

CALIFORNIA LEGISLATURE

1999–2000 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, January 11, 1999

SEVENTH SESSION DAY

THIRTY-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
Monday, January 11, 1999

The Assembly met at 12:06 p.m.

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

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Brian Ebbert reading.

ROLL CALL

The roll was called.

QUORUM PRESENT

At 12:07 p.m., Speaker pro Tempore Keeley declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—75:

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

PRAYER

Upon invitation of Speaker pro Tempore Keeley, the following prayer was offered by Assembly Chaplain Rabbi Mona Alfi:

It is the Jewish practice to begin with a question.

Once while teaching, the Jewish sage Ben Zoma asked: "Who is wise?" He responded by saying: "The one who learns from everyone, as it is written in the Book of Psalms: 'From all who would teach me, I have gained understanding (Psalms 119:99)' " . . . Ben Zoma continued by asking: "Who is honored?" He taught: "The one who honors others."¹

It is human nature to only want to listen to those with whom we agree, and to only give honor to those with like-minded ideals.

But when we open ourselves up to hearing the wisdom that others hold, we become enriched, and when we treat others with the honor that we desire, we become elevated by our actions.

May the Holy One of Blessing, grant us the humility to learn from others, and the wisdom to honor all whom we encounter.—AMEN.

¹ Pirke Avot 4:1

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Keeley, Assembly Member Ackerman 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 Shelley, seconded by Assembly Member Robert Pacheco.

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 Davis, Floyd, and Villaraigosa.

Because of illness in his family: Assembly Member Cedillo.

EXPLANATIONS OF ABSENCE

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

January 8, 1999

The Honorable Antonio Villaraigosa

Speaker of the Assembly

State Capitol, Room 219

Sacramento, California

Dear Speaker Villaraigosa: The purpose of this letter is to request that I be excused from session on Monday, January 11, 1999. I will be in my district on legislative business.

Thank you for your consideration of this request.

Sincerely,

SUSAN A. DAVIS, Assembly Member
Seventy-sixth District

January 6, 1999

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

Dear Mr. Speaker: I will be unable to attend session on Monday, January 11, 1999 due to my attending a conference in New Orleans on the National Council of Legislators from Gaming States.

Thank you for your attention to this matter. Please contact my office should you have any questions.

Cordially,

RICHARD E. FLOYD, Assembly Member
Fifty-fifth District

January 11, 1999

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

Dear Dotson: Please be advised that I will be in Washington, D.C. on January 11–12, 1999 on legislative business.

Thank you for your attention to this matter.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

COMMUNICATIONS

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

January 7, 1999

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

Dear Dotson: I am submitting the day and times of the following committees and subcommittees for the 1999–2000 legislative session:

Aging and Long-Term Care Committee

Meets every 2nd and 4th Tuesday at 4 p.m.

Agriculture Committee

Meets every 1st and 3rd Wednesday at 1:30 p.m.

Appropriations Committee

Meets every Wednesday at 9 a.m.

Banking and Finance Committee

Meets every 1st and 3rd Monday at 4 p.m.

Budget Committee

Meets upon call of the Chair.

Consumer Protection, Governmental Efficiency and Economic Development Committee

Meets every 1st and 3rd Tuesday at 9 a.m.

Education Committee

Meets every 1st and 3rd Wednesday at 1:30 p.m.

Elections, Reapportionment and Constitutional Amendments Committee

Meets every 2nd and 4th Monday at 4 p.m.

Environmental Safety and Toxic Materials Committee

Meets every 2nd and 4th Tuesday at 1:30 p.m.

Governmental Organization Committee

Meets every Monday at 9 a.m.

Health Committee

Meets every Tuesday at 1:30 p.m.

Higher Education Committee

Meets every 1st and 3rd Tuesday at 1:30 p.m.

Housing and Community Development Committee

Meets every 2nd and 4th Wednesday at 9 a.m.

Human Services Committee

Meets every 2nd and 4th Tuesday at 1:30 p.m.

Information Technology Committee

Meets every 2nd and 4th Monday at 4 p.m.

Insurance Committee

Meets every Wednesday at 9 a.m.

International Trade and Development Committee

Meets every 2nd and 4th Monday at 9 a.m.

Judiciary Committee

Meets every 1st and 3rd Tuesday at 9 a.m.

Labor and Employment Committee

Meets every 1st and 3rd Wednesday at 1:30 p.m.

Local Government Committee

Meets every 2nd and 4th Wednesday at 1:30 p.m.

Natural Resources Committee

Meets every Monday at 1:30 p.m.

Public Employees, Retirement and Social Security Committee

Meets every 1st and 3rd Wednesday at 9 a.m.

