

CALIFORNIA LEGISLATURE  
1999-2000 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Tuesday, February 15, 2000**

**ONE HUNDRED THIRTY-SIXTH SESSION DAY  
FOUR HUNDRED THIRTY-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  
Tuesday, February 15, 2000

The Assembly met at 11 a.m.

Hon. Fred Keeley, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

#### ROLL CALL

The roll was called.

#### Quorum Call of the Assembly

Assembly Member Papan moved a quorum call of the Assembly.

Motion carried. Time, 11:01 a.m.

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

#### Quorum Present

At 11:10 a.m., Speaker pro Tempore Keeley declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—76:

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

**PRAYER**

Upon invitation of Speaker pro Tempore Keeley, the following prayer was offered by Assembly Chaplain Rabbi Mona Alfi:

The British philosopher and social critic, Bertrand Russell, wrote on the topic of freedom. He said:

The freedom we should seek is not the right to oppress others, but the right to live as we choose and think as we choose where our doing so does not prevent others from doing likewise.

May we be mindful of the needs of those around us, and may our actions always enable the spirit of freedom to thrive and take root. May we find a way to live freely while still respecting the freedom of others. May this be God's will.—AMEN.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Speaker pro Tempore Keeley, Assembly Member Dickerson then led the Assembly in the pledge of allegiance to the Flag.

**MOTION TO DISPENSE WITH READING OF THE JOURNAL**

Further reading of the Journal of the previous legislative day was dispensed with on motion of Assembly Member Shelley, seconded by Assembly Member Baugh.

**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 Campbell, Knox, Soto, and Vincent.*

**EXPLANATIONS OF ABSENCE**

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

February 7, 2000

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

Dear Mr. Speaker: I respectfully ask to be excused from Session Tuesday, February 15th. I will be in my district on legislative business.

If you have any questions regarding this matter, please feel free to call my office at 319-2071.

Thank you for your consideration in this matter.

Sincerely,

BILL CAMPBELL, Assembly Member  
Seventy-first District

February 11, 2000

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

Dear Mr. Speaker: I respectfully request that I be excused from Session on Tuesday, February 15 due to legislative business in my district. Thank you.

Sincerely,

WALLY KNOX, Assembly Member  
Forty-second District

February 9, 2000

*The Honorable Speaker Villaraigosa  
State Capitol, Room 219  
Sacramento, California*

Dear Mr. Speaker: I am requesting permission to be excused from Session on Tuesday, February 15, 2000 on district legislative business. I have arranged for Superintendent Delaine Eastin to join me for a tour of De Anza Middle School, Ontario-Montclair School District. Additionally, we are meeting to discuss parental involvement grant opportunities.

Thank you for your consideration.

Sincerely,

NELL SOTO, Assembly Member  
Sixty-first District

February 15, 2000

*Hon. Antonio Villaraigosa  
Speaker of the Assembly  
State Capitol, Room 219  
Sacramento, California*

Dear Mr. Speaker: I request to be excused from Floor Session on Tuesday, February 15, 2000, due to legislative business in my district. Thank you for your consideration of this request.

Sincerely,

EDWARD VINCENT, Assembly Member  
Fifty-first District

**COMMUNICATIONS**

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

February 11, 2000

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

Dear Dotson: Please be advised that I have appointed the following Assemblymembers to the Joint Committee on Mental Health Reform:

- Hon. Gil Cedillo
- Hon. Martin Gallegos
- Hon. Darrell Steinberg
- Hon. Charlene Zettel

Sincerely,

ANTONIO R. VILLARAIGOSA  
Speaker of the Assembly

February 15, 2000

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

Dear Dotson: Please be advised that I have appointed Assemblymember Tony Cardenas as Chairman of the Elections, Reapportionment and Constitutional Amendments Committee for today's hearing only.

Sincerely,

ANTONIO R. VILLARAIGOSA  
Speaker of the Assembly

The following communications were presented by the Chief Clerk from:

Diane Calkins, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, transmitting copies of the title, summary, and text of the following proposed initiatives, pursuant to Elections Code Section 9007:

**Identity Verification.**  
**Initiative Constitutional Amendment. SA 1999RF0059**

Referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

**Fees, Taxes. New Definitions, Vote Requirements.**  
**Initiative Constitutional Amendment. SA 1999RF0060**

Referred by the Speaker to the Committee on Revenue and Taxation.  
**Restricting Application of Three Strikes Law to Violent and Serious Felonies.**  
**Initiative Statute. SA 1999RF0057**

Referred by the Speaker to the Committee on Public Safety.

