

CALIFORNIA LEGISLATURE
1999-2000 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, March 15, 1999
THIRTY-THIRD SESSION DAY
NINETY-NINTH 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 15, 1999

The Assembly met at 10 a.m.

Hon. Helen Thomson, Assistant 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 Cox moved a quorum call of the Assembly.

Motion carried. Time, 10:01 a.m.

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

Quorum Present

At 10:07 a.m., Assistant Speaker pro Tempore Thomson declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—78:

Aanestad	Davis	Leonard	Scott
Ackerman	Dickerson	Longville	Shelley
Alquist	Ducheny	Lowenthal	Soto
Aroner	Dutra	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
Cedillo	Keeley	Papan	Wright
Corbett	Knox	Pescetti	Zettel
Correa	Kuehl	Reyes	Mr. Speaker
Cox	Leach	Romero	
Cunneen	Lempert	Runner	

PRAYER

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

In the book of Genesis [Gen. 1:26–28] we are taught that before creating humans God spoke, saying:

“Let us create humankind in our image, after our likeness . . . and God then created humanity in the Divine image. In the image of God each of us were created, male and female we were created, and God blessed us.”

Each and every one of us is a physical and spiritual manifestation of the Divine presence. God can only begin to be seen when *we* can see the Divine in the face and deeds of every person, both male *and* female, in every shade, and shape and size.

Each of us is a reflection of the Divine, each one blessed by God, bringing our own unique gifts into the world.

May it be the will of the Creator that the time not be distant when each of us will be able to look into the faces of our fellow humans and *always* see the spark of the Divine within them, as well as within ourselves.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Assistant Speaker pro Tempore Thomson, Assembly Member Jackson 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 Rod Pacheco.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

On legislative business: Assembly Member Firebaugh.

EXPLANATIONS OF ABSENCE

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

March 15, 1999

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

Dear Speaker Villaraigosa: This letter is to respectfully request to be excused from legislative session on Monday, March 15, 1999. I was unable to attend due to the fact that I was in the district on legislative business.

Sincerely,

MARCO ANTONIO FIREBAUGH, Assembly Member
Fiftieth District

COMMUNICATIONS

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

March 10, 1999

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

Dear Dotson: Please be advised that I have appointed Assemblymember Carl Washington to the Appropriations Committee in place of Assemblymember Roderick Wright for the hearing on Wednesday, March 17, 1999, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

March 12, 1999

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

Dear Dotson: Please be advised that I have appointed Assemblymember Martin Gallegos to the Budget Subcommittee 1.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

March 15, 1999

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

Dear Dotson: Please be advised that I have appointed Assemblymember Howard Wayne to the Education Committee in place of Assemblymember Susan Davis for the hearing on Wednesday, March 17, 1999, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

March 15, 1999

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

Dear Dotson: Please be advised that I have made the following appointments to the Appropriations Committee for the hearing on Wednesday, March 17, 1999, only:

Assemblymember Edward Vincent in place of Assemblymember Susan Davis;

Appointed Assemblymember Ted Lempert to fill the vacancy.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

REPORTS

DESEGREGATION PROGRAM FUNDS REPORTS

Reports to the Legislature relative to the use of desegregation program funds (submitted pursuant to the Budget Act of 1998, Item 6110-230-0001) have been received from the following California school district:

Solana Beach School District

Referred by the Speaker to the Committee on Budget.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 15, 1999

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

- Assembly Bill No. 29
- Assembly Bill No. 84
- Assembly Bill No. 118
- Assembly Bill No. 171
- Assembly Bill No. 209
- Assembly Bill No. 221

- Assembly Bill No. 238
- Assembly Bill No. 247
- Assembly Bill No. 262
- Assembly Bill No. 283
- Assembly Bill No. 297
- Assembly Bill No. 312

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, March 15, 1999

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

- Assembly Bill No. 288

And reports the same correctly enrolled, and presented to the Governor at 9:45 a.m., March 15, 1999.

