

CALIFORNIA LEGISLATURE

1997-98 REGULAR SESSION

ASSEMBLY JOURNAL

RECESS JOURNAL NO. 20

INTERIM RECESS

Assembly Chamber, Sacramento
Tuesday, December 2, 1997

Pursuant to the provisions of Joint Rule 59, the following Assembly Journal for the 1997-98 Regular Session was printed while the Assembly was in Interim Recess:

COMMUNICATIONS

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

December 1, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am removing Assemblymember Wally Knox from the Assembly Public Employees, Retirement and Social Security Committee and am appointing Assemblymember Mike Honda to replace him. I also am appointing Assemblymember Honda as Chair of the committee.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

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

Explanation of Vote—Senate Bill No. 291

December 2, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: Under the provisions of Rule 104, I request the following statement be entered into the Assembly Journal.

On September 9, 1997, I voted for SB 291. I was unaware the bill appropriated payment to plaintiff's attorneys in the misguided decision of *American Academy of Pediatrics et al. vs. Daniel E. Lungren*. I wish to go on record that I would never have knowingly supported this payment.

Sincerely,

BERNIE RICHTER, Assembly Member
 Third District

The following proposed initiatives were received by the Chief Clerk from:

Rosemary R. Calderon, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, transmitting copies of the title, summary, and text of the following proposed initiatives pursuant to Elections Code, Section 9007:

Taxes. Enforcement. Limitations. Initiative Statute.

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

Arms and Ammunition. Unrestricted Personal Possession and Use. Initiative Constitutional Amendment.

Referred by the Speaker to the Committee on Public Safety.

Elections. Term Limits Declarations for Congressional Candidates. Initiative Statute.

Referred by the Speaker to the Committee on Elections, Reapportionment and Constitutional Amendments.

Elimination of Fluoridation from Public Water Systems. Initiative Statute.

Referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

Prohibition on Slaughter of Horses and Sale of Horsemeat for Human Consumption. Initiative Statute.

Referred by the Speaker to the Committee on Agriculture.

The following letters of transmittal were presented by the Speaker, and ordered printed in the Journal:

California State Auditor

97500

November 12, 1997

*The Honorable Speaker of the Assembly
The Honorable Members of the Assembly
of the Legislature of California
State Capitol, Room 3196
Sacramento, California*

Members of the Assembly: The Bureau of State Audits presents its audit report concerning the California community colleges titled "California Community Colleges: While the Chancellor's Office Has Improved Its Administration of the Economic Development Program, It Has Failed To Fully Address All State Auditor Recommendations." This audit was performed as a follow-up to our January 1996 audit. We reviewed the actions taken by the Chancellor's Office and the Department of Education (department) in response to the recommendations we made in our January 1996 report.

This report concludes that the Chancellor's Office has significantly improved in awarding new grants competitively, has improved its monitoring efforts to ensure that community colleges submit all required reports, and is reviewing the reports it receives. In addition, it imposed stricter subcontracting requirements. However, according to its current plan, the Chancellor's Office will have delayed the use of a competitive process to award seven grants for continuing program initiatives by one year and will allow nine grants to be awarded noncompetitively for periods up to nine years. In addition, according to the Chancellor's Office, because of staffing limits, it cannot implement our recommendation to perform periodic site visits to monitor grantees. As a result, the Chancellor's Office cannot ensure that community colleges report accurate expenditures supported by their accounting records, provide sufficient matching funds as required, or comply with other grant requirements.

Both the Chancellor's Office and the department disagree with our 1996 recommendation to determine the reasonableness of the payment the Chancellor's Office and the department made to a contractor for the preparation of a Needs Assessment and the State Plan for Vocational Education and have not taken the action we requested. Finally, the Chancellor's Office has not addressed other state auditor's recommendations, while the department is making progress at implementation.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Higher Education.

California State Auditor

96042

November 13, 1997

*The Honorable Speaker of the Assembly
The Honorable Members of the Assembly
of the Legislature of California
State Capitol, Room 3196
Sacramento, California*

Members of the Assembly: As required by the California Health and Safety Code, Section 104145(g) (1), the Bureau of State Audits presents its audit report concerning the University of California's administration of the Breast Cancer Research Program (program). This report concludes that, overall, the program's grant awards process is equitable. However, we found that some procedures should be improved. For example, the program does not require signed conflict-of-interest statements from its reviewers, does not have clearly defined procedures for processing its "wild card" grants, and did not consistently enforce its policy on the responsiveness of grant applications. Further, authority over its appeals process rests with one individual, who is not independent of the decision to approve funding originally. However, the program has improved its administration of its travel and entertainment expenses since our audit in April 1996.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Higher Education.

The following communication was presented by the Chief Clerk from:

Walter Vaughn, Acting Executive Officer, California State Personnel Board, Sacramento, dated November 6, 1997, relative to 90-day advance notification of demonstration project relating to alternative classification, examination, and selection program for employees of the Legislative Data Center. Referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk