

CALIFORNIA LEGISLATURE

1995-96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, June 8, 1995

EIGHTY-EIGHTH SESSION DAY

ONE HUNDRED EIGHTY-SIXTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



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

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, June 8, 1995

The Assembly met at 8 a.m.

Hon. Joe Baca, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Walker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Miller 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 8:20 a.m., Speaker pro Tempore Baca declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—77:

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

PRAYER

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

At nightfall, dawn and noon, we sing to You, we bless You, we give thanks to You, and we beseech You, Lord and Master of all: Guide our prayers aright as our offering to You. Let not our hearts be led to wicked thoughts or words, but deliver us all from those who pursue our souls. For it is on You, Lord, that our eyes are fixed, and in You that we have our hope.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

CAUCUS ANNOUNCEMENTS

At 8:22 a.m., Speaker Allen was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 8:22 a.m., Speaker pro Tempore Baca declared the Assembly recessed.

REASSEMBLED

At 9:55 a.m., the Assembly reconvened.

Hon. Doris Allen, Speaker of the Assembly, presiding.

MOTION TO DISPENSE WITH READING OF THE JOURNAL

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

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 Escutia.

Because of illness in his family: Assembly Member Caldera.

COMMUNICATIONS

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

June 8, 1995

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that Assemblymember Marilyn Brewer will no longer serve on the Assembly Rules Committee.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

The following communication was presented by the Chief Clerk from:

Kathleen F. DaRosa, Initiative Coordinator, Department of Justice, Office of the Attorney General, transmitting copies of the title, summary, and text of the following proposed initiatives, pursuant to Section 9007, Elections Code:

**State Taxes. Vote Requirement.
Initiative Constitutional Amendment.**

Referred by the Speaker to the Committee on Revenue and Taxation.

REPORTS

The following reports were presented by the Chief Clerk:

**California's Annual Evaluation Report of
Traffic Safety Program Implementation
for the 1994 Federal Fiscal Year
(Pursuant to Chapter 5, Section 2905, Vehicle Code)**

Above transmitted report, together with letter of transmittal from Arthur L. Anderson, Director, Office of Traffic Safety, Sacramento, dated June 1, 1995, referred by the Speaker to the Committee on Transportation.

**1995 OAL Determination No. 5 (Docket No. 90-029)
(Pursuant to Government Code Section 11340.5)**

Above transmitted report, together with letter of transmittal from John D. Smith, Director, Office of Administrative Law, Sacramento, dated June 6, 1995, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

**Final Environmental Impact Report, State Water Project,
Coastal Branch, Phase II, and Mission Hills Extension—Addendum 5**

Above transmitted report, together with letter of transmittal from Kathlin R. Johnson, Chief, State Water Project Planning Branch, Division of Planning, Department of Water Resources, Sacramento, dated May 12, 1995, referred by the Speaker to the Committee on Water, Parks and Wildlife.

**Annual Report to the Legislature, Rotation Tow Program 1994
(Pursuant to Section 2424.5, Vehicle Code)**

Above transmitted report, together with letter of transmittal from M.J. Hannigan, Commissioner, Department of California Highway Patrol, Sacramento, dated June 2, 1995, referred by the Speaker to the Committee on Transportation.

**Annual Inspection of the State Water Project 1994
(Pursuant to Section 165, California Water Code)**

Above transmitted report, together with letter of transmittal from Raymond E. Barsch, Executive Officer, California Water Commission, Sacramento, dated May 31, 1995, referred by the Speaker to the Committee on Water, Parks and Wildlife.

**Consumer Protection: from Promise to Performance,
California Department of Consumer Affairs Annual Report 1993-94**

Above transmitted report, together with letter of transmittal from Marjorie M. Berte, Director, Department of Consumer Affairs, Sacramento, dated June 1, 1995, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 8, 1995

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

Assembly Joint Resolution No. 24

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

Assembly Chamber, June 8, 1995

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

Assembly Bill No. 540

Assembly Bill No. 782

Assembly Bill No. 780

Assembly Bill No. 784

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, June 8, 1995

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

Assembly Constitutional Amendment No. 9

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, June 8, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Assembly Bill No. 932.

