

CALIFORNIA LEGISLATURE  
1999-2000 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Wednesday, January 19, 2000**

**ONE HUNDRED TWENTY-FIFTH SESSION DAY  
FOUR HUNDRED NINTH CALENDAR DAY  
AT SACRAMENTO, CALIFORNIA**



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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, January 19, 2000

The Assembly met at 7 a.m.

Hon. Mike Briggs, Assembly Member, 29th 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—74:

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

Quorum present.

At 1:45 p.m., Hon. Scott Wildman, 43rd 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 Baugh, Bock, and Leach.*

*On personal business, and waiving per diem: Assembly Members Brewer, Honda, and Knox.*

**EXPLANATIONS OF ABSENCE**

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

January 19, 2000

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

Dear Mr. Speaker: I respectfully request that I be excused from Session today, January 19, 2000, due to a legislative business commitment in my district.

If you have any questions regarding this matter, please contact Charles Pattillo at 319-2067.

Sincerely,

SCOTT R. BAUGH, Assembly Member  
Sixty-seventh District

January 18, 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 Wednesday, January 19, 2000 due to legislative business in my district.

Your approval of this absence is appreciated.

Sincerely,

AUDIE BOCK, Assembly Member  
Sixteenth District

January 19, 2000

*The Honorable Antonio Villaraigosa  
Speaker of the California State Assembly  
State Capitol  
Sacramento, California*

Dear Mr. Speaker: I respectfully request that I be excused from check-in session on Wednesday, January 19, 2000 due to previously scheduled legislative business in my district.

Thank you for your consideration of this request. Should you have any questions please contact my Chief of Staff, Angela Wiederrich at 319-2015.

Sincerely,

LYNNE C. LEACH, Assembly Member  
Fifteenth District

**COMMUNICATIONS**

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

January 18, 2000

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

Dear Mr. Wilson: Please be advised I have appointed Assemblymember Darrell Steinberg to the State Public Works Board. This is a pleasure appointment starting January 18, 2000.

Assemblymember Steinberg will be replacing Assemblymember Dean Florez.

Sincerely,

ANTONIO R. VILLARAIGOSA  
Speaker of the Assembly

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, January 19, 2000

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:  
Assembly Concurrent Resolution No. 97  
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

Assembly Chamber, January 19, 2000

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:  
Assembly Bill No. 1091  
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, January 19, 2000

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:  
Assembly Bill No. 576  
Assembly Bill No. 1674  
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, January 19, 2000

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:  
Assembly Bill No. 717  
Assembly Bill No. 863  
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

Assembly Chamber, January 19, 2000

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:  
Assembly Concurrent Resolution No. 44  
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, January 19, 2000

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

Assembly Bill No. 966

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

### INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

**ASSEMBLY BILL NO. 1764—Maddox.** An act to add Section 271.5 to the Penal Code, relating to abandonment of newborns.

**ASSEMBLY BILL NO. 1765—Maddox.** An act to amend Sections 33000, 33000.1, 33000.5, 33002.9, 33002.13, 33002.14, and 33016 of, to repeal Sections 33002.2, 33002.5, 33002.10, and 33015 of, and to repeal and add Sections 33002.11, 33002.12 of, the Public Utilities Code, relating to public utilities.

**ASSEMBLY BILL NO. 1766—Maddox.** An act to add Section 17140.7 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

**ASSEMBLY BILL NO. 1767—Zettel.** An act to amend Section 1417.6 of the Penal Code, relating to crimes.

**ASSEMBLY BILL NO. 1768—Steinberg (Coauthors: Kuehl, Longville, and Wildman).** An act to amend Sections 26720.9, 26721, 26721.1, 26722, 26725, 26726, 26728, 26730, 26734, 26736, 26738, 26742, 26743, 26746, 26746.1, and 26750 of the Government Code, relating to sheriff's fees.

**ASSEMBLY BILL NO. 1769—Robert Pacheco (Principal coauthor: Campbell) (Coauthors: Battin, Cox, Dickerson, House, Maddox, Rod Pacheco, and Pescetti).** An act to amend Section 191.5 of the Penal Code, relating to vehicular manslaughter.

### RESOLUTIONS

The following resolutions were offered:

**ASSEMBLY CONCURRENT RESOLUTION NO. 112—Torlakson.** Relative to California Fitness Month.

**ASSEMBLY JOINT RESOLUTION NO. 41—Robert Pacheco.** Relative to electronic commerce.

### CONSIDERATION OF DAILY FILE ASSEMBLY BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Assembly bills were this day on the second reading file:

**Assembly Bill No. 1674,** ordered to third reading;

**Assembly Bill No. 576,** ordered to the Consent Calendar

### SECOND READING OF ASSEMBLY BILLS

**ASSEMBLY BILL NO. 244—**An act to add Section 25118 to the Corporations Code, relating to usury.

Bill read second time, and ordered to Consent Calendar.

