hazardous waste.

**ASSEMBLY BILL NO. 3475**—Committee on Environmental Safety and Toxic Materials (Richter (Chairman), Ackerman, Alby, Boland, Frusetta, Miller, Morrissey, and Rainey). An act to amend Sections 100850, 100855, 100860, and 100885 of, and to add Section 100837 to, the Health and Safety Code, relating to environmental laboratories.

**ASSEMBLY BILL NO. 3476**—Committee on Environmental Safety and Toxic Materials (Richter (Chairman), Ackerman, Alby, Boland, Frusetta, Miller, Morrissey, and Rainey). An act to amend Section 71000 of, and to add Part 1.5 (commencing with Section 71040) to Division 34 of, the Public Resources Code, relating to environmental protection.

**ASSEMBLY BILL NO. 3477**—Committee on Environmental Safety and Toxic Materials (Richter (Chairman), Ackerman, Alby, Boland, Frusetta, Miller, Morrissey, and Rainey). An act relating to environmental protection.

**RESOLUTIONS**

The following resolutions were offered:

**ASSEMBLY CONCURRENT RESOLUTION NO. 69**—Rainey. Relative to the Donald D. Doyle Highway.

**ASSEMBLY CONCURRENT RESOLUTION NO. 70**—Katz, Aguiar, Alpert, Archie-Hudson, Baca, Baldwin, Bates, Battin, Bowen, Bowler, Brown, Burton, Bustamante, Caldera, Campbell, Cannella, Conroy, Cortese, Cunneen, Davis, Ducheny, Escutia, Figueroa, Friedman, Frusetta, Gallegos, Granlund, Hannigan, Harvey, Hauser, Hawkins, Isenberg, Kaloogian, Knox, Kuehl, Kuykendall, Lee, Machado, Margett, Martinez, Mazzoni, McDonald, Kevin Murray, Willard Murray, Napolitano, Olberg, Pringle, Rainey, Richter, Rogan, Sher, Speier, Sweeney, Takasugi, Vasconcellos, Villaraigosa, and Woods. (Senators Alquist, Beverly, Costa, Dills, Hayden, Hughes, Johnston, Killea, Kopp, Leonard, Lockyer, Marks, O'Connell, Petris, Polanco, Rogers, Solis, Watson, and Rosenthal, coauthors). Relative to California Holocaust Memorial Week.

**AUTHOR'S AMENDMENTS**

**Committee on Consumer Protection, Governmental Efficiency  
and Economic Development**

March 11, 1996

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Assembly Bill No. 2160

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

MORRISSEY, Chairman

**ASSEMBLY BILL NO. 2160**—An act to amend Section 1722 of the Business and Professions Code, to amend Section 2204 of the Corporations Code, to amend Section 40054 of the Financial Code, to amend Sections 6006, 6988, 14971, 27574, 29028, 40576, 41008, 41867 and 52885 of the Food and Agricultural Code, to amend Sections 3541, 8164.1, 8870.4, 11101, 13332.07, 13943.2, 14613.05, 15865, 15866, 16304.6a, 16475, 16486, 16487, 21155, and 29874 of, and to repeal Sections 13450 and 13450.1 of, the Government Code, to amend Section 685.3 of the Insurance Code, to amend Section 3352 of the Labor Code, to amend Section 322 of the Military and Veterans Code, to amend Section 10302 of the Public Contract Code, to amend Sections 5008.4 and 6217 of the Public Resources Code, to amend Sections 9154, 30179, 30366, 32405, 43455, 45655, and 50142.1 of the Revenue and Taxation Code, and to amend Sections 1011, 1077, 4121, 4310, and 4490 of the Welfare and Institutions Code, relating to state expenditures.

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

**AUTHOR'S AMENDMENTS**  
**Committee on Public Safety**

March 11, 1996

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

Assembly Bill No. 2116

Assembly Bill No. 2140

Assembly Bill No. 2150

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

BOLAND, Chairwoman

**ASSEMBLY BILL NO. 2116**—An act to amend Section 1377 of the Penal Code, relating to criminal procedure.

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

**ASSEMBLY BILL NO. 2140**—An act to add Section 640.2 to the Penal Code, relating to crimes.

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

**ASSEMBLY BILL NO. 2150**—An act to amend Sections 2800.1, 2800.3, 13201, 14602, 22655.3, and 40000.7 of, and to repeal Section 2800.2 of, the Vehicle Code, relating to vehicles.

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

**AUTHOR'S AMENDMENTS**  
**Committee on Health**

March 11, 1996

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

Senate Bill No. 489

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

GRANLUND, Chairman

**SENATE BILL NO. 489**—An act to amend Section 38072 of the Health and Safety Code, relating to cancer.

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

**AUTHOR'S AMENDMENTS**  
**Committee on Health**

March 11, 1996

Mr. Speaker: The Chair of your Committee on Health reports:  
Senate Bill No. 890

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

GRANLUND, Chairman

**SENATE BILL NO. 890**—An act to amend Section 2220 of the Business and Professions Code, relating to medicine.

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

**REPORTS OF STANDING COMMITTEES**  
**Committee on Rules**

Date of Hearing: March 11, 1996

Mr. Speaker: Your Committee on Rules reports:  
Senate Concurrent Resolution No. 45

With amendments with the recommendation: Amend, and be adopted, as amended.

PRINGLE, Chairman

Above resolution ordered on file.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, March 11, 1996

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

Assembly Concurrent Resolution No. 55

And reports the same correctly enrolled, and presented to the Secretary of State on the 11th day of March, 1996, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

**MESSAGES FROM THE SENATE**

Senate Chamber, March 11, 1996

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

Senate Concurrent Resolution No. 48

JOHN W. ROVANE, Acting Secretary of the Senate

**FIRST READING OF SENATE BILLS**

The following resolution was read:

**SENATE CONCURRENT RESOLUTION NO. 48**—Relative to Unwed Teenage Pregnancy Prevention Month.

**INTRODUCTION OF GUESTS**

Assembly Member Brown, of the 7th Assembly District, introduced Beth Stuve, Cindy Richmire, and Betty Garcia who were accompanied by 26 students from Nueva Vista High School.

Assembly Member Battin, of the 80th Assembly District, introduced the following students from Holtville Middle School: Janell Holdridge, Deanna Tamayo, Cole Iten, Jose Ornelas, Michael Pierce, Anthony Fusi, and Jordan Taylor; accompanied by Mr. Randy Carson, Advisor, and Mrs. Chrys Diez, Chaperone.

**ADJOURNMENT**

At 3 p.m., pursuant to the motion by Assembly Member Isenberg, the Assembly adjourned until 7 a.m., Tuesday, March 12, 1996, out of respect to the memory of Frank M. Hallman, on motion of Assembly Member Rainey; out of respect to the memory of Maria Enciso, on motion of Assembly Member Baca; out of respect to the memory of Raymond "Ray" Lavigne, on motion of Assembly Member Isenberg; out of respect to the memory of George Burns, on motion of Assembly Member Katz and Speaker Pringle; and in honor of the birth of Samantha Caroline Barragan, on motion of Assembly Member Rogan.

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CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON MARCH 11, 1996**

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

<b>AB</b>	<b>RN</b>
2005	9607141
2033	9607414
2116	9607289
2140	9607018
2150	9606441
2160	9607125
2201	9606905

<b>SB</b>	<b>RN</b>
86	9607297
261	9607254
489	9606909
890	9607275