

CALIFORNIA LEGISLATURE
1999-2000 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, April 12, 1999

FORTY-FIFTH SESSION DAY

ONE HUNDRED TWENTY-SEVENTH 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, April 12, 1999

The Assembly met at 12 noon.

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 Baugh moved a quorum call of the Assembly.

Motion carried. Time, 12:01 p.m.

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

Quorum Present

At 12:14 p.m., Speaker pro Tempore Keeley declared a quorum of the Assembly present.

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

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

PRAYER

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

From sunset this evening through sunset tomorrow, Jews around the world will be observing Yom HaShoah—Holocaust Memorial Day. As we remember our own losses we look across the ocean and are chilled by the specter of the past that seems to have come alive once again.

Elie Wiesel, the noted philosopher and writer, and survivor of Auschwitz and Buchenwald, spoke these words about the Holocaust when he received the Nobel Peace Prize in 1986:

“The victims perished not only because of the killers, but also because of the apathy of the bystanders. Those who perished were victims of Nazism and of society—though to different degrees. What astonished us after the torment, after the tempest, was not that so many killers killed so many victims, but that so few cared about us at all.”

Two generations of Jews have been raised with the watchword “Never Again”.

“Never Again” does not mean never again to us, to the Jews. It means “Never Again” period. Never again shall any people watch idly by while another people suffers from injustice, persecution, torture, exile, and mass murder.

The lesson of the Holocaust is that we live in an interconnected world, and sometimes apathy can become evil’s most potent tool.

May the Holy One of Blessing grant us the ability to confront evil in its many guises, even when we ourselves are not threatened. May we have not only the capacity to have compassion for all of God’s creatures, but may we also have the courage to act on that compassion.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Keeley, Assembly Member Steinberg 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 Member Hertzberg.

Because of a flight cancellation: Assembly Member Vincent.

EXPLANATIONS OF ABSENCE

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

April 9, 1999

*The Honorable Antonio R. Villaraigosa
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I am writing to request permission to be excused from Assembly Floor Session on Monday, April 12, 1999. I will be in Los Angeles attending to legislative business and will return to Sacramento Monday afternoon.

Thank you for your consideration of my request.

Very truly yours,

ROBERT M. HERTZBERG, Assembly Member
Fortieth District

COMMUNICATIONS

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

April 9, 1999

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

Dear Dotson: Please be advised that I have appointed Assemblymember Wally Knox to replace Assemblymember Dick Floyd on the Labor and Employment Committee.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

April 9, 1999

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

Dear Dotson: Please be advised that I have appointed Assemblymember Robert Pacheco to the Transportation Committee in place of Assemblymember Charlene Zettel for the hearing on Monday April 12, 1999 only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

April 9, 1999

E. Dotson Wilson
Chief Clerk
State Capitol
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Ted Lempert to the Labor and Employment Committee in place of Assemblymember Gloria Romero for the hearing on Wednesday, April 14th, 1999 only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

April 9, 1999

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

Dear Dotson: Please be advised that I have appointed Assemblymember Ellen Corbett to Appropriations Committee to fill the vacancy for all hearings next week.

Further, I have appointed Assemblymember John Longville in place of Assemblymember Gloria Romero for the hearing on Wednesday, April 14, 1999, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

April 9, 1999

E. Dotson Wilson
Chief Clerk
State Capitol
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Mike Briggs to the Governmental Organization Committee in place of Assemblymember Scott Baugh for the hearing on Monday, April 12, 1999 only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

April 9, 1999

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

Dear Dotson: Please be advised that I have made the following changes to the Utilities and Commerce Committee hearing on Monday, April 12, 1999, only:

Assemblymember Darryl Steinberg in place of Assemblymember Tom Calderon;

Assemblymember Kerry Mazzoni in place of Assemblymember Dean Florez.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

April 9, 1999

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

Dear Dotson: Please be advised that pursuant to Government Code Section 77650 (created by: Chapter 850 of 1997, AB 233—Escutia and Pringle), I have named Mr. Hector De La Torre to serve as my public member on the Task Force on Court Facilities.

The effective date of the appointment is April 9, 1999, and this is a pleasure appointment. Mr. De La Torre will be replacing former Assembly member Martha Escutia.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

April 9, 1999

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

Dear Mr. Wilson: Please be advised that pursuant to State Constitution, Code Sec. 8 (Ch. 67 of 1988, SCA 6—Davis; Government Code, Sec. 68701 et seq. (Ch. 454 of 1982)); (amended by: Ch. Res. 111 of 1994, ACA 46—W. Brown), I have named Mrs. Crystal Lui to serve on the Commission on Judicial Performance.

Mrs. Lui will be replacing Mr. Luke S. Leung. The effective date of the appointment is April 9, 1999, and this is a term appointment ending March 1, 2002.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

April 12, 1999

E. Dotson Wilson
Chief Clerk
State Capitol
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Sheila Kuehl to the Utilities and Commerce Committee in place of Assemblymember Ed Vincent for today's hearing only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

April 12, 1999

E. Dotson Wilson
Chief Clerk
State Capitol
Sacramento, California

Dear Dotson: Please be advised that I have made the following appointments to Health Committee for the hearing on Tuesday, April 13, 1999 only:

Assemblymember Bruce Thompson in place of Assemblymember Charlene Zettel;

Assemblymember Brett Granlund in place of Assemblymember Scott Baugh.

Further, I have designated Assemblymember Sam Aanestad to serve as Vice-Chairman for this hearing only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

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

April 12, 1999

*Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: Please be advised that the following payment has been received by the Assembly Committee on Rules:

Source	City of Hercules
Amount	\$100.00 per month until canceled by the Assembly or the City of Hercules
Purpose	Office space
Person/Class for Whom	
Payment Used	Assembly Member Tom Torlakson

Please cause this information to be printed in the Assembly Journal in accordance with HR 37.

Sincerely,

JONATHAN WALDIE
Chief Administrative Officer
California State Assembly

REPORTS

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

California State Auditor

97118.2
April 5, 1999

*The Honorable Speaker of the Assembly
The Honorable Members of the Assembly
of the Legislature of California
State Capitol, Room 219
Sacramento, California*

Members of the Assembly: As requested by the Joint Legislative Audit Committee, the Bureau of State Audits presents its audit report concerning whether recent budget increases for the Department of Corporations (department) led to improvements in the protection of consumers of health care service plans (health plans). This report concludes that despite a budget increase totaling \$6.5 million, improvements have been limited. For example, although results of the department's enforcement and complaint resolution functions show some recent improvement, results of other functions do not. Specifically, consumer protection was less than expected because the department had not completed by December 1998 nearly half of all required medical surveys. Similarly, consumer protection was less than expected because the department had a modest backlog of one type of financial examination. Further, as of March 5, 1999, more than 200 complaints from consumers were still open even though the

department had exceeded the statutorily required 60 days to resolve complaints. We believe that the primary cause of these weaknesses is inadequate management.

We also determined that, during fiscal years 1996–97 and 1997–98, the department did not spend substantial portions of its budget allotted for health plan regulation. Since the largest single source of revenue for such regulation is assessments collected from health plans, large balances at year end result in health plans paying more fees than necessary for the costs of the regulation actually provided by the department.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Consumer Protection,
Governmental Efficiency and Economic Development.

California State Auditor

98026
April 5, 1999

*The Honorable Speaker of the Assembly
The Honorable Members of the Assembly
of the Legislature of California
State Capitol, Room 219
Sacramento, California*

Members of the Assembly: As requested by Chapter 324, Statutes of 1998, the Bureau of State Audits presents its audit report concerning the Department of Health Services' (department) operation of its port of entry Medi-Cal fraud detection programs, Port of Entry Detection (PED) and California Airport Residency Review (CARR).

