

CALIFORNIA LEGISLATURE
1999-2000 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, March 13, 2000

**ONE HUNDRED FORTY-SIXTH SESSION DAY
FOUR HUNDRED SIXTY-THIRD 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
Monday, March 13, 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 Granlund 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 11:14 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—75:

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

PRAYER

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

The celebrated civil rights activist and Catholic theologian, Rosemary Ruether, has written eloquently on the topic of experiencing God in the everyday world. She taught:

The liberating encounter with God/ess is always an encounter with our authentic selves resurrected from underneath the alienated self. It is not experienced against, but in and through relationships, healing our broken relations with our bodies, with other people, with nature.

Through the experience of trying to heal what is broken in our lives, we can come to experience God. When we see the act of spiritual and emotional healing as something that is done with others, rather than to or by others, we can become closer with the Divine. And by allowing ourselves to connect with the natural world, we can discover a sense of the Eternal.

May we find what is blessed and sacred within ourselves, and may that sense of sacredness release within us a desire to heal what is broken in our lives and in our world. May we find strength through our spiritual struggles and comfort in our relationships with others. May this be God's will.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Keeley, Assembly Member Aanestad 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 Leonard.

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 Member Villaraigosa.

On legislative business, and waiving per diem: Assembly Member Lowenthal.

Because of illness: Assembly Members Firebaugh and Vincent.

Because of illness in his family: Assembly Member Knox.

EXPLANATIONS OF ABSENCE

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

March 13, 2000

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

Dear Dotson: I will be absent from session today, Monday, March 13, 2000, due to legislative business in my district.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

March 6, 2000

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

Dear Mr. Speaker,

I am writing this letter to respectfully request permission to be excused from floor session on March 13, 2000 in order to conduct legislative business waiving my per diem. I have been invited to be a participant at the American Psychological Association 2000 State Leadership Conference in Washington, D.C.

If you have any questions, please feel free to call me at 319-2054. Thank you for your consideration in this matter.

Sincerely,

ALAN LOWENTHAL, Assembly Member
Fifty-fourth District

COMMUNICATIONS

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

March 10, 2000

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

Dear Dotson: Please be advised that I have appointed Assemblymember Carl Washington to the Aging and Long Term Care Committee to fill the vacancy for the hearing on March 14th only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

March 10, 2000

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

Dear Dotson: Please be advised that I have appointed Assemblymember Fred Keeley to fill the vacancy on the Education Committee for the hearing on March 15th only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

March 13, 2000

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

Dear Dotson: Please be advised that I have appointed Assemblymember Kevin Shelley to the Education Committee in place of Assemblymember Lou Correa for the hearing on Wednesday, March 15, 2000, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

March 13, 2000

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

Dear Dotson: Please be advised that I have appointed Assemblymember Ken Maddox to the Public Safety Committee in place of Assemblymember Jim Cunneen for the hearing on Tuesday, March 14, 2000, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

SPECIAL COMMITTING MEETINGS

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

Budget Subcommittee on Information Technology and Transportation, on March 16, 2000, in Fresno;

Committee on Local Government, on March 29, 2000, at 9 a.m., in Room 126;

Committee on Human Services, on April 12, 2000.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 13, 2000

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

- Assembly Bill No. 1738
- Assembly Bill No. 1743
- Assembly Bill No. 1763
- Assembly Bill No. 1777

- Assembly Bill No. 1787
- Assembly Bill No. 1841
- Assembly Bill No. 1851

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, March 13, 2000

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

- Assembly Bill No. 1727
- Assembly Bill No. 1742

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, March 13, 2000

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

- Assembly Concurrent Resolution No. 141

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

Assembly Chamber, March 13, 2000

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

- Assembly Bill No. 1004

And reports the same correctly enrolled, and presented to the Governor on the 13th day of March, 2000, at 11:45 a.m.