**Identity Theft. Disclosure of Personal Information About Victims.  
Initiative Statute. SA 1999RF0062**

Referred by the Speaker to the Committee on Public Safety.

**Right to Keep and Bear Arms.  
Initiative Constitutional Amendment. SA 1999RF0053, Amdt. #1-S**

Referred by the Speaker to the Committee on Public Safety.

**Elections. Internet Voting, Voter Registration and Initiative Petitions.  
Initiative Statute. SA 1999RF0055**

Referred by the Speaker to the Committee on Elections, Reapportionment and Constitutional Amendments.

**Prayer in Public Schools.  
Initiative Constitutional Amendment. SA 1999RF0069**

Referred by the Speaker to the Committee on Education.

**REPORTS**

The following letter of transmittal was presented by the Chief Clerk, and ordered printed in the Journal:

California State Auditor

99121

January 20, 2000

*The Honorable Speaker of the Assembly  
The Honorable Members of the Assembly  
of the Legislature of California  
State Capitol, Room 3196  
Sacramento, California*

Members of the Assembly: As requested by the Joint Legislative Audit Committee, the Bureau of State Audits presents its audit report concerning the Department of Education's (department) monitoring of state and federal programs.

This report concludes that the department has begun to shift its monitoring focus from concentrating solely on compliance with state and federal regulations to measuring accountability by student achievement. While we recognize the importance of student achievement, this philosophy hinders the department's ability to ensure the appropriate use of state and federal funds. Its monitoring approach is further flawed because the department generally does not review entities receiving state and federal funds based on risk and it does not adequately track and evaluate the results of its monitoring efforts.

We also found that the Audits and Investigations Division (audits division), which was the primary focus of our audit, provides limited value towards the department's monitoring efforts. The audits division is spending the majority of its time reviewing independent CPA reports and ensuring that the department's records agree with figures in these reports rather than performing on-site audits or assisting with program reviews. Finally, we found that various divisions within the department can improve their processes for monitoring nonprofit organizations and

school districts by performing reviews within the required timeframe and consistently following up with program participants to ensure that they have taken appropriate corrective actions.

Respectfully submitted,

MARY P. NOBLE  
Acting State Auditor

Above report referred to the Committee on Education.

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The following reports were presented by the Chief Clerk:

**CALFED Bay-Delta Program Progress Report for December 1999  
(Pursuant to Assembly Joint Resolution 30,  
Chapter 100, Statutes of 1995)**

Above transmitted report, together with letter of transmittal from Steven R. Ritchie, Acting Executive Director, CALFED Bay-Delta Program, Sacramento, dated January 12, 2000, referred by the Speaker to the Committee on Natural Resources.

**California Energy Commission's Annual and Quarterly Reports  
Concerning the Renewables Funding Program  
(Pursuant to Public Utilities Code Section 445 (g))**

Above transmitted report, together with letter of transmittal from Michal C. Moore, Commissioner, Renewables Program Committee, California Energy Commission, Sacramento, dated January 15, 2000, referred by the Speaker to the Committee on Utilities and Commerce.

**California Energy Commission's Quarterly Report  
Concerning the Public Interest Energy Research Program  
(Pursuant to Public Resources Code Section 25620.5(h))**

Above transmitted report, together with letter of transmittal from David A. Rohy, Ph.D., Vice Chair, Research, Development and Demonstration Committee, California Energy Commission, Sacramento, dated January 24, 2000, referred by the Speaker to the Committee on Utilities and Commerce.

**California Highway Patrol's  
1998 Motor Vehicle Theft Prevention Act Annual Report  
(Pursuant to Senate Bill 1743)**

Above transmitted report, together with letter of transmittal from Dwight O. Helmick, Commissioner, California Highway Patrol, Sacramento, dated January 25, 2000, referred by the Speaker to the Committee on Transportation.

