

CALIFORNIA LEGISLATURE  
2001-02 REGULAR SESSION

---

---

# ASSEMBLY DAILY JOURNAL

---

---

**Wednesday, May 8, 2002**

**ONE HUNDRED NINETY-SECOND SESSION DAY  
FIVE HUNDRED TWENTY-FIRST 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  
Wednesday, May 8, 2002

The Assembly met at 7 a.m.

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

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

#### ROLL CALL

The following were placed upon the morning roll call—73:

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

Quorum present.

**At 11:22 a.m., Hon. Russ Bogh, 65th District, presiding**

#### REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

#### LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

*On legislative business: Assembly Members Cárdenas, Hertzberg, and Wesson.*

*On personal business, and waiving per diem: Assembly Members Ashburn and Chan.*

*Because of illness in his family: Assembly Member Cedillo.*

*Because of illness in her family, and waiving per diem: Assembly Member Liu.*

**EXPLANATIONS OF ABSENCE**

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

May 6, 2002

*The Honorable Herb Wesson  
Speaker of the Assembly  
State Capitol  
Sacramento, California*

Dear Mr. Speaker: I respectfully request permission to be excused from Check-In Session on Wednesday, May 8, 2002, in order to conduct legislative business in my district.

Thank you for your consideration of this request.

Sincerely,

TONY CÁRDENAS, Assembly Member  
Thirty-ninth District

May 7, 2002

*The Honorable Herb Wesson, Jr.  
Speaker of the Assembly  
State Capitol, Room 219  
Sacramento, California*

Dear Speaker Wesson: Please accept this request to be excused from Check-In Session on Wednesday, May 8, 2002 on legislative business. Should you have any questions, please feel free to have your staff contact Toni Nakashima in my Capitol Office.

Thank you in advance for your consideration of this request.

Very truly yours,

ROBERT M. HERTZBERG  
Speaker Emeritus

(NOTE: For letter explaining the absence of Assembly Member Wesson on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for May 7, 2002.)

**REPORTS**

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

California State Auditor

2001-128  
April 16, 2002

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

Members of the Assembly: As requested by the Joint Legislative Audit Committee, the Bureau of State Audits presents its audit report concerning our review of the State's contracting practices in entering into an enterprise licensing agreement (ELA) with the Oracle Corporation (Oracle).

This report concludes that the State executed the ELA contract worth almost \$95 million despite evidence suggesting the need for Oracle database licenses was limited. Additionally, the departments of

Information Technology, General Services, and Finance approved the ELA without validating the cost savings projections presented by Logicon Inc. (Logicon), who helped the State negotiate the ELA with Oracle. Our analysis of Logicon's data indicates that rather than saving \$111 million by entering into the ELA, as purported by Logicon, the State could spend from \$6 million to \$41 million more on Oracle database licenses and maintenance than it would if there was no contract. Furthermore, it appears Logicon stands to make more than \$28 million from the ELA, a fact the State may not have been apprised of.

We also found that as of March 20, 2002, nearly 10 months after the ELA was approved, no state departments have acquired new licenses under the ELA. Moreover, by June 2002, when the Department of Finance expects to complete the method for charging the ELA's costs to departments, the State will have accumulated more than \$17 million in ELA costs and interest charges.

Furthermore, the Department of General Services used an inexperienced negotiating team and it limited the involvement of legal counsel in the ELA contract and, as a result, many contract terms and conditions necessary to protect the State are vague or missing altogether. Finally, our legal consultant has advised that a court might conclude that the ELA contract is not enforceable as a valid state contract because it may not fall within an exception to the State's competitive bidding requirements.

Respectfully submitted,

ELAINE M. HOWLE  
State Auditor

Above report referred to the Committee on Business and Professions.

California State Auditor

2001-116  
April 30, 2002

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

Members of the Assembly: As requested by the Joint Legislative Audit Committee, the Bureau of State Audits presents its audit report concerning the San Diego Unified Port District (Port).