This report concludes that the department's operation of the PED and CARR programs is no longer justified. Although the department recently modified its procedures for the programs in response to lawsuits and federal government concerns, the modifications significantly diminished the cost-effectiveness of the PED and CARR programs. Consequently, the department is no longer recovering enough payments to justify its investment in the programs. Thus, the State and the Medi-Cal program would be better served if the department redirected its investment to other fraud detection programs that more effectively prevent or recover fraudulent payments.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Health.

California State Auditor

98104

March 30, 1999

*The Honorable Speaker of the Assembly
The Honorable Members of the Assembly
of the Legislature of California
State Capitol, Room 219
Sacramento, California*

Members of the Assembly: As requested by the Joint Legislative Audit Committee, the Bureau of State Audits presents its report concerning the extent to which physicians and medical groups believe they receive late payments for their services and the effect any delays may have on their practices.

Based on the results of our surveys, this report concludes that 51 percent of physicians and 74 percent of medical groups report problems with some kind of delay in payments for their services. Fee-for-service payments from independent practice associations (IPAs), preferred provider organizations, and point of service plans came in for the most criticism from medical service providers. Twenty-eight percent of the physicians and 38 percent of the medical groups responding to our survey claim that delays negatively affected the fiscal aspects of their practices. However, few reported that delays affect their patient care.

In contrast, health plans and health care intermediaries report few payment difficulties and report that they receive and make most payments within reasonable time frames. Medical groups, IPAs, and management services organizations expressed concerns over the accuracy of the enrollment data on which capitation payments are based, as well as some problems with health care plans' distribution of risk pool moneys. The survey results have implications for California's regulatory structure over its health care industry. In particular, some health plans and intermediaries are either indirectly regulated by the State or not at all.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Health.

California State Auditor

98115

April 7, 1999

*The Honorable Speaker of the Assembly
The Honorable Members of the Assembly
of the Legislature of California
State Capitol, Room 219
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 operations and management of the California Science Center (science center) and its relationship with its auxiliary, the California Science Center Foundation (foundation).

This report concludes that although the State is the science center's primary benefactor, it relinquished governance of the science center to

the foundation. Specifically, while the State has historically controlled science center policy, management, and operations, these functions are now primarily under foundation direction. Further, we noted that state-appointed executives, who also serve the foundation in some capacity, are not properly protecting the State's interests in the science center and Exposition Park. This is due in part to a series of decisions that these executives made and actions they took, which favor the foundation's interests, particularly in matters of potential conflict between the State and the foundation. Finally, and perhaps as important, the science center's administration has also failed to operate in a fiscally responsible and legal manner in other aspects of its operations.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Education.

The following reports were presented by the Chief Clerk:

**California Alternative Energy and Advanced Transportation
Financing Authority's Fund Balance for
Fiscal Year ended June 30, 1998
(Pursuant to Public Resources Code Section 26017)**

Above transmitted report, together with letter of transmittal from Lawrence D. Magid, Executive Director, California Alternative Energy and Advanced Transportation Financing Authority, Sacramento, dated March 31, 1999, referred by the Speaker to the Committee on Transportation.

**California Energy Commission's Annual Report for
the Disabled Veteran Owned Business Enterprise Program for
the period of July 1, 1997 to June 30, 1998
(Pursuant to Public Contract Code Section 10115.5)**

Above transmitted report, together with letter of transmittal from Kent Smith, Acting Executive Director, California Energy Commission, Sacramento, referred by the Speaker to the Committee on Utilities and Commerce.

**California Pollution Control Financing Authority's
Annual Report of the Financial Conditions and Programmatic Results of
the California Capital Access Program
(Pursuant to Health and Safety Code Section 44559.6)**

Above transmitted report, together with letter of transmittal from Samuel L. Smalls, Executive Director, California Pollution Control Financing Authority, dated March 31, 1999, referred by the Speaker to the Committee on Banking and Finance.

**California Pollution Control Financing Authority's
Annual Report and Analysis of Change in the Authority's Fund Balance for
Fiscal Year Ended June 30, 1998
(Pursuant to Health and Safety Code Section 44538)**

Above transmitted report, together with letter of transmittal from Samuel L. Smalls, Executive Director, California Pollution Control Financing Authority, dated March 31, 1999, referred by the Speaker to the Committee on Banking and Finance.

**California State Lands Commission General Plan
Involving the Sale of State School Land in Imperial County
(Pursuant to Public Resources Code Section 6373)**

Above transmitted report, together with letter of transmittal from Paul D. Thayer, Assistant Executive Officer, California State Lands Commission, Sacramento, dated March 30, 1999, referred by the Speaker to the Committee on Education.

**California Urban Waterfront Area Restoration Financing Authority's
Report of Activities for the Calendar Year Ended December 31, 1998
(Pursuant to Public Resources Code Section 32065)**

Above transmitted report, together with letter of transmittal from Joanie Jones Kelly, Deputy Executive Director, California Urban Waterfront Area Restoration Financing Authority, Sacramento, dated March 31, 1999, referred by the Speaker to the Committee on Banking and Finance.

**Department of Food and Agriculture's Report of
the Facilitated Rule Making Process the Department Has Established
(Pursuant to the 1998 Budget Act, Item 8570-001-0001)**

Above transmitted report, together with letter of transmittal from William J. Lyons, Jr., Secretary, Department of Food and Agriculture, Sacramento, dated April 1, 1999, referred by the Speaker to the Committee on Budget.

**1998 Annual Report on
the Effectiveness of the Bureau of Field Enforcement
(Pursuant to Labor Code Section 90.5(d))**

Above transmitted report, together with letter of transmittal from Stephen J. Smith, Director, Department of Industrial Relations, San Francisco, dated March 22, 1999, referred by the Speaker to the Committee on Labor and Employment.

**Department of Parks and Recreation's Report on
Disabled Veteran Participation in Contracts Awarded by the Department
(Pursuant to Government Code Section 9795 and
Public Contract Code Section 10115.5)**

Above transmitted report, together with letter of transmittal from Kenneth B. Jones, Acting Chief Deputy Director, Department of Parks and Recreation, Sacramento, dated March 30, 1999, referred by the Speaker to the Committee on Water, Parks and Wildlife.

**Preliminary Assessment of
the Community Challenge Grants Program
(Pursuant to Assembly Bill 3483, Chapter 197, Statutes of 1996,
Welfare and Institutions Code Section 18993.9)**

Above transmitted report, together with letter of transmittal from Joseph P. Munso, Chief Deputy Director, Department of Health Services, Sacramento, dated March 24, 1999, referred by the Speaker to the Committee on Health.

**Franchise Tax Board's Report on
the Average Interest Rate for
the Period July 1, 1999, through December 31, 1999
(Pursuant to Revenue and Taxation Code Section 19521)**

Above transmitted report, together with letter of transmittal from George Ramsey, Manager, Statistical Research Section, Franchise Tax Board, Sacramento, dated March 11, 1999, referred by the Speaker to the Committee on Revenue and Taxation.