**California Highway Patrol Supplemental Report on  
the Implementation and Expansion of the EI Protector Program  
(Pursuant to the 1999 Budget Act, Item 2720-001-0044)**

Above transmitted report, together with letter of transmittal from Dwight O. Helmick, Commissioner, California Highway Patrol, Sacramento, dated January 7, 2000, referred by the Speaker to the Committee on Budget.

**California Managed Risk Medical Insurance Board's  
Healthy Families Program's Enrollment Report  
(Pursuant to the 1999 Budget Act, Item 4280-101-0001)**

Above transmitted report, together with letter of transmittal from Sandra Shewry, Executive Director, California Managed Risk Medical Insurance Board, Sacramento, dated January 11, 2000, referred by the Speaker to the Committee on Budget.

**California Student Aid Commission's Report on  
the Assumption Program of Loans for Education  
(Pursuant to Assembly Bill 3133, Statutes of 1996)**

Above transmitted report, together with letter of transmittal from Walter G. Boeck, Executive Director, California Student Aid Commission, Rancho Cordova, dated January 1, 2000, referred by the Speaker to the Committee on Higher Education.

**Department of Education's Report on  
California Physical Fitness Test 1999  
(Pursuant to Senate Bill 896, Statutes of 1998)**

Above transmitted report, together with letter of transmittal from B. Teri Burns, Deputy Superintendent, External Affairs Branch, Department of Education, Sacramento, dated January 13, 2000, referred by the Speaker to the Committee on Education.

**Department of Pesticide Regulation  
Fourth Quarterly Report for Fiscal Year 1998-99  
(Pursuant to the 1998 Budget Act)**

Above transmitted report, together with letter of transmittal from Paul E. Helliker, Director, Department of Pesticide Regulation, Sacramento, dated July 22, 1999, referred by the Speaker to the Committee on Budget.

**Department of Pesticide Regulation's  
Disabled Veteran Business Enterprise Participation Report  
for Fiscal Year 1998-99  
(Pursuant to Public Contract Code Section 10115.5)**

Above transmitted report, together with letter of transmittal from Timothy S. Lynn, Chief, Fiscal Management Branch, Department of Pesticide Regulation, Sacramento, dated January 7, 2000, referred by the Speaker to the Committee on Utilities and Commerce.

**Department of Rehabilitation's Report on  
the Adequacy of the Department's Systems of  
Internal Accounting and Administrative Control  
(Pursuant to Government Code Section 13405)**

Above transmitted report, together with letter of transmittal from Catherine Campisi, Director, Department of Rehabilitation, Sacramento, dated December 31, 1999, referred by the Speaker to the Committee on Human Services.

**SPECIAL COMMITTEE MEETINGS**

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

Joint Committee to Develop a Master Plan for Education—Kindergarten through University, on February 29, 2000, at 3 p.m., in Room 4202;

Committee on Education, to convene jointly with the Joint Committee to Develop a Master Plan for Education, on February 29, 2000, at 3 p.m., in Room 4202;



Committee on Environmental Safety and Toxic Materials, to convene jointly with Budget Subcommittee No. 3, on February 29, 2000, at 9:30 a.m.;

Select Committee on California Ports, on February 25, 2000, at 9 a.m., in Long Beach;

Select Committee on the Compton Unified School District, on February 24, 2000, at 2 p.m.;

Select Committee on Tire Disposal, on February 29, 2000, at 3 p.m., in Room 127.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, February 15, 2000

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

Assembly Concurrent Resolution No. 120

Assembly Concurrent Resolution No. 121

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions ordered on file.

**AUTHOR'S AMENDMENTS  
Committee on Public Safety**

February 15, 2000

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

Assembly Bill No. 1717

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

WASHINGTON, Chairman

**ASSEMBLY BILL NO. 1717**—An act to amend Sections 11106, 12001, and 12072 of the Penal Code, relating to firearms.

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.