This report concludes that while many of the Port's actions we reviewed are in accordance with state law and Port policy, the Port can change some of its practices to better protect the public's interests in the San Diego Bay and the surrounding areas. Specifically, we found several notable exceptions to the Port's leasing and contracting policies, including offering below-market rent to one hotel that may lower Port revenues by more than \$7 million over a period of 10 years and failing to seek competing proposals for three hotel development projects. We also found that the Port can do more to avoid conflicts of interest among its employees and is not completing disciplinary proceedings within its

established timelines. The Port also needs to ensure that it properly notifies the public of the Board of Port Commissioners' closed session items at its public meetings and that the fees it charges for providing agendas do not exceed the costs of distributing them.

Respectfully submitted,

ELAINE M. HOWLE  
State Auditor

Above report referred to the Committee on Transportation.

The following reports were presented by the Chief Clerk:

**Department of Toxic Substances Control  
Report on Expedited Remedial Action Reform Act of 1994  
(Pursuant to Health and Safety Code Section 25396)**

Above transmitted report, together with letter of transmittal from Edwin F. Lowry, Director, Department of Toxic Substances Control, dated April 15, 2002, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

**Enforcement Activities of  
the Regional Water Quality Control Boards  
(Pursuant to Water Code Section 13385(n))**

Above transmitted report, together with letter of transmittal from Celeste Cantu, Executive Director, Water Resources Control Board, dated April 25, 2002, referred by the Speaker to the Committee on Water, Parks and Wildlife.

**Supplemental Law Enforcement Services Fund  
Annual Report for Fiscal Year Ended June 30, 2001  
(Pursuant to Assembly Bill 3229, Chapter 134, Statutes 1996)**

Above transmitted report, together with letter of transmittal from Kathleen Connell, State Controller, dated April 22, 2002, referred by the Speaker to the Committee on Revenue and Taxation.

**Space Commerce Progress Report  
(Pursuant to Supplemental Language of the Budget Act of 2000  
Item 2920-101-0001)**

Above transmitted report, together with letter of transmittal from Joe Raguso, Deputy Secretary, Division of Science, Technology and Innovation, Technology Trade and Commerce Agency, dated April 19, 2002, referred by the Speaker to the Committee on Budget.

**Structure and Effectiveness of  
the State's Water Quality Programs  
(Pursuant to Assembly Bill 982, Chapter 495, Statutes of 1999)**

Above transmitted report, together with letter of transmittal from Celeste Cantu, Executive Director, Water Resources Control Board, dated April 26, 2002, referred by the Speaker to the Committee on Water, Parks and Wildlife.

**Children's Environmental Health Program  
(Pursuant to Health and Safety Code Sections 900 (d) and 901 (h))**

Above transmitted report, together with letter of transmittal from Winston H. Hickox, Agency Secretary, Environmental Protection Agency, dated April 25, 2002, referred by the Speaker to the Committee on Health.

**2001 Motorcyclist Safety Program Report  
(Pursuant to Assembly Bill 412, Chapter 547, Statutes of 1985)**

Above transmitted report, together with letter of transmittal from D.O. Helmick, Commissioner, Department of California Highway Patrol, dated April 25, 2002, referred by the Speaker to the Committee on Transportation.

**Correction to Prioritized Listing of all Nominations for  
the Urban Recreational and Cultural Centers  
Museums and Facilities for  
Wildlife Education or Environmental Education Program  
(Pursuant to Public Resources Code Section 5096.340 (b))**

Above transmitted report, together with letter of transmittal from Ruth Coleman, Acting Director, Department of Parks and Recreation, dated April 29, 2002, referred by the Speaker to the Committee on Water, Parks and Wildlife.

**Workforce Investment Act Youth Services Report  
(Pursuant to Budget Act 2001, Item 5100-001-0001)**

Above transmitted report, together with letter of transmittal from Michael S. Bernick, Director, Employment Development Department, dated April 30, 2002, referred by the Speaker to the Committee on Budget.

**Off-Highway Vehicle Trust Fund Proposed Grant Recipients  
(Pursuant to Supplemental Language of the Budget Act of 2001  
Item 3790-101-0263)**

Above transmitted report, together with letter of transmittal from Ruth Coleman, Acting Director, Department of Parks and Recreation, dated April 22, 2002, referred by the Speaker to the Committee on Transportation.