E. DOTSON WILSON, Chief Clerk

**AUTHORIZATION TO INTRODUCE BILLS PURSUANT TO
JOINT RULE 54**

Pursuant to the provisions of Joint Rule 54, the following communication was presented permitting the introduction of an Assembly bill:

Dear Mr. Clerk: Pursuant to the provisions of Joint Rule 54, I hereby authorize Assembly Member Knox to introduce a bill relating to certificated school employees. Request No. 9908916.

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1668—Knox. An act to amend Sections 45048 and 45049 of the Education Code, relating to certificated school employees.

ASSEMBLY BILL NO. 1669—Committee on Judiciary (Kuehl (Chair), Aroner, Corbett, Hertzberg, Jackson, Knox, Shelley, and Steinberg). An act to add Section 3361 to the Civil Code, relating to works of improvement.

ASSEMBLY BILL NO. 1670—Committee on Judiciary (Kuehl (Chair), Aroner, Corbett, Hertzberg, Jackson, Knox, Shelley, and Steinberg). An act to amend Section 51.5 of the Civil Code, and to amend Sections 11139, 12921, 12926, 12940, 12945, 12965, 12970, and 12989.2 of the Government Code, relating to discrimination, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 1671—Committee on Judiciary (Kuehl (Chair), Aroner, Corbett, Hertzberg, Jackson, Knox, Shelley, and Steinberg). An act to amend Sections 3011, 3020, 3021, 4065, and 4508 of the Family Code, to amend Sections 19272 and 19273 of the Revenue and Taxation Code, and to amend Section 11475.1 of the Welfare and Institutions Code, relating to family law.

ASSEMBLY BILL NO. 1672—Committee on Judiciary (Kuehl (Chair), Ackerman (Vice Chair), Aroner, Baugh, Corbett, Hertzberg, House, Jackson, Knox, Shelley, and Steinberg). An act to amend Sections 2934a and 3144 of the Civil Code, to amend Sections 415.46, 703.140, 704.090, and 904.2 of the Code of Civil Procedure, to amend Section 952 of the Evidence Code, to amend Sections 6103.9, 53069.4, and 69845.5 of the Government Code, to amend Section 1345 of the Health and Safety Code, to repeal Section 101 of the Labor Code, and to amend Sections 40230 and 40256 of the Vehicle Code, relating to civil actions.

ASSEMBLY BILL NO. 1673—Committee on Judiciary (Kuehl (Chair), Ackerman (Vice Chair), Aroner, Baugh, Corbett, Hertzberg, House, Jackson, Knox, Shelley, and Steinberg). An act to amend and renumber Section 75758 of, and to repeal and add Section 73757 of, the Government Code, relating to court services.

ASSEMBLY BILL NO. 1674—Committee on Utilities and Commerce (Wright (Chair), Pescetti (Vice Chair), Calderon, Campbell, Frusetta, Mazzoni, Reyes, Vincent, and Wesson). An act to amend Section 2821 of the Public Utilities Code, relating to public utilities.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 26—Wayne. Relative to California SAFE KIDS Week.

REFERENCE OF BILLS TO COMMITTEE

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

Assembly

Bill No.

Committee

423	-----	H. & C.D.
442	-----	L. & E.
452	-----	Aging & L.T.C. and Hum. S.
524	-----	W.,P. & W.
528	-----	L. Gov.
532	-----	Health
553	-----	P.E.,R. & S.S. and Hum. S.
566	-----	Ed.
575	-----	Hum. S.
612	-----	L. Gov.
620	-----	Pub. S.
638	-----	G.O.