Public Safety Committee

Meets every Tuesday at 9 a.m.

Revenue and Taxation Committee

Meets every Monday at 1:30 p.m.

Rules Committee

Meets upon call of the Chair.

Transportation Committee

Meets every Monday at 1:30 p.m.

Utilities and Commerce Committee

Meets every Monday at 1:30 p.m.

Veterans Affairs Committee

Meets every 2nd and 4th Tuesday at 4 p.m.

Water, Parks and Wildlife Committee

Meets every 2nd and 4th Tuesday at 9 a.m.

Budget Subcommittee No. 1: Health and Human Services

Meets every Wednesday at 1:30 p.m.

Budget Subcommittee No. 2: Education Finance

Meets every Tuesday at 4 p.m.

Budget Subcommittee No. 3: Resources

Meets every Tuesday at 4 p.m.

Budget Subcommittee No. 4: State Administration

Meets every Tuesday at 4 p.m.

Budget Subcommittee No. 5: Information Technology/Transportation

Meets every Wednesday at 4 p.m.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

January 8, 1999

Mr. E. Dotson Wilson, Chief Clerk

California State Assembly

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that I have appointed Assembly Members Scott Wildman and Marco Firebaugh to the State Allocation Board pursuant to Government Code 15490, replacing Assembly Members Kerry Mazzoni and Ted Lempert.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

January 8, 1999

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

Dear Mr. Wilson: Please be advised that pursuant to Government Code, 8501, (amended SB 37, Maddy & Roberti, Chapter 12, of 1993), I have appointed Assembly Member Bill Campbell to the Milton Marks Commission of California *State Government Organization and Economy* Little Hoover Commission, effective appointment date is January 8, 1999.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

January 11, 1999

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

Dear Dotson: Please be advised that I have appointed Assemblymember Keith Olberg to the Appropriations Committee in place of Assemblymember Marilyn Brewer for the week of January 11th.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

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

January 11, 1999

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

Dear Dotson: Pursuant to House Rule 14(d), please be advised that on January 7, 1999, the Assembly Rules Committee unanimously approved ratification of Jonathon Waldie as the Chief Administrative Officer. Mr. Waldie shall have duties relating to the administrative, fiscal and business affairs of the Assembly that the committee shall prescribe.

Sincerely,

ROBERT M. HERTZBERG
Chair, Assembly Rules Committee

REPORTS

The following reports were presented by the Chief Clerk:

Information and Documents

Regarding the Design and Construction of the Facilities Authorized for the Capitol Area East End Complex (Pursuant to Government Code Section 8169.5)

Above transmitted report, together with letter of transmittal from Peter G. Stamison, Director, Department of General Services, Sacramento, dated December 1, 1998, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

Annual Report to the Legislature Regarding the Commission's Activities that Relate to Railroad Safety (Pursuant to Public Utilities Code Sections 309.7 and 765.6)

Above transmitted report, together with letter of transmittal from Wesley M. Franklin, Executive Director, Public Utilities Commission, San Francisco, dated November 30, 1998, referred by the Speaker to the Committee on Utilities and Commerce.

1998 Office of Administrative Law Determination No. 32 (Department of Corrections, Docket No. 93-008)

1998 Office of Administrative Law Determination No. 33 (Board of Control, Docket No. 93-009)

1998 Office of Administrative Law Determination No. 34 (Department of Corrections, Docket No. 93-011)

1998 Office of Administrative Law Determination No. 35 (Department of Corrections, Docket No. 95-001) (Pursuant to Government Code Section 11340.5)

Above transmitted reports, together with letter of transmittal from Edward G. Heidig, Director, Office of Administrative Law, Sacramento, dated November 20, 1998, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

Commission on State Mandates' Report to the Legislature on Denied Mandate Claims (Pursuant to Government Code Section 17601)

Above transmitted report, together with letter of transmittal from Paula Higashi, Executive Director, Commission on State Mandates, Sacramento, dated December 29, 1998, referred by the Speaker to the Committee on Budget.

Report on Proposition 204 Expenditures (Pursuant to the 1998 Budget Act, Item 0540-001-0001)

Above transmitted report, together with letter of transmittal from Douglas P. Wheeler, Secretary for Resources, The Resources Agency of California, Sacramento, dated December 23, 1998, referred by the Speaker to the Committee on Budget.

**California Conference of Local Health Officers Task Force on
Tattooing, Body Piercing and Permanent Cosmetics
Recommendations to the Legislature
(Pursuant to Assembly Bill 186, Chapter 742, Statutes of 1997)**

Above transmitted report, together with letter of transmittal from Martin Fenstersheib, M.D., M.P.H., Chair, California Conference of Local Health Officers, Sacramento, dated December 29, 1998, referred by the Speaker to the Committee on Health.