**Congestion Relief Demonstration Program  
(Pursuant to Budget Act 2000-01)**

Above transmitted report, together with letter of transmittal from D.O. Helmick, Commissioner, California Highway Patrol, dated April 26, 2002, referred by the Speaker to the Committee on Transportation.

**Slavery Era Insurance Policies Registry  
(Pursuant to Senate Bill 2199, Chapter 934, Statutes of 2000)**

Above transmitted report, together with letter of transmittal from Harry W. Low, Insurance Commissioner, Department of Insurance, dated May 1, 2002, referred by the Speaker to the Committee on Insurance.

**Healthy Families  
and Medi-Cal Health Plan Application Assistance Report  
(Pursuant to Assembly Bill 2877, Chapter 93, Statutes of 2000)**

Above transmitted report, together with letter of transmittal from Sandra Shewry, Executive Director, Managed Risk Medical Insurance Board, dated March 26, 2002, referred by the Speaker to the Committee on Human Services.

**Disabled Veterans Business Enterprise Report 2000-01  
(Pursuant to Public Contract Code Section 10115.5 and  
Military and Veterans Code 999.7)**

Above transmitted report, together with letter of transmittal from Thomas M. Hannigan, Director, Department of Water Resources, dated April 26, 2002, referred by the Speaker to the Committee on Utilities and Commerce.

**Total Maximum Daily Load Program  
(Pursuant to Supplemental Language of the Budget Act of 2001  
Item 3940-001-0001)**

Above transmitted report, together with letter of transmittal from Celeste Cantu, Executive Director, Water Resources Control Board, dated April 26, 2002, referred by the Speaker to the Committee on Budget.

**SPECIAL COMMITTEE MEETINGS**

By unanimous consent, the following committee was permitted to meet:

Joint Legislative Audit Committee, on Monday, May 13, 2002 at 2 p.m., and Tuesday, May 14, 2002, at 9 a.m.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, May 8, 2002

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

Assembly Bill No. 1817

Assembly Bill No. 2936

Assembly Bill No. 2192

Assembly Bill No. 2989

Assembly Bill No. 2402

Assembly Bill No. 3045

Assembly Bill No. 2436

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, May 8, 2002

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

Assembly Concurrent Resolution No. 190

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

Assembly Chamber, May 8, 2002

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

Assembly Constitutional Amendment No. 11

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, May 8, 2002

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

Assembly Bill No. 1781	Assembly Bill No. 2246
Assembly Bill No. 1868	Assembly Bill No. 2254
Assembly Bill No. 1946	Assembly Bill No. 2269
Assembly Bill No. 2025	Assembly Bill No. 2287
Assembly Bill No. 2058	Assembly Bill No. 2347
Assembly Bill No. 2085	Assembly Bill No. 2459
Assembly Bill No. 2115	Assembly Bill No. 2479
Assembly Bill No. 2160	Assembly Bill No. 2583
Assembly Bill No. 2189	Assembly Bill No. 2587
Assembly Bill No. 2191	Assembly Bill No. 2588
Assembly Bill No. 2212	Assembly Bill No. 2589
Assembly Bill No. 2217	Assembly Bill No. 2600
Assembly Bill No. 2229	Assembly Bill No. 2676
Assembly Bill No. 2238	Assembly Bill No. 2682

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, May 8, 2002

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

Assembly Concurrent Resolution No. 188

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, May 8, 2002

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

Assembly Bill No. 1904	Assembly Bill No. 2575
Assembly Bill No. 1929	Assembly Bill No. 2614
Assembly Bill No. 1956	Assembly Bill No. 2668
Assembly Bill No. 2335	Assembly Bill No. 2690
Assembly Bill No. 2410	Assembly Bill No. 2881
Assembly Bill No. 2472	Assembly Bill No. 2905
Assembly Bill No. 2534	Assembly Bill No. 2920