E. DOTSON WILSON, Chief Clerk

REFERENCE OF BILLS TO COMMITTEE

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

Assembly

Committee

1930 -----	Trans. and L. Gov.
1965 -----	Jud.
1980 -----	Health
1982 -----	L. Gov.
1995 -----	Jud.
2042 -----	Agri.
2073 -----	E.,R. & C.A. and Jud.
2075 -----	G.O.
2082 -----	Hum. S. and Jud.
2087 -----	Ed.
2095 -----	Rev. & Tax.
2116 -----	Ed. and E.S. & T.M.
2117 -----	Nat. Res. and W.,P. & W.
2174 -----	H. & C.D.
2195 -----	Ed. and E.,R. & C.A.
2298 -----	Ed.
2316 -----	Pub. S.
2351 -----	Pub. S.
2352 -----	G.O.

2354	-----	Pub. S.
2357	-----	L. & E. and Jud.
2358	-----	Pub. S.
2360	-----	Rev. & Tax.
2361	-----	Ed.
2366	-----	C.P.,G.E. & E.D.
2367	-----	Rev. & Tax.
2369	-----	C.P.,G.E. & E.D.
2371	-----	Pub. S. and Rev. & Tax.
2372	-----	Higher Ed.
2373	-----	Trans.
2374	-----	Jud.
2376	-----	Higher Ed.
2377	-----	Hum. S.
2378	-----	Higher Ed.
2379	-----	W.,P. & W.
2381	-----	E.S. & T.M.
2382	-----	Trans.
2383	-----	P.E.,R. & S.S.
2385	-----	Jud.
2386	-----	Health and Aging & L.T.C.
2387	-----	W.,P. & W. and Nat. Res.
2390	-----	L. Gov.
2391	-----	Ed.
2393	-----	Health
2394	-----	Trans.
2396	-----	B. & F.
2397	-----	Health
2400	-----	Rev. & Tax.
2401	-----	W.,P & W.
2402	-----	Jud.
2404	-----	Jud.
2405	-----	Jud.
2406	-----	Pub. S.
2407	-----	C.P.,G.E. & E.D.
2408	-----	Ed.
2409	-----	Higher Ed.
2410	-----	L. & E.
2412	-----	Rev. & Tax. and Info Tech.
2413	-----	Higher Ed.
2414	-----	Health
2415	-----	Health
2416	-----	Pub. S.
2417	-----	Hum. S.
2418	-----	Jud.
2420	-----	B. & F. and Jud.
2423	-----	Health
2424	-----	Health
2425	-----	Pub. S.
2427	-----	Health
2431	-----	Hum. S.
2433	-----	Jud.
2434	-----	Higher Ed.
2436	-----	L. & E.

2437	-----	Pub. S.
2439	-----	C.P.,G.E. & E.D.
2440	-----	Higher Ed.
2443	-----	Ed. and E.S. & T.M.
2444	-----	G.O.
2446	-----	Pub. S.
2447	-----	Pub. S.
2449	-----	Pub. S.
2450	-----	L. Gov.
2452	-----	Hum. S.
2453	-----	Ed.
2455	-----	Rev. & Tax.
2456	-----	P.E.,R. & S.S.
2458	-----	P.E.,R. & S.S.
2460	-----	Agri.
2461	-----	Rev. & Tax.
2463	-----	P.E.,R. & S.S.
2466	-----	Rev. & Tax.
2467	-----	Ed.
2470	-----	Rev. & Tax.
2471	-----	Nat. Res.
2473	-----	Ed.
2474	-----	Ed.
2475	-----	Rev. & Tax.
2476	-----	Higher Ed.
2477	-----	Ins.
2480	-----	C.P.,G.E. & E.D.
2481	-----	L. & E.
2482	-----	W.,P. & W.
2485	-----	Ed.
2487	-----	Pub. S. and Rev. & Tax.
2488	-----	E.S. & T.M.
2489	-----	Pub. S.
2490	-----	Rev. & Tax.
2491	-----	Pub. S.
2492	-----	E.S. & T.M.
2493	-----	E.S. & T.M.
2496	-----	Higher Ed.
2497	-----	Higher Ed.
2499	-----	C.P.,G.E. & E.D.