647	Nat. Res.
653	B. & F.
679	Higher Ed. and Ed.
695	Ed.
706	Jud.
711	Pub. S.
718	C.P.,G.E. & E.D. and Ed.
736	Agri.
740	Hum. S.
757	Health
762	Rev. & Tax.
773	G.O.
822	L. Gov.
861	Higher Ed.
865	Trans.
871	Hum. S.
900	Pub. S.
909	W.,P. & W.
960	C.P.,G.E. & E.D. and Info. Tech.
1000	Jud.
1002	U. & C.
1003	U. & C.
1004	B. & F.
1005	Ed.
1008	Ed.
1009	P.E.,R. & S.S.
1010	G.O.
1011	Ed.
1012	Trans.
1013	Health
1014	Ed.
1015	Health
1018	Trans.
1019	L. & E.
1020	Ed.
1021	Pub. S.
1023	Jud.
1024	Info. Tech. and Pub. S.
1025	Hum. S.
1026	Ed.
1027	Ed.
1029	Ed.
1030	Jud.
1031	Ed.
1032	Health
1033	Pub. S.
1035	Pub. S.
1037	Pub. S.
1039	Hum. S.
1040	Pub. S.
1041	Trans.
1042	Jud.
1044	C.P.,G.E. & E.D.
1045	E.,R. & C.A.

1047	Health
1048	H. & C.D.
1049	Health
1051	Jud.
1052	Hum. S.
1053	Health
1054	Ed.
1056	Ed.
1057	L. Gov.
1058	Trans.
1060	Hum. S.
1061	Health and Rev. & Tax.
1062	Ed.
1064	Hum. S.
1065	Health
1066	G.O.
1068	Health
1069	Trans.
1070	Health
1072	Health
1073	Ed.
1074	W.,P. & W.
1076	W.,P. & W.
1077	Rev. & Tax.
1078	Trans.
1079	C.P.,G.E. & Ed.
1080	Rev. & Tax.
1081	Ins.
1082	U. & C.
1084	Ed.
1085	Pub. S.
1086	Ins.
1088	Ed.
1089	Ed.
1090	Higher Ed.
1091	Pub. S.
1092	G.O.
1093	Trans.
1094	E.,R. & C.A.
1096	C.P.,G.E. & E.D.
1098	L. & E.
1099	G.O.
1100	Pub. S.
1101	Budget
1102	Budget
1103	Budget
1104	Budget
1105	Budget
1106	Budget
1107	Budget
1108	Budget
1109	Budget
1110	Budget
1111	Budget

1112	-----	Budget
1113	-----	Budget
1114	-----	Budget
1115	-----	Budget
1116	-----	Budget
1117	-----	Budget
1118	-----	Budget
1119	-----	Budget
1120	-----	Budget
1121	-----	Budget
1123	-----	C.P.,G.E. & E.D. and Info. Tech.
1124	-----	Health
1126	-----	E.S. & T.M.
1129	-----	Trans.
1130	-----	Agri.
1131	-----	Jud.
1132	-----	Jud.
1133	-----	Trans. and Pub. S.
1135	-----	Ed.
1136	-----	Ed.
1137	-----	Ed.
1140	-----	Rev. & Tax.
1141	-----	Pub. S.
1142	-----	Pub. S.
1144	-----	Health
1145	-----	Health
1146	-----	Hum. S.
1147	-----	W.,P. & W.
1148	-----	Nat. Res.
1149	-----	U. & C.
1150	-----	Pub. S.
1151	-----	Trans. and Pub. S.
1152	-----	Jud.
1153	-----	Jud.
1154	-----	Ed.
1158	-----	Jud.
1161	-----	Health
1162	-----	Ins.
1163	-----	Hum. S.
1165	-----	Trans.
1166	-----	Trans.
1167	-----	L. Gov.
1168	-----	Agri.
1170	-----	Agri.
1171	-----	Agri.
1172	-----	Rev. & Tax.
1173	-----	Agri.
1174	-----	Rev. & Tax.
1176	-----	Pub. S.
1181	-----	Jud.
1182	-----	E.,R. & C.A.
1183	-----	E.,R. & C.A.
1184	-----	Pub. S.
1185	-----	Ins.