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, May 8, 2002

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

Assembly Bill No. 2260  
 Assembly Bill No. 2532  
 Assembly Bill No. 2533

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

## RESOLUTIONS

The following resolutions were offered:

**ASSEMBLY CONCURRENT RESOLUTION NO. 207—Robert Pacheco.**  
 Relative to Arthritis Awareness Month.

**ASSEMBLY CONCURRENT RESOLUTION NO. 208—Dutra and Aroner.**  
 Relative to Alameda-Contra Costa Transit District.

**HOUSE RESOLUTION NO. 48—Firebaugh (Principal coauthors: Cardenas, Cardoza, Cohn, Hertzberg, Koretz, and Shelley).** Relative to the Israeli-Palestinian Conflict.



**REQUEST TO SUSPEND JOINT RULES**

The following request was received, and read:

Assembly Chamber, May 8, 2002

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(5) as it relates to Assembly Bills Nos. 1870 and 2226.

JOE NATION

Above request ordered transmitted to the Committee on Rules.

**AUTHOR'S AMENDMENTS**  
**Committee on Revenue and Taxation**

May 8, 2002

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:  
Assembly Bill No. 2734

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

CHAVEZ, Chairman

**ASSEMBLY BILL NO. 2734**—An act to amend Section 1102.6 of the Civil Code, to amend Section 65592 of, and to add Sections 65591.7, 65600.1, 65600.2, 65600.3, 65600.4, and 65600.5 to, the Government Code, to add Chapter 2.5 (commencing with Section 17929) to Part 1.5 of Division 13 of the Health and Safety Code, and to add and repeal Section 6356.4 of the Revenue and Taxation Code, relating to conservation.

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**

May 8, 2002

Mr. Speaker: The Chair of your Committee on Appropriations reports:  
Assembly Bill No. 2263

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

STEINBERG, Chairman

**ASSEMBLY BILL NO. 2263**—An act relating to family courts.

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**

May 8, 2002

Mr. Speaker: The Chair of your Committee on Appropriations reports:  
Assembly Bill No. 2087

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

STEINBERG, Chairman

**ASSEMBLY BILL NO. 2087**—An act to amend Sections 5273, 5273.5, and 5440 of, to add Sections 5403.1 and 5442.12 to, and to repeal Sections 5441 and 5442.9 of, the Business and Professions Code, relating to outdoor advertising.

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 Judiciary**

Date of Hearing: May 7, 2002

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 2019	Assembly Bill No. 2578
Assembly Bill No. 2041	Assembly Bill No. 2775
Assembly Bill No. 2071	Assembly Bill No. 2862
Assembly Bill No. 2194	Assembly Bill No. 2868
Assembly Bill No. 2289	Assembly Bill No. 2949

With the recommendation: Do pass.

CORBETT, Chairwoman

Above bills ordered to second reading.

Date of Hearing: May 7, 2002

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1784	Assembly Bill No. 2417
Assembly Bill No. 1845	Assembly Bill No. 2865
Assembly Bill No. 1909	Assembly Bill No. 3036

With the recommendation: Do pass.

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

CORBETT, Chairwoman

Above bills ordered to second reading.

Date of Hearing: May 7, 2002

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 2297

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

CORBETT, Chairwoman

Above bill re-referred to the Committee on Business and Professions.

Date of Hearing: May 7, 2002

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 3032

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

CORBETT, Chairwoman

Above bill re-referred to the Committee on Appropriations.

**Committee on Business and Professions**

Date of Hearing: May 7, 2002

Mr. Speaker: Your Committee on Business and Professions reports:

Assembly Bill No. 1927  
 Assembly Bill No. 2421

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

CORREA, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: May 7, 2002

Mr. Speaker: Your Committee on Business and Professions reports:

Assembly Bill No. 1753

Assembly Bill No. 2666

Assembly Bill No. 2473

Assembly Bill No. 2772

Assembly Bill No. 2544

Assembly Bill No. 2970

Assembly Bill No. 2610

With the recommendation: Do pass.

CORREA, Chairman

Above bills ordered to second reading.