**1999 Office of Administrative Law Determination No. 7
(Department of Personnel Administration, Docket No. 97-012)**

**1999 Office of Administrative Law Determination No. 8
(Department of Corrections, Docket No. 97-013)
(Pursuant to Government Code Section 11340.5)**

Above transmitted report, together with letter of transmittal from Charlene G. Mathias, Deputy Director, Office of Administrative Law, Sacramento, dated March 22, 1999, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

**Summary of the Santa Rosa
Subregional Long-Term Wastewater Project,
Geysers Southern Section**

Above transmitted report, together with letter of transmittal from Edwin H. Brauner, Assistant City Manager, City of Santa Rosa, dated March 26, 1999, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

**San Diego Hospice's Acute Care Center
Annual Report on its Operating Results
(Pursuant to Health and Safety Code
and Senate Bill 2011, Statutes of 1996)**

Above transmitted report, together with letter of transmittal from Jan Cetti, President, San Diego Hospice, dated March 30, 1999, referred by the Speaker to the Committee on Aging and Long Term Care.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, April 12, 1999

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

Assembly Bill No. 839

And reports the same correctly enrolled, and presented to the Governor at 12 m., April 12, 1999.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, April 12, 1999

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

Assembly Bill No. 26
Assembly Bill No. 100
Assembly Bill No. 185
Assembly Bill No. 274
Assembly Bill No. 347
Assembly Bill No. 349
Assembly Bill No. 368
Assembly Bill No. 393
Assembly Bill No. 434
Assembly Bill No. 443
Assembly Bill No. 458
Assembly Bill No. 625
Assembly Bill No. 662
Assembly Bill No. 781

Assembly Bill No. 885
Assembly Bill No. 997
Assembly Bill No. 1002
Assembly Bill No. 1046
Assembly Bill No. 1149
Assembly Bill No. 1155
Assembly Bill No. 1202
Assembly Bill No. 1210
Assembly Bill No. 1219
Assembly Bill No. 1280
Assembly Bill No. 1340
Assembly Bill No. 1423
Assembly Bill No. 1440
Assembly Bill No. 1510

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, April 12, 1999

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

Assembly Bill No. 62
 Assembly Bill No. 112
 Assembly Bill No. 209
 Assembly Bill No. 235
 Assembly Bill No. 237
 Assembly Bill No. 245
 Assembly Bill No. 290
 Assembly Bill No. 331
 Assembly Bill No. 387
 Assembly Bill No. 510
 Assembly Bill No. 535
 Assembly Bill No. 538
 Assembly Bill No. 550

Assembly Bill No. 561
 Assembly Bill No. 656
 Assembly Bill No. 811
 Assembly Bill No. 932
 Assembly Bill No. 949
 Assembly Bill No. 991
 Assembly Bill No. 1012
 Assembly Bill No. 1071
 Assembly Bill No. 1197
 Assembly Bill No. 1272
 Assembly Bill No. 1505
 Assembly Bill No. 1542
 Assembly Bill No. 1597

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, April 12, 1999

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

Assembly Bill No. 84

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

Assembly Chamber, April 12, 1999

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

Assembly Concurrent Resolution No. 2

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, April 12, 1999

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

Assembly Concurrent Resolution No. 30

Assembly Concurrent Resolution No. 36

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions ordered on file.

Assembly Chamber, April 12, 1999

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

Assembly Bill No. 128

Assembly Bill No. 196

Assembly Bill No. 398

Assembly Bill No. 807

Assembly Bill No. 1039

Assembly Bill No. 1159

Assembly Bill No. 1225

Assembly Bill No. 1241

Assembly Bill No. 1253

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

AUTHOR'S AMENDMENTS

Committee on International Trade and Development

April 12, 1999

Mr. Speaker: The Chair of your Committee on International Trade and Development reports:

Assembly Bill No. 580

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

HAVICE, Chairwoman

ASSEMBLY BILL NO. 580—An act to add Section 15364.10 to the Government Code, relating to the California-Mexico trade.

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

April 12, 1999

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

Assembly Bill No. 1218

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

TORLAKSON, Chairman

ASSEMBLY BILL NO. 1218—An act to add Section 21810 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 Housing and Community Development

April 12, 1999

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

Assembly Bill No. 1048

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

LOWENTHAL, Chairman

ASSEMBLY BILL NO. 1048—An act to amend Section 1365 of the Civil Code, relating to common interest developments.

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 Natural Resources

April 12, 1999

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Assembly Bill No. 1164

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

WAYNE, Chairman

ASSEMBLY BILL NO. 1164—An act to amend Section 41960.2 of the Health and Safety Code, relating to air pollution.

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 Natural Resources

April 12, 1999

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Assembly Bill No. 1278

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

WAYNE, Chairman

ASSEMBLY BILL NO. 1278—An act to add Section 33204.4 to the Public Resources Code, relating to parks and open space.

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

April 12, 1999

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

Assembly Bill No. 1075

Assembly Bill No. 1097

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

HONDA, Chairman

ASSEMBLY BILL NO. 1075—An act relating to crime victims.

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. 1097—An act to amend Section 171c 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.

AUTHOR'S AMENDMENTS
Committee on Housing and Community Development

April 12, 1999

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

Assembly Bill No. 1626

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

LOWENTHAL, Chairman

ASSEMBLY BILL NO. 1626—An act to amend Sections 17922, 18916, 18930, 18931, and 18938 of the Health and Safety Code, relating to building standards.

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

April 12, 1999

Mr. Speaker: The Chair of your Committee on Health reports:
Assembly Bill No. 55

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

GALLEGOS, Chairman

ASSEMBLY BILL NO. 55—An act to amend Sections 1368, 1368.01, 1368.03, and 1368.04 of, to add Sections 1344.5 and 1344.6 to, and to add Article 12 (commencing with Section 1399.80) to Chapter 2.2 of Division 2 of, the Health and Safety Code, and to add Article 2.55 (commencing with Section 10145.80) to Chapter 1 of Part 2 of Division 2 of the Insurance 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 Governmental Organization

April 12, 1999

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:
Assembly Bill No. 113
Assembly Bill No. 1385

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

WESSON, Chairman

ASSEMBLY BILL NO. 113—An act to add Chapter 7.5.5 (commencing with Section 8693) to Division 1 of Title 2 of, and to repeal Section 8694.2 of, the Government Code, relating to disasters, making an appropriation therefor, 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.

ASSEMBLY BILL NO. 1385—An act to amend Section 12012 of the Government Code, relating to Indian tribes.

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 Human Services

April 12, 1999

Mr. Speaker: The Chair of your Committee on Human Services reports:
Assembly Bill No. 212

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

ARONER, Chairwoman

ASSEMBLY BILL NO. 212—An act to add Article 9.5 (commencing with Section 8254) to Chapter 2 of Part 6 of the Education Code, relating to child care and development.

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 Banking and Finance

April 12, 1999

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:

Assembly Bill No. 996

Assembly Bill No. 1004

Assembly Bill No. 1508

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

PAPAN, Chairman

ASSEMBLY BILL NO. 996—An act to amend Sections 201, 202, and 206 of, and to add Section 163.7 to, the Corporations Code, and to amend Sections 109, 139.5, 143, 200, 216, 234, 256, 258, 261, 262, 274, 275, 276, 277, 3100, 3392.5, 3824, 3825, and 3826 of, and to add Division 21 (commencing with Section 51000) to, the Financial Code, relating to savings banks.

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. 1004—An act to amend Sections 1805.4 and 1810.4 of the Civil Code, and to amend Section 22320 of the Financial Code, relating to loan charges.

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. 1508—An act to add Section 23 to the Financial Code, relating to financial institutions.

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 Education

April 12, 1999

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

Assembly Bill No. 355

Assembly Bill No. 1073

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

MAZZONI, Chairwoman

ASSEMBLY BILL NO. 355—An act to add Section 56836.19 to the Education Code, relating to special education.

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. 1073—An act to add Section 33129.5 to the Education Code, relating to school finance, 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 Water, Parks and Wildlife

April 12, 1999

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:
Assembly Bill No. 299

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

MACHADO, Chairman

ASSEMBLY BILL NO. 299—An act to add Section 2313 to the Health and Safety Code, relating to pest abatement, 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 Revenue and Taxation

April 12, 1999

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

Assembly Bill No. 465

Assembly Bill No. 1230

Assembly Bill No. 901

Assembly Bill No. 1665

Assembly Bill No. 1125

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

KNOX, Chairman

ASSEMBLY BILL NO. 465—An act to amend Sections 17052.12 and 23609 of 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. 901—An act to add Section 17132 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. 1125—An act relating to taxation.

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. 1230—An act to amend Section 23035 of the Revenue and Taxation Code, relating to taxation.

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. 1665—An act to amend Section 6378 of 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 Transportation

April 12, 1999

Mr. Speaker: The Chair of your Committee on Transportation reports:
Assembly Bill No. 405

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

TORLAKSON, Chairman

ASSEMBLY BILL NO. 405—An act relating to highways, making an appropriation therefor, 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 Transportation

April 12, 1999

Mr. Speaker: The Chair of your Committee on Transportation reports:
Assembly Bill No. 745

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

TORLAKSON, Chairman

ASSEMBLY BILL NO. 745—An act to add Section 1465.8 to the Penal Code, and to amend Section 12808 of the Vehicle Code, relating to fines.

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

April 12, 1999

Mr. Speaker: The Chair of your Committee on Transportation reports:
Assembly Bill No. 1166

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

TORLAKSON, Chairman

ASSEMBLY BILL NO. 1166—An act to amend Section 97 of the Streets and Highways Code, relating to highways.

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 Water, Parks and Wildlife

April 12, 1999

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:
Assembly Bill No. 708

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

MACHADO, Chairman

ASSEMBLY BILL NO. 708—An act relating to urban parks, 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.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, April 12, 1999

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 580

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, April 12, 1999

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 1043

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, April 12, 1999

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 148
Assembly Bill No. 876

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

REPORTS OF STANDING COMMITTEES

Committee on Insurance

Date of Hearing: April 7, 1999

Mr. Speaker: Your Committee on Insurance reports:
Assembly Bill No. 374

With the recommendation: Do pass, and be re-referred to the Committee on Information Technology.

SCOTT, Chairman

Above bill re-referred to the Committee on Information Technology.

Committee on Revenue and Taxation

Date of Hearing: April 5, 1999

Mr. Speaker: Your Committee on Revenue and Taxation reports:
Assembly Bill No. 384

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

KNOX, Chairman

Above bill ordered to second reading.

Date of Hearing: April 5, 1999

Mr. Speaker: Your Committee on Revenue and Taxation reports:
Assembly Bill No. 572

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

KNOX, Chairman

Above bill ordered to second reading.

Committee on Aging and Long-Term Care

Date of Hearing: April 6, 1999

Mr. Speaker: Your Committee on Aging and Long-Term Care reports:

Assembly Bill No. 452

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Human Services.

ALQUIST, Chairwoman

Above bill ordered to second reading.

Committee on Education

Date of Hearing: April 7, 1999

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 707

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

MAZZONI, Chairwoman

Above bill ordered to second reading.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: April 5, 1999

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Bill No. 917

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

VINCENT, Chairman

Above bill ordered to second reading.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: April 6, 1999

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Assembly Bill No. 1564

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Housing and Community Development.

DAVIS, Chairwoman

Above bill ordered to second reading.

Committee on Natural Resources

Date of Hearing: April 5, 1999

Mr. Speaker: Your Committee on Natural Resources reports:

Assembly Bill No. 339

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

WAYNE, Chairman

Above bill ordered to second reading.

Committee on Transportation

Date of Hearing: April 5, 1999

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 183

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

TORLAKSON, Chairman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: April 6, 1999

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 506

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

HONDA, Chairman

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, April 12, 1999

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

Assembly Bill No. 839

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

Above bill ordered enrolled.

Senate Chamber, April 8, 1999

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

Senate Concurrent Resolution No. 30

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

Senate Chamber, April 12, 1999

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

Senate Bill No. 41

Senate Bill No. 587

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

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 41—An act to add Section 10123.196 to the Insurance Code, relating to disability insurance.

SENATE BILL NO. 587—An act to add Section 25000.6 to the Business and Professions Code, relating to alcoholic beverages.

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 30—Relative to libraries.

RE-REFERENCE OF BILLS

Assembly Member Shelley was granted unanimous consent that the following bills be re-referred as noted:

Assembly Bill No. 876 from the Committee on Judiciary, to the Committee on Public Safety;

Assembly Bill No. 931 from the Committee on Consumer Protection, Governmental Efficiency and Economic Development, to the Committee on Labor and Employment;

Assembly Bill No. 1043 from the Committee on Agriculture, to the Committee on Health;

~~Assembly Bill No. 1387 from the Committee on Insurance, to the Committee on Public Employees, Retirement and Social Security;~~

~~Assembly Bill No. 1506 from the Committee on Consumer Protection, Governmental Efficiency and Economic Development, to the Committee on Labor and Employment.~~

(NOTE: Later this day, the action was rescinded whereby Assembly Bill No. 1387 was re-referred from the Insurance Committee to the Committee on Public Employees, Retirement and Social Security; and whereby Assembly Bill No. 1506 was re-referred from the Committee on Consumer Protection, Governmental Efficiency and Economic Development to the Committee on Labor and Employment. See page ____.)

JOINT RULE 62(a) WAIVED

Assembly Member Shelley was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting the following bills for hearing in committees, as noted:

Items 2240 and 8350, in Budget Subcommittee No. 4, on Tuesday, April 13, 1999;

Assembly Bill No. 2, in Higher Education, on Tuesday, April 13, 1999;

Assembly Bill No. 1564, in Housing and Community Development, on Wednesday, April 14, 1999; and

Assembly Bill No. 1664, in Revenue and Taxation, later today.

ADJOURN IN MEMORY**Moment of Silence Observed**

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 former Member of the Assembly Tom Bane, and that the Assembly observe a moment of silence in his honor.

(Assembly Rule 45.5 suspended.)

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Papan was granted unanimous consent that the following statement be printed in the Journal:

*In Memoriam
Tom Bane*

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 Tom Bane, former Member of the Assembly (1958–64, 1974–92), former Chairman of the Committee on Rules and Assistant Speaker pro Tempore, (1978–86), died Saturday, April 10, 1999, at the age of 85. Mr. Bane had been suffering from poor health for several weeks and died at Encino Hospital.

Tom Bane, Democrat—40th District: Born and raised in the San Fernando Valley area of Los Angeles County, he worked as an insurance agent and was first elected to the California Legislature, in 1958, serving 3 terms in the State Assembly, (1959–64); and elected Chairman, Assembly Rules Committee. Re-elected to the State Assembly a second time in 1974, (1975–92), Tom Bane was elected Assistant Speaker pro Tempore in 1978 under the Speakership of Leo McCarthy. His legislative career in the State Assembly lasted over 22 years, (1958–64, 1974–92), and spanned five decades of political life.

Tom Bane, made an unsuccessful bid against Republican Ed Reinicke to represent a westside Los Angeles congressional seat during the general election in November 1964.

Tom Bane sought re-election to the State Assembly in June, 1974 successfully facing seven Democratic primary challengers and was elected by a two-to-one majority in November, 1974 to represent the San Fernando Valley constituents of the 40th Assembly District. He served 16 years during his eight terms in the State Assembly, (1975–92), and was elected the Assistant Speaker pro Tempore, (1978–86).

During the 22 years of service as a legislator in the California State Assembly, (1958–92), Tom Bane's long history and impressive accomplishments span across a political era covering five decades. He served as the Chairman, *Committee on Rules*; and served as a Member, *Committee on Elections, Reapportionment and Constitutional Amendments; Finance, Insurance and Commerce; Governmental Organization, Housing and Community Development*. Served as the Chairman, *Governmental Organization Subcommittee on General Services Contracting Policies*; and Chairman, *Finance, Insurance and Commerce Subcommittee on Unemployment Disability Insurance*.

Tom Bane founded the California Constitutional Revision Commission, served as Chairman to prestigious organizations like the National Lupus Foundation, the March of Dimes, American Red Cross, Community Chest, American Jewish Committee, and YMCA; and was a member, Foundation for Junior Blind, and received the Geri Award for "Outstanding Service" to senior citizens; member, Veterans Service Center Board; and Recipient, of Television (Ch 11's) Special Award for "Someone Who Cared".

Tom Bane was born on December 28, 1913 in Burbank, California and spent the majority of his long life residing in the San Fernando Valley. He leaves behind his beloved wife, Marlene, (Reseda, California); two sons, Bruce and Neal; and 8 grandchildren.

Memorial services will be held at 1 p.m., Wednesday, April 14, 1999 at the Eden Memorial Park, located at 11500 Sepulveda Blvd., Mission Hills.

* * *

JOINT RULE 62(a) WAIVED

Assembly Member Shelley was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 55 for hearing in the Committee on Health on Tuesday, April 13, 1999.

ACTION RESCINDED ON ASSEMBLY BILLS NOS. 301 and 365

Assembly Member Shelley was granted unanimous consent to rescind the action whereby on April 6, 1999 (Assembly Journal, page 899), the Report of the Committee on Utilities and Commerce relative to Assembly Bills Nos. 301 and 365, was received and read in the Assembly; whereby Assembly Bills Nos. 301 and 365 were read a second time; author's amendments to the bills read and adopted; and whereby the bills were reprinted and re-referred to the committee.

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

Assembly Member Migden was granted unanimous consent that Assembly Rule 56 and Joint Rule 62(a) be temporarily suspended for the purpose of permitting the Committee on Appropriations to notice hearing of Assembly Bill No. 1664 in the Assembly Daily File for hearing in the Committee on Appropriations on Wednesday, April 14, 1999, pending re-referral from the Committee on Revenue and Taxation.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Migden was granted unanimous consent that Assembly Bill No. 1261, be withdrawn from the Committee on Appropriations and placed on the second reading file.

At 12:31 p.m., Speaker Antonio R. Villaraigosa, 45th District, presiding

**CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 21
BY UNANIMOUS CONSENT**

Assembly Member Davis was granted unanimous consent to take up Assembly Concurrent Resolution No. 21, out of order.

ASSEMBLY CONCURRENT RESOLUTION NO. 21 (Davis)—Relative to California Holocaust Memorial Week.

Resolution read.

Request for Unanimous Consent

Speaker Villaraigosa was granted unanimous consent to speak in debate while presiding at the Rostrum.

Members Made Coauthors of Assembly Concurrent Resolution No. 21

Assembly Member Davis was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 21.

Roll Call

The following Assembly Members indicated a desire to become coauthors: Aanstad, Ackerman, Alquist, Aroner, Ashburn, Baldwin, Bates, Battin, Baugh, Bock, Brewer, Briggs, Calderon, Campbell, Cardenas, Cardoza, Cedillo, Corbett, Correa, Cox, Cunneen, Dickerson, Ducheny, Dutra, Firebaugh, Floyd, Frusetta, Gallegos, Granlund, Havice, Honda, House, Jackson, Kaloogian, Keeley, Knox, Leach, Lempert, Leonard, Longville, Lowenthal, Machado, Maddox, Maldonado, Margett, Mazzoni, McClintock, Migden, Nakano, Olberg, Oller, Robert Pacheco, Rod Pacheco, Papan, Pescetti, Reyes, Romero, Runner, Scott, Shelley, Soto, Steinberg, Strickland, Strom-Martin, Thompson, Thomson, Torlakson, Villaraigosa, Wayne, Wesson, Wiggins, Wildman, Wright, and Zettel.

Request for Unanimous Consent

Assembly Member Davis was granted unanimous consent to take up Assembly Concurrent Resolution No. 21, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 21, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 21—Relative to California Holocaust Memorial Week.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

At 12:51 p.m., Hon. Susan Davis, 76th District, presiding

RECESS

By unanimous consent, at 12:51 p.m., Acting Speaker Davis declared the Assembly recessed to permit the introduction of a special guest.

Acting Speaker Davis then appointed Assembly Members Baugh, Knox, Jackson, Aroner, Steinberg, Migden, and Lowenthal as a Select Committee on Escort to escort the guest of the Assembly to the Rostrum.

Acting Speaker Davis introduced Mark Talisman, co-founder of the National Holocaust Museum in Washington, D.C. who addressed the assemblage in recognition of Holocaust Memorial Week.

REASSEMBLED

At 1:07 p.m., the Assembly reconvened.

Hon. Antonio R. Villaraigosa, Speaker of the Assembly, presiding.

At 1:08 p.m., Speaker pro Tempore Fred Keeley, 27th District, presiding

ACTION RESCINDED ON ASSEMBLY BILLS NOS. 1387 AND 1506

Assembly Member Shelley was granted unanimous consent to rescind the action whereby earlier this day (Assembly Journal, page ____), Assembly Bill No. 1387 was withdrawn from the Committee on Insurance and re-referred to the Committee on Public Employees, Retirement and Social Security and whereby Assembly Bill No. 1506 was withdrawn from the Committee on Consumer Protection, Governmental Efficiency and Economic Development and re-referred to the Committee on Labor and Employment.

RE-REFERENCE OF BILLS

Assembly Member Shelley was granted unanimous consent that Assembly Bill No. 1506 be re-referred from the Committee on Consumer Protection, Governmental Efficiency and Economic Development to the Committee on Banking and Finance.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 441—An act to add Sections 14317, 14317.5, and 14318 to the Public Resources Code, relating to public resources, and making an appropriation therefor.

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

ASSEMBLY BILL NO. 989—An act to add Section 30812 to the Public Resources Code, relating to coastal development.

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

ASSEMBLY BILL NO. 1621—An act to add Section 2052.1 to the Business and Professions Code, and to amend Sections 1368, 1368.01, 1368.03, and 1368.04 of, to add Sections 1348.5 and 1390.5 to, and to add Article 12 (commencing with Section 1399.80) to Chapter 2.2 of Division 2 of, the Health and Safety Code, relating to health care coverage.

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

ASSEMBLY BILL NO. 766—An act to amend Section 66418 of the Government Code, relating to land use.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 7—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending subdivision (1) of Section 8 of, and adding Section 9 to, Article III thereof, by amending Section 4.5 of, and amending, repealing, and adding Sections 2 and 4 of, Article IV thereof, and by amending Section 7 of Article XX thereof, relating to the Legislature.

Resolution read second time; amendments proposed by the Committee on Elections, Reapportionment and Constitutional Amendments read and adopted, resolution ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 724—An act to amend Sections 37220, 45203, 79020, and 88203 of the Education Code, to amend Sections 927.2, 927.5, 927.11, 6276.48, 6700, 6703, 6704, 8557, 8558, and 19853 of, to add Sections 6718, 8583, 8588.7, 11006.5, and 12813 to, to add Article 9.6 (commencing with Section 8608) and Article 9.7 (commencing with Section 8609) to Chapter 7 of Division 1 of Title 2 of, and to add and repeal Article 12 (commencing with Section 19991.15) of Chapter 2.5 of Part 2.6 of Division 5 of Title 2 of, the Government Code, and to add Part 5.5 (commencing with Section 22350) to Division 2 of the Public Contract Code, relating to the Year 2000 Problem, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Governmental Organization read and adopted, bill ordered reprinted and to be re-referred to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

ASSEMBLY BILL NO. 20—An act to add Article 7.5 (commencing with Section 17074.50) to Chapter 12.5 of Part 10, and to add Article 2.5 (commencing with Section 32215) to Chapter 2 of Part 19 of, the Education Code, relating to school facilities.

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

ASSEMBLY BILL NO. 142—An act to amend Sections 1368.02 and 1368.03 of, and to add Section 1368.05 to, the Health and Safety Code, relating to health care.

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

ASSEMBLY BILL NO. 31—An act to amend Sections 69612, 69612.5, 69613, 69613.1, 69615.4, and 69615.6 of the Education Code, relating to teacher training.