**REFERENCE OF BILLS TO COMMITTEE**

Pursuant to the Assembly Rules, the following bills were referred to committee:

*Assembly*

<i>Bill No.</i>	<i>Committee</i>
1781 -----	W.,P. & W.
1821 -----	L. Gov.
1841 -----	Trans.
1842 -----	U. & C.
1843 -----	Rev. & Tax.
1844 -----	Ins.
1845 -----	Pub. S.
1846 -----	Aging & L.T.C.
1847 -----	Health
1848 -----	Ins.
1849 -----	C.P.,G.E. & E.D.
1851 -----	Health
1853 -----	Pub. S.
1854 -----	Rev. & Tax.
1855 -----	H. & C.D.

<b>1856</b>	-----	Jud.
<b>1858</b>	-----	Jud.
<b>1859</b>	-----	H. & C.D. and Jud.
<i>Assembly Concurrent</i>		
<i>Resolution No.</i>		<i>Committee</i>
<b>125</b>	-----	Rls.

**REQUEST FOR PHOTOGRAPHER**

Assembly Member Shelley was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

**REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND THE RULES**

Assembly Member Shelley requested unanimous consent that Assembly Rule 69 be temporarily suspended for the purpose of permitting Members to offer handwritten amendments of up to 25 words to House Resolution No. 44 at the commemorative Sesquicentennial Session in Benicia on Wednesday, February 16, 2000.

**RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO ASSEMBLY RULE 77.2**

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Assembly Bill No. 135 to the Committee on Budget.

**SPECIAL COMMITTEE MEETINGS**

Unanimous consent was granted that the Committee on Budget be permitted to hold a special meeting today, off the Floor and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 135 for hearing.

**REPORTS OF STANDING COMMITTEES  
Committee on Rules**

Date of Hearing: February 15, 2000

Mr. Speaker: Your Committee on Rules reports:  
Assembly Concurrent Resolution No. 125

With the recommendation: Be adopted.

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

HERTZBERG, Chairman

Above resolution ordered on file.

**ASSEMBLY CONCURRENT RESOLUTION NO. 125 REMOVED FROM CONSENT CALENDAR AND TAKEN UP**

Upon request of Assembly Member Shelley, Assembly Member Villaraigosa was granted unanimous consent that Assembly Concurrent Resolution No. 125 be removed from the Consent Calendar, and to take the resolution up at this time, without reference to file, for purpose of consideration.

**ASSEMBLY CONCURRENT RESOLUTION NO. 125 (Villaraigosa)**—Relative to California Neighborhood and Community Parks Month.

Resolution read.

**Members Made Coauthors of  
Assembly Concurrent Resolution No. 125**

Assembly Member Villaraigosa was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 125.

**Roll Call**

The following Assembly Members indicated a desire to become coauthors:

Alquist, Bates, Battin, Baugh, Bock, Briggs, Calderon, Cardenas, Cardoza, Cedillo, Corbett, Cox, Cunneen, Dickerson, Ducheny, Frusetta, Gallegos, Granlund, Havice, Lempert, Leonard, Maldonado, Margett, McClintock, Olberg, Oller, Robert Pacheco, Rod Pacheco, Papan, Pescetti, Reyes, Strickland, Thomson, Washington, Wesson, and Zettel.

**Request for Unanimous Consent**

Assembly Member Villaraigosa was granted unanimous consent to take up Assembly Concurrent Resolution No. 125, as amended, without reference to print or file, and that the same be considered engrossed.

**Consideration of Assembly Concurrent Resolution No.125, as Amended**

**ASSEMBLY CONCURRENT RESOLUTION NO. 125**—Relative to California Neighborhood and Community Parks Month.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

**RECESS**

By unanimous consent, at 11:27 a.m., Speaker pro Tempore Keeley declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Bock introduced Hon. Wang Yunxiang, Consul General of the People's Republic of China in San Francisco, and Hon. Xiaozhong Yang, Consul (Public Affairs), Consulate General of the People's Republic of China.

Hon. Wang Yunxiang then addressed the assemblage.

**RECONVENED**

At 11:29 a.m., the Assembly reconvened.

Hon. Fred Keeley, Speaker pro Tempore of the Assembly, presiding.

**CONSIDERATION OF DAILY FILE**

**UNFINISHED BUSINESS**

**CONSIDERATION OF SENATE AMENDMENTS**

**ASSEMBLY CONCURRENT RESOLUTION NO. 107 (Wright)**—Relative to Dr. Martin Luther King, Jr. Day.

The question being: Shall the Assembly concur in the Senate amendments to the above resolution?