**Toll Bridge Report to the California Legislature
Fiscal Year 1998-99
(Pursuant to Streets and Highways Code Section 30895 of Chapter 3
and Section 30961 of Chapter 4.3 of Division 17)**

Above transmitted report, together with letter of transmittal from Lawrence D. Dahms, Executive Director, Metropolitan Transportation Authority, Oakland, dated December 28, 1998, referred by the Speaker to the Committee on Transportation.

**Annual Report of Railroad Accidents Occurring in California
(Pursuant to Public Utilities Commission General Order 22-B
and Provisions of Part 225 of Title 49 of the Code of Federal Regulations)**

Above transmitted report, together with letter of transmittal from Rosa Munoz, Project Leader, Transportation Engineer, California Public Utilities Commission, Rail Safety and Carriers Division, San Francisco, dated December 11, 1998, referred by the Speaker to the Committee on Utilities and Commerce.

**Annual Report on the Amount of New or Increased
Monetary Benefits Paid to Eligible Veterans by the Federal Government
Attributable to the Assistance of County Veterans Service Officers
(Pursuant to the California Military and Veterans Code
Section 972.1(c))**

Above transmitted report, together with letter of transmittal from Lee Bennett, Acting Secretary, Department of Veterans Affairs, Sacramento, dated December 28, 1998, referred by the Speaker to the Committee on Veterans Affairs.

**1998 Office of Administrative Law Determination No. 41
(Board of Prison Terms, Docket No. 96-009)**

**1998 Office of Administrative Law Determination No. 42
(Department of Corrections, Docket No. 96-010)**

**1998 Office of Administrative Law Determination No. 43
(Department of Corrections, Docket No. 96-011)**

**1998 Office of Administrative Law Determination No. 44
(Department of Corrections, Docket No. 96-012)**

**1998 Office of Administrative Law Determination No. 45
(Department of Justice, Docket No. 97-002)
(Pursuant to Government Code Section 11340.5)**

Above transmitted reports, together with letter of transmittal from Edward G. Heidig, Director, Office of Administrative Law, Sacramento, dated November 20, 1998, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

The following communication was presented by the Chief Clerk from:

Connie Lemus, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, transmitting copies of the title, summary, and text of the following proposed initiative, pursuant to Section 9007, Elections Code:

"None of the Above" Ballot Option. Initiative Statute. (SA 1998 RF 0021)

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

FIRST READING OF ASSEMBLY BILLS

The following bill was read the first time:

(NOTE: Assembly Bill No. 135 introduced on Friday January 8, 1999 pursuant to Article IV, Sec. 12(c) of the Constitution.)

ASSEMBLY BILL NO. 135—Ducheny. An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of Section 12 of Article IV of the Constitution of the State of California, and declaring the urgency thereof, to take effect immediately.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 136—Migden. An act to amend Section 1370.4 of, and to add Section 1370.5 to, the Health and Safety Code, and to amend Section 10145.3 of, and to add Section 10145.4 to, the Insurance Code, relating to health care coverage.

ASSEMBLY BILL NO. 137—Firebaugh. An act to add Section 17214 to the Education Code, relating to school facilities.

ASSEMBLY BILL NO. 138—Gallegos. An act to add Sections 1368.05, 1368.06, 1368.07, and 1368.08 to the Health and Safety Code, relating to health coverage.

ASSEMBLY BILL NO. 139—Havice. An act to add Section 243.9 to the Penal Code, relating to violent crimes.

ASSEMBLY BILL NO. 140—Hertzberg. An act to add Article 4.6 (commencing with Section 11415) to Chapter 3 of Title 1 of Part 4 of the Penal Code, relating to terrorism.

ASSEMBLY BILL NO. 141—Knox. An act to add and repeal Section 4013 of the Business and Professions Code, relating to pharmacies, and making an appropriation therefor.

ASSEMBLY BILL NO. 142—Shelley. An act to add Section 1367.01 to the Health and Safety Code, relating to Health Care.

ASSEMBLY BILL NO. 143—Calderon. An act to amend Section 1815 of the Financial Code, relating to transmission of money abroad.

ASSEMBLY BILL NO. 144—Migden and Shelley. An act to amend Sections 60604 and 60640 of the Education Code, relating to academic assessment.

ASSEMBLY BILL NO. 145—Vincent. An act to add and repeal Section 12209 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 146—Havice. An act relating to open meetings.