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

ASSEMBLY BILL NO. 192—An act to add Section 90531.5 to the Education Code, relating to the California Teacher Cadet Program, and making an appropriation therefor.

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

ASSEMBLY BILL NO. 360—An act to add and repeal Chapter 5.5 (commencing with Section 10410) of Part 7 of the Education Code, relating to pupil testing.

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

ASSEMBLY BILL NO. 2—An act to amend Section 17151 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 Higher Education.

ASSEMBLY BILL NO. 782—An act to add Section 48208.1 to the Education Code, relating to pupil attendance.

Bill read second time, and ordered to third reading.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, April 12, 1999

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

Assembly Bill No. 766

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to the Consent Calendar.

CONSIDERATION OF DAILY FILE (RESUMED) UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY CONCURRENT RESOLUTION NO. 7 (Battin)—Relative to child abuse and neglect.

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

AYES—69

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

NOES—None

Above resolution ordered enrolled.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 542 (Reyes)—An act to amend Section 18930.5 of the Welfare and Institutions Code, relating to unemployment, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend by Assembly Member Brewer

Assembly Member Brewer moved the adoption of amendments.

Amendments read.

Assembly Bill No. 542 Passed Temporarily

By unanimous consent Assembly Bill No. 542 was passed temporarily on file, to retain its place on file.

ASSEMBLY BILL NO. 139 (Havice)—An act to amend Section 1768.8 of the Welfare and Institutions Code, relating to violent crimes.

Bill read third time.

Point of Order

Assembly Member McClintock arose to the following point of order:

Profanity is not permitted on the Floor during debate and it is the duty of the Presiding Officer to maintain decorum.

Ruling by Speaker pro Tempore Keeley

The Speaker pro Tempore ruled the point of order well-taken, and reminded the Members to use language in debate consistent with the dignity and decorum of the House.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—65

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

NOES—5

Aroner	Floyd	Migden
Bock	Kuehl	

Bill ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION NO. 31 (Machado)—Relative to National Boys and Girls Club Week.

Resolution read.

Members Made Coauthors of Assembly Concurrent Resolution No. 31

Assembly Member Machado was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 31.

Roll Call

The following Assembly Members indicated a desire to become coauthors: Aanestad, Ackerman, Alquist, Aroner, Ashburn, Baldwin, Bates, Battin, Baugh, Bock, Brewer, Briggs, Campbell, Cardenas, Cardoza, Cedillo, Corbett, Correa, Cox, Cunneen, Davis, Dickerson, Ducheny, Dutra, Florez, Frusetta, Gallegos, Granlund, Havice, Honda, House, Jackson, Kaloogian, Keeley, Kuehl, Leach, Lempert, Leonard, Longville, Lowenthal, Maddox, Maldonado, Margett, McClintock, Migden, Nakano, Olberg, Oller, Rod Pacheco, Papan, Pescetti, Reyes, Romero, Runner, Scott, Shelley, Soto, Steinberg, Strickland, Strom-Martin, Thompson, Thomson, Villaraigosa, Washington, Wayne, Wiggins, Wildman, and Wright.

Request for Unanimous Consent

Assembly Member Machado was granted unanimous consent to take up Assembly Concurrent Resolution No. 31, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 31, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 31—Relative to National Boys and Girls Club Week.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION NO. 36 (Wayne)—Relative to Older Californians Month.

Resolution read.

Members Made Coauthors of Assembly Concurrent Resolution No. 36

Assembly Member Wayne was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 36.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

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

Request for Unanimous Consent

Assembly Member Wayne was granted unanimous consent to take up Assembly Concurrent Resolution No. 36, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 36, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 36—Relative to Older Californians Month.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY CONCURRENT RESOLUTION NO. 10 (Machado)—Relative to California Architecture Week.

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

AYES—71

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

NOES—None

Above resolution ordered enrolled.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 542

ASSEMBLY BILL NO. 542 (Reyes)—An act to amend Section 18930.5 of the Welfare and Institutions Code, relating to unemployment, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being on the adoption of amendments offered earlier this day by Assembly Member Brewer.

Amendments read and adopted; bill ordered reprinted.

Rules Temporarily Suspended

Assembly Member Reyes was granted unanimous consent that Assembly Rule 69(d) be suspended to permit consideration of Assembly Bill No. 542, as amended, without reference to file, and that the same be considered engrossed.

ASSEMBLY BILL NO. 542 (Reyes)—An act relating to the administration of unemployment compensation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—57

Alquist	Ducheny	Longville	Steinberg
Aroner	Dutra	Lowenthal	Strickland
Bates	Firebaugh	Machado	Strom-Martin
Bock	Florez	Maddox	Thomson
Brewer	Floyd	Maldonado	Torlakson
Briggs	Frusetta	Migden	Washington
Cardenas	Gallegos	Nakano	Wayne
Cardoza	Granlund	Pacheco, Robert	Wesson
Cedillo	Havice	Papan	Wiggins
Corbett	Honda	Pescetti	Wildman
Correa	Jackson	Reyes	Wright
Cox	Keeley	Romero	Mr. Speaker
Cunneen	Knox	Scott	
Davis	Kuehl	Shelley	
Dickerson	Lempert	Soto	

NOES—15

Aanestad	Baugh	Leonard	Oller
Ackerman	Campbell	Margett	Runner
Baldwin	House	McClintock	Thompson
Battin	Kaloogian	Olberg	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—57

Alquist	Ducheny	Longville	Steinberg
Aroner	Dutra	Lowenthal	Strickland
Bates	Firebaugh	Machado	Strom-Martin
Bock	Florez	Maddox	Thomson
Brewer	Floyd	Maldonado	Torlakson
Briggs	Frusetta	Migden	Washington
Cardenas	Gallegos	Nakano	Wayne
Cardoza	Granlund	Pacheco, Robert	Wesson
Cedillo	Havice	Papan	Wiggins
Corbett	Honda	Pescetti	Wildman
Correa	Jackson	Reyes	Wright
Cox	Keeley	Romero	Mr. Speaker
Cunneen	Knox	Scott	
Davis	Kuehl	Shelley	
Dickerson	Lempert	Soto	

NOES—15

Aanestad	Baugh	Leonard	Oller
Ackerman	Campbell	Margett	Runner
Baldwin	House	McClintock	Thompson
Battin	Kaloogian	Olberg	

Bill ordered transmitted to the Senate.

Communications

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

Explanation of Vote—Assembly Bill No. 542

April 12, 1999

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

Dear Mr. Wilson: I respectfully request that the following statement be entered into the journal:

“During Assembly session on April 12, 1999, Assembly Bill 542 was considered and voted upon by the membership. When the vote on this measure was taken, I did not cast my vote. It was my intent to add on as an “Aye” vote, but missed the deadline for adding on to the vote. The citrus freeze of December of 1998 devastated local economies and forced many people out of work. For the record, I support AB 542. This measure will help to revive the local economy in the Central Valley while utilizing federal dollars to assist those who are unemployed in this area.”

Thank you for your immediate attention to this matter. If you have any questions, please feel free to contact me at: 319-2032.

Best regards,

ROY ASHBURN, Assembly Member
Thirty-second District

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 215 (Soto)—An act to add Section 1374.17 to the Health and Safety Code, relating to health care coverage.

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

AYES—68

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

NOES—3

Ackerman	Briggs	McClintock
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Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 215: Assembly Member Strickland, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Assembly Bill

ASSEMBLY BILL NO. 191 (Dickerson)—An act to amend Section 217 of the Welfare and Institutions Code, relating to personal property.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

Consent Calendar—Senate Bill

SENATE BILL NO. 307 (Rainey)—An act to amend Section 33333.6 of the Health and Safety Code, relating to redevelopment, and declaring the urgency thereof, to take effect immediately.