*(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)*

The Assembly concurred in Senate amendments.

Above resolution ordered enrolled.

**ASSEMBLY CONCURRENT RESOLUTION NO. 13 (Wright)**—Relative to Black History Month.

The question being: Shall the Assembly concur in the Senate amendments to the above resolution?

*(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)*

The Assembly concurred in Senate amendments.

Above resolution ordered enrolled.

#### **MOTIONS TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motions to reconsider the votes on Senate Bill No. 762 and Assembly Bill No. 1280 were continued until the next legislative day.

#### **THIRD READING OF SENATE BILLS**

**SENATE BILL NO. 1239 (Burton)**—An act to amend Section 15700 of, and to add Sections 15606.7 and 15705 to, the Government Code, and to amend Section 23040.1 of the Revenue and Taxation Code, relating to taxation.

Bill read third time.

#### **Motion to Amend**

Assembly Member Migden moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

#### **MEMBERS EXCUSED FOR COMMITTEE MEETING**

At 11:30 a.m., by unanimous consent, the members of the Committee on Budget were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room.

#### **RECESS**

By unanimous consent, at 11:31 a.m., Speaker pro Tempore Keeley declared the Assembly recessed.

#### **RECONVENED**

At 11:42 a.m., the Assembly reconvened.

Hon. Fred Keeley, Speaker pro Tempore of the Assembly, presiding.

#### **CONSIDERATION OF DAILY FILE (RESUMED)**

#### **UNFINISHED BUSINESS (RESUMED)**

#### **CONSIDERATION OF SENATE AMENDMENTS**

**ASSEMBLY BILL NO. 1626 (Torlakson)**—An act to amend Sections 12206, 17058, and 23610.5 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

*(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)*

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

**AYES—72**

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

**NOES—None**

Above bill ordered enrolled.

**REPORTS OF STANDING COMMITTEES**

**Committee on Budget**

Date of Hearing: February 15, 2000

Mr. Speaker: Your Committee on Budget reports:

Assembly Bill No. 135

With the recommendation: That the Senate amendments be concurred in.

DUCHENY, Chairwoman

Above bill ordered to unfinished business.

**CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 135 BY UNANIMOUS CONSENT**

Upon request of Assembly Member Shelley, Assembly Member Ducheny was granted unanimous consent to take up Assembly Bill No. 135, without reference to file, for purpose of consideration of Senate amendments.

**ASSEMBLY BILL NO. 135 (Ducheny)**—An act relating to forestry and fire protection, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

*(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)*

**Urgency Clause**

Urgency clause read, and adopted by the following vote:

**AYES—74**

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

**NOES—None**

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

**AYES—74**

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

**NOES—None****ADJOURN IN MEMORY**

Assembly Member Wiggins was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of cartoonist Charles M. “Sparky” Schulz, of Santa Rosa.

**CAUCUS ANNOUNCEMENTS**

Assembly Member Cardenas announced that the Democratic Caucus would meet today, upon adjournment of Floor session, in the Assembly Lounge.

Assembly Member Leonard announced that the Republican Caucus would meet today, upon adjournment of Floor session, in the Tom Bane Rules Committee Room.

**ADJOURN IN MEMORY**

Assembly Member Battin was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of David Marlowe, of Blythe.

Assembly Member Mazzoni was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Patty Hilligoss, of Petaluma.

Assembly Member Reyes was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jay Stanley, of Fresno.

Assembly Member Shelley was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Arthur Hoppe, of San Francisco, and Dr. Zuretti “Zoo” Goosby, of San Francisco.

Assembly Member Strickland was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ruth Gelb, of Sherman Oaks; Mary Ann Hedman, of San Diego, and Don Sheets, of Encino.

**SESSION SCHEDULE ANNOUNCEMENTS**

Speaker pro Tempore Keeley announced the following session schedule:

Wednesday, February 16, 2000, Floor Session, 1 p.m.;

Thursday, February 17, 2000, No session;

Friday, February 18, 2000, Floor Session, 8:30 a.m.