BRETT GRANLUND

Above request ordered transmitted to the Committee on Rules.

REFERENCE OF BILLS TO COMMITTEE

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

Senate

Bill No.

Committee

9	-----	Pub. S.
18	-----	Budget
28	-----	W.,P. & W.
30	-----	Health
31	-----	Jud.
34	-----	Pub. S.
36	-----	Trans. and L. Gov.
58	-----	Ins.
60	-----	Jud.
75	-----	E.,R. & C.A.
100	-----	G.O.

112	-----	C.P.,G.E. & E.D.
118	-----	Pub. S.
120	-----	Ed.
127	-----	Health and L. Gov.
137	-----	C.P.,G.E. & E.D.
140	-----	Budget
152	-----	Ed.
162	-----	Jud.
163	-----	Nat. Res. and Trans.
165	-----	Pub. S.
166	-----	Pub. S.
174	-----	Nat. Res.
181	-----	Ed.
182	-----	Pub. S.
184	-----	U. & C.
187	-----	Pub. S.
188	-----	Ins.
197	-----	Jud.
201	-----	Hum. S.
207	-----	U. & C.
215	-----	Pub. S.
220	-----	Nat. Res.
239	-----	Pub. S.
273	-----	Nat. Res.
275	-----	Nat. Res.
278	-----	Hum. S.
282	-----	Pub. S.
285	-----	P.E.,R. & S.S.
291	-----	Ed.
292	-----	Ed.
297	-----	C.P.,G.E. & E.D.
306	-----	Ins.
316	-----	Health
335	-----	H. & C.D.
338	-----	C.P.,G.E. & E.D.
357	-----	Pub. S.
366	-----	L. Gov.
370	-----	Health
377	-----	P.E.,R. & S.S.
395	-----	Ins.
400	-----	Higher Ed.
424	-----	Ins.
425	-----	Ins.
437	-----	Nat. Res. and Trans.
449	-----	Ed.
450	-----	Higher Ed.
454	-----	Health
467	-----	C.P.,G.E. & E.D.
472	-----	Health
501	-----	Trans. and Nat. Res.
509	-----	Jud.
514	-----	Ed.
521	-----	Health
527	-----	Pub. S.

541	-----	P.E.,R. & S.S.
542	-----	Ins.
543	-----	Ed.
544	-----	P.E.,R. & S.S.
557	-----	Pub. S.
569	-----	Ed.
581	-----	E.,R. & C.A.
590	-----	Ins.
602	-----	L. Gov.
613	-----	P.E.,R. & S.S.
633	-----	Rev. & Tax.
648	-----	C.P.,G.E. & E.D.
649	-----	W.,P. & W.
651	-----	E.S. & T.M.
655	-----	Trans.
658	-----	Ins.
662	-----	Pub. S.
679	-----	C.P.,G.E. & E.D.
702	-----	Jud.
703	-----	Higher Ed.
708	-----	P.E.,R. & S.S.
716	-----	L. Gov. and Rev. & Tax.
718	-----	Rev. & Tax.
728	-----	Ins.
729	-----	Ed.
730	-----	Jud.
732	-----	Hum. S.
736	-----	L. Gov. and Trans.
738	-----	L. Gov. and Trans.
740	-----	B. & F.
747	-----	P.E.,R. & S.S.
750	-----	L. Gov.
752	-----	E.,R. & C.A.
763	-----	Ed. and L. Gov
765	-----	Ed.
769	-----	Pub. S.
770	-----	Ed.
788	-----	Budget
793	-----	Ed.
805	-----	L. Gov.
821	-----	Rev. & Tax.
823	-----	Ed.
824	-----	Pub. S.
833	-----	Trans.
835	-----	Health
836	-----	Nat. Res. and Trans.
856	-----	Pub. S.
877	-----	Rev. & Tax. and Trans.
879	-----	Ins.
887	-----	Rev. & Tax.
889	-----	Health
896	-----	Nat. Res.
899	-----	Trans.
902	-----	L. Gov. and Trans.