ASSEMBLY BILL NO. 147—Strom-Martin and Mazzoni (Principal Senate coauthor: Chesbro) and Wiggins. An act to amend Section 53097 of the Government Code, relating to local government.

REFERENCE OF BILLS TO COMMITTEE

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

*Assembly**Bill No.**Committee*

1	-----	Ed.
3	-----	Pub. S.
4	-----	Pub. S.
5	-----	Rev. & Tax.
6	-----	Ed. and Higher Ed.
7	-----	Rev. & Tax.
8	-----	Higher Ed.
9	-----	Rev. & Tax.
10	-----	Rev. & Tax.
13	-----	Rev. & Tax.
14	-----	Higher Ed.
15	-----	Trans. and Ed.
17	-----	Pub. S.
19	-----	Rev. & Tax.
21	-----	Ed.
22	-----	E., R. & C.A.
23	-----	Trans.
25	-----	Ed.
28	-----	Trans.
29	-----	Ed.
31	-----	Higher Ed.
32	-----	Pub. S.
33	-----	Ed.
34	-----	Health
35	-----	Pub. S.
36	-----	Ed.
37	-----	Pub. S.
38	-----	Trans.
40	-----	Health
41	-----	Rev. & Tax.
43	-----	Health
44	-----	Trans.
45	-----	Pub. S.
46	-----	Ed.
47	-----	Agri. and Nat. Res.
51	-----	I. T. & D.
54	-----	Pub. S.
56	-----	Ed.
60	-----	L. & E.
61	-----	I. T. & D. and U. & C.
63	-----	Health
64	-----	Nat. Res.
65	-----	Hum. S. and Jud.
66	-----	L. & E.
67	-----	Pub. S.
68	-----	Rev. & Tax.
70	-----	Ins.
71	-----	Trans.
72	-----	Pub. S.

73	-----	Trans.
74	-----	Trans.
77	-----	C.P.,G.E. & E.D.
79	-----	Ed.
83	-----	L. Gov.
84	-----	E.,R. & C.A.
86	-----	C.P.,G.E. & E.D.
87	-----	Hum. S.
89	-----	Pub. S.
90	-----	Ed.
91	-----	P.E.,R. & S.S.
93	-----	Health
94	-----	Higher Ed.

*Assembly Concurrent**Resolution No.**Committee*

1 ----- Rls.

AUTHOR'S AMENDMENTS**Committee on Insurance**

January 11, 1999

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

Assembly Bill No. 70

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

SCOTT, Chairman

ASSEMBLY BILL NO. 70—An act to amend Section 606.5 of, and to add Section 13004.3 to, the Unemployment Insurance Code, relating to employment.

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.

SPECIAL COMMITTEE MEETINGS

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

Utilities and Commerce Committee, on January 25, February 1, and February 8, 1999, at 1:30 p.m., in Room 4202.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Upon request of Assembly Member Shelley, Assembly Member Keeley was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

September 10, 1998

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

Dear Mr. Wilson: The purpose of this letter is to clarify two issues regarding Assembly Bill 1182, a bill that I authored.

First, it is my intent that the Monterey Peninsula Water Management District be included in the list of "affected parties" shown in Section 2(a).

Second, nothing in the legislation is intended to cause delay in the processing of California American Water Company's (Cal-Am) application pending before the California Public Utilities Commission.

Sincerely,

FRED KEELEY, Assembly Member
Twenty-seventh District

Upon request of Assembly Member Shelley, Speaker Villaraigosa was granted unanimous consent that the following communication be printed in the Journal:

January 5, 1999

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

Dear Mr. Wilson: This letter to the *Assembly Journal* is to declare my support for the Universal Health Access Study arising from SB 2123 (Lee and Watson).

Seven million Californians are without health insurance coverage. Over 80 percent of them are from working families. Many who have insurance are under-insured to the extent that a major illness would bring financial ruin to the entire family. Moreover, there is increasing evidence of compromise in the quality of care received by those with insurance, as witnessed by the multitude of diverse health insurance reform measures before the Legislature.

Hearings on SB 2123 demonstrated widespread support for a study of the different mechanisms by which universal access can be achieved. This support came not only from consumers but from all segments of the health care industry as well. I support the parameters for the study recommended by Senate President pro Tem John Burton in this August 28th letter to the *Senate Journal*. I encourage a comprehensive approach with regard to the options to be studied and the criteria by which solutions should be measured.

While the Legislature will consider many incremental approaches to the problems of access, cost and quality of care, it is vital that we explore, as well, the broader question of achieving universal coverage. A review of independent data, reveals that comprehensive approaches to health care have had excellent success rates throughout the

industrialized world. We in California would be remiss if we fail to explore these broader strategies.