*House**Resolution No.**Committee*

46	-----	Rls.
47	-----	Rls.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Date of Hearing: March 13, 2000

Mr. Speaker: Your Committee on Rules reports:

House Resolution No. 46

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.

Date of Hearing: March 13, 2000

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 55

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.

REQUEST FOR PHOTOGRAPHER

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

RECESS

By unanimous consent, at 11:20 a.m., Speaker pro Tempore Keeley declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Baldwin introduced Jamie Orphanos and presented a resolution to him commending the outstanding professional services he has provided to the California Assembly Republican Caucus and extending best wishes for continued future success. Assembly Member Battin also introduced Mrs. Constanza Orphanos and daughter Megan Orphanos.

RECONVENED

At 11:20 a.m., the Assembly reconvened.

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

ADJOURN IN MEMORY

Assembly Members Campbell and Frusetta were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Carol Wells, of Sacramento, and that the following statement be printed in the Journal:

**In Memoriam
Carol Wells**

It is with sadness I rise today to ask unanimous consent to adjourn in the memory of Carol Wells, the wife of Jack Wells a long-time consultant to the Assembly Republican Caucus.

Carol and Jack met while both were working in the Reagan Administration, and have given a lifetime to public service and the Republican Party.

Carol fought an extended and courageous battle with cancer. She will be missed by those who knew and loved her.

In addition to adjourning in her memory, I ask that the Members of this House offer our condolences to and prayers for Jack Wells.

(Assembly Rule 45.5 suspended.)

RECESS

By unanimous consent, at 11:25 a.m., Speaker pro Tempore Keeley declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Campbell introduced the Foothill High School Girls Cross Country Team and presented a resolution commending the coaching and administrative staff and players upon winning the Division II State Championship.

RECONVENED

At 11:26 a.m., the Assembly reconvened.

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

ADJOURN IN MEMORY

Assembly Member Jackson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Police Chief Richard A. Breza, of Santa Barbara and that the following statement be printed in the Journal:

In Memoriam**Richard A. Breza**

It is with a great deal of sadness that I seek permission to adjourn in memory of the Police Chief of Santa Barbara—a wonderful man named Rick Breza who passed away of a brain tumor this weekend, at the age of 53. Chief Breza was one of those extraordinary police officers who truly understood the benefits, not only of strict and consistent enforcement of the laws, but also in dealing with intervention and prevention. He was very actively involved with the alcohol and substance abuse programs that we have in the City of Santa Barbara. He was also a very strong supporter of reasonable gun control, one of the leaders of the state on that issue. He also provided inspiration to youth and also believed very strongly that the most effective policing is when the community is involved. He spent the last 12 years as the Chief of this fine city, committed to the issues and committed to the type of law enforcement that will be a beacon for the future. He was also a friend of mine. I knew him when I first came to Santa Barbara in 1975 and served in the DA's office. He was a young police officer who graduated to detective. He was a man of unquestioned integrity and compassion and it is with that sadness that I ask to adjourn in his memory today.

(Assembly Rule 45.5 waived.)

REQUEST FOR PHOTOGRAPHER

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

BILLS REMOVED FROM CONSENT CALENDAR

The following bill was removed from the Consent Calendar, and placed on the third reading file, pursuant to Joint Rule 22.2:

Assembly Concurrent Resolution No. 44, on request of Assembly Member Havice, as announced by Assembly Member Shelley.

**REQUEST TO CONSIDER AND ACT ON BILLS
WITHIN 30 CALENDAR DAYS**

The following request was submitted:

Assembly Chamber, March 2, 2000

Mr. Speaker: I request permission to introduce a resolution providing that Assembly Bill No. 2280 may be considered and acted upon within 30 days after introduction and prior to being in print for 30 days.

DEAN FLOREZ

Recommendation of Rules Committee

March 9, 2000

Mr. Speaker: Your Committee on Rules recommends:

That the request by Assembly Member Florez for permission to introduce a resolution dispensing with the limitation contained in Article IV, Section 8(a), of the Constitution and suspending Joint Rule 55 as they pertain to Assembly Bill No. 2280 be granted.

