

CALIFORNIA LEGISLATURE
2001-02 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, February 6, 2001
NINETEENTH SESSION DAY
SIXTY-FIFTH 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, February 6, 2001

The Assembly met at 7 a.m.

Hon. Barbara Matthews, Assembly Member, 17th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Darci King reading.

ROLL CALL

The following were placed upon the morning roll call—76:

Aanestad	Daucher	Leonard	Reyes
Alquist	Diaz	Leslie	Richman
Aroner	Dickerson	Liu	Runner
Ashburn	Dutra	Longville	Salinas
Bates	Firebaugh	Lowenthal	Simitian
Briggs	Florez	Maddox	Steinberg
Calderon	Frommer	Maldonado	Strickland
Campbell, Bill	Goldberg	Matthews	Strom-Martin
Campbell, John	Harman	Migden	Thomson
Canciamilla	Havice	Mountjoy	Vargas
Cardenas	Hollingsworth	Nakano	Washington
Cardoza	Horton	Nation	Wayne
Cedillo	Jackson	Negrete McLeod	Wesson
Chavez	Keeley	Oropeza	Wiggins
Cogdill	Kehoe	Pacheco, Robert	Wright
Cohn	Kelley	Pacheco, Rod	Wyland
Corbett	Koretz	Papan	Wyman
Correa	La Suer	Pavley	Zettel
Cox	Leach	Pescetti	Mr. Speaker

Quorum present.

At 1:43 p.m., Hon. Bill Leonard, 63rd 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:

Because of illness: Assembly Members Chan and Shelley.

The following Assembly Member was excused for the day, and her per diem was waived: Romero.

REPORTS

The following reports were presented by the Chief Clerk:

**Wastewater Treatment Plant Operator Certification
Processing Times for the 2000 Calendar Year
(Pursuant to Government Code Section 15378)**

Above transmitted report, together with letter of transmittal from Edward C. Anton, Acting Executive Director, State Water Resources Control Board, California Environmental Protection Agency, dated January 24, 2001, referred by the Speaker to the Committee on Water, Parks and Wildlife.

**State-Tribal Agreements
Governing Indian Fishing on the Klamath River
(Pursuant to Fish and Game Code Section 16533)**

Above transmitted report, together with letter of transmittal from Robert C. Hight, Director, Department of Fish and Game, dated January 25, 2001, referred by the Speaker to the Committee on Water, Parks and Wildlife.

**Progress Report on Implementation of
the Trout and Steelhead Conservation and Management Planning Act
During 1999 and 2000
(Pursuant to Fish and Game Code Section 1727(d))**

Above transmitted report, together with letter of transmittal from Robert C. Hight, Director, Department of Fish and Game, dated January 26, 2001, referred by the Speaker to the Committee on Water, Parks and Wildlife.

**Consulting Services Contract Report
Fiscal Year 1999–2000
(Pursuant to Chapter 1044 of the Statutes of 1990)**

Above transmitted report, together with letter of transmittal from Stephen W. Mayberg, Ph.D., Director, Department of Mental Health, dated January 26, 2001, referred by the Speaker to the Committee on Health.

**Cal Works Child Care
(Pursuant to Item 6110-196-0001 of the Budget Act of 2000)**

Above transmitted report, together with letter of transmittal from B. Teri Burns, Deputy Superintendent, Department of Education, dated January 31, 2001, referred by the Speaker to the Committee on Budget.

**Annual Report for Disabled Veterans Business Enterprise Program
July 1, 1999 to June 30, 2000
(Pursuant to Public Contract Code Section 10115.5)**

Above transmitted report, together with letter of transmittal from Steve Larson, Executive Director, California Energy Commission, dated January 22, 2001, referred by the Speaker to the Committee on Governmental Organization.