I anticipate that the study will result in the information needed to guide the Legislature in designing comprehensive legislative resolutions to the health care problems of Californians. It is imperative, therefore, that the study be completed as quickly as possible, perhaps before the end of this year. Consequently, I call upon my fellow Assembly Members to join the Senate, the University of California and the private sector in this coordinated effort to address one of the most critical issues facing the people of California—access to quality medical care.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

REQUEST FOR PHOTOGRAPHER

Upon request of Assembly Member Shelley, Assembly Member Ackerman was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

ADJOURN IN MEMORY

Assembly Member Wiggins was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of her father-in-law William Conner, of Kingsville, Texas.

(Assembly Rule 45.5 suspended)

JOINT RULE 62(a) WAIVED

Assembly Member Shelley was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 1 for hearing in the Committee on Natural Resources, today.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND THE RULES

Assembly Member Migden requested unanimous consent that the Rules be suspended for the purpose of permitting the Committee on Appropriations to notice hearing of Senate Bill No. 1 in the Assembly Daily File, prior to re-referral to the Committee and that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 1 for hearing in the Committee on Appropriations on Wednesday, January 13, 1999 at 10 a.m.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Shelley.

Resolved, That Senate Bill No. 1 presents a case of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bill be read on three separate days in each house is hereby dispensed with, and it is ordered that the bill be placed upon its passage.

Resolution read, and adopted by the following vote:

AYES—68

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

NOES—None

Article IV, Section 8(b) of the Constitution was declared dispensed with.

ADJOURN IN MEMORY

Assembly Members Wright, Vincent, Wesson, Washington, and Shelley were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Willis Osborne, of Los Angeles, who was the father of former Member of the Assembly Gwen Moore.

(Assembly Rule 45.5 suspended)

ANNOUNCEMENTS

Speaker pro Tempore Keeley announced that pursuant to Assembly Rule 45.5 all adjourn in memory requests must be submitted in writing to the Desk, and will be read to the Assembly prior to adjournment.

SESSION SCHEDULE ANNOUNCEMENTS

Speaker pro Tempore Keeley announced that the next session of the Assembly would be on Friday, January 15, 1999, at 9 a.m.

ADJOURN IN MEMORY

Assembly Members Aroner and Torlakson were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Officer James Williams Jr., of Pinole.

Assembly Member Aroner was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Firefighter Tracy Toomey, of Oakland.

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 Evelyn V. Sota, of Hollister; Evaristo M. Cravea, of Watsonville; Gladys Quintero, of Hollister; Frank M. Martin, of Hollister; Edna Sgheiza, of Salinas; Ricardo Silva Obeso, of Salinas; Leona R. Lapidez, of Gonzales; Gerald J. Jack, of Salinas; Rigobesto Caldeson, of Salinas; Ralph R. Sutherland, of Hollister; Anson Lee Spence, of Salinas; Leon Albert Stoke, of Watsonville; Steffanie Freese-Milliman, of Morgan Hill; Jeanette Young, of Watsonville; Ann Emily Webster, of Gilroy; Nell M. Sheaffer, of Salinas; Dolores Maggie