908	-----	L. Gov.
924	-----	Jud.
935	-----	Pub. S. and P.E.,R. & S.S.
936	-----	L. Gov.
937	-----	Ed.
941	-----	Health
944	-----	Ed.
948	-----	Health
958	-----	Ed.
962	-----	Nat. Res. and L. Gov.
965	-----	Hum. S.
966	-----	Ed.
967	-----	Ed.
969	-----	Hum. S.
970	-----	L. & E.
971	-----	Hum. S.
972	-----	Ed.
973	-----	Hum. S.
982	-----	Jud.
986	-----	E.,R. & C.A.
988	-----	Health
990	-----	Health
991	-----	Rev. & Tax.
994	-----	Jud.
1006	-----	Ed.
1007	-----	Ed.
1015	-----	H. & C.D.
1019	-----	Ed.
1024	-----	L. Gov. and Pub. S.
1043	-----	Ed.
1047	-----	Agri.
1049	-----	L. & E.
1051	-----	Ins.
1053	-----	Ins.
1054	-----	Ed.
1055	-----	Jud.
1059	-----	G.O. and Pub. S.
1065	-----	Nat. Res.
1069	-----	Pub. S.
1074	-----	Higher Ed. and Ed.
1087	-----	Ins.
1088	-----	C.P., G.E. & E.D.
1091	-----	Ins.
1107	-----	E.S. & T. M.
1109	-----	H. & C.D.
1110	-----	Hum. S.
1112	-----	L. & E.
1120	-----	W.,P. & W.
1139	-----	U. & C.
1141	-----	U. & C.
1142	-----	U. & C.
1143	-----	Pub. S.
1147	-----	Health
1148	-----	Jud.

1152	-----	Trans.
1155	-----	Nat. Res.
1158	-----	Rev. & Tax.
1161	-----	Pub. S.
1169	-----	Health
1170	-----	Ed.
1176	-----	W.,P. & W.
1177	-----	W.,P. & W.
1179	-----	Ins.
1180	-----	Nat. Res.
1184	-----	Ed.
1185	-----	Ed.
1187	-----	Nat. Res.
1189	-----	Higher Ed.
1191	-----	E.S. & T.M.
1193	-----	Health
1194	-----	Health
1195	-----	Pub. S.
1198	-----	Trans.
1221	-----	Pub. S.
1228	-----	Ins. and Pub. S.
1230	-----	Pub. S.
1233	-----	Ed.
1245	-----	Pub. S.
1257	-----	H. & C.D.
1262	-----	Hum. S.
1264	-----	W.,P. & W.
1268	-----	Nat. Res.
1277	-----	C.P.,G.E. & E.D.
1283	-----	Nat. Res.
1284	-----	Jud.
1290	-----	Health
1291	-----	E.S. & T.M.
1302	-----	Trans. and Nat. Res.
1307	-----	E.S. & T.M.
1313	-----	E.,R. & C.A.
1315	-----	Jud.
1319	-----	E.S. & T.M.
1322	-----	Jud.
1328	-----	Ins.
1360	-----	Health

AUTHOR'S AMENDMENTS
Committee on Human Services

June 8, 1995

Mme. Speaker: The Chair of your Committee on Human Services reports:
Assembly Bill No. 932

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

GRANLUND, Chairman

ASSEMBLY BILL NO. 932—An act to amend Section 4505 of the Family Code, and to add Article 10 (commencing with Section 11600) to Chapter 2 of Part 3 of Division 9 of the Welfare and Institutions Code, relating to aid to families with dependent children, 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 8, 1995

Mme. Speaker: The Chair of your Committee on Agriculture reports:
Senate Bill No. 688

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

HARVEY, Chairman

SENATE BILL NO. 688—An act to amend Sections 26569.22 and 26569.30 of the Health and Safety Code, relating to agricultural commodities, 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

June 8, 1995

Mme. Speaker: The Chair of your Committee on Budget reports:
Assembly Bill No. 820

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

VASCONCELLOS, Chairman

ASSEMBLY BILL NO. 820—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 Consumer Protection, Governmental Efficiency
and Economic Development

June 8, 1995

Mme. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:
Senate Bill No. 888

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

SPEIER, Chairwoman

SENATE BILL NO. 888—An act to amend Sections 9403, 9404, 9405, and 9406 of the Commercial Code, and to amend Sections 12184, 12207, and 12216 of the Government Code, relating to 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.

AUTHOR'S AMENDMENTS
Committee on Utilities and Commerce

June 8, 1995

Mme. Speaker: The Chair of your Committee on Utilities and Commerce reports:
Senate Bill No. 664

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

CONROY, Chairman

SENATE BILL NO. 664—An act to amend Sections 2884.2 and 2884.6 of, and to add Section 2889.2 to, the Public Utilities Code, relating to telephones, 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

June 8, 1995

Mme. Speaker: The Chair of your Committee on Budget reports:
Assembly Bill No. 861

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

VASCONCELLOS, Chairman

ASSEMBLY BILL NO. 861—An act to add Sections 16367, 16367.1, 16367.2, 16367.3, and 16367.4, to, and to repeal Section 16366.7 of, the Government Code, relating to federal block grant funds, and declaring the urgency thereof, to take effect immediately.

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

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

June 8, 1995

Mme. Speaker: The Chair of your Committee on Revenue and Taxation reports:
Assembly Bill No. 194
Assembly Bill No. 703

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

MCDONALD, Chairwoman

ASSEMBLY BILL NO. 194—An act to amend Section 1656.1 of the Civil Code, and to amend Sections 6006, 6011, 6012, 6051, 6051.2, 6051.3, 6051.4, 6072, 6201, 6201.2, 6201.3, 6201.4, 7202, 7203, 7205, 7208, 7261, 7262, 7263, 17041, 17054, 17062, 23151, 23153, 23455, and 23802 of, and to add Sections 6016.7, 6051.5, and 6201.5 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

ASSEMBLY BILL NO. 703—An act to amend Sections 17053.49, 23649, and 24449 of, and to add Sections 17052.8, 17682, 23604, and 24832 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 Higher Education

June 8, 1995

Mme. Speaker: The Chair of your Committee on Higher Education reports:
Senate Bill No. 179

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

ARCHIE-HUDSON, Chairwoman

SENATE BILL NO. 179—An act 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 8, 1995

The Committee on Health reports:
Senate Bill No. 422

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

ALLEN, Chairwoman

SENATE BILL NO. 422—An act to add Section 1797.195 to the Health and Safety Code, relating to emergency medical 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 Banking and Finance

June 8, 1995

Mme. Speaker: The Chair of your Committee on Banking and Finance reports:
Senate Bill No. 946

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

WEGGELAND, Chairman

SENATE BILL NO. 946—An act to amend Sections 10145 and 10232 of the Business and Professions Code, to amend and repeal Section 2955 of the Civil Code, to amend Sections 50120, 50122, 50130, 50201, 50202, 50203, 50204, 50205, 50320, and 50401, of, to add Section 50128 to, and to repeal and add Section 50504 of, the Financial Code, relating to lending.

Bill read second time; author's amendments, 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 8, 1995

Mme. Speaker: The Chair of your Committee on Public Safety reports:
Senate Bill No. 1096

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

BOLAND, Chairwoman

SENATE BILL NO. 1096—An act to amend Section 2002 of the Penal Code, relating to prisons.