Date of Hearing: May 7, 2002

Mr. Speaker: Your Committee on Business and Professions reports:

Assembly Bill No. 2121

With the recommendation: That the bill be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper committee for study.

CORREA, Chairman

Subject matter of the above bill referred to the Committee on Rules.

Date of Hearing: May 7, 2002

Mr. Speaker: Your Committee on Business and Professions reports:

Assembly Bill No. 1951

Assembly Bill No. 2167

With the recommendation: Do pass.

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

CORREA, Chairman

Above bills ordered to second reading.

**Committee on Public Employees, Retirement and Social Security**

Date of Hearing: May 1, 2002

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

Assembly Bill No. 2059

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

HAVICE, Chairwoman

Above bill ordered to second reading.

**Committee on Business and Professions**

Date of Hearing: May 7, 2002

Mr. Speaker: Your Committee on Business and Professions reports:

Assembly Constitutional Amendment No. 11

With the recommendation: Be adopted, and be re-referred to the Committee on Elections, Reapportionment and Constitutional Amendments.

CORREA, Chairman

Above resolution re-referred to the Committee on Elections, Reapportionment and Constitutional Amendments.

**Committee on Veterans Affairs**

Date of Hearing: May 7, 2002

Mr. Speaker: Your Committee on Veterans Affairs reports:

Assembly Bill No. 2508

With the recommendation: Do pass.

DICKERSON, Chairman

Above bill ordered to second reading.

Date of Hearing: May 7, 2002

Mr. Speaker: Your Committee on Veterans Affairs reports:

Assembly Joint Resolution No. 26

Assembly Joint Resolution No. 34

House Resolution No. 32

With the recommendation: Be adopted.

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

DICKERSON, Chairman

Above resolutions ordered to the Consent Calendar.

Date of Hearing: May 7, 2002

Mr. Speaker: Your Committee on Veterans Affairs reports:

Senate Concurrent Resolution No. 62

With the recommendation: Be adopted.

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

DICKERSON, Chairman

Above resolution ordered to the Consent Calendar.

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

Pursuant to the Assembly Rules, the following Assembly bills were this day on the second reading file:

**Assembly Bills Nos. 2402, 2936, 2192, 2436, 2989, and 1817,** ordered to third reading;

**Assembly Bill No. 3045,** ordered to the Consent Calendar.

**SECOND READING OF ASSEMBLY BILLS**

**ASSEMBLY BILL NO. 1997**—An act to amend Section 66474.4 of the Government Code, relating to land use.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 2769**—An act to amend Section 1 of Chapter 651 of the Statutes of 1929, relating to tidelands and submerged lands of the City of Los Angeles.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 1934**—An act to add Section 7910 to the Public Utilities Code, relating to telephone corporations.

Bill read second time; amendments proposed by the Committee on Labor and Employment read and adopted, bill ordered reprinted and to be returned to the second reading file.

**ASSEMBLY BILL NO. 2389**—An act to amend Section 28748.8 of the Public Utilities Code, relating to transportation.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be returned to the second reading file.

**ASSEMBLY BILL NO. 1823**—An act to add Division 20.5 (commencing with Section 73500) to the Water Code, relating to regional water systems.

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

**ASSEMBLY CONCURRENT RESOLUTION NO. 193**—Relative to vocational education.

Resolution read; amendments proposed by the Committee on Education read and adopted, resolution ordered reprinted and to be placed upon the Consent Calendar.

**ASSEMBLY BILL NO. 2419**—An act to establish an Energy and Conservation Code.

Bill read second time, and ordered to Consent Calendar.

**ASSEMBLY BILL NO. 2706**—An act to add Section 24252.1 to the Water Code, relating to irrigation districts.

Bill read second time, and ordered to Consent Calendar.

**ASSEMBLY BILL NO. 2874**—An act relating to child care.

Bill read second time; amendments proposed by the Committee on Human Services read and adopted, bill ordered reprinted and to be returned to the second reading file.