1186	-----	Nat. Res.
1188	-----	Pub S.
1189	-----	W.,P. & W.
1192	-----	Rev. & Tax.
1193	-----	Pub. S.
1194	-----	L. Gov.
1195	-----	L. Gov.
1196	-----	W.,P. & W.
1198	-----	Health
1199	-----	Aging & L.T.C.
1200	-----	E.,R. & C.A.
1532	-----	Health

Assembly Constitutional

<i>Amendment No.</i>	<i>Committee</i>
9	----- Pub. S. and Jud.
10	----- E.,R. & C.A.
11	----- L. Gov.
13	----- E.,R. & C.A.

Assembly Concurrent

<i>Resolution No.</i>	<i>Committee</i>
19	----- Rls.
21	----- Rls.

House

<i>Resolution No.</i>	<i>Committee</i>
12	----- Rls.

Senate

<i>Bill No.</i>	<i>Committee</i>
133	----- L. Gov.
264	----- Ed.

AUTHOR'S AMENDMENTS**Committee on Public Employees, Retirement and Social Security**

March 15, 1999

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 227

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

CORREA, Chairman

ASSEMBLY BILL NO. 227—An act to add Section 21328 to the Government Code, relating to the Public Employees' Retirement System.

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 15, 1999

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

Assembly Bill No. 376

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

DAVIS, Chairwoman

ASSEMBLY BILL NO. 376—An act to repeal and add Chapter 5.5 (commencing with Section 12531) of Division 5 of the Business and Professions Code, relating to weights and measures, 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 Environmental Safety and Toxic Materials

March 15, 1999

Mr. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Assembly Bill No. 387

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

JACKSON, Chairwoman

ASSEMBLY BILL NO. 387—An act to add Sections 17072.13, 17214, and 17268.5 to the Education Code, relating to school facilities.

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 committee was permitted to meet:

Select Committee on Jobs-Housing Balance, on March 25, 1999, upon adjournment of Floor session.

REQUEST FOR PHOTOGRAPHER

Assembly Member Shelley was granted unanimous consent that guests and photographers be permitted on the Floor of the Assembly.

JOINT RULE 62(a) WAIVED

Assembly Member Shelley was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 264 for hearing in the Committee on Education on Wednesday, March 17, 1999.

REQUEST TO CONSIDER AND ACT ON BILLS WITHIN 30 CALENDAR DAYS

The following request was submitted:

Assembly Chamber, March 15, 1999

Mr. Speaker: I request permission to introduce a resolution providing that Assembly Bill No. 1532 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 15, 1999

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. 1532 be granted.

ROBERT M. HERTZBERG, Chairman

**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. 1532 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—66

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

NOES—1

McClintock

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

RECESS

By unanimous consent, at 10:12 a.m., Assistant Speaker pro Tempore Thomson declared the Assembly recessed to permit the introduction of a special guest.

Assembly Member Rod Pacheco introduced Richard Mersereau, Director of Policy for the Assembly Republican Caucus, who is ending his legislative career following fourteen years of exemplary service. Assembly Member Rod Pacheco presented a resolution to Mr. Mersereau honoring his illustrious career in legislative service and extended best wishes for continued success in future endeavors.

Richard Mersereau then addressed the assemblage.

REASSEMBLED

At 10:18 a.m., the Assembly reconvened.

Hon. Helen Thomson, Assistant Speaker pro Tempore of the Assembly, presiding.

**CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS**

ASSEMBLY BILL NO. 9—An act to add Section 17053.77 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; amendments proposed by the Committee on Revenue and Taxation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 119—An act to amend Section 107 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; amendments proposed by the Committee on Revenue and Taxation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 22 (Longville)—An act to amend Section 1000 of the Elections Code, relating to elections, 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.)

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

AYES—72

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

NOES—None

Above bill ordered enrolled.

At 10:25 a.m., Hon. Susan Davis, 76th District, presiding

RECESS FOR SPECIAL CEREMONY HONORING “WOMEN OF THE YEAR”

By unanimous consent, at 10:26 a.m., Acting Speaker Davis declared the Assembly recessed to permit the introduction of honorees in a special ceremony honoring “Women of the Year”.

