

CALIFORNIA LEGISLATURE
1999-2000 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, January 4, 2000

**ONE HUNDRED SIXTEENTH SESSION DAY
THREE HUNDRED NINETY-FOURTH 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
Tuesday, January 4, 2000

The Assembly met at 7 a.m.

Hon. Tom McClintock, Assembly Member, 38th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The following were placed upon the morning roll call—75:

Aanestad	Dickerson	Leonard	Runner
Ackerman	Ducheny	Longville	Scott
Alquist	Dutra	Lowenthal	Shelley
Aroner	Firebaugh	Machado	Soto
Ashburn	Florez	Maddox	Steinberg
Baldwin	Floyd	Maldonado	Strickland
Battin	Frusetta	Margett	Strom-Martin
Baugh	Gallegos	Mazzoni	Thompson
Brewer	Granlund	McClintock	Thomson
Briggs	Havice	Migden	Torlakson
Calderon	Hertzberg	Nakano	Washington
Cardenas	Honda	Olberg	Wayne
Cardoza	House	Oller	Wesson
Cedillo	Jackson	Pacheco, Robert	Wiggins
Corbett	Kaloogian	Pacheco, Rod	Wildman
Correa	Keeley	Papan	Wright
Cox	Knox	Pescetti	Zettel
Cunneen	Leach	Reyes	Mr. Speaker
Davis	Lempert	Romero	

Quorum present.

At 11:49 a.m., Hon. Abel Maldonado, 33rd 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 Bock and Kuehl.

On personal business, and waiving per diem: Assembly Members Campbell and Knox.

Because of illness: Assembly Member Vincent.

EXPLANATIONS OF ABSENCE

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

January 3, 2000

The Honorable Antonio R. Villaraigosa
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: This letter is to request permission to be excused from check-in session on Tuesday, January 4, 2000, due to legislative business in my district.

Your approval of this absence is appreciated.

Sincerely,

AUDIE BOCK, Assembly Member
Sixteenth District

January 3, 2000

The Honorable Antonio Villaraigosa
Speaker, California State Assembly
State Capitol
Sacramento, California

Dear Mr. Speaker: This letter is to request to be excused from check-in session today. I will be in my district office on legislative business.

Your attention to this matter is greatly appreciated.

Sincerely,

SHEILA KUEHL, Assembly Member
Forty-first District

COMMUNICATIONS

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

January 4, 2000

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

Dear Dotson: Please be advised that I have appointed Assemblymember John Dutra to the Veterans Affairs Committee. Further, Mr. Dutra will serve as Chair of the committee.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1719—Soto. An act to add Section 17072.36 to the Education Code, relating to school facilities.

ASSEMBLY BILL NO. 1720—Soto. An act to add Chapter 6 (commencing with Section 45470) to Part 25 of the Education Code, relating to teachers.

ASSEMBLY BILL NO. 1721—Soto. An act to amend Section 8483.3 of the Education Code, relating to after school programs.

ASSEMBLY BILL NO. 1722—Gallegos. An act to amend Section 1367.22 of the Health and Safety Code, relating to health care service plans.

ASSEMBLY BILL NO. 1723—Nakano (Coauthors: Calderon, Cardenas, Cox, Dutra, Mazzoni, and Robert Pacheco) (Coauthor: Senator Bowen). An act to add Section 12287 to the Elections Code, relating to polling places.

ASSEMBLY BILL NO. 1724—Gallegos. An act to amend Section 2225 of the Civil Code, relating to profits of crime.

ASSEMBLY BILL NO. 1725—Reyes. An act to add Section 124026 to the Health and Safety Code, relating to health.