#### **SECOND READING OF SENATE BILLS**

**SENATE BILL NO. 572**—An act to amend, repeal, and add Sections 17072.35 and 17074.25 of the Education Code, relating to school facilities.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

#### **ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, May 8, 2002

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

Assembly Bill No. 2419

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to the Consent Calendar.

#### **MESSAGES FROM THE SENATE**

Senate Chamber, May 8, 2002

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Senate Bill No. 508

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

Senate Chamber, May 8, 2002

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

Senate Bill No. 1231

Senate Concurrent Resolution No. 76

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

Senate Chamber, May 8, 2002

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

Assembly Bill No. 1760

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

Above bill ordered enrolled.

Senate Chamber, May 8, 2002

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

Assembly Bill No. 1354

Assembly Bill No. 1684

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

Senate Chamber, May 8, 2002

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

Senate Bill No. 1240  
Senate Bill No. 1254  
Senate Bill No. 1338  
Senate Bill No. 1353  
Senate Bill No. 1356  
Senate Bill No. 1379  
Senate Bill No. 1397  
Senate Bill No. 1445  
Senate Bill No. 1455  
Senate Bill No. 1463  
Senate Bill No. 1473  
Senate Bill No. 1494  
Senate Bill No. 1498  
Senate Bill No. 1505  
Senate Bill No. 1560  
Senate Bill No. 1627  
Senate Bill No. 1630  
Senate Bill No. 1633  
Senate Bill No. 1643  
Senate Bill No. 1655  
Senate Bill No. 1656  
Senate Bill No. 1662  
Senate Bill No. 1687  
Senate Bill No. 1699  
Senate Bill No. 1708  
Senate Bill No. 1711

Senate Bill No. 1725  
Senate Bill No. 1739  
Senate Bill No. 1749  
Senate Bill No. 1754  
Senate Bill No. 1770  
Senate Bill No. 1774  
Senate Bill No. 1800  
Senate Bill No. 1801  
Senate Bill No. 1822  
Senate Bill No. 1850  
Senate Bill No. 1864  
Senate Bill No. 1866  
Senate Bill No. 1880  
Senate Bill No. 1893  
Senate Bill No. 1900  
Senate Bill No. 1920  
Senate Bill No. 1974  
Senate Bill No. 2001  
Senate Bill No. 2011  
Senate Bill No. 2027  
Senate Bill No. 2055  
Senate Bill No. 2059  
Senate Bill No. 2063  
Senate Bill No. 2089  
Senate Bill No. 2090  
Senate Bill No. 2094

GREGORY 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. 1240**—An act to amend Section 17533.6 of the Business and Professions Code, relating to advertising.

**SENATE BILL NO. 1254**—An act to amend Sections 530.5 and 530.8 of the Penal Code, relating to identity theft.

**SENATE BILL NO. 1338**—An act to make an appropriation in augmentation of the Budget Act of 2001, relating to contingencies or emergencies, to take effect immediately as an appropriation for the usual current expenses of the state.

**SENATE BILL NO. 1353**—An act to amend Section 1191 of the Harbors and Navigation Code, relating to harbors, and making an appropriation therefor.

**SENATE BILL NO. 1356**—An act to amend Sections 15363.71, 15363.72, and 15363.73 of the Government Code, relating to economic development, and declaring the urgency thereof, to take effect immediately.

**SENATE BILL NO. 1379**—An act to amend Sections 2530.2, 2530.5, 2532.2, 2532.7, 2532.8, and 2538.1 of the Business and Professions Code, relating to speech-language pathologists.

**SENATE BILL NO. 1397**—An act to add Section 47613.2 to the Education Code, relating to charter schools.

**SENATE BILL NO. 1445**—An act to amend Section 19442 of the Revenue and Taxation Code, relating to taxation.

**SENATE BILL NO. 1455**—An act to amend Section 4 of Chapter 604 of the Statutes of 1999, relating to veterans, and declaring the urgency thereof, to take effect immediately.