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

AUTHOR'S AMENDMENTS

Committee on Revenue and Taxation

June 8, 1995

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

Assembly Constitutional Amendment No. 29

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

McDONALD, Chairwoman

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 29—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by repealing and adding Article XIII thereof, relating to taxation.

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

REPORTS OF STANDING COMMITTEES

Committee on Public Safety

Date of Hearing: June 6, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 23

Senate Bill No. 591

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

BOLAND, Chairwoman

Above bills ordered to second reading.

Committee on Housing and Community Development

Date of Hearing: June 7, 1995

Mme. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No. 110

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.

HAUSER, Chairman

Above bill ordered to second reading.

Committee on Rules

Date of Hearing: June 8, 1995

The Committee on Rules reports:

Assembly Joint Resolution No. 33

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.

ALLEN, Chairwoman

Above resolution ordered on file.

REQUEST FOR UNANIMOUS CONSENT

Speaker Allen was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

SELECT COMMITTEE ON ESCORT APPOINTED

Speaker Allen appointed Assembly Members Brulte, Goldsmith, Alby, and Setencich as a Select Committee on Escort to escort Assembly Member Bob Margett and his family to the Rostrum.

INTRODUCTION OF MRS. MARGETT

Speaker Allen introduced Mrs. Beverly Margett, wife of Assembly Member Bob Margett to the Members of the Assembly.

PRESENTATION OF ASSEMBLY MEMBER MARGETT

Speaker Allen then presented the Honorable Bob Margett, Assembly Member from the 59th Assembly District.

Assembly Member Margett introduced his wife Beverly Margett; his son and daughter-in-law Jeff and Karen Margett; his daughter and son-in-law Steve and Melinda Perkins; his sons Kenneth Margett, Phillip Margett, and Dennis Margett; and his grandson Eric Margett. Assembly Member Margett also acknowledged numerous friends and guests seated in the Assembly gallery, whereupon he addressed the assemblage.

ASSEMBLY MEMBER MARGETT ESCORTED TO DESK

The Select Committee on Escort then escorted Assembly Member Bob Margett to his desk.

ANNOUNCEMENT

Speaker Allen announced that a reception in Assembly Member Margett's honor would be held in the Speaker's Conference Room, upon adjournment of Floor session.

RECESS

By unanimous consent, at 10:05 a.m., Speaker Allen declared the Assembly recessed.

REASSEMBLED

At 10:07 a.m., the Assembly reconvened.
Hon. Doris Allen, Speaker of the Assembly, presiding.

CONGRATULATIONS TO ASSEMBLY MEMBER MARTHA ESCUTIA

Speaker Emeritus Brown was joined by the Members of the Assembly in extending congratulations to Assembly Member Martha Escutia and her husband Leo Briones upon the birth of their son, Andres Daniel Briones, (9 lbs, 11 oz) born on Wednesday, June 7, 1995, at 10:11 p.m., and was granted unanimous consent that when the Assembly adjourns on this day it do so in honor of the birth of Andres Daniel Briones.

**NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1179
FROM COMMITTEE**

Pursuant to the provisions of Assembly Rule 96, Assembly Member Bordonaro gave notice that he would move to withdraw Assembly Bill No. 1179 from the Committee on Appropriations.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member House was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Rolline Stoetzel, of Madera.

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 Rose Filice, of Hollister.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 53, on request of Assembly Member Willard Murray.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Weggeland was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Col. Edward Butler, of Riverside.

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 James Neil Logue, Jr., of Hayward.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 1544, on request of Assembly Member Hannigan.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Harvey was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Annie C. Abrams, of Bakersfield.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 111, on request of Assembly Member Vasconcellos.