ASSEMBLY BILL NO. 1726—Reyes. An act to repeal Chapter 3.3 (commencing with Section 6261) of Part 1 of Division 2 of the Revenue and Taxation Code, and to add Section 1673 to the Vehicle Code, relating to vehicles, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 1727—Reyes. An act to amend Section 14175 of, and to repeal Sections 14172 and 14174 of, the Penal Code, relating to crime prevention.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 25—Robert Pacheco. A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Sections 8 and 8.5 of Article XVI thereof, relating to public education finance.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 4, 2000

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

Assembly Bill No. 46
Assembly Bill No. 173
Assembly Bill No. 397
Assembly Bill No. 629
Assembly Bill No. 725
Assembly Bill No. 874
Assembly Bill No. 877
Assembly Bill No. 903
Assembly Bill No. 1167

Assembly Bill No. 1211
Assembly Bill No. 1213
Assembly Bill No. 1277
Assembly Bill No. 1294
Assembly Bill No. 1307
Assembly Bill No. 1452
Assembly Bill No. 1481
Assembly Bill No. 1493
Assembly Bill No. 1529

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 4, 2000

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

- | | |
|-----------------------|------------------------|
| Assembly Bill No. 14 | Assembly Bill No. 788 |
| Assembly Bill No. 29 | Assembly Bill No. 801 |
| Assembly Bill No. 174 | Assembly Bill No. 856 |
| Assembly Bill No. 185 | Assembly Bill No. 899 |
| Assembly Bill No. 284 | Assembly Bill No. 959 |
| Assembly Bill No. 454 | Assembly Bill No. 1043 |
| Assembly Bill No. 463 | Assembly Bill No. 1053 |
| Assembly Bill No. 497 | Assembly Bill No. 1093 |
| Assembly Bill No. 576 | Assembly Bill No. 1098 |
| Assembly Bill No. 579 | Assembly Bill No. 1337 |
| Assembly Bill No. 690 | Assembly Bill No. 1444 |
| Assembly Bill No. 751 | |

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 4, 2000

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

- | | |
|-----------------------|------------------------|
| Assembly Bill No. 175 | Assembly Bill No. 1010 |
| Assembly Bill No. 219 | Assembly Bill No. 1084 |
| Assembly Bill No. 334 | Assembly Bill No. 1159 |
| Assembly Bill No. 355 | Assembly Bill No. 1172 |
| Assembly Bill No. 541 | Assembly Bill No. 1173 |
| Assembly Bill No. 603 | Assembly Bill No. 1196 |
| Assembly Bill No. 609 | Assembly Bill No. 1295 |
| Assembly Bill No. 723 | Assembly Bill No. 1321 |
| Assembly Bill No. 769 | Assembly Bill No. 1324 |
| Assembly Bill No. 816 | Assembly Bill No. 1333 |
| Assembly Bill No. 913 | Assembly Bill No. 1352 |
| Assembly Bill No. 965 | Assembly Bill No. 1377 |
| Assembly Bill No. 984 | Assembly Bill No. 1446 |

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 4, 2000

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

- | | |
|------------------------|------------------------|
| Assembly Bill No. 1308 | Assembly Bill No. 1442 |
| Assembly Bill No. 1338 | Assembly Bill No. 1542 |
| Assembly Bill No. 1346 | Assembly Bill No. 1610 |
| Assembly Bill No. 1418 | Assembly Bill No. 1699 |

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 4, 2000

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

Assembly Bill No. 48
 Assembly Bill No. 149
 Assembly Bill No. 163
 Assembly Bill No. 205
 Assembly Bill No. 233
 Assembly Bill No. 369
 Assembly Bill No. 446
 Assembly Bill No. 447
 Assembly Bill No. 453
 Assembly Bill No. 460
 Assembly Bill No. 495
 Assembly Bill No. 498
 Assembly Bill No. 500
 Assembly Bill No. 536

Assembly Bill No. 678
 Assembly Bill No. 716
 Assembly Bill No. 737
 Assembly Bill No. 820
 Assembly Bill No. 827
 Assembly Bill No. 1030
 Assembly Bill No. 1035
 Assembly Bill No. 1037
 Assembly Bill No. 1038
 Assembly Bill No. 1083
 Assembly Bill No. 1174
 Assembly Bill No. 1175
 Assembly Bill No. 1214
 Assembly Bill No. 1286

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 4, 2000

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

Assembly Bill No. 1349
 Assembly Bill No. 1519

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

AUTHOR'S AMENDMENTS **Committee on Banking and Finance**

January 4, 2000

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:

Assembly Bill No. 1606

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

PAPAN, Chairman

ASSEMBLY BILL NO. 1606—An act to amend Section 143 of the Financial Code, relating to savings banks.