ROBERT M. HERTZBERG, Chair

**Resolution to Dispense with Article IV, Sec. 8(a) of the Constitution
and Suspend Joint Rule 55**

Resolved, That, pursuant to Article IV, Section 8(a) of the Constitution, Assembly Bill No. 2280 may be heard in committee and acted upon by the Assembly before 30 calendar days have elapsed since introduction and that Joint Rule 55 be suspended to permit such hearing and action prior to being in print for 30 days.

Resolution read, and adopted by the following vote:

AYES—68

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

NOES—None

Article IV, Section 8(a) of the Constitution was declared dispensed with, and Joint Rule 55 suspended.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Date of Hearing: March 13, 2000

Mr. Speaker: Your Committee on Rules reports:

House Resolution No. 47

With the recommendation: Be adopted.

HERTZBERG, Chairman

Above resolution ordered on file.

**Request for Unanimous Consent to Take Up
House Resolution No. 47**

Upon request of Assembly Member Shelley, Assembly Member Reyes was granted unanimous consent to take up House Resolution No. 47, without reference to file.

HOUSE RESOLUTION NO. 47—Relative to National Safe Place Week.
Resolution read.

Members Made Coauthors of House Resolution No. 47

Assembly Member Reyes was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of House Resolution No. 47.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

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

Request for Unanimous Consent

Assembly Member Reyes was granted unanimous consent to take up House Resolution No. 47, as amended, without reference to print or file.

Consideration of House Resolution No. 47, as Amended

HOUSE RESOLUTION NO. 47—Relative to National Safe Place Week.

Resolution read, as amended, and adopted by the following vote:

AYES—69

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

NOES—None

**CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 141
BY UNANIMOUS CONSENT**

Upon request of Assembly Member Shelley, Assembly Member Cedillo was granted unanimous consent to take up Assembly Concurrent Resolution No. 141, out of order.

ASSEMBLY CONCURRENT RESOLUTION NO. 141 (Cedillo)—Relative to Domestic Worker Appreciation Day.

Resolution read.

Motion to Amend

Assembly Member Cedillo moved the adoption of amendments. Amendments read and adopted; resolution ordered reprinted.

Request for Unanimous Consent

Upon request of Assembly Member Shelley, Assembly Member Cedillo was granted unanimous consent to take up Assembly Concurrent Resolution No. 141, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 141, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 141—Relative to Domestic Worker Appreciation Day.

Resolution read, as amended.

**Members Made Coauthors of
Assembly Concurrent Resolution No. 141**

Assembly Member Cedillo was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 141.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

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

Request for Unanimous Consent

Assembly Member Cedillo was granted unanimous consent to take up Assembly Concurrent Resolution No. 141, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 141, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 141—Relative to Domestic Worker Appreciation Day.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

**CONSIDERATION OF DAILY FILE
ASSEMBLY BILLS RETURNED TO SECOND READING FILE
PURSUANT TO THE RULES**

Pursuant to the Assembly Rules, the following Assembly bill was this day on the second reading file:

Assembly Bill No. 1742, ordered to third reading.

Assembly Bill No. 1727, ordered to the Consent Calendar.

(NOTE: Later this day Assembly Bill No. 1727 was re-referred to the Committee on Appropriations.)

RE-REFERENCE OF BILLS PURSUANT TO THE RULES

On advice of the Legislative Counsel, and pursuant to the provisions of Joint Rule 10.5, the following bill was ordered re-referred to the Committee on Appropriations:

Assembly Bill No. 1727.

**CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS
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 Thursday, March 16, 2000.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY JOINT RESOLUTION NO. 50 (Baugh)—Relative to the United Colors of Benetton.

Resolution read.

Members Made Coauthors of Assembly Joint Resolution No. 50

Assembly Member Baugh was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Joint Resolution No. 50.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Aanestad, Ackerman, Ashburn, Baldwin, Bates, Battin, Brewer, Briggs, Campbell, Cardenas, Correa, Cox, Cunneen, Dickerson, Dutra, Frusetta, Gallegos, Granlund, Havice, Honda, House, Jackson, Kaloogian, Leach, Leonard, Machado, Maddox, Maldonado, McClintock, Nakano, Olberg, Oller, Robert Pacheco, Rod Pacheco, Pescetti, Reyes, Runner, Soto, Strickland, Thompson, Torlakson, Wayne, and Zettel.