**VOTE ADDS**

The following Assembly Members were granted unanimous consent to record their votes on the following items (shown in sequential order):

**Assembly Bill No. 1626, Concurrence:** Baldwin, Battin, Brewer, Cedillo, Machado, and Olberg—Aye.

**Assembly Bill No. 135, Urgency and Concurrence:** Battin—Aye.

**MOTION TO ADJOURN**

At 11:58 a.m., Assembly Member Washington moved that the Assembly do now adjourn.

Assembly Member Romero seconded the motion.

Motion carried.

**QUORUM CALL OF THE ASSEMBLY DISPENSED WITH**

At 11:59 a.m., Speaker pro Tempore Keeley declared the quorum call of the Assembly dispensed with.

**REQUEST TO SUSPEND THE LIMIT ON THE INTRODUCTION OF BILLS**

To the Committee on Rules:

Pursuant to Assembly Rule 49, I request permission to suspend the bill introduction limitation with respect to the following bill:

RN 000016.

JACK SCOTT

**Permission of Rules Committee**

Assembly Chamber, February 15, 2000

The Committee on Rules grants permission to suspend Assembly Rule 49(c) with respect to the following bill: RN 000016.

ROBERT M. HERTZBERG, Chairman

To the Committee on Rules:

Pursuant to Assembly Rule 49, I request permission to suspend the bill introduction limitation with respect to the following bill:

RN 0005404.

JACK SCOTT

**Permission of Rules Committee**

Assembly Chamber, February 15, 2000

The Committee on Rules grants permission to suspend Assembly Rule 49(c) with respect to the following bill: RN 0005404.

ROBERT M. HERTZBERG, Chairman

To the Committee on Rules:

Pursuant to Assembly Rule 49, I request permission to suspend the bill introduction limitation with respect to the following bill:

RN 000886.

SUSAN A. DAVIS

**Permission of Rules Committee**

Assembly Chamber, February 15, 2000

The Committee on Rules grants permission to suspend Assembly Rule 49(c) with respect to the following bill: RN 000886.

ROBERT M. HERTZBERG, Chairman

To the Committee on Rules:

Pursuant to Assembly Rule 49, I request permission to suspend the bill introduction limitation with respect to the following bill:

RN 002489.

VIRGINIA STROM-MARTIN

**Permission of Rules Committee**

Assembly Chamber, February 15, 2000

The Committee on Rules grants permission to suspend Assembly Rule 49(c) with respect to the following bill: RN 002489.

ROBERT M. HERTZBERG, Chairman



To the Committee on Rules:

Pursuant to Assembly Rule 49, I request permission to suspend the bill introduction limitation with respect to the following bill:

RN 9924247.

SCOTT WILDMAN

**Permission of Rules Committee**

Assembly Chamber, February 15, 2000

The Committee on Rules grants permission to suspend Assembly Rule 49(c) with respect to the following bill: RN 9924247.

ROBERT M. HERTZBERG, Chairman

To the Committee on Rules:

Pursuant to Assembly Rule 49, I request permission to suspend the bill introduction limitation with respect to the following bill:

RN 9925200.

SCOTT WILDMAN

**Permission of Rules Committee**

Assembly Chamber, February 15, 2000

The Committee on Rules grants permission to suspend Assembly Rule 49(c) with respect to the following bill: RN 9925200.

ROBERT M. HERTZBERG, Chairman

**INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS**

The following bills were introduced and read the first time:

**ASSEMBLY BILL NO. 1919—Romero.** An act to amend Section 17072.10 of the Education Code, relating to school facilities.

**ASSEMBLY BILL NO. 1920—Jackson.** An act to add Section 351.5 to the Family Code, relating to marriage.

**ASSEMBLY BILL NO. 1921—Romero.** An act to amend Section 17072.10 of the Education Code, relating to school facilities.

**ASSEMBLY BILL NO. 1922—Romero.** An act to amend Section 66720 of the Education Code, relating to public postsecondary education.

**ASSEMBLY BILL NO. 1923—Cardenas.** An act to amend Sections 17039 and 23036 of, and to add and repeal Sections 17052.19, 23618, and 23619 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

**ASSEMBLY BILL NO. 1924—Runner.** An act to add and repeal Section 7090 of the Government Code, and to add and repeal Section 23640 of the Revenue and Taxation Code, relating to enterprise zones.

