

CALIFORNIA LEGISLATURE  
1999–2000 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, January 21, 1999**

**TENTH SESSION DAY**

**FORTY-SIXTH 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  
Thursday, January 21, 1999

The Assembly met at 7 a.m.

Hon. Bob Margett, Assembly Member, 59th 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—68:

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

Quorum present.

**At 10:42 a.m., Hon. Roderick Wright, 48th 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 Baldwin, Ducheny, Gallegos, Romero, Runner, Thompson, and Villaraigosa.*

*Because of illness: Assembly Members Firebaugh, Granlund, and Shelley.*

*Because of illness in his family: Assembly Member Cunneen.*

**EXPLANATIONS OF ABSENCE**

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

January 20, 1999

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

Dear Mr. Speaker: I wish to be excused on legislative business for check-in session on Thursday, January 21, 1999 because I need to meet with a group of teachers in my district office.

Thank you in advance for your assistance.

Sincerely,

STEVE BALDWIN, Assembly Member  
Seventy-seventh District

January 13, 1999

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

Dear Mr. Speaker,

I am requesting a legislative excuse from session for Thursday, January 21st to travel to Austin, Texas to participate in a meeting of the Governmental Advisory Committee to the U.S. Representative of the Commission for Environmental Cooperation. As you may recall, I was appointed to the GAC last year, and am the only representative from California.

I plan to depart on the afternoon of January 20th, and return to my district late on the evening of the 21st. I appreciate your consideration of this request and await your reply.

Sincerely,

DENISE MORENO DUCHENY, Assembly Member  
Seventy-ninth District

January 7, 1999

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

Dear Mr. Speaker: Please excuse me from regular session, on Thursday, January 21, 1999 due to legislative business in Washington D.C.

Thank you for your attention regarding this matter.

Sincerely,

MARTIN GALLEGOS, Assembly Member  
Fifty-seventh District

January 19, 1999

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

Dear Mr. Speaker: I am writing to request permission to be excused from session on January 21, 1999 on legislative business.

Thank you for your consideration of this request. Please call me should you have any questions on this, or any other, matter.

Sincerely,

DR. GLORIA ROMERO, Assembly Member  
Forty-ninth District

January 20, 1999

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

Dear Mr. Speaker: I would like to request to be excused from session on Thursday, January 21, 1999 as I will be speaking at a California State Library Conference in Los Angeles.

Thank you in advance for your consideration of this request. Should you have any questions please contact my Capitol Director, Will Smith, at 319-2036.

Sincerely,

GEORGE RUNNER, Assembly Member  
Thirty-sixth District

January 12, 1999

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

Dear Mr. Speaker: Please excuse me from session on Thursday, January 21, 1999 due to legislative business in my District Office.

If you have any questions please contact Matt Back in my Capitol office at 319-2066.

Your assistance in this matter is greatly appreciated.

Sincerely,

BRUCE THOMPSON, Assembly Member  
Sixty-sixth District

January 21, 1999

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

Dear Dotson: Please be advised that I will be absent from check-in session today, January 21, 1999 due to legislative business in my district.

Sincerely,

ANTONIO R. VILLARAIGOSA  
Speaker of the Assembly

### COMMUNICATIONS

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

January 20, 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 Assemblymember Wally Knox to the Joint Task Force on Workforce Investment.

Sincerely,

ANTONIO R. VILLARAIGOSA  
Speaker of the Assembly

### ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 20, 1999

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:  
Assembly Concurrent Resolution No. 3

And reports the same correctly enrolled, and presented to the Secretary of State on the 20th day of January, 1999, at 10 a.m.

E. DOTSON WILSON, Chief Clerk

### INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

**ASSEMBLY BILL NO. 185—Hertzberg and Runner.** An act to add Article 7.5 (commencing with Section 9147.5) to Chapter 1.5 of Part 1 of Division 2 of Title 2 of the Government Code, relating to government programs, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

**ASSEMBLY BILL NO. 186—Hertzberg.** An act to amend Sections 21500, 21601, and 21620 of the Elections Code, relating to local elections.

**ASSEMBLY BILL NO. 187—Hertzberg.** An act to add Chapter 5.2 (commencing with Section 8333) to Division 1 of Title 2 of the Government Code, relating to state government.

**ASSEMBLY BILL NO. 188—Hertzberg.** An act to amend Section 56302 of the Government Code, relating to local government reorganization, and declaring the urgency thereof, to take effect immediately.

**ASSEMBLY BILL NO. 189—Ackerman.** An act to amend Section 23305.5 of the Revenue and Taxation Code, relating to taxation.

**ASSEMBLY BILL NO. 190—Ackerman.** An act to amend Section 17941 of the Revenue and Taxation Code, relating to taxation.