Lopez, of Salinas; Richard Masquez Suniga, of Greenfield; Thomas A. Bradley, of Morgan Hill; Maria E. Terra, of Watsonville; Anna Machado Tomey, of Gilroy; Jose Fernando Jimenez Mandyjano, of King City; Delphin Martin, of Hollister; Yvonne Love Maxwell, of Gilroy; Beth Violet Hilden, of Hollister; Manueleta Ibarra, of Salinas; L. Anthony Casillas, of Hollister; Eleanor Krueger, of Hollister; Charles W. Brugge, of Salinas; Helen Marie Ford, of Salinas; Gerald 'Ike' Campos, of Spreckels; Richardo O. Avila, of King City; Robert Glysson, of Salinas; Fernando Losada, of Salinas; Marilyn Robertson, of Gilroy; Petra H. Navarro, of Morgan Hill; Laurence S. Keller, of Gilroy; Hazel Edsberg Bauer, of Watsonville; Charles H. Osborne, of Salinas; Luetta Twitchell, of Salinas; Forest Richards, of Hollister; Eloy Quilente, of Gilroy; George Edmond Baggott, of Morgan Hill; Thomas Ryan, of Hollister; Gregorio 'Borrego' Garcia, of Salinas; Water J. Karcich, of Salinas; Hortensia Herrera, of Morgan Hill; Alice Casad, of Gonzales; Lorna D. Kimmel, of Watsonville; Veda Blackmon, of King City; Norma A. Sanchez, of Salinas; Lonnie Smith, of Hollister; Raymond Castro, of Hollister; Rosa Mendolla, of Hollister; Rena V. Acosta, of Gonzales; Chiyoko Teshima, of San Juan Bautista; Alice Sofia Gallegos, of Gilroy; Johathan Guevara, of Salinas; Dona Margaret Castro, of Hollister; Joaquin B. Cabrera, of Salinas; Norma Marques, of Salinas; Verna Silveira, of Salinas; Guadalupe Alvarez, of Watsonville; Della Simoni, of Morgan Hill; Barbara 'Bobbie' Ehnert, of Salinas; Francisco Reyes, of Watsonville; Eugene A. Bozzo, of Gilroy; Joe Pradia, of Salinas; Jose Oliveres, of Soledad; Lester Clark, of Morgan Hill; Dennis Holderfield, of Morgan Hill; James Nissen, of Hollister; Edward Ames, of Gilroy; Vernon Futrell, of Hollister; Helene Louise Eade, of San Lucas; Efrén Fernandez, of Salinas; Matilde F. Jaime, of Watsonville; George Callens, of Paicines; Shirley M. Newcomb, of Salinas; Roy Brand, of Hollister; Teodoso 'Ted' Cervantes, of Morgan Hill; Anton Antunovich, of Watsonville; Gladys L. Kickham, of Gilroy; Marjorie Cassera, of Greenfield; Felicia M. Giretti, of Gilroy; Mary Castaneda, of Gilroy; Linda Mara, of Aromas; Louetta Ham, of San Martin; Ann Oliver, of Salinas; Elodie Carrabotta Britvec, of Watsonville; Nathan Crowe, of San Juan Bautista; Genna Moranda, of Salinas; Dave Jobe, of Salinas; Jack Ruttschow, of Salinas; Richard R. Romans, of Greenfield; Stanley Tallman, of Salinas; Eva Twitt, of Gilroy; Robert M. Youngbar, of Salinas; Bernardo Somilleda, of Salinas; Rebecca Canes, of Hollister; Eunice Biggers, of Watsonville; Ishum Shaw, of Hollister; Eugene Pacheco, of Hollister; Henderson Hunter, of Gilroy; Clinton R. McCoy, of Salinas; Charles Fontana, of Salinas; Audrey O'Coffey, of Salinas; Merle McCartney, of Morgan Hill; Ruben Davalos, of Greenfield; Millie Robbins, of San Juan Bautista; Nancy Doan, of Hollister; Mary Louise Lee, of Salinas; Marie Morris, of Salinas; Gladys Johnson, of Hollister; Jessie Ray, of Hollister; Leith Winkle, of Hollister; Anne L. Weatherly, of Hollister; Osmer Abbott, of Hollister; Robert A. Biddison, of Morgan Hill; Patricia Smith, of Gilroy; Angelene Orendain, of Morgan Hill; Petra Landeros, of Gilroy; Valois Ellen Lutz, of Morgan Hill; J. F. 'Shorty' Tackel, of Salinas; Rito Santellan, of Watsonville; Harvey Coy, of Watsonville; John J. Lomazzi, of Watsonville; Sally Arias, of Gilroy; Betty Harris, of Greenfield; Elmelindo Rubbo, of Gonzales; Lila Elliot, of Paicines; Donie Weaver, of Hollister; Josephine Cruz, of Salinas; Ida Almeda, of Hollister; Lonnie Johnson, of Salinas; Stanely Sablosky, Jr., of Salinas; Marjorie Turpen, of

Watsonville; Gloria Del Rosso, of San Martin; Gilbert Rosgen, of Watsonville; Blenda Holland, of Greenfield; Devereee Detamore-Dias, of Salinas; Ronald A. Rocha, of Greenfield; Marsha A. Gamboa, of Morgan Hill; Leon Blankenship, of Gilroy; Fernando Vega, of Hollister; Michael Osborne, of Morgan Hill; Kimi Hamamoto, of Morgan Hill; John J. Peterson, of Gilroy; Opal I. Matthews, of Hollister; Dean K. Wagoner, of Salinas; Patricia A. Dewhirst, of King City; Edward E. Guzman, of Gonzales; Vicente Mendoza, of Hollister; Judy C. Freeze, of Salinas; Carlos M. Hernandez, of Salinas; Richard Cheshire, of Hollister; Kermit Cole, of Gilroy; Martha Rodriguez Loza, of San Juan Bautista; Gumesindo Ramirez, of Morgan Hill; Edward Nino, of King City; Rosemarie Novak, of Watsonville; Isidoro Salazar, of Salinas; Mattie Henderson, of Salinas; Willis Tucker, of Watsonville; Daniel Whaley, of Gilroy; Lori Vasquez, of Gilroy; Tom Connolly, of Freedom; and Guadalupe Godinez.