**SENATE BILL NO. 1463**—An act to amend Section 8617 of the Business and Professions Code, relating to pest control.

**SENATE BILL NO. 1473**—An act to amend Sections 25212.1, 25213, 25213.3, 25232.1, 25232.3, 25530, and 25532 of the Corporations Code, to amend Sections 17214, 17606, 17609.2, 17627, 22157, 22705, 22712, 50320, and 50325 of, and to amend and renumber Section 17005.3 of, the Financial Code, relating to the Commissioner of Corporations.

**SENATE BILL NO. 1494**—An act to amend Section 2187 of the Revenue and Taxation Code, relating to taxation.

**SENATE BILL NO. 1498**—An act to add Section 6719 to the Government Code, relating to Juneteenth, Emancipation Day.

**SENATE BILL NO. 1505**—An act to amend Section 16206 of the Welfare and Institutions Code, relating to children's services.

**SENATE BILL NO. 1560**—An act to amend Section 17591 of the Business and Professions Code, relating to telephone solicitations.

**SENATE BILL NO. 1627**—An act to amend Section 6380 of the Family Code, relating to domestic violence.

**SENATE BILL NO. 1630**—An act to amend Section 11019 of the Government Code, and to amend Sections 4433.5, 4474.1, 4520, 4521, 4522, 4535, 4540, 4550, 4564, 4646.5, 4691, and 4712 of, to amend the heading of Article 7 (commencing with Section 4550) of Chapter 2 of Division 4.5 of, to add Sections 4552.5 and 4562.1 to, to add Article 6 (commencing with Section 4543) to Chapter 2 of, and to repeal and add Chapter 4 (commencing with Section 4570) of, Division 4.5 of, the Welfare and Institutions Code, relating to services for the developmentally disabled.

**SENATE BILL NO. 1633**—An act to add Section 14006.7 to the Welfare and Institutions Code, relating to Medi-Cal.

**SENATE BILL NO. 1643**—An act to amend Sections 6254 and 54956.5 of the Government Code, relating to public agency emergencies.

**SENATE BILL NO. 1655**—An act to add Section 44270.5 to the Education Code, relating to teacher credentialing.

**SENATE BILL NO. 1656**—An act to amend Sections 44346 and 44425 of the Education Code, relating to teacher credentialing.

**SENATE BILL NO. 1662**—An act relating to taxation.

**SENATE BILL NO. 1687**—An act to add Section 1601 to the Public Contract Code, relating to public contracts.

**SENATE BILL NO. 1699**—An act to add Section 100185.5 to the Health and Safety Code, relating to public health.

**SENATE BILL NO. 1708**—An act to amend Section 47646 of the Education Code, relating to charter schools.

**SENATE BILL NO. 1711**—An act to amend Sections 53091 and 53096 of the Government Code, relating to land use.

**SENATE BILL NO. 1725**—An act to amend Section 13370 of the Vehicle Code, relating to driver certificates.

**SENATE BILL NO. 1739**—An act to amend Sections 132.5, 14021, 14022, 14025, 14025.5, and 14026.5 of the Penal Code, relating to witnesses.

**SENATE BILL NO. 1749**—An act to amend Section 18712 of the Business and Professions Code, relating to boxing and martial arts.

**SENATE BILL NO. 1754**—An act to amend Section 853.7a of the Penal Code, and to amend Section 40508.5 of the Vehicle Code, relating to bench warrants.

**SENATE BILL NO. 1770**—An act to add Section 33042 to the Education Code, relating to the State Board of Education.

**SENATE BILL NO. 1774**—An act to amend Section 24041 of the Business and Professions Code, relating to alcoholic beverages.

**SENATE BILL NO. 1800**—An act to add Chapter 9.8 (commencing with Section 3400) to Division 4 of Title 1 of the Government Code, relating to public safety.

**SENATE BILL NO. 1801**—An act to add Section 20890.2 to the Government Code, relating to public employees' retirement.

**SENATE BILL NO. 1822**—An act to amend Section 116275 of, and to add Section 116293 to, the Health and Safety Code, relating to drinking water.

**SENATE BILL NO. 1850**—An act to amend Section 87201 of the Government Code, relating to the Political Reform Act of 1974.