**ASSEMBLY BILL NO. 191—Dickerson.** An act to amend Section 217 of the Welfare and Institutions Code, relating to personal property.

**ASSEMBLY BILL NO. 192—Scott.** An act to add Section 90531.5 to the Education Code, relating to the California Teacher Cadet Program, and making an appropriation therefor.

**ASSEMBLY BILL NO. 193—Cardoza.** An act to add and repeal Section 1011.7 of the Military and Veterans Code, relating to veterans.

**ASSEMBLY BILL NO. 194—Longville.** An act to amend Section 1803 of the Vehicle Code, relating to vehicles.

**ASSEMBLY BILL NO. 195—Wright.** An act to amend Section 4016.5 of the Penal Code, relating to prisoners.

**ASSEMBLY BILL NO. 196—Kuehl (Principal coauthors: Aroner and Villaraigosa) Alquist, Calderon, Longville, and Mazzoni (Senator Hayden, coauthor).** An act relating to child support.

**ASSEMBLY BILL NO. 197—Ackerman.** An act to amend Sections 15679.1, 16101, 16901, 16903, 16905, 16906, 16907, 16911, 16914, 16915, 16916, and 17600 of, and to add Article 7.4 (commencing with Section 15677.1) to Chapter 3 of Title 2 of, and to add Chapter 11.5 (commencing with Section 17540.1) to Title 2.5 of, the Corporations Code, relating to legal entities.

**ASSEMBLY BILL NO. 198—Ackerman.** An act to amend Sections 160, 168, 174.5, 175, 181, 1001, 1100, 1101, 1101.1, 1113, 1200, 1201, 6010, 6020, 6021, 6022, 8010, 8020, 8021, 8022, 9640, 12530, 15679.1, 16901, 16911, 16914, 16915, 16916, and 17600 of, and to add Sections 6019.1, 8019.1, and 12540.1 to, the Corporations Code, relating to legal entities.

**ASSEMBLY BILL NO. 199—Pescetti.** An act relating to highways.

**ASSEMBLY BILL NO. 200—Wright.** An act to amend Section 1359 of the Health and Safety Code, and to add Sections 1622.1, 1626.1, 1631.1, and 1749.03 to the Insurance Code, relating to life agents.

**ASSEMBLY BILL NO. 201—Reyes.** An act to amend Section 4600 of the Labor Code, relating to workers' compensation.

**ASSEMBLY BILL NO. 202—Knox.** An act to amend Sections 12072, 12076, and 12077 of the Penal Code, relating to firearms.

**ASSEMBLY BILL NO. 203—Washington.** An act to add and repeal Section 25339 of the Government Code, to add and repeal Section 1203.7 of the Penal Code, and to add and repeal Sections 17053.29 and 23629 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

**ASSEMBLY BILL NO. 204—Baldwin.** An act to amend Section 311.1 of the Penal Code, relating to obscene matter.

**ASSEMBLY BILL NO. 205—Leach.** An act to add Chapter 2 (commencing with Section 1798.80) to Title 1.8 of Part 4 of the Civil Code, relating to personal information.

**ASSEMBLY BILL NO. 206—Runner and Ducheny.** An act to add Section 8539 to the Education Code, relating to school finance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

**ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 6—Leach.** A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending, repealing, and adding Section 12 of Article IV thereof, by amending Section 10.5 of, and by amending, repealing, and adding Sections 1, 2, 3, and 8 of, Article XIII B thereof, and by amending Sections 8 and 8.5 of Article XVI thereof, relating to the state budget.

**AUTHOR'S AMENDMENTS**  
**Committee on Education**

January 21, 1999

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

Assembly Bill No. 36

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

MAZZONI, Chairwoman

**ASSEMBLY BILL NO. 36**—An act to add Chapter 6.1 (commencing with Section 52050) to, and to add and repeal Article 3 (commencing with Section 52052) of Chapter 6.1 of, Part 28 of the Education Code, relating to school accountability, 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.

**MESSAGES FROM THE SENATE**

Senate Chamber, January 21, 1999

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 49

GREG P. SCHMIDT, Secretary of the Senate  
By John W. Rovane, Assistant Secretary

**FIRST READING OF SENATE BILLS**

The following bill was read the first time:

**SENATE BILL NO. 49**—An act to amend Section 1000 of the Elections Code, relating to elections, and declaring the urgency thereof, to take effect immediately.

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned until 12 Noon, Monday, January 25, 1999.

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FRED KEELEY, Speaker pro Tempore

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON JANUARY 21, 1999**

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The following measure was amended in the Assembly on this day:

<b>AB</b>	<b>RN</b>
36	9902662
<b>Daily Total:</b>	<b>1</b>
<b>Cumulative Total:</b>	<b>3</b>

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