

CALIFORNIA LEGISLATURE
1999-2000 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, January 25, 2000

**ONE HUNDRED TWENTY-EIGHTH SESSION DAY
FOUR HUNDRED FIFTEENTH 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 25, 2000

The Assembly met at 7 a.m.

Hon. Abel Maldonado, Assembly Member, 33rd 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	Davis	Lempert	Romero
Ackerman	Dickerson	Leonard	Shelley
Alquist	Ducheny	Longville	Soto
Aroner	Dutra	Lowenthal	Steinberg
Ashburn	Firebaugh	Machado	Strickland
Baldwin	Florez	Maddox	Strom-Martin
Bates	Frusetta	Maldonado	Thompson
Battin	Gallegos	Margett	Thomson
Baugh	Granlund	Mazzoni	Torlakson
Brewer	Havice	McClintock	Vincent
Briggs	Hertzberg	Migden	Washington
Calderon	House	Nakano	Wayne
Campbell	Jackson	Olberg	Wesson
Cardenas	Kaloogian	Pacheco, Robert	Wiggins
Cardoza	Keeley	Pacheco, Rod	Wright
Correa	Kuehl	Pescetti	Zettel
Cox	Leach	Reyes	Mr. Speaker

Quorum present.

At 2:10 p.m., Hon. Denise Moreno Ducheny, 79th 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, Cedillo, Cunneen, Knox, Oller, Papan, Runner, Scott, and Wildman.

On personal business, and waiving per diem: Assembly Member Honda.

Because of illness: Assembly Member Floyd.

Because of illness in her family: Assembly Member Corbett.

EXPLANATIONS OF ABSENCE

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

January 24, 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 25, 2000, due to legislative business in my district.

Your approval of this absence is appreciated.

Sincerely,

AUDIE ELIZABETH BOCK, Assembly Member
Sixteenth District

January 25, 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 check-in session today, January 25, 2000 as I am conducting legislative business in my district.

Thank you for your consideration in this matter.

Sincerely,

GILBERT A. CEDILLO, Assembly Member
Forty-sixth District

January 24, 2000

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

Dear Mr. Speaker: I respectfully request to be excused from Session, Tuesday, January 25, 2000 due to legislative business in the district.

Thank you for your consideration of this request.

Sincerely,

JIM CUNNEEN, Assembly Member
Twenty-fourth District

January 25, 2000

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

Dear Mr. Speaker: I respectfully request to be excused from check-in Session today due to legislative business in my district. Thank you.

Sincerely,

WALLY KNOX, Assembly Member
Forty-second District

January 24, 2000

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

Dear Mr. Speaker: This is to inform you that due to legislative business in my district, I will be unavailable for check-in session on Tuesday, January 25, 2000.

Thank you for your attention to this matter.

Sincerely,

THOMAS "RICO" OLLER, Assembly Member
Fourth District

January 24, 2000

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

Dear Speaker Villaraigosa: I request to be excused on Tuesday, January 25, 2000, for legislative business in my district.

Thank you.

Sincerely,

LOUIS J. PAPAN
Dean of the Assembly

January 25, 2000

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

Dear Mr. Speaker: I respectfully request to be excused from session on Tuesday, January 25, 2000, due to legislative business in my district.

Thank you in advance for your consideration of this request. Should you have any questions please contact Kara Stringfield at 319-2036.

Sincerely,

GEORGE RUNNER, Assembly Member
Thirty-sixth District

January 24, 2000

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

Dear Mr. Villaraigosa: I respectfully request that I be excused from session on January 25, 2000, for legislative business in my District Office.

If you have any questions, please contact my Executive Secretary, Maria Maestas, at 319-2044.

Thank you for your assistance in this matter.

Respectfully submitted,

JACK SCOTT, Assembly Member
Forty-fourth District

January 24, 2000

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

Dear Speaker Villaraigosa: This letter is to request permission to be excused from check-in Session on Tuesday, January 25, 2000, due to legislative business in my district.

Thank you for your consideration.

Sincerely,

SCOTT WILDMAN, Assembly Member
Forty-third District

COMMUNICATIONS

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

January 25, 2000

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

Dear Dotson: Please be advised that I have accepted the resignation of Assemblymember Tom Torlakson from the Joint Legislative Audit Committee.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

January 25, 2000

E. Dotson Wilson
Chief Clerk
State Capitol
Sacramento, California

Dear Dotson: Please be advised that I have created a Select Committee on Domestic Violence and appointed the following members:

Hon. Martin Gallegos, Chairman
 Hon. Sheila Kuehl
 Hon. Robert Pacheco
 Hon. Darrell Steinberg
 Hon. Helen Thomson

Sincerely,

ANTONIO R. VILLARAIGOSA
 Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 25, 2000