**2000–2001 Emergency Fire Suppression Expenditure Report
First Quarter
(Pursuant to Item 3540-006-001)**

Above transmitted report, together with letter of transmittal from Andrea E. Tuttle, Director, Department of Forestry and Fire Protection, dated January 24, 2001, referred by the Speaker to the Committee on Budget.

**Friends Outside Prison Representative Program
Annual Report to the Governor and Legislature
(Pursuant to Government Code Section 9795)**

Above transmitted report, together with letter of transmittal from Steven Cambra, Jr., Acting Director, Department of Corrections, dated January 29, 2001, referred by the Speaker to the Committee on Public Safety.

**Fourth Annual Report
on the Substance Abuse Program at the California
Substance Abuse Treatment Facility and State Prison at Corcoran
(Pursuant to Government Code Section 9795)**

Above transmitted report, together with letter of transmittal from Steven Cambra, Jr., Acting Director, Department of Corrections, dated January 31, 2001, referred by the Speaker to the Committee on Public Safety.

**Local Corrections in California
(Pursuant to Government Code Section 9795)**

Above transmitted report, together with letter of transmittal from Thomas E. McConnell, Executive Director, Board of Corrections, dated February 5, 2001, referred by the Speaker to the Committee on Public Safety.

**The Agricultural Labor Relations Board in the 21st Century:
A Needs Assessment of
the ALRB's Ability to Meet Its Statutory Obligations
(Pursuant to Item 8300-001-0001 of the Budget Act of 2000)**

Above transmitted report, together with letter of transmittal from Genevieve A. Shiroma, Chairwoman, Agricultural Labor Relations Board, dated January 30, 2001, referred by the Speaker to the Committee on Budget.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 6, 2001

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

Assembly Bill No. 36

Assembly Bill No. 66

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 175—Zettel. An act to amend Section 1250.8 of the Health and Safety Code, relating to health facilities.

ASSEMBLY BILL NO. 176—Nation. An act to amend Section 11715 of the Insurance Code, relating to workers' compensation.

ASSEMBLY BILL NO. 177—Liu. An act to amend Sections 48911, 51745, 51746, and 51747 of the Education Code, relating to pupils.

ASSEMBLY BILL NO. 178—Cox. An act to add Section 1941.5 to the Civil Code, and to amend Section 17920.3 of the Health and Safety Code, relating to housing standards.

ASSEMBLY BILL NO. 179—Shelley. An act to amend Sections 20420 and 20436 of, and to add Section 20432.5 to, the Government Code, relating to public employees' retirement, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 180—Cedillo. An act to amend Section 6363.3 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 181—Koretz. An act to add Section 1182.10 to the Labor Code, relating to employment.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 16—Strom-Martin. Relative to Spay Day USA 2001.

ASSEMBLY CONCURRENT RESOLUTION NO. 17—Nakano (Principal coauthor: Senator Machado) (Coauthors: Chan, Liu, Maldonado, and Shelley). Relative to a Day of Remembrance.

AUTHOR'S AMENDMENTS

Committee on Revenue and Taxation

February 6, 2001

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:
Assembly Bill No. 10

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

CORBETT, Chairwoman

ASSEMBLY BILL NO. 10—An act to amend Sections 17024.5, 17039, 17052.12, 17275.5, 17279.5, 17560, 17731.5, 17751, 18038.5, 19136, 19147, 19521, 23038.5, 23609, 24424, 24667, and 24872 of, and to add Sections 17132.6, 17321.5, 17507.7, 17552.3, 17563.5, 17570.5, 18173, 19136.7, 24661.3, 24451.5, 24685.5, 24710.5, 24872.6, and 24990.8 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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:

Human Services and the Senate Committee on Health and Human Services, on February 27, 2001, at 1:30 p.m.; and

Housing and Community Development and Transportation, and the Senate Committee on Housing and Community Development, on February 28, 2001, in Mountain View.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, February 7, 2001.

ROBERT M. HERTZBERG, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON FEBRUARY 6, 2001**

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

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Daily Total: 1

Cumulative Total: 5

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