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**

January 4, 2000

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

Assembly Bill No. 483

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

WESSON, Chairman

ASSEMBLY BILL NO. 483—An act to repeal Section 5412 of the Business and Professions Code, relating to outdoor advertising.

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 Natural Resources

January 4, 2000

Mr. Speaker: The Chair of your Committee on Natural Resources reports:
Assembly Bill No. 954

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

WAYNE, Chairman

ASSEMBLY BILL NO. 954—An act to amend Section 1 of Chapter 713 of the Statutes of 1998, relating to forest resources, 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 Public Safety

January 4, 2000

Mr. Speaker: The Chair of your Committee on Public Safety reports:
Assembly Bill No. 719
Assembly Bill No. 1169
Assembly Bill No. 1519

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

HONDA, Chairman

ASSEMBLY BILL NO. 719—An act to amend Section 12050 of the Penal Code, relating to firearms.

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. 1169—An act to amend Section 594.6 of the Penal Code, relating to vandalism.

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. 1519—An act to amend Sections 1203.5 and 1203.6 of the Penal Code, and to repeal Sections 270 and 271 of the Welfare and Institutions Code, relating to probation officers.

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

January 4, 2000

Mr. Speaker: The Chair of your Committee on Utilities and Commerce reports:
Assembly Bill No. 1003

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

WRIGHT, Chairman

ASSEMBLY BILL NO. 1003—An act to amend Sections 331, 335, 336, 341, 341.1, 348, 359, and 365 of, to add Sections 340.1 and 341.6 to, to repeal Section 360 of, and to repeal and add Sections 337, 338, and 339 of, the Public Utilities Code, relating to public utilities.

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 Elections, Reapportionment and Constitutional Amendments

January 4, 2000

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 120

Assembly Bill No. 826

VINCENT, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Education

January 4, 2000

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

Assembly Bill No. 277

MAZZONI, Chairwoman

Above bill ordered filed with the Chief Clerk.

Committee on Higher Education

January 4, 2000

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

Assembly Bill No. 1624

LEMPERT, Chairman

Above bill ordered filed with the Chief Clerk.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

January 4, 2000

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 1504

DAVIS, Chairwoman

Above bill ordered filed with the Chief Clerk.

Committee on Appropriations

January 4, 2000

Mr. Speaker: Your Committee on Appropriations reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 37

Assembly Bill No. 336

MIGDEN, Chairwoman

Above bills ordered filed with the Chief Clerk.

Committee on Judiciary

January 4, 2000

Mr. Speaker: Your Committee on Judiciary reports the following bills pursuant to the provisions of Joint Rule 62(a):

- Assembly Bill No. 169
- Assembly Bill No. 310
- Assembly Bill No. 760

KUEHL, Chairwoman

Above bills ordered filed with the Chief Clerk.

Committee on Utilities and Commerce

January 4, 2000

Mr. Speaker: Your Committee on Utilities and Commerce reports the following bill pursuant to the provisions of Joint Rule 62(a):

- Senate Bill No. 932

WRIGHT, Chairman

Above bill ordered filed with the Chief Clerk.

Committee on Public Safety

Date of Hearing: January 4, 2000

Mr. Speaker: Your Committee on Public Safety reports:

- Assembly Bill No. 1349

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

HONDA, Chairman

Above bill 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:

Assembly Bill No. 843, on request of Assembly Member Papan.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 4:15 p.m., Wednesday, January 5, 2000.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JANUARY 4, 2000**

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

AB	RN	
483	9925600	
719	9925684	
954	0000033	
1003	0000091	
1169	9924857	
1519	0000062	
1606	9924506	
Daily Total:		7
Cumulative Total:		3425

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