

CALIFORNIA LEGISLATURE
1995-96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, August 23, 1995

**ONE HUNDRED TWENTY-NINTH SESSION DAY
TWO HUNDRED SIXTY-SECOND CALENDAR DAY**

AT SACRAMENTO, CALIFORNIA



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

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, August 23, 1995

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—76:

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

Quorum present.

At 2:55 p.m., Hon. Jim Morrissey, 69th District, presiding

REGULAR BUSINESS DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

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

On legislative business: Assembly Members Miller and Morrow.

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

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

August 23, 1995

*The Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Madam Speaker: I would appreciate being excused from Check-In Session on legislative business on Wednesday, August 23, 1995.

Thank you for your consideration on this matter.

Sincerely,

**BILL MORROW, Assembly Member
Seventy-third District**

(NOTE: For letter explaining the absence of Assembly Member Miller on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for Tuesday, August 22, 1995.)

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

August 18, 1995

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

Dear Dotson: Please be advised that the following Assemblymembers will no longer temporarily serve on the indicated committees in place of Assemblymember Martha Escutia:

- Valerie Brown, Assembly Budget Committee
Assembly Budget Subcommittee #1
on Health and Human Services
- Assembly Budget Subcommittee #4
on State Administration
- Mike Machado, Assembly Health Committee
- Susan Davis, Assembly Rules Committee
Joint Committee on Rules

Sincerely,

**WILLIE L. BROWN, JR.
Minority Floor Leader**

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 23, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 654

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, August 23, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bill No. 678.

DIANE MARTINEZ

Above request ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS
Committee on Transportation

August 23, 1995

Mme. Speaker: The Chair of your Committee on Transportation reports:
Senate Bill No. 163

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

KATZ, Chairman

SENATE BILL NO. 163—An act to add and repeal Chapter 1.5 (commencing with Section 43025) of Part 5 of Division 26 of, and to repeal and add Section 43021 of, the Health and Safety Code, relating to air pollution.

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

AUTHOR'S AMENDMENTS
Committee on Transportation

August 23, 1995

Mme. Speaker: The Chair of your Committee on Transportation reports:
Senate Bill No. 388

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

KATZ, Chairman

SENATE BILL NO. 388—An act to add Article 2.5 (commencing with Section 14020) to Chapter 1 of Part 5 of Division 3 of Title 2 of the Government Code, relating to transportation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

AUTHOR'S AMENDMENTS
Committee on Governmental Organization

August 23, 1995

Mme. Speaker: The Chair of your Committee on Governmental Organization reports:

Assembly Bill No. 294

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

TUCKER, Chairman

ASSEMBLY BILL NO. 294—An act to amend Section 326.5 of the Penal Code, relating to bingo.

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

REPORTS OF STANDING COMMITTEES**Committee on Environmental Safety and Toxic Materials**

Date of Hearing: August 21, 1995

Mme. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 800
Senate Bill No. 1107
Senate Bill No. 1307

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

RICHTER, Chairman

Above bills ordered to second reading.

Date of Hearing: August 21, 1995

Mme. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 845

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: to Consent Calendar.

RICHTER, Chairman

Above bill ordered to second reading.

Committee on Transportation

August 11, 1995

Mme. Speaker: Your Committee on Transportation reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 498

KATZ, Chairman

Above bill ordered filed with the Chief Clerk.

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

SENATE BILL NO. 1222—An act to amend Sections 25117, 25141, 25141.5, 25160, 25174, 25174.1, 25174.2, 25174.6, 25200.3, 25200.14, 25205.7, and 25205.22 of, to add Sections 25200.15 and 25200.18 to, to repeal Sections 25155.5, 25155.6, 25155.7, and 25174.9 of, and to repeal and add Article 7.7 (commencing with Section 25179.1) of Chapter 6.5 of Division 20 of, the Health and Safety Code, and to amend Section 43151 of the Revenue and Taxation Code, relating to hazardous waste.

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

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as Committees on Conference concerning

Senate Bill No. 266: Aguiar, Knowles, and McDonald;
Senate Bill No. 756: Katz, Rainey, and Richter.

SPECIAL COMMITTEE MEETINGS

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

Banking and Finance, on August 31, 1995, in the Tom Bane Rules Committee Room, upon adjournment of Floor session;

Elections, Reapportionment and Constitutional Amendments, on August 28, 1995, in the Tom Bane Rules Committee Room, upon adjournment of Floor session.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 9 a.m., Thursday, August 24, 1995.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON AUGUST 23, 1995**

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

Assembly Bill

294

Senate Bills

163

388

1222