RESOLUTIONS PRESENTED TO “WOMEN OF THE YEAR” HONOREES

The following women were introduced and each was escorted to the front of the Assembly Chamber by her Assembly Member, whereupon each was greeted by Speaker Villaraigosa and presented with a resolution. Honorees were then escorted to the Member’s desk on the Assembly Floor and invited to remain seated for the remainder of today’s proceedings.

1998 “Women of the Year” Honorees: Louise Talley (Assembly District 1), Genie Gray (Assembly District 2), Ellen Day (Assembly District 4), Linda Muskopf (Assembly District 5), Diane Landman (Assembly District 6), Karen Rippey (Assembly District 7), Nancy Erly (Assembly District 8), Margaret Schelen (Assembly District 9),

Dr. Terri L. Speed (Assembly District 10), Frances Greene (Assembly District 11), Sandra Akiko Ouye Mori (Assembly District 12), Rita R. Semel (Assembly District 13), Sue Hodges (Assembly District 14), Donna Burke (Assembly District 15), Bobbie Fay Cossey (Assembly District 17), Maria Ochoa (Assembly District 18), Margaret A. Taylor (Assembly District 19), Rebecca Corley Rebello (Assembly District 20), Hon. Rose Jacobs Gibson (Assembly District 21), Daisy Chu (Assembly District 22), Corazon Basa Cortez Tomalinas (Assembly District 23), Jean McNeill Rummelhoff (Assembly District 24), Gail Sward (Assembly District 25), Peggy Heller (Assembly District 26), Seema Weatherwax (Assembly District 27), Delia Mendez (Assembly District 28), Sally Lewis (Assembly District 29), Gail Lewis (Assembly District 30), Danielle Lopez (Assembly District 31), Lura Nadell Gettings (Assembly District 32), Franziska Mueller Shepard (Assembly District 33), Diana J. Carloni Nourse (Assembly District 34), Jean K. Schuyler (Assembly District 35), Joan McCurdy Elton (Assembly District 36), Irene G. Pinkard, Ed.D. (Assembly District 37), Ginny Murray (Assembly District 38), Soledad Alatorre (Assembly District 39), Judith Hirshberg (Assembly District 40), Sylvia Schniad (Assembly District 41), Sharon Ryer Davis (Assembly District 42), Lois Wellington (Assembly District 43), Jacqueline Fennessy (Assembly District 44), Carol E. Schatz (Assembly District 46), Thelma M. Hilliard (Assembly District 47), Virginia Taylor Hughes (Assembly District 48), Maria Alvarez (Assembly District 49), Ernestine Mansour (Assembly District 50), Yolanda Hernandez (Assembly District 51), Maria Spelker (Assembly District 52), Katy Geissert (Assembly District 53), Camilla Kocol (Assembly District 54), Ruby Pyers (Assembly District 56), Aida Feria (Assembly District 57), Kathy Kohn (Assembly District 58), Retha Champion (Assembly District 59), Dawn Parish Henn (Assembly District 60), Laurie Stalnaker (Assembly District 61), Barbara Ann McGee (Assembly District 62), Mayor Judith Valles (Assembly District 63), Evon Berghamer (Assembly District 64), Joan Sparkman (Assembly District 66), Sheila Elkin (Assembly District 67), Ruth E. Smith (Assembly District 68), Irene Martinez (Assembly District 69), Judith Swayne (Assembly District 70), Barbara Abouchar (Assembly District 71), Natalia Klugman (Assembly District 72), Cheryl Moore (Assembly District 73), Susen Fay (Assembly District 74), Karen Bryan King (Assembly District 75), Deborah G. Horwitz (Assembly District 76), Mary E. England (Assembly District 77), Dr. Georgia Sadler (Assembly District 78), Aurora Soriano-Cudal (Assembly District 79), and Lynn Moriarty (Assembly District 80), and Beulah Quo (Assembly District 45).

