

CALIFORNIA LEGISLATURE

1999–2000 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Wednesday, February 3, 1999**

**FIFTEENTH SESSION DAY**

**FIFTY-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, February 3, 1999

The Assembly met at 7 a.m.

Hon. Sam Aanestad, Assembly Member, 3rd 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	Davis	Leonard	Runner
Ackerman	Dickerson	Longville	Scott
Alquist	Dutra	Lowenthal	Soto
Aroner	Firebaugh	Machado	Steinberg
Ashburn	Florez	Maddox	Strickland
Baldwin	Floyd	Maldonado	Strom-Martin
Bates	Frusetta	Margett	Thompson
Battin	Gallegos	Mazzoni	Thomson
Baugh	Granlund	McClintock	Torlakson
Brewer	Havice	Migden	Vincent
Briggs	Hertzberg	Nakano	Washington
Calderon	Honda	Olberg	Wayne
Campbell	House	Oller	Wesson
Cardenas	Jackson	Pacheco, Robert	Wiggins
Cardoza	Kaloogian	Pacheco, Rod	Wildman
Corbett	Keeley	Papan	Wright
Correa	Kuehl	Pescetti	Zettel
Cox	Leach	Reyes	
Cunneen	Lempert	Romero	

Quorum present.

**At 11:25 a.m., Hon. Mike Briggs, 29th 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 Cedillo, Ducheny, Knox, and Villaraigosa.*

*Because of illness: Assembly Member Shelley.*

**EXPLANATIONS OF ABSENCE**

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

February 3, 1999

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

Dear Mr. Speaker: I respectfully request to be excused from Check-In Session today due to legislative business in my district. If you have any questions, please contact my chief of staff, Kate Riley.

Thank you for your consideration of this request.

Sincerely,

WALLY KNOX, Assembly Member  
Forty-second District

(NOTE: For letters explaining the absences of Assembly Members Cedillo, Ducheny, and Villaraigosa on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for Monday, February 1, 1999.)

**SPECIAL COMMITTEE MEETINGS**

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

Committee on Information Technology to convene jointly with the Senate Select Committee on Economic Development and the Senate Committee on Energy, Utilities and Communications, on February 24, 1999, at 1:30 p.m., in Room 4202;

Committee on Insurance to convene jointly with Senate Insurance Committee, on February 25, 1999, at 9 a.m., in Room 4202.

**INTRODUCTION AND FIRST READING OF  
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

**ASSEMBLY BILL NO. 259—Leach.** An act to add Section 1295.7 to the Labor Code, relating to minors.

**ASSEMBLY BILL NO. 260—Wright.** An act to add Section 4106.5 to the Food and Agricultural Code, relating to agriculture.

**ASSEMBLY BILL NO. 261—Lempert.** An act to amend Section 4052 of the Business and Professions Code, relating to pharmacists.

**ASSEMBLY BILL NO. 262—Runner.** An act to add Section 7213 to the Revenue and Taxation Code, relating to local government finance.

**ASSEMBLY BILL NO. 263—Gallegos.** An act to amend Section 130020 of the Health and Safety Code, relating to hospital facilities.

**ASSEMBLY BILL NO. 264—Mazzoni.** An act to add Article 9 (commencing with Section 33492.140) to Chapter 4.5 of Part 1 of Division 24 of the Health and Safety Code, relating to redevelopment.

**ASSEMBLY BILL NO. 265—Davis.** An act to amend Section 2345 of the Business and Professions Code, relating to physicians and surgeons, and making an appropriation therefor.

**ASSEMBLY BILL NO. 266—Longville.** An act to amend Section 31625.2 of the Government Code, relating to county employee retirement.

**ASSEMBLY BILL NO. 267—Maddox.** An act to amend Section 296 of the Penal Code, relating to forensic identification convictions.

**ASSEMBLY BILL NO. 268—Cedillo.** An act relating to the Museum of Chinese American History, and making an appropriation therefor.

**ASSEMBLY BILL NO. 269—Olberg.** An act to amend Section 6380 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

**ASSEMBLY BILL NO. 270—Floyd.** An act to amend Sections 19531 and 19596.1 of, and to repeal Section 19549.2 of, the Business and Professions Code, relating to horse racing, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

**ASSEMBLY BILL NO. 271—Gallegos.** An act to add Section 2240 to the Business and Professions Code, and to amend Sections 1248.15, 1248.65, and 1250 of the Health and Safety Code, relating to medical care.

**ASSEMBLY BILL NO. 272—Kuehl.** An act to amend Section 51225.3 of the Education Code, relating to instructional programs.

**ASSEMBLY BILL NO. 273—Scott.** An act to add Section 667.86 to the Penal Code, relating to sentence enhancements.

**ASSEMBLY BILL NO. 274—Baldwin.** An act to add Section 987.885 to the Military and Veterans Code, relating to veterans.

### RESOLUTIONS

The following resolution was offered:

**HOUSE RESOLUTION NO. 9—Alquist.** Relative to the “ ‘Hospice Care’ ” Postage Stamp.

### AUTHOR'S AMENDMENTS

#### Committee on Education

February 3, 1999

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

Assembly Bill No. 33

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

MAZZONI, Chairwoman

**ASSEMBLY BILL NO. 33**—An act to add Section 11507 to the Education Code, relating to parental compacts.

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 Health

February 3, 1999

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

Assembly Bill No. 82

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

GALLEGOS, Chairman

**ASSEMBLY BILL NO. 82**—An act to add Section 1344.5 to the Health and Safety Code, relating to health.

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**

February 3, 1999

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 89

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

HONDA, Chairman

**ASSEMBLY BILL NO. 89**—An act to amend Section 830.7 of the Penal Code, relating to arrest.

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 Higher Education**

February 3, 1999

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

Assembly Bill No. 101

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

LEMPERT, Chairman

**ASSEMBLY BILL NO. 101**—An act to add Chapter 14.5 (commencing with Section 52990) to Part 28 of the Education Code, relating to remedial instruction.

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 Transportation**

February 3, 1999

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

Assembly Bill No. 71

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

TORLAKSON, Chairman

**ASSEMBLY BILL NO. 71**—An act to add Sections 5007.5 and 21655.9 to the Vehicle Code, relating to vehicles.

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 Insurance**

February 3, 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.

**ADJOURNMENT**

At 4 p.m., the Assembly adjourned until 9 a.m., Thursday, February 4, 1999.

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FRED KEELEY, Speaker pro Tempore

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON FEBRUARY 3, 1999**

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

<b>AB</b>	<b>RN</b>
33	9907544
70	9902136
71	9901544
82	9904817
89	9907367
101	9907651

<b>Daily Total:</b>	<b>6</b>
<b>Cumulative Total:</b>	<b>14</b>

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