**ASSEMBLY BILL NO. 1925—Dickerson.** An act to add Article 6.5 (commencing with Section 56836.30) to Chapter 7.2 of Part 30 of, and to add Chapter 13 (commencing with Section 67102) to Part 40 of, the Education Code, relating to special education, and making an appropriation therefor.

**ASSEMBLY BILL NO. 1926—Leonard.** An act to add Sections 52085 and 52120.1 to the Education Code, relating to class size reduction.

**ASSEMBLY BILL NO. 1927—Kuehl.** An act to amend Sections 33105.5, 33105.6, 33204.3, and 33204.4 of the Public Resources Code, relating to the Rim of the Valley Trail Corridor.

**ASSEMBLY BILL NO. 1928—Vincent.** An act to amend Section 830.5 of the Penal Code, relating to peace officers.

**ASSEMBLY BILL NO. 1929—Strickland.** An act relating to public school programs.

**ASSEMBLY BILL NO. 1930—Scott.** An act to repeal Section 100.45 of, and to repeal and add Section 100.4 of, the Streets and Highways Code, relating to highways.

**ASSEMBLY BILL NO. 1931—Scott.** An act to add Section 233.8 to the Education Code, relating to hate violence, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

**ASSEMBLY BILL NO. 1932—Davis.** An act to add Section 5402.5 to the Business and Professions Code, relating to advertising.

**ASSEMBLY BILL NO. 1933—Strom-Martin and Shelley (Coauthors: Cardoza, Cedillo, and Mazzoni) (Coauthor: Senator Karnette).** An act to add Sections 22334, 24203.6, 24205.5, and 87489 to the Education Code, relating to the State Teachers' Retirement System.

**ASSEMBLY BILL NO. 1934—Wildman.** An act to amend Section 203 of the Labor Code, relating to employment.

**ASSEMBLY BILL NO. 1935—Wildman.** An act to amend Section 3562 of the Government Code, relating to higher education labor relations.

**ASSEMBLY BILL NO. 1936—Papan.** An act to amend Section 927.1 of the Government Code, relating to state contracts.

**ASSEMBLY BILL NO. 1937—Correa (Principal coauthor: Senator Ortiz).** An act to amend Section 21328 of, and to add Sections 31664.1, 31664.2, and 31681.55 to, the Government Code, relating to retirement.

**ASSEMBLY BILL NO. 1938—Lempert.** An act to amend Section 6007 of the Revenue and Taxation Code, relating to taxation.

**ASSEMBLY BILL NO. 1939—Vincent and Margett (Principal coauthors: Robert Pacheco and Washington) (Coauthors: Briggs, Cox, and Runner) (Coauthors: Senators Mountjoy and Polanco).** An act to amend Sections 40001, 40201, 40503, 40507, 41780.1, 41783, 41825, 41850, and 42006 of, and to add Section 40150.1 to, the Public Resources Code, relating to solid waste.

**ASSEMBLY BILL NO. 1940—Papan.** An act to add Chapter 2.7 (commencing with Section 56197) to Part 30 of the Education Code, relating to special education.

**ASSEMBLY BILL NO. 1941—Wright (Principal coauthor: Senator O'Connell).** An act to amend Sections 400, 404, 406, and 99220 of, to amend the heading of Article 2 (commencing with Section 99220) of Chapter 5 of Part 65 of, to amend and renumber Section 99221 of, and to add Sections 99221, 99222, 99224, and 99225 to, the Education Code, relating to teachers, and declaring the urgency thereof, to take effect immediately.

**ASSEMBLY BILL NO. 1942—Reyes (Principal coauthor: Senator Dunn).** An act to add Chapter 8.6 (commencing with Section 52270) to Part 28 of the Education Code, relating to education technology, and declaring the urgency thereof, to take effect immediately.

**ASSEMBLY BILL NO. 1943—Villaraigosa (Principal coauthor: Senator Murray).** An act to add Chapter 13 (commencing with Section 92900) to Part 57 of the Education Code, relating to the University of California, and declaring the urgency thereof, to take effect immediately.

**ASSEMBLY BILL NO. 1944—Wayne.** An act to amend Sections 51238.3 and 51282 of, and to add Sections 51256.3 and 51282.3 to, the Government Code, relating to land use.