CONGRATULATIONS EXTENDED

On behalf of the Women's Caucus, Acting Speaker Davis welcomed each of today's honorees from throughout the State of California who are being recognized in celebration of Women's History Month. Acting Speaker Davis thanked each of the honorees for their outstanding community service and extended congratulations on behalf of all Members of the Assembly.

REASSEMBLED

At 11:15 a.m., the Assembly reconvened.

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

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS**

ASSEMBLY BILL NO. 207 (Thomson)—An act to amend Section 633.5 of the Penal Code, relating to crime.

Bill read third time, and passed by the following vote:

AYES—70

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

NOES—2

Aanestad Migden

Bill ordered transmitted to the Senate.

ADJOURN IN MEMORY

Assembly Members Cox and Papan were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Thomas R. Bolton, of Fair Oaks.

Assembly Member Gallegos was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ethel P. Cady, of Baldwin Park.

Assembly Member Lowenthal was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Bernard Bernstein, of Phoenix, Arizona.

Assembly Member Steinberg was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Manuel H. Cid, of Sacramento.

Assembly Member Wildman was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Carl Kessler, of Burbank.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Wayne announced that the Committee on Natural Resources would meet today at 2 p.m., instead of 1:30 p.m.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 1532, Resolution to Dispense with Constitution, Art. IV, Sec. 8(a): Cedillo, Havice, and Migden—Aye; McClintock—No.

Assembly Bill No. 22, Concurrence: Cedillo, Havice, Keeley, McClintock, and Mr. Speaker—Aye.

Assembly Bill No. 207: Granlund—Aye.

MOTION TO ADJOURN

At 11:25 a.m., Assembly Member Washington moved that the Assembly do now adjourn.

Assembly Member Papan seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 11:26 a.m., Speaker pro Tempore Keeley declared the quorum call of the Assembly dispensed with.

AUTHOR'S AMENDMENTS

Committee on Water, Parks and Wildlife

March 15, 1999

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:
Assembly Bill No. 268

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

MACHADO, Chairman

ASSEMBLY BILL NO. 268—An act relating to the Museum of Chinese American History, 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 Public Safety

March 15, 1999

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

Assembly Bill No. 243

Assembly Bill No. 325

Assembly Bill No. 305

Assembly Bill No. 331

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

HONDA, Chairman

ASSEMBLY BILL NO. 243—An act to amend Section 1810.7 of the Insurance Code, and to add and repeal Article 5.5 (commencing with Section 1299) to Chapter 1 of Title 10 of Part 2 of the Penal Code, relating to bail enforcement.

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. 305—An act to amend Sections 980 and 1196 of the Penal Code, relating to criminal procedure.

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. 325—An act to amend Sections 667 and 1170.12 of the Penal Code, relating to sentencing.

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. 331—An act to amend Section 422 of the Penal Code, relating to terrorist threats.

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

March 15, 1999

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

Assembly Bill No. 28

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

TORLAKSON, Chairman

ASSEMBLY BILL NO. 28—An act to add Section 9403 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 Public Employees, Retirement and Social Security

March 15, 1999

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 99

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

CORREA, Chairman

ASSEMBLY BILL NO. 99—An act to amend Sections 21573, 21574, and 21581 of, and to add Section 21574.5 to, the Government Code, relating to the Public Employees' Retirement System.

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 Environmental Safety and Toxic Materials

March 15, 1999

Mr. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Assembly Bill No. 172

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

JACKSON, Chairwoman

ASSEMBLY BILL NO. 172—An act to add Section 25534.3 to the Health and Safety Code, relating to regulated substances.

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 Governmental Organization

March 15, 1999

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:
 Assembly Bill No. 98

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

WESSON, Chairman

ASSEMBLY BILL NO. 98—An act to amend Section 330 of the Penal Code, relating to gaming.

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 Labor and Employment

March 15, 1999

Mr. Speaker: The Chair of your Committee on Labor and Employment reports:
 Assembly Bill No. 60

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

STEINBERG, Chairman

ASSEMBLY BILL NO. 60—An act to amend Section 510 of, to add Sections 511, 512, 513, 514, and 557 to, and to repeal Section 1183.5 of, the Labor 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.