**ASSEMBLY BILL NO. 894—**An act to add Section 1418.9 to the Health and Safety Code, relating to physicians and surgeons.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be returned to the second reading file.

**ASSEMBLY BILL NO. 1493**—An act to amend Section 12956.1 of the Government Code, relating to public records.

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.

**ASSEMBLY BILL NO. 29**—An act to amend Section 49068 of the Education Code, relating to pupil records.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 1481**—An act to amend Section 12209.6 of the Business and Professions Code, relating to parking meters.

Bill read second time, and ordered to third reading.

#### **BILLS REMOVED FROM CONSENT CALENDAR**

Pursuant to Joint Rule 22.1, Assembly Bill No. 576 was removed from the Consent Calendar, and placed on the third reading file.

#### **RE-REFERENCE OF BILLS PURSUANT TO THE RULES**

On advice of the Legislative Counsel, and pursuant to the provisions of Joint Rule 10.5, the following resolution was ordered re-referred to the Committee on Appropriations.

**Assembly Concurrent Resolution No. 97.**

#### **BILLS RETURNED TO THIRD READING FILE**

Pursuant to Assembly Rule 78, the following bills were withdrawn from the inactive file, and placed upon the third reading file:

**Assembly Bills Nos. 748 and 869**, on request of Assembly Member Keeley;

**Assembly Bill No. 1266**, on request of Assembly Member Pescetti.

#### **REPORTS OF STANDING COMMITTEES**

##### **Committee on Judiciary**

Date of Hearing: January 11, 2000

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 460

With amendments with the recommendation: Amend, and do pass, as amended.

KUEHL, Chairwoman

Above bill ordered to second reading.

##### **Committee on Appropriations**

Date of Hearing: January 19, 2000

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 419

Assembly Bill No. 752

Assembly Bill No. 499

Assembly Bill No. 800

Assembly Bill No. 609

Assembly Bill No. 1043

Assembly Bill No. 732

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: January 19, 2000

Mr. Speaker: Your Committee on Appropriations reports:

- |                       |                        |
|-----------------------|------------------------|
| Assembly Bill No. 46  | Assembly Bill No. 654  |
| Assembly Bill No. 96  | Assembly Bill No. 801  |
| Assembly Bill No. 175 | Assembly Bill No. 820  |
| Assembly Bill No. 238 | Assembly Bill No. 866  |
| Assembly Bill No. 265 | Assembly Bill No. 877  |
| Assembly Bill No. 383 | Assembly Bill No. 899  |
| Assembly Bill No. 500 | Assembly Bill No. 1003 |
| Assembly Bill No. 603 | Assembly Bill No. 1035 |
| Assembly Bill No. 629 |                        |

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: January 19, 2000

Mr. Speaker: Your Committee on Appropriations reports:

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 1053 | Assembly Bill No. 1441 |
| Assembly Bill No. 1138 | Assembly Bill No. 1608 |
| Assembly Bill No. 1173 | Assembly Bill No. 1648 |
| Assembly Bill No. 1219 | Assembly Bill No. 1651 |
| Assembly Bill No. 1346 | Assembly Bill No. 1667 |
| Assembly Bill No. 1390 |                        |

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: January 19, 2000

Mr. Speaker: Your Committee on Appropriations reports:

- |                       |                        |
|-----------------------|------------------------|
| Assembly Bill No. 163 | Assembly Bill No. 935  |
| Assembly Bill No. 205 | Assembly Bill No. 943  |
| Assembly Bill No. 233 | Assembly Bill No. 994  |
| Assembly Bill No. 333 | Assembly Bill No. 1098 |
| Assembly Bill No. 463 | Assembly Bill No. 1123 |
| Assembly Bill No. 751 | Assembly Bill No. 1295 |
| Assembly Bill No. 769 | Assembly Bill No. 1307 |
| Assembly Bill No. 816 |                        |

With the recommendation: Do pass.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bills be placed on the Consent Calendar.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: January 19, 2000

Mr. Speaker: Your Committee on Appropriations reports:

- Assembly Bill No. 1349
- Assembly Bill No. 1358

With the recommendation: Do pass.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bills be placed on the Consent Calendar.

MIGDEN, Chairwoman

Above bills ordered to second reading.

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned until 8:30 a.m., Thursday, January 20, 2000.

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ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk



**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON JANUARY 19, 2000**

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

<b>AB RN</b>	
894 0000999	
1493 0001221	
<b>Daily Total:</b>	<b>2</b>
<b>Cumulative Total:</b>	<b>3526</b>

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