Senate Bill No. 307 Passed and Retained

Assembly Member Firebaugh was granted unanimous consent that Senate Bill No. 307 be passed on file, to retain its place on file.

Consent Calendar Roll Call

The roll was called, and the above bill on the Consent Calendar passed, by the following vote:

AYES—74

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

NOES—None

APPOINTMENT OF FUNERAL DELEGATION

Speaker Villaraigosa announced that he had appointed Assembly Members Papan and Hertzberg as the official delegation to represent the Assembly at the funeral service for Hon. Tom Bane, former Member of the Assembly, at Eden Memorial Park, in Mission Hills, on April 14, 1999.

Any Members who wish to join the delegation were advised to contact the Speaker's office.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Wright announced that the Committee on Utilities and Commerce would meet today at 2:30 p.m., instead of 1:30 p.m.

Assembly Member Knox announced that the Committee on Revenue and Taxation would meet today at 2:20 p.m.

Assembly Member Torlakson announced that the Committee on Transportation would meet today at 2:15 p.m.

ADJOURN IN MEMORY

Assembly Member Havice was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Rolland Starn of Hughson.

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 William "J.J." Smith, of Novato.

Assembly Member Migden was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Felipa Cahill, of San Francisco.

Assembly Members Oller and Steinberg were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of James Roberts, of Sacramento.

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 Duane Perkins, of Lincoln.

Assembly Member Thomson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Thomas C. Wicks, of Esparto.

VOTE ADDS

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

Assembly Concurrent Resolution No. 21, Coauthors: Briggs, Cardoza, and Rod Pacheco—Aye.

Assembly Concurrent Resolution No. 7, Concurrence: Briggs, Cardoza, and Cunneen—Aye.

Assembly Bill No. 139: Cedillo, Runner, and Scott—Aye.

Assembly Concurrent Resolution No. 31: Cedillo, Longville, and Runner—Aye.

Assembly Concurrent Resolution No. 36, Coauthors: Cedillo, Cunneen, and Strom-Martin—Aye.

Assembly Concurrent Resolution No. 10, Concurrence: Runner—Aye.

Assembly Bill No. 542 and Urgency: Cedillo and Nakano—Aye; Olberg—No.

Assembly Bill No. 215: Baugh and Olberg—Aye.

Consent Calendar: Nakano—Aye.

MOTION TO ADJOURN

At 1:54 p.m., Assembly Member Washington moved that the Assembly do now adjourn.

Assembly Member Cox seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 1:55 p.m., Speaker pro Tempore Keeley declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 42—Strom-Martin and Senator Sher. Relative to California Earth Day 1999.

ASSEMBLY CONCURRENT RESOLUTION NO. 43—Havice. Relative to Law Enforcement Appreciation Week.

ASSEMBLY CONCURRENT RESOLUTION NO. 44—Havice. Relative to California Peace Officers' Memorial Day.

ASSEMBLY JOINT RESOLUTION NO. 13—Wiggins (Coauthor: Senator Chesbro). Relative to federal excise tax and wine labels.

HOUSE RESOLUTION NO. 20—Jackson. Relative to offshore oil development.

AUTHOR'S AMENDMENTS
Committee on Transportation

April 12, 1999

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

Assembly Bill No. 151

Assembly Bill No. 585

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

TORLAKSON, Chairman

ASSEMBLY BILL NO. 151—An act to amend Section 1808.4 of the Vehicle Code, relating to public records.

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. 585—An act to amend Section 40303.5 of, and to add Section 12814.7 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 Transportation

April 12, 1999

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

Assembly Bill No. 512

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

TORLAKSON, Chairman

ASSEMBLY BILL NO. 512—An act to amend Sections 7561.1 and 22358 of the Business and Professions Code, and to amend Section 1808.22 of the Vehicle Code, relating to records.

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 Appropriations

April 12, 1999

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

Senate Bill No. 24

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

MIGDEN, Chairwoman

SENATE BILL NO. 24—An act to amend Sections 11837 and 11837.1 of the Health and Safety Code, to amend Section 193.7 of the Penal Code, and to amend Sections 1661, 1803, 1803.4, 9553, 12802.5, 13106, 13350, 13350.5, 13352, 13352.4, 13352.5, 13353.2, 14601.2, 14601.3, 21200.5, 22651, 23247, 23546, 23550, 23550.5, 23552, 23566, 23568, 23572, 23577, 23600, 23602, 23640, 23650, 23655, and 23665 of, to repeal Sections 23198, 23522, 23524, and 23590 of, to amend and renumber Sections 23157, 23160, 23161, 23166, 23186, 23203, 23204, 23235, 23246, 23249.52, 23249.53, 23249.54, and 23249.55 of, to add and repeal Section 23198 of, to repeal and add Section 23596 of, and to repeal the heading of Article 4.5 (commencing with Section 23246) of Chapter 12 of Division 11 of, the Vehicle Code, relating to vehicles, 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 Appropriations

April 12, 1999

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

Assembly Bill No. 372

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

MIGDEN, Chairwoman

ASSEMBLY BILL NO. 372—An act to add Sections 12684.2, 12684.4, and 12684.6 to the Water Code, relating to water.

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

April 12, 1999

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Assembly Bill No. 1092

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

WESSON, Chairman

ASSEMBLY BILL NO. 1092—An act to add Section 23958.5 to the Business and Professions Code, relating to alcoholic beverages.

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**

April 12, 1999

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

Assembly Bill No. 178

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

LOWENTHAL, Chairman

ASSEMBLY BILL NO. 178—An act to add Section 53083 to the Government Code, relating to public funds.

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 Judiciary**

April 12, 1999

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

Assembly Bill No. 519

Assembly Bill No. 1569

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

KUEHL, Chairwoman

ASSEMBLY BILL NO. 519—An act to amend Section 51.9 of the Civil Code, relating to sexual harassment.

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. 1569—An act to amend Section 3269 of, to amend the heading of Title 17 (commencing with Section 3269) of Part 4 of Division 3 of, and to add Section 3272 to, the Civil Code, relating to computers, 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 Education**

April 12, 1999

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

Assembly Bill No. 148

Assembly Bill No. 1289

Assembly Bill No. 798

Assembly Bill No. 1324

Assembly Bill No. 1242

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

MAZZONI, Chairwoman

ASSEMBLY BILL NO. 148—An act to amend Sections 17080, 17224, 17587, and 17592 of, to add Sections 17070.77, 17584, and 17584.5 to, and to repeal Section 39619 of, the Education Code, relating to school facilities, 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.

ASSEMBLY BILL NO. 798—An act to amend, repeal, and add Section 1909 of the Education Code, relating to education of prisoners.

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. 1242—An act to add Section 44262.5 to the Education Code, relating to teacher credentialing.

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. 1289—An act to add Article 8 (commencing with Section 18190) to Chapter 2 of Part 11 of the Education Code, relating to school libraries.

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. 1324—An act to add Section 42238.25 to the Education Code, relating to school 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

April 12, 1999

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

Assembly Bill No. 1448

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

DAVIS, Chairwoman

ASSEMBLY BILL NO. 1448—An act to add Chapter 10.3 (commencing with Section 4529.61) to Division 5 of Title 1 of the Government Code, relating to public contracts.

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

April 12, 1999

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

Assembly Bill No. 664

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

HONDA, Chairman

ASSEMBLY BILL NO. 664—An act to amend Sections 1237.5 and 1238 of the Penal Code, relating to criminal appeals.

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

AUTHOR'S AMENDMENTS
Committee on Insurance

April 12, 1999

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

Assembly Bill No. 869
Assembly Bill No. 1456

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

SCOTT, Chairman

ASSEMBLY BILL NO. 869—An act to add Article 19 (commencing with Section 1115) to Chapter 1 of Part 2 of Division 1 of the Insurance Code, relating to insurance.