Assembly Member Gallegos was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Johnny R. Gonzalez, of Baldwin Park.

Assembly Members Havice and Lowenthal were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mary Evelyn Schipske, of Long Beach.

Assembly Member Havice was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Robert J. (Bob) Jamison, of Artesia.

Assembly Members Lowenthal and Havice were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Christine Marie Mohr, of Cypress, California.

Assembly Member Maldonado was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Tommy Radich, of San Luis Obispo.

Assembly Member Migden was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Oscar Scaggs, of San Francisco.

Assembly Member Oller was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Martha Quintero, of Roseville; and Judge Lowell L. Sparks, of Auburn.

Assembly Member Pescetti was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Richard LaSalle, of El Dorado Hills.

Assembly Member Shelley was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Willis Osborne, of Los Angeles.

Assembly Member Strom-Martin was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Eddie Mae Sloan, of Santa Rosa.

Assembly Member Thomson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Helen H. Scimens, of Davis; Austin Carrol Chiles, of Davis, and Warren K. Blodgett, of Davis.

Assembly Member Wildman was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Oscar “Iron Eyes” Cody, of Los Angeles; and Edwin “Bud” Rove Jr., of Burbank.

MOTION TO ADJOURN

At 12:27 p.m., Assembly Member Washington moved that the Assembly do now adjourn.

Assembly Member Rod Pacheco seconded the motion.

Motion carried.

VOTE ADDS

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

Senate Bill No. 1, Resolution to Invoke Constituion: Cardenas and Runner—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 12:28 p.m., Speaker pro Tempore Keeley declared the quorum call of the Assembly dispensed with.

REPORTS OF STANDING COMMITTEES

Committee on Natural Resources

Date of Hearing: January 11, 1999

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 1

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

WAYNE, Chairman

Above bill re-referred to the Committee on Appropriations.

INTRODUCTION OF GUESTS

Assembly Member Battin, of the 80th Assembly District, introduced former Member of the Assembly Tom Bordonaro.

Assembly Member Cunneen, of the 24th Assembly District, introduced the Marlin family, of San Jose.

Assembly Member Ackerman, of the 72nd Assembly District, introduced the following guests from Canyon High School in Anaheim Hills: Ralph Jameson, Principal; Mike Weinkauff, Video Instruction; Liza Clay, Student Body President; Bill Byrne and Grant Kiely, Student-Videographers; and John Schibsted, Graduate.

Assembly Member Wright, of the 48th Assembly District, introduced the following special guests from Zambia: The Honorable Edgar Keembe, Member of Parliament (Bweengwa—Southern Province); The Honorable Elizabeth Mulenga Chipampata, Member of Parliament (Kalulushi—Rural Province) and Chairperson, Committee for Interparliamentarians; The Honorable Dipak Patel, Member of Parliament (Lusaka Central Province); The Honorable Rosemary Yikona, Member of Parliament (Zambezi Province); The Honorable Charity Mwansa, Member of Parliament (Mfuwe Province) and Chairperson, Zambian Women's Parliamentary Caucus; and Jay Kerig Escort/Interpreter.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Washington, the Assembly adjourned until 9 a.m., Friday, January 15, 1999, out of respect to the memory of Officer James Williams Jr., on motion of Assembly Members Aroner and Torlakson; out of respect to the memory of Oakland Firefighter Tracy Toomey, on motion of Assembly Member Aroner; out of respect to the memory of Johnny R. Gonzalez, on motion of Assembly Member Gallegos; out of respect to the memory of Mary Schipske, on motion of Assembly Members Havice and Lowenthal; out of respect to the memory of Robert J. "Bob" Jamison, on motion of Assembly Member Havice; out of respect to the memory of Christine Marie Mohr, on motion of Assembly Members Lowenthal and Havice; out of respect to the memory of Tommy Radich, on motion of Assembly Member Maldonado; out of respect to the memory of Oscar Scaggs, on motion of Assembly Member Migden; out of respect to the memory of Martha Quintero and Judge Lowell L. Sparks, on motion of Assembly Member Oller; out of respect to the memory of Richard LaSalle, on motion of Assembly Member Pescetti; out of respect to the memory of Willis Osborne, on motion of Assembly Member Shelley; out of respect to the memory of Eddie Mae Sloan, on motion of Assembly Member Strom-Martin; out of respect to the memory of Helen H. Scimens, Austin Carrol Chiles and Warren K. Blodgett, on motion of Assembly Member Thomson; out of respect to the memory of Oscar "Iron Eyes" Cody and Edwin "Bud" Rove Jr., on motion of Assembly Member Wildman;