Request for Unanimous Consent

Assembly Member Baugh was granted unanimous consent to take up Assembly Joint Resolution No. 50, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Joint Resolution No. 50, as Amended

ASSEMBLY JOINT RESOLUTION NO. 50—Relative to the United Colors of Benetton.

Resolution read, as amended, and adopted by the following vote:

AYES—59

Aanestad	Cox	Kaloogian	Reyes
Ackerman	Cunneen	Leach	Romero
Alquist	Davis	Lempert	Runner
Ashburn	Dickerson	Leonard	Scott
Baldwin	Ducheny	Machado	Soto
Bates	Dutra	Maddox	Steinberg
Battin	Florez	Maldonado	Strickland
Baugh	Frusetta	Margett	Strom-Martin
Brewer	Gallegos	McClintock	Thompson
Briggs	Granlund	Nakano	Thomson
Campbell	Havice	Olberg	Torlakson
Cardenas	Hertzberg	Oller	Wayne
Cardoza	Honda	Pacheco, Robert	Wesson
Corbett	House	Pacheco, Rod	Zettel
Correa	Jackson	Pescetti	

NOES—8

Bock	Keeley	Longville	Wildman
Cedillo	Kuehl	Mazzoni	Wright

Resolution ordered transmitted to the Senate.

REQUEST FOR PHOTOGRAPHER

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

ADJOURN IN MEMORY

Assembly Member Ackerman was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Henry A. Fredricks, of Corona del Mar.

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 Alex Dreier, of Rancho Mirage, and Laurens Schutter, of Palm Desert.

Assembly Member Corbett was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Anne H. Sweet, of San Leandro, and Dr. Charles Peacock, of San Leandro.

Assembly Member Frusetta was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Frank “Cowboy” Vierra, of Firebaugh.

Assembly Member Hertzberg was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Manning J. Post, of Santa Monica.

Assembly Member House was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Louis Cortopassi, of Madera.

Assembly Member Oller was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Raymond E. Strand, of Roseville.

Assembly Member Papan was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Aida Turdici, of Millbrae.

Assembly Member Wesson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Rosa May Shelby of Clarksdale, Mississippi.

CAUCUS ANNOUNCEMENTS

Assembly Member Longville announced that the Local Government Caucus previously scheduled on Tuesday, May 14, 2000, is cancelled.

VOTE ADDS

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

Resolution to Dispense with Constitution, Article IV. Sec. 8(a): Battin, Florez, Olberg, Pescetti, Runner, Steinberg, and Torlakson—Aye.

House Resolution No. 47: Battin, Florez, Maddox, Olberg, Pescetti, Runner, Steinberg, and Torlakson—Aye.

MOTION TO ADJOURN

At 12:16 p.m., Assembly Member Washington moved that the Assembly do now adjourn.

Assembly Member Thompson seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Member Papan arose to speak on the condition of the file.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

The question being on the motion of Assembly Member Washington that the Assembly adjourn.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 12:18 p.m., Speaker pro Tempore Keeley declared the quorum call of the Assembly dispensed with.

COMMUNICATIONS

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

March 7, 2000

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

Dear Mr. Speaker: As a result of my election to the unexpired term of office for the Thirty-second Senatorial District, I hereby respectfully submit my resignation as State Assemblywoman of the Sixty-first Assembly District effective upon taking the oath of office for the Thirty-second Senatorial District on March 13, 2000.