AUTHOR'S AMENDMENTS
Committee on Health

March 15, 1999

Mr. Speaker: The Chair of your Committee on Health reports:
 Assembly Bill No. 48
 Assembly Bill No. 142

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

GALLEGOS, Chairman

ASSEMBLY BILL NO. 48—An act relating to the Healthy Families Program.

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. 142—An act to add Section 1367.01 to the Health and Safety Code, relating to health care.

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 Elections, Reapportionment and Constitutional Amendments

March 15, 1999

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 100

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

VINCENT, Chairman

SENATE BILL NO. 100—An act to amend Sections 13102, 13203, 14278, 15151, 15375, and 15500 of the Elections Code, relating to presidential primaries, and declaring the urgency thereof, to take effect immediately.

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 Elections, Reapportionment and Constitutional Amendments

March 15, 1999

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Bill No. 164

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

VINCENT, Chairman

ASSEMBLY BILL NO. 164—An act to add Chapter 6 (commencing with Section 99221) to Part 65 of the Education Code, and to add Chapter 5 (commencing with Section 2701) to Division 2 of the Elections Code, relating to voter registration.

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 Local Government

March 15, 1999

Mr. Speaker: The Chair of your Committee on Local Government reports:

Assembly Bill No. 349

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

LONGVILLE, Chairman

ASSEMBLY BILL NO. 349—An act to amend Section 97.36 of the Revenue and Taxation Code, relating to local government finance.

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 15, 1999

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

Assembly Bill No. 86

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

DAVIS, Chairwoman

ASSEMBLY BILL NO. 86—An act to add Chapter 8.2 (commencing with Section 11820) to Part 1 of Division 3 of Title 2 of the Government Code, relating to state government, 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.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Date of Hearing: March 15, 1999

Mr. Speaker: Your Committee on Rules reports:

House Resolution No. 12

With the recommendation: Be adopted.

HERTZBERG, Chairman

Above resolution ordered on file.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 15, 1999

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

Assembly Bill No. 22

And reports the same correctly enrolled, and presented to the Governor at 2:30 p.m., March 15, 1999.

E. DOTSON WILSON, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber, March 15, 1999

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

Senate Concurrent Resolution No. 20

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

Senate Chamber, March 15, 1999

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

Senate Bill No. 28

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

Senate Chamber, March 15, 1999

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

Senate Concurrent Resolution No. 4

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

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 28—An act to amend Sections 15151, 15375, and 15500 of the Elections Code, relating to presidential primaries.

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 4—Relative to Women's History Month.

INTRODUCTION OF GUESTS

Speaker pro Tempore Keeley introduced former Member of the Assembly Michael Sweeney.

Assembly Member Washington, of the 52nd Assembly District, introduced Danny J. Bakewell, Sr., President of Brotherhood Crusade, Black United Fund Inc.

ADJOURNMENT

At 11:25 a.m., pursuant to the motion by Assembly Member Washington, the Assembly adjourned until 7 a.m., Tuesday, March 16, 1999, out of respect to the memory of Thomas R. Bolton, on motion of Assembly Members Cox and Papan; out of respect to the memory of Ethel P. Cady, on motion of Assembly Member Gallegos; out of respect to the memory of Bernard Bernstein, on motion of Assembly Member Lowenthal; out of respect to the memory of Manuel H. Cid, on motion of Assembly Member Steinberg; and out of respect to the memory of Carl Kessler, on motion of Assembly Member Wildman.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON MARCH 15, 1999

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

AB	RN
9	9908826
28	9909049
48	9908128
60	9908688
86	9908864
98	9908820
99	9908813
119	9908829
142	9908539
164	9908959
172	9908512
227	9908894
243	9908702
268	9908778
305	9908890
325	9908773
331	9907900
349	9908966
376	9908585
387	9908492

SB	RN
100	9908844

Daily Total:	21
Cumulative Total:	125

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