CONSIDERATION OF DAILY FILE**UNFINISHED BUSINESS****MOTIONS TO WITHDRAW BILLS FROM COMMITTEE CONTINUED**

Unanimous consent was granted that the motion to withdraw Assembly Bill No. 109 from the Committee on Public Safety; Assembly Bill No. 184 from the Committee on Local Government; Assembly Bills Nos. 1862, 1423, and 1601 from the Committee on Judiciary; and Assembly Bill No. 1766 from the Committee on Revenue and Taxation be continued until the next legislative day.

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

ASSEMBLY BILL NO. 188—An act to add and repeal Sections 17053.26 and 23636 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 538—An act to add Sections 17053.81 and 23622.3 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 694—An act to add Section 6358.3 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 773—An act to add and repeal Sections 17053.21, 17053.22, 23631, and 23632 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1505—An act relating to forest resources, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1622—An act to add Section 24327 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1624—An act to amend Section 18526 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1666—An act to amend Section 6359 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1671—An act to amend Section 24358 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1668—An act to amend Sections 506 and 5151 of the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1855—An act to amend Section 39616 of, and to add Section 42300.3 to, the Health and Safety Code, relating to air pollution.

Bill read second time, and ordered to Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 491—An act to amend Section 11056 of the Health and Safety Code, relating to controlled substances.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1092—An act to amend Section 827 of the Welfare and Institutions Code, relating to minors, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1214—An act to amend Section 633.1 of the Penal Code, relating to airport law enforcement officers.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 133—An act to amend Sections 1001.15 and 1001.16 of the Penal Code, relating to diversion fees.

~~Bill read second time, and ordered to third reading.~~

(NOTE: On June 14, 1995, the action was rescinded whereby Senate Bill No. 133 was read a second time and ordered to third reading. See page 2096.)

SENATE BILL NO. 517—An act to amend Sections 1298, 1305.2, and 1306 of the Penal Code, relating to crimes.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1094—An act to amend Section 2933.1 of the Penal Code, relating to sentencing.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 901—An act to add Part 2.10 (commencing with Section 10910) to Division 6 of the Water Code, relating to water.