Out of respect to the memory of Evelyn V. Sota, Evaristo M. Cravea, Gladys Quintero, Frank M. Martin, Edna Sgheiza, Ricardo Silva Obeso, Leona R. Lapidez, Gerald J. Jack, Rigobesto Caldeson, Ralph R. Sutherland, Anson Lee Spence, Leon Albert Stoke, Steffanie Freese-Milliman, Jeanette Young, Ann Emily Webster, Nell M. Sheaffer, Dolores Maggie Lopez, Richard Masquez Suniga, Thomas A. Bradley, Maria E. Terra, Anna Machado Tomey, Jose Fernando Jimenez Mandyjano, Delphin Martin, Yvonne Love Maxwell, Beth Violet Hilden, Manueleta Ibarra, L. Anthony Casillas, Eleanor Krueger, Charles W. Brugge, Helen Marie Ford, Gerald 'Ike' Campos, Richardo O. Avila, Robert Glysson, Fernando Losada, Marilyn Robertson, Petra H. Navarro, Laurence S. Keller, Hazel Edsberg Bauer, Charles H. Osborne, Luetta Twitchell, Forest Richards, Eloy Quilente, George Edmond Baggott, Thomas Ryan, Gregorio 'Borrego' Garcia, Water J. Karcich, Hortensia Herrera, Alice Casad, Lorna D. Kimmel, Veda Blackmon, Norma A. Sanchez, Lonnie Smith, Raymond Castro, Rosa Mendolla, Rena V. Acosta, Chiyoko Teshima, Alice Sofia Gallegos,

Johathan Guevara, Dona Margaret Castro, Joaquin B. Cabrera, Norma Marques, Verna Silveira, Guadalupe Alvarez, Della Simoni, Barbara 'Bobbie' Ehnert, Francisco Reyes, Eugene A. Bozzo, Joe Pradia, Jose Oliveres, Lester Clark, Dennis Holderfield, James Nissen, Edward Ames, Vernon Futrell, Helene Louise Eade, Efren Fernandez, Matilde F. Jaime, George Callens, Shirley M. Newcomb, Roy Brand, Teodoso 'Ted' Cervantes, Anton Antunovich, Gladys L. Kickham, Marjorie Cassera, Felicia M. Giretti, Mary Castaneda, Linda Mara, Louetta Ham, Ann Oliver, Elodie Carrabotta Britvec, Nathan Crowe, Genna Moranda, Dave Jobe, Jack Ruttschow, Richard R. Romans, Stanley Tallman, Eva Twitt, Robert M. Youngbar, Bernardo Somilleda, Rebecca Canes, Eunice Biggers, Ishum Shaw, Eugene Pacheco, Henderson Hunter, Clinton R. McCoy, Charles Fontana, Audrey O'Coffey, Merle McCartney, Ruben Davalos, Millie Robbins, Nancy Doan, Mary Louise Lee, Marie Morris, Gladys Johnson, Jessie Ray, Leith Winkle, Anne L. Weaverly, Osmer Abbott, Robert A. Biddison, Patricia Smith, Angelene Orendain, Petra Landeros, Valois Ellen Lutz, J. F. 'Shorty' Tackel, Rito Santellan, Harvey Coy, John J. Lomazzi, Sally Arias, Betty Harris, Elmelindo Rubbo, Lila Elliot, Donie Weather, Josephine Cruz, Ida Almeda, Lonnie Johnson, Stanely Sablosky, Jr., Marjorie Turpen, Gloria Del Rosso, Gilbert Rosgen, Blenda Holland, Devereer Detamore-Dias, Ronald A. Rocha, Marsha A. Gamboa, Leon Blankenship, Fernando Vega, Michael Osborne, Kimi Hamamoto, John J. Peterson, Opal I. Matthews, Dean K. Wagoner, Patricia A. Dewhirst, Edward E. Guzman, Vincente Mendoza, Judy C. Freeze, Carlos M. Hernandez, Richard Cheshire, Kermit Cole, Martha Rodriguez Loza, Gumesindo Ramirez, Edward Nino, Rosemarie Novak, Isidoro Salazar, Mattie Henderson, Willis Tucker, Daniel Whaley, Lori Vasquez, Tom Connolly, and Guadalupe Godinez, on motion of Assembly Member Frusetta.

FRED KEELEY, Speaker pro Tempore

PAM CAVILEER, Minute Clerk

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