**ASSEMBLY BILL NO. 1945—Lowenthal.** An act to amend Sections 44670.3 and 44277 of the Education Code, relating to school development plans.

**ASSEMBLY BILL NO. 1946—Wayne.** An act to repeal and add Section 115910 of the Health and Safety Code, relating to public beaches.

**ASSEMBLY BILL NO. 1947—Maldonado.** An act to repeal Sections 31470.10 and 31470.11 of the Government Code, relating to welfare fraud investigators and administrators.

**ASSEMBLY BILL NO. 1948—Dickerson.** An act relating to watersheds.

**ASSEMBLY BILL NO. 1949—Hertzberg.** An act to add and repeal Section 530.75 of the Penal Code, relating to identity theft.

**ASSEMBLY BILL NO. 1950—Rod Pacheco.** An act to amend Sections 2351, 2401, 2620, and 2852 of the Probate Code, relating to conservatorship and guardianship.

**ASSEMBLY BILL NO. 1951—Longville.** An act to add Section 99314.2 to the Public Utilities Code, relating to transportation.

**ASSEMBLY BILL NO. 1952—Florez and Bock (Coauthors: Cardoza and Ducheny).** An act to add Chapter 7.5.5 (commencing with Section 8693) to Division 1 of Title 2 of the Government Code, relating to agricultural disasters, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

**ASSEMBLY BILL NO. 1953—Cunneen and Lempert (Coauthors: Alquist, Bates, Battin, Campbell, Cox, Honda, Leach, Leonard, Maddox, Rod Pacheco, Scott, Strickland, and Zettel) (Coauthors: Senators Johannessen and McPherson).** An act to amend Sections 17052.12 and 23609 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

**ASSEMBLY BILL NO. 1954—Jackson.** An act to add Section 15301.7 to the Government Code, relating to temporary shelter.

**ASSEMBLY BILL NO. 1955—Migden.** An act to add Chapter 1.8 (commencing with Section 200) to Part 1 of Division 1 of the Health and Safety Code, and to add Division 11 (commencing with Section 21000) to the Welfare and Institutions Code, relating to individuals with disabilities.

**ASSEMBLY BILL NO. 1956—Keeley.** An act to add Title 17 (commencing with Section 98050) to the Government Code, to amend Section 377 of, and to add Section 851.1 to, the Public Utilities Code, relating to public utilities.

### RESOLUTIONS

The following resolutions were offered:

**ASSEMBLY CONCURRENT RESOLUTION NO. 126—Honda and Nakano.** Relative to Day of Remembrance.

**ASSEMBLY CONCURRENT RESOLUTION NO. 127—Leonard.** Relative to Charles R. Imbrecht.

### INTRODUCTION OF GUESTS

Assembly Member Bates, of the 73rd Assembly District, introduced Chuck Hardwick, the former Speaker of the New Jersey General Assembly, and Richard Bagger, the Majority Conference Leader for the New Jersey General Assembly.

Assembly Member Strickland, of the 37th Assembly District, introduced his wife, Audra Strickland.

**ADJOURNMENT**

At 3 p.m., pursuant to the motion by Assembly Member Washington, the Assembly adjourned until 1 p.m., Wednesday, February 16, 2000, out of respect to the memory of Charles M. “Sparky” Schulz, on motion of Assembly Member Wiggins; out of respect to the memory of David Marlowe, on motion of Assembly Member Battin; out of respect to the memory of Patty Hilligoss, on motion of Assembly Member Mazzoni; out of respect to the memory of Jay Stanley, on motion of Assembly Member Reyes; out of respect to the memory of Arthur Hoppe and Dr. Zuretti “Zoo” Goosby, on motion of Assembly Member Shelley; and out of respect to the memory of Ruth Gelb, Mary Ann Hedman, and Don Sheets, on motion of Assembly Member Strickland.

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ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON FEBRUARY 15, 2000**

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

<b>AB</b>	<b>RN</b>
1717	0005424

<b>SB</b>	<b>RN</b>
1239	0001265

<b>Daily Total:</b>	<b>2</b>
<b>Cumulative Total:</b>	<b>3591</b>

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