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. 1456—An act to amend Section 779.36 of the Insurance Code, relating to credit insurance.

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

AUTHOR'S AMENDMENTS
Committee on Higher Education

April 12, 1999

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

Assembly Bill No. 1624

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

LEMPERT, Chairman

ASSEMBLY BILL NO. 1624—An act to add Section 66206.5 to the Education Code, relating to postsecondary education.

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 Banking and Finance

April 12, 1999

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:

Assembly Bill No. 517
Assembly Bill No. 1007

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

PAPAN, Chairman

ASSEMBLY BILL NO. 517—An act to amend Section 17321 of the Financial Code, relating to escrow agents.

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. 1007—An act to repeal Section 1748.12 of, and to add Title 1.3C (commencing with Section 1748.50) to Part 4 of Division 3 of, the Civil Code, relating to consumers.

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

AUTHOR'S AMENDMENTS
Committee on Insurance

April 12, 1999

Mr. Speaker: The Chair of your Committee on Insurance reports:
Assembly Bill No. 1050

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

SCOTT, Chairman

ASSEMBLY BILL NO. 1050—An act to add Section 1872.81 to the Insurance Code, relating to insurance.

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

April 12, 1999

Mr. Speaker: The Chair of your Committee on Local Government reports:
Assembly Bill No. 528
Assembly Bill No. 935

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

LONGVILLE, Chairman

ASSEMBLY BILL NO. 528—An act to amend Sections 6546 and 6547 of the Government Code, relating to revenue bonds, 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.

ASSEMBLY BILL NO. 935—An act to amend Sections 10249.1 and 11010.2 of, and to add Section 11009 to, the Business and Professions Code, relating to real estate.

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 Banking and Finance

April 12, 1999

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:
Assembly Bill No. 1506

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

PAPAN, Chairman

ASSEMBLY BILL NO. 1506—An act to amend Sections 16753, 16754, and 16754.3 of the Government Code, relating to state 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.

REPORTS OF STANDING COMMITTEES**Committee on Public Employees, Retirement and Social Security**

Date of Hearing: April 7, 1999

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 211

Assembly Bill No. 821

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

CORREA, Chairman

Above bills ordered to second reading.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: April 6, 1999

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Assembly Bill No. 648

With amendments with the recommendation: Amend, and do pass, as amended.

DAVIS, Chairwoman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: April 6, 1999

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 900

With amendments with the recommendation: Do pass, as amended and be re-referred to the Committee on Appropriations with the recommendation: To Consent Calendar.

HONDA, Chairman

Above bill ordered to second reading.

Date of Hearing: April 6, 1999

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 744

With amendments with the recommendation: Do pass, as amended and be re-referred to the Committee on Appropriations with the recommendation: To Consent Calendar.

HONDA, Chairman

Above bill ordered to second reading.

Committee on Governmental Organization

Date of Hearing: April 12, 1999

Mr. Speaker: Your Committee on Governmental Organization reports:

Assembly Bill No. 773

Assembly Bill No. 1317

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

WESSON, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 12, 1999

Mr. Speaker: Your Committee on Governmental Organization reports:

Assembly Bill No. 216

Assembly Bill No. 1122

Assembly Bill No. 1517

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

WESSON, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 12, 1999

Mr. Speaker: Your Committee on Governmental Organization reports:
Assembly Bill No. 1234

With the recommendation: Do pass, and be re-referred to the Committee on Information Technology.

WESSON, Chairman

Above bill re-referred to the Committee on Information Technology.

Date of Hearing: April 5, 1999

Mr. Speaker: Your Committee on Governmental Organization reports:
Assembly Bill No. 1413

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

WESSON, Chairman

Above bill ordered to second reading.

Committee on Education

Date of Hearing: April 7, 1999

Mr. Speaker: Your Committee on Education reports:
Assembly Bill No. 747

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

MAZZONI, Chairwoman

Above bill ordered to second reading.

Committee on Labor and Employment

Date of Hearing: April 7, 1999

Mr. Speaker: Your Committee on Labor and Employment reports:
Assembly Bill No. 442

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

STEINBERG, Chairman

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: April 6, 1999

Mr. Speaker: Your Committee on Judiciary reports:
Assembly Bill No. 804

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Human Services.

KUEHL, Chairwoman

Above bill ordered to second reading.

Date of Hearing: April 6, 1999

Mr. Speaker: Your Committee on Judiciary reports:
Assembly Bill No. 780

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

KUEHL, Chairwoman

Above bill ordered to second reading.

Committee on Utilities and Commerce

Date of Hearing: April 5, 1999

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Assembly Bill No. 301

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

WRIGHT, Chairman

Above bill ordered to second reading.

Date of Hearing: April 5, 1999

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Assembly Bill No. 365

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Information Technology.

WRIGHT, Chairman

Above bill ordered to second reading.

INTRODUCTION OF GUESTS

Assembly Member Battin, of the 80th Assembly District, introduced Greg and Justin Young, of Bermuda Dunes.

Speaker pro Tempore Keeley, of the 27th Assembly District, introduced former Member of the Assembly Leon Ralph.

Assembly Member Correa, of the 69th Assembly District, introduced Max Madrid, of Community Service Programs, Inc., and the Mentors and Staff of the Gang Prevention Program: Senaida Benitez, Tony Estrada, Jose D. Flores, Mirna Garcia, Monica Lopez, Jorge Lozano, Cynthia Moreno, Martha Moreno, Veronica Oviedo, Beatricz Ramirez, Abel Rivera, Yohana Sandoval, Mercedes Valenzuela, Melissa A. Viera, and Paul Castillo, Gang Specialist.

Assembly Member Kuehl, of the 41st Assembly District, introduced Carol Aseltine, Dan Aseltine, and Thomas Curteman, of Upland.

Assembly Member Oller, of the 4th Assembly District, introduced Mariann Rodriguez and Joey Rodriguez, of Valley Springs.

Assembly Member Papan, of the 19th Assembly District, introduced former Member of the Assembly Lawrence Kapiloff.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Washington, the Assembly adjourned until 7 a.m., Tuesday, April 13, 1999, out of respect to the memory of former Member of the Assembly Tom Bane, on motion of Assembly Member Papan; out of respect to the memory of Rolland Starn, on motion of Assembly Member Havice; out of respect to the memory of William "J.J." Smith, on motion of Assembly Member Mazzone; out of respect to the memory of Felipa Cahill, on motion of Assembly Member Migden; out of respect to the memory of James Roberts, on motion of Assembly Members Oller and Steinberg; out of respect to the memory of Duane Perkins, on motion of Assembly Member Oller; and out of respect to the memory of Thomas C. Wicks, on motion of Assembly Member Thomson.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON APRIL 12, 1999

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

AB	RN	AB	RN
2	9910575	996	9909348
20	9910552	1004	9910572
31	9910704	1007	9910675
55	9910742	1048	9910852
113	9910492	1050	9910389
142	9910574	1073	9910401
148	9910787	1075	9910293
151	9910816	1092	9910873
178	9910194	1097	9909631
192	9910703	1125	9909959
212	9910821	1164	9910751
299	9910734	1166	9910792
355	9910319	1218	9909933
360	9910720	1230	9910408
372	9910405	1242	9910088
405	9910992	1278	9910672
441	9910523	1289	9910770
465	9910212	1324	9911002
512	9910951	1385	9910519
517	9911004	1448	9910481
519	9910352	1456	9911019
528	9910908	1506	9910364
542	9910104	1508	99105D8
580	9910935	1569	9910342
585	9910620	1621	9910464
664	9911006	1624	9908995
708	9910892	1626	9910988
724	9910599	1665	9910715
745	9909610		
798	9909847	ACA	RN
869	9910983	7	9910688
901	9910213		
935	9910384	SB	RN
989	9910518	24	9910639
Daily Total:		64	
Cumulative Total:		651	