NELL SOTO, Assembly Member
Sixty-first District

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

ASSEMBLY BILL NO 2898—Committee on Revenue and Taxation (Knox (Chair), Alquist, Aroner, Honda, and Romero). An act to amend Sections 6456, 6592, 7091, 7657, 8269, 8877 9033, 9269, 30282, 30354, 30458.9, 32255, 32389, 32469, 40102, 40167, 40209, 41096, 41127.6, 41169, 43157, 43448, 43520, 45155, 45609, 45685, 46156, 46464, 46620, 50112.2, 50138.6, 50156.9, 55044, 55209, 55330, 60209, 60493, and 60630 of, and to add Sections 6704, 6832.6, 7056.6, 7658.2, 8128.1, 8257, 8756, 8958, 9033.5, 9152.1, 9255.2, 11253.5, 11553.5, 30189, 30316, 30354.5, 30362.1, 30455.5, 32258, 32387.5, 32389.5, 32402.1, 32455.5, 38504.5, 38602.5, 40066, 40112.1, 40156, 40167.5, 40176, 41057, 41101.1, 41123.6, 41127.7, 41132, 43161, 43444.3, 43448.5, 43452.1, 43506, 45158, 45605.5, 45609.5, 45652.1, 45855.5, 46159, 46407, 46464.5, 46502.1, 46606, 50112.6, 50136.5, 50138.7, 50140.1, 50155.5, 55047, 55205.5, 55209.5, 55222.1, 55305, 60213, 60408, 60493.5, 60522.1, and 60609.5 to, the Revenue and Taxation Code, relating to taxation.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY JOINT RESOLUTION NO. 52—McClintock (Principal coauthor: Senator Mountjoy). Relative to fuel tax.

**AUTHOR'S AMENDMENTS
Committee on Judiciary**

March 13, 2000

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

Assembly Constitutional Amendment No. 21

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

KUEHL, Chairwoman

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 21—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 32 to Article I thereof, relating to families.

Resolution read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; resolution ordered reprinted, and to be re-referred to the committee.

**AUTHOR'S AMENDMENTS
Committee on Rules**

March 13, 2000

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

House Resolution No. 45

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

HERTZBERG, Chairman

HOUSE RESOLUTION NO. 45—Relative to National School Breakfast Week.

Resolution read; author's amendments, presented pursuant to Assembly Rules, read and adopted; resolution ordered reprinted, and to be re-referred to the committee.

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

March 13, 2000

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

Assembly Bill No. 2280

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

WASHINGTON, Chairman

ASSEMBLY BILL NO. 2280—An act to add Chapter 3 (commencing with Section 2030) to Division 2.5 of the Welfare and Institutions Code, relating to youth programs.

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 Revenue and Taxation

March 13, 2000

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Bill No. 1734

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

KNOX, Chairman

ASSEMBLY BILL NO. 1734—An act to add Sections 17053.65 and 23665 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.

AUTHOR'S AMENDMENTS
Committee on Health

March 13, 2000

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

Senate Bill No. 817

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

GALLEGOS, Chairman

SENATE BILL NO. 817—An act to add Section 1316.7 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 Housing and Community Development

March 13, 2000

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Assembly Bill No. 1831

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

LOWENTHAL, Chairman

ASSEMBLY BILL NO. 1831—An act to repeal Section 11010.05 of the Business and Professions Code, to amend Section 1368 of, to repeal Sections 51.3, 51.4, 51.10, 51.11, and 51.12 of, and to repeal and add Section 51.2 of, the Civil Code, to amend Sections 12955.9, 65915, and 65995.1 of the Government Code, and to amend Sections 1775 and 19904 of the Health and Safety Code, relating to housing.

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 Revenue and Taxation

March 13, 2000

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Bill No. 1728

Assembly Bill No. 1790

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

KNOX, Chairman

ASSEMBLY BILL NO. 1728—An act to add Section 17155.5 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.

ASSEMBLY BILL NO. 1790—An act to amend Section 53 of the Revenue and Taxation Code, relating to grapes, 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.