**SENATE BILL NO. 1864**—An act to amend Section 51257, of the Government Code, to amend Sections 10211, 10212, 10230, 10231, 10233, 10234, 10235, 10236, 10237, 10239, 10240, 10241, 10244, 10246, 10250, 10251, 10252, 10254, 10260, 10260.5, 10261, 10263, 10264, 10270, 10271, 10273, 10274, and 10276 of, to add Sections 10230.5, 10255 and 10262.5 to, and to repeal Section 10265, of the Public Resources Code, relating to agricultural land conservation.

**SENATE BILL NO. 1866**—An act to amend Section 11301 of the Business and Professions Code, relating to professions and vocations.

**SENATE BILL NO. 1880**—An act to amend Sections 742.24 and 742.31 of, and to repeal Section 742.44 of, the Insurance Code, relating to insurance.

**SENATE BILL NO. 1893**—An act to amend Sections 987.65 and 987.87 of the Military and Veterans Code, relating to veterans.

**SENATE BILL NO. 1900**—An act to amend Sections 15372.87, 15372.100, and 15372.103 of the Government Code, relating to tourism.

**SENATE BILL NO. 1920**—An act to amend Section 40131 of the Health and Safety Code, relating to air resources.

**SENATE BILL NO. 1974**—An act to add Section 394 to the Insurance Code, relating to insurance.

**SENATE BILL NO. 2001**—An act to amend Sections 8452, 9190, 9295, 9380, 9509, and 13313 of, to amend and renumber Section 14226 of, and to repeal and add Sections 9167, 9317, and 9504 of, the Elections Code, relating to elections.

**SENATE BILL NO. 2011**—An act to add Section 68114.10 to the Government Code, and to amend Section 3700 of the Labor Code, relating to workers' compensation, and making an appropriation therefor.

**SENATE BILL NO. 2027**—An act to amend Sections 7019, 7057, 7106.5, 7110, 7141, 8698.6, 8751, 8762, and 8764.5 of, and to repeal Section 7058.1 of, the Business and Professions Code, and to amend Section 66452.6 of the Government Code, relating to professions and vocations.

**SENATE BILL NO. 2055**—An act to amend Sections 66412, 66418, 66478.4, 66478.5, 66478.6, 66478.8, 66478.11, 66478.12, and 66499.35 of the Government Code, and to amend Section 71111 of the Public Resources Code, relating to land use.

**SENATE BILL NO. 2059**—An act to add Section 104.5 to the Business and Professions Code, relating to professions and vocations.

**SENATE BILL NO. 2063**—An act to add Chapter 1.77 (commencing with Section 5097.993) to Division 5 of the Public Resources Code, relating to parks and recreation, and declaring the urgency thereof, to take effect immediately.

**SENATE BILL NO. 2089**—An act to amend Section 63.6 of the Harbors and Navigation Code, relating to harbors.

**SENATE BILL NO. 2090**—An act to amend Sections 7153, 8282, 8387, and 10667 of the Fish and Game Code, relating to fish and game, and making an appropriation therefor.

**SENATE BILL NO. 2094**—An act to amend Section 21023.5 of the Government Code, relating to public employees' retirement, and making an appropriation therefor.



**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, May 8, 2002

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

Assembly Concurrent Resolution No. 157

Assembly Concurrent Resolution No. 161

Assembly Concurrent Resolution No. 185

Assembly Joint Resolution No. 35

And reports the same correctly enrolled, and presented to the Secretary of State on the 8th day of May, 2002, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

**ADJOURNMENT**

At 4 p.m., the Assembly adjourned until 8:30 a.m., Thursday, May 9, 2002.

---

FRED KEELEY, Speaker pro Tempore

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON MAY 8, 2002**

---

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

**AB RN**

1823	0209376
1934	0209734
2087	0209914
2263	0209930
2389	0209862
2734	0209799
2874	0209326

**ACR RN**

193	0209816
-----	---------

**SB RN**

572	0209815
-----	---------

<b>Daily Total:</b>	<b>9</b>
<b>Cumulative Total:</b>	<b>4783</b>

O