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

Assembly Bill No. 869

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, January 25, 2000

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

Assembly Bill No. 48

Assembly Bill No. 256

Assembly Bill No. 678

Assembly Bill No. 914

Assembly Bill No. 954

Assembly Bill No. 1422

Assembly Bill No. 1478

Assembly Bill No. 1525

Assembly Bill No. 1640

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, January 25, 2000

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

Assembly Concurrent Resolution No. 74

Assembly Concurrent Resolution No. 99

Assembly Concurrent Resolution No. 100

Assembly Concurrent Resolution No. 101

Assembly Concurrent Resolution No. 102

Assembly Concurrent Resolution No. 103

Assembly Concurrent Resolution No. 104

Assembly Joint Resolution No. 38

And reports the same correctly enrolled, and presented to the Secretary of State on the 25th day of January, 2000, at 11:15 a.m.

E. DOTSON WILSON, Chief Clerk

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Joint Committee on Fisheries and Aquaculture, on March 1, 2000, at 10 a.m.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

Date of Hearing: January 24, 2000

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 215

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

TORLAKSON, Chairman

Above bill re-referred to the Committee on Appropriations.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1779—Pescetti. An act to add Chapter 4.5 (commencing with Section 8116) to Part 1 of Division 8 of the Health and Safety Code, relating to cemeteries.

ASSEMBLY BILL NO. 1780—Washington. An act to amend Sections 45103 and 45256 of the Education Code, relating to classified school employees.

ASSEMBLY BILL NO. 1781—Robert Pacheco and Vincent, (Principal coauthors: Campbell, Cardenas, Margett, Washington, and Zettel) (Coauthors: Baugh, Havice, Lowenthal, Nakano, Rod Pacheco). An act to amend Section 5002.6 of the Public Resources Code, relating to state beaches.

ASSEMBLY BILL NO. 1782—Committee on Agriculture (Cardoza (Chair), Maldonado (Vice Chair), Briggs, Florez, Frusetta, House, Reyes, Thomson, and Wiggins). An act to add Chapter 4 (commencing with Section 10610) to Part 2 of Division 5 of the Food and Agricultural Code, relating to cattle disease control.

ASSEMBLY BILL NO. 1783—Nakano and Correa (Principal coauthor: Cunneen) (Coauthors: Alquist, Baugh, Briggs, Calderon, Cox, Florez, Leach, Lempert, Mazzoni, Papan, Runner, Strickland, and Zettel) (Coauthor: Senator Poochigian). An act to amend Section 18152.5 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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 Bills Nos. 1525, 678, 914, 1422, and 1640, ordered to third reading;

Assembly Bills Nos. 48, 256, 954, and 1478, ordered to the Consent Calendar.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 565—An act to add Section 13814.5 to the Penal Code, relating to youthful offenders.

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

ASSEMBLY BILL NO. 736—An act relating to pest control, and making an appropriation therefor.

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

ASSEMBLY BILL NO. 1196—An act to add Section 50000.7 to the Public Resources Code, relating to solid waste.

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

ASSEMBLY BILL NO. 1321—An act relating to environmental quality, and making an appropriation therefor.

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

ASSEMBLY BILL NO. 1508—An act to amend Section 3604 of the Financial Code, relating to financial institutions.

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

ASSEMBLY BILL NO. 966—An act to amend Section 1936 of the Civil Code, relating to car rentals.

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

ASSEMBLY BILL NO. 536—An act to amend Section 109270 of, and to add Section 1367.666 to, the Health and Safety Code, and to add Section 10123.185 to the Insurance Code, relating to health care.

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

ASSEMBLY BILL NO. 663—An act to amend Section 667.5 of, and to repeal Section 1170.95 of the Penal Code, relating to sentencing.

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

ASSEMBLY BILL NO. 1093—An act to amend Section 14526 of, and to add Section 14035.12 to, the Government Code, and to amend Sections 163 and 164 of the Streets and Highways Code, relating to transportation.

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

ASSEMBLY BILL NO. 1445—An act to amend Sections 1562.3 and 1569.616 of the Health and Safety Code, relating to residential facilities.

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

SECOND READING OF SENATE BILLS

SENATE BILL NO. 582—An act to add Chapter 5.1 (commencing with Section 8808) to Part 6 of, and to amend and renumber the heading of Chapter 5 (commencing with Section 8810) of Part 6 of, the Education Code, relating to school programs, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be 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. 726, on request of Assembly Member Gallegos.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 9 a.m., Wednesday, January 26, 2000.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JANUARY 25, 2000**

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

AB	RN
536	0001600
565	0002031
663	0001626
736	0001561
966	0001900
1093	0001538
1196	0001603
1321	0001556
1445	0001644
1508	0001607

SB	RN
582	0001631

Daily Total:	11
Cumulative Total:	3560

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