AUTHOR'S AMENDMENTS
Committee on Consumer Protection, Governmental Efficiency and Economic Development

March 13, 2000

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Assembly Bill No. 1822

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

DAVIS, Chairwoman

ASSEMBLY BILL NO. 1822—An act to amend Section 3373 of the Financial Code, to amend Sections 8546, 11340.5, 11343, 11343.4, 11343.5, 11344, 11344.1, 11344.2, 11344.4, 11344.6, 11344.7, 11344.9, 11346, 11346.1, 11346.2, 11346.3, 11346.5, 11346.8, 11346.9, 11347.3, 11349, 11349.1, 11349.6, 11350, 11350.3, 11353, 11356, and 27491.41 of, to amend the heading of Article 4 (commencing with Section 11344) of Chapter 3.5 of Division 3 of Title 2 of, to add Sections 11340.8, 11340.9, 11347.1, and 11349.2 to, to add Article 2 (commencing with Section 11342.510) to Chapter 3.5 of Division 3 of Title 2 of, to repeal Sections 11342 and 11346.54 of, and to repeal the heading of Article 2 (commencing with Section 11342) of Chapter 3.5 of Division 3 of Title 2 of, the Government Code, to amend Section 57004 of the Health and Safety Code, to amend Section 5058 of the Penal Code, to amend Section 25620.2 of the Public Resources Code, and to amend Section 11462.4 of the Welfare and Institutions Code, relating to administrative rulemaking.

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, March 13, 2000

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

Assembly Bill No. 1525

And respectfully requests the Assembly to concur in said amendments.

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

Above bill ordered to unfinished business file.

Senate Chamber, March 13, 2000

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

Assembly Concurrent Resolution No. 62

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate

By John W. Rovane, Assistant Secretary

Above resolution ordered to unfinished business file.

Senate Chamber, March 13, 2000

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

Assembly Bill No. 576

GREG P. SCHMIDT, Secretary of the Senate

By John W. Rovane, Assistant Secretary

Above bill ordered enrolled.

Senate Chamber, March 13, 2000

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

Assembly Concurrent Resolution No. 83

GREG P. SCHMIDT, Secretary of the Senate

By John W. Rovane, Assistant Secretary

Above resolution ordered enrolled.

Senate Chamber, March 13, 2000

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 1239

GREG P. SCHMIDT, Secretary of the Senate

By John W. Rovane, Assistant Secretary

Senate Chamber, March 13, 2000

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

Senate Concurrent Resolution No. 68

GREG P. SCHMIDT, Secretary of the Senate

By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 68—Relative to Lupus Alert Day.

INTRODUCTION OF GUESTS

Assembly Member Nakano, of the 53rd Assembly District, introduced Mira Costa High School student leaders: Ian McPherson, Donovan Daughtry, Brian Siemak, Tolga Ozyurtcu, Marissa Schmidt, Heather Suminski, Sara Tillotson, Colleen Abel, Megan Schickler, and Liz Ward, who were accompanied by Manhattan Beach School Board Members Tracey Windes and Terri Greene.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Washington, the Assembly adjourned until 7 a.m., Tuesday, March 14, 2000, out of respect to the memory of Carol Wells, on motion of Assembly Members Campbell and Frusetta; out of respect to the memory of Police Chief Richard A. Breza, on motion of Assembly Member Jackson; out of respect to the memory of Anne H. Sweet and Dr. Charles Peacock, on motion of Assembly Member Corbett; out of respect to the memory of Frank "Cowboy" Vierra, on motion of Assembly Member Frusetta; out of respect to the memory of Manning J. Post, on motion of Assembly Member Hertzberg; out of respect to the memory of Raymond E. Strand, on motion of Assembly Member Oller; out of respect to the memory of Aida Turdici, on motion of Assembly Member Papan out of respect to the memory of Rosa May Shelby, on motion of Assembly Member Wesson; out of respect to the memory of Alex Dreier and Laurens Schutter, on motion of Assembly Member Battin; out of respect to the memory of Louis Cortopassi, on motion of Assembly Member House; and out of respect to the memory of Henry A. Fredricks, on motion of Assembly Member Ackerman.

FRED KEELEY, Speaker pro Tempore

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON MARCH 13, 2000**

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

AB RN

817 0006246
1728 0006070
1734 0006315
1790 0005194
1822 0006245
1831 0005488
2280 0006049

ACA RN

21 0005431

ACR RN

141 0006305

HR RN

45 0006336

Daily Total: 10
Cumulative Total: 3640

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