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. 222—An act to amend Sections 16003, 16012, 16040, 16200, and 16401 of, to add Article 2.5 (commencing with Section 16045) to Chapter 1 of Part 4 of Division 9 of, and to repeal Sections 16008, 16042, and 16223 of, the Probate Code, relating to trusts.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 975—An act to amend Sections 35, 2902, 3518, 17511.12, 17539.5, 19601, 19602, 21672, 23958.4, 24200, 25503.15, and 25600 of, and to amend and renumber Sections 17440.34 and 17540.59 of, the Business and Professions Code, to amend Sections 714, 1803.2, 2955, and 3427.2 of the Civil Code, to amend Sections 2607 and 2714 of the Commercial Code, to amend Sections 8092, 10553, 14004.5, 14505, 22218.5, 41401, 41601, 41841.6, 44253.10, 49422, 52321, 56440, and 69619.1 of, to add Section 47715 to, and to repeal Section 42238.15 of, the Education Code, to add a heading to the Elections Code, to amend Sections 3042 and 7574 of the Family Code, to amend Sections 19315 and 38861 of, and to amend and renumber Section 41865.6 of, the Food and Agricultural Code, to amend Sections 825.6, 7514.1, 8589.7, 8670.3, 9020, 20523, 51015.05, 54776, 54783, 56375, 57092, 65089, 67931, 70141.11, and 93104, of, to amend and renumber Sections 6524 and 15364.6.1 of, and to repeal the heading of Article 6 (commencing with Section 14710) of Chapter 2 of Part 5.5 of Division 3 of Title 2 of, the Government Code, to amend Sections 1795.12, 13220, 17060.2, 25200.1.5, 25200.12, 25396, 25501.2, 25501.4, 33320.7, 33492.82, 33492.86, 33492.87, 33492.94, 33502, 40100.7, 40152.5, 40440.2, 40701.5, 40709.6, 43213, 43645, 43655, 43701, 43702, 44001.5, 44017.5, 44036.8, 44070, 44093, and 52020 of, to amend and renumber 33492.70, 33492.71, and 33492.73 of, to add the heading of Article 2 (commencing with Section 33492.50) to Chapter 4.5 of Part 1 of Division 24 of, and to repeal the heading of Article 4 (commencing with Section 33492.70) of Chapter 4.5 of Part 1 of Division 24 of, the Health and Safety Code, to amend Sections 11512.186, 11753.1, and 12121 of, and to amend and renumber Sections 12110, 12120, 12121, 12122, 12123, and 12124 of, the Insurance Code, to amend Sections 1295, 1296, 2350, 4800.5, 6396, and 6404.5 of the Labor Code, to amend Sections 986.1, 996.979, 996.993, 997.009, 998.009, 998.029, 998.049, and 998.060 of the Military and Veterans Code, to amend Sections 290, 290.3, 626.85, 647, 1122.5, 1203.45, 1270.1, 2933.6, 4011.2, 5025, 12071, and 12078 of, to amend and renumber Sections 446.9 and 6531 of, to repeal and amend Section 396 of, and to repeal the heading of Chapter 7 (commencing with Section 225) of Title 8 of Part 1 of, the Penal Code, to amend Section 4800 of the Probate Code, to amend Sections 10115.15 and 12225 of the Public Contract Code, to amend Sections 4662, 5600, 21080.04, 25501, and 42202 of, and to amend and renumber the heading of Chapter 3.5 (commencing with Section 5600) of Division 5 of, the Public Resources Code, to amend Sections 2883, 4451, 4460, 21670.1, 100060, and 100060.2 of, and to amend and renumber Section 2882.5 of, the Public Utilities Code, to amend Sections 97.3, 171, 6363.6, 6377, 10878, 17052.18, 17053.49, 19132, 23610.5, 23617.5, 24672, 42000, and 42003 of the Revenue and Taxation Code, to amend Sections 164.56 and 5024 of the Streets and Highways Code, to amend Sections 676.5, 1808.6, 5101.8, 5301, 6162, 6700.2, 14601, 14601.1, 14601.3, 16457, and 25278 of the Vehicle Code, to amend Section 71881 of the Water Code, to amend Sections 317.6, 353.1, 11450.10, 14111.5, 15640, and 16576 of, and to add the heading of Article 5 (commencing with Section 14680) to Chapter 8.8 of Part 3 of Division 9 of, the Welfare and Institutions Code, and to amend Section 6 of Chapter 199, Section 3 of Chapter 1140, and Section 19 of Chapter 1167, of the Statutes of 1994, relating to maintenance of the codes.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 51—An act to amend Section 1036 of the Code of Civil Procedure, relating to inverse condemnation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 391—An act to amend Section 12927 of the Government Code, relating to housing.

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. 119—An act relating to adult education, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 12—An act to amend Section 69535 of the Education Code, relating to postsecondary education, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 42—An act to amend Sections 101, 128.5, 130, 149, 205, 800, 4800, 4806, 4809.6, 4826, 4827, 4828, 4830, 4832, 4833, 4836, 4836.5, 4837, 4839, 4840, 4840.2, 4840.5, 4840.6, 4840.7, 4840.9, 4841, 4841.5, 4842, 4842.2, 4843, 4848, 4860, 4875, 4875.6, 4883, 4903, 4904, 4905, and 4910 of, to amend the heading of Article 2.5 (commencing with Section 4832) of Chapter 11 of Division 2 of, to add Sections 4810, 4811, and 4825.1 to, the Business and Professions Code, to amend Section 13401 of the Corporations Code, and to amend Sections 11501, 24003, and 26509 of the Government Code, relating to veterinary medicine, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 253—An act to amend Section 34501.2 of the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 423—An act to amend Section 1201.6 of the Harbors and Navigation Code, relating to pilotage, and making an appropriation therefor.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 300—An act to amend Sections 1365 and 1368 of the Civil Code, relating to common interest developments.

Bill read second time, amendments proposed by the Committee on Housing and Community Development read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed on the Consent Calendar.

SENATE BILL NO. 1173—An act to amend Sections 5 and 6 of the County Water Authority Act (Chapter 545 of the Statutes of 1943), relating to water.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1250—An act to amend Section 21670.1 of the Public Utilities Code, relating to airports, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 481—An act to amend Section 1441 of the Code of Civil Procedure, and to amend Section 50050 of the Government Code, relating to escheat.

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 on the Consent Calendar.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 8, 1995

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

Assembly Bill No. 694

Assembly Bill No. 1666

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

MOTION TO ADJOURN

At 10:12 a.m., Assembly Member Brulte moved that the Assembly do now adjourn.

Assembly Member Hannigan seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 10:13 a.m., Speaker Allen declared the quorum call of the Assembly dispensed with.

SPECIAL COMMITTEE MEETINGS

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

Joint Hearing of Senate Committee on Energy, Utilities, and Communications and Assembly Committee on Utilities and Commerce, on June 13, 1995, at 9 a.m.

MESSAGES FROM THE SENATE

Senate Chamber, June 8, 1995

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

Assembly Bill No. 283

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered enrolled.

Senate Chamber, June 8, 1995

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

Senate Bill No. 325

Senate Bill No. 410

Senate Bill No. 498

Senate Bill No. 753

Senate Bill No. 760

Senate Bill No. 1242

Senate Bill No. 1285

Senate Bill No. 1325

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, June 8, 1995

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

Senate Joint Resolution No. 25

RICK ROLLENS, 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. 325—An act to add Section 11713.15 to the Vehicle Code, relating to vehicles.**SENATE BILL NO. 410**—An act to add Section 11011.22 to the Government Code, and to add Sections 4474.1, 4787, and 4847 to, the Welfare and Institutions Code, relating to developmental disabilities.

SENATE BILL NO. 498—An act to amend Sections 44015, 44017, 44017.3, 44020, 44040, 44051, 44056, 44060, and 44062.1 of, and to add Section 44015.3 to, the Health and Safety Code, relating to air pollution, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 753—An act to add Section 85308 to the Government Code, relating to the Political Reform Act of 1974.

SENATE BILL NO. 760—An act to amend Section 17 of, to add Section 3057.3 to, and to add Article 2 (commencing with Section 1171) to Chapter 4.5 of Title 7 of Part 2 of, the Penal Code, to amend Section 7102 of the Revenue and Taxation Code, and to add Section 1736.5 to the Welfare and Institutions Code, relating to corrections, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1242—An act relating to gang and drug reduction.

SENATE BILL NO. 1285—An act to add Chapter 6.96 (commencing with Section 25548) to Division 20 of the Health and Safety Code, relating to hazardous materials.

SENATE BILL NO. 1325—An act to amend Section 12927 of the Government Code, relating to housing, and declaring the urgency thereof, to take effect immediately.

The following resolution was read:

SENATE JOINT RESOLUTION NO. 25—Relative to offshore oil and gas leasing.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Brulte, the Assembly adjourned until 10:30 a.m., Monday, June 12, 1995, in honor of the birth of Andres Daniel Briones, on motion of Speaker Emeritus Brown; out of respect to the memory of Rolline Stoetzel, on motion of Assembly Member House; out of respect to the memory of Rose Filice, on motion of Assembly Member Frusetta; out of respect to the memory of Col. Edward Butler, on motion of Assembly Member Weggeland; out of respect to the memory of James Neil Logue, Jr., on motion of Assembly Member Sweeney; and out of respect to the memory of Annie C. Abrams on motion of Assembly Member Harvey.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 8, 1995

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

Assembly Bills

194
703
820
861
932

Assembly Constitutional Amendment

29

Senate Bills

179
300
391
422
481
664
688
888
901
946
1096