

CALIFORNIA LEGISLATURE  
1999-2000 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Tuesday, May 9, 2000**

**ONE HUNDRED SEVENTY-THIRD SESSION DAY  
FIVE HUNDRED TWENTIETH CALENDAR DAY  
AT SACRAMENTO, CALIFORNIA**



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NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Tuesday, May 9, 2000

The Assembly met at 7 a.m.

Hon. Keith Olberg, Assembly Member, 34th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Darci King reading.

#### ROLL CALL

The following were placed upon the morning roll call—74:

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

Quorum present.

**At 1:30 p.m., Hon. Scott Wildman, 43rd 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 Leach and Villaraigosa.*

*On personal business, and waiving per diem: Assembly Member Maldonado.*

*Because of illness: Assembly Member Frusetta.*

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

**EXPLANATIONS OF ABSENCE**

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

May 8, 2000

*The Honorable Robert M. Hertzberg  
Speaker of the California State Assembly  
State Capitol, Room 219  
Sacramento, California*

Dear Mr. Speaker: I respectfully request that I be excused from check-in on Tuesday, May 9, 2000 due to previously scheduled legislative business in my District.

Thank you for your consideration of this request. Should you have any questions, please contact my Chief of Staff, Angela Wiederrich at 319-2015.

Sincerely,

LYNNE C. LEACH, Assembly Member  
Fifteenth District

(NOTE: For letter explaining the absence of Assembly Member Villaraigosa on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for May 8, 2000.)

**MESSAGES FROM THE GOVERNOR**

The following message from the Governor was received and ordered printed in the Journal:

Governor's Office, Sacramento  
May 8, 2000

*To the Members of the Assembly:*

I am signing Assembly Bill No. 696 with the following comments.

Last year I vetoed Assembly Bill No. 312, which was similar in several respects to this bill. At that time it was believed that the recently enacted charter school funding model, contained in Assembly Bill No. 1115, would accommodate the funding needs of the existing and very successful Soledad Enrichment Action charter school. Since that premise has proved to be incorrect, I am signing this bill.

I recognize the outstanding record of achievement of this school, as reflected in its graduation, college attendance, and employment rates. Despite the troubled backgrounds of many of its students, the Soledad Enrichment Action charter school has had remarkable success in enabling its students to meet higher expectations. I applaud their accomplished history.

Sincerely,

GRAY DAVIS

**REPORTS**

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

California State Auditor

Investigative Report I2000-1

April 11, 2000

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

Members of the Assembly: Pursuant to the California Whistleblower Protection Act, the Bureau of State Audits presents its investigative report summarizing investigations of improper governmental activity completed from July through December 1999.

Respectfully submitted,

MARY P. NOBLE  
Acting State Auditor

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

California State Auditor

99133  
April 13, 2000

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

Members of the Assembly: As requested by the Joint Legislative Audit Committee, the Bureau of State Audits presents its audit report concerning the County Veterans Service Officer program (CVSO program). This report concludes that although the CVSO program benefits veterans, methods for measuring its effectiveness need improvement, and the California Department of Veterans Affairs (department) should improve its administrative oversight of the program. Specifically, counties that participate in the CVSO program (CVSOs) and the department should improve the reporting of benefits and savings associated with the CVSO program, and the department's report to the Legislature and letters to counties citing such accomplishments should be viewed with caution. Even if the department reported accurate figures, such benefits and savings should not serve as the only measure of the success of the CVSO program. Instead, CVSOs should do more to analyze and improve their own operations, and the department should do more to improve the program statewide. In addition, the department does not ensure that its allocations of funds to the counties are based on accurate data, and it has

not maximized its federal reimbursement of the CVSOs' cost-saving activities. Finally, the department should improve its oversight of the training and accreditation process for CVSO personnel.

Respectfully submitted,

MARY P. NOBLE  
Acting State Auditor

Above report referred to the Committee on Veterans Affairs.

California State Auditor

99142  
April 27, 2000

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

Members of the Assembly: As requested by the Joint Legislative Audit Committee, the Bureau of State Audits presents its audit report concerning whether the State-County Property Tax Administration Program (program) is still needed.

This report concludes that continuing the program makes good business sense, but the Department of Finance (department) needs to improve its oversight of the program. Specifically, the program continues to generate additional tax revenues that benefit both the State and the counties. Additionally, it provides counties a much-needed infusion of funds that reduces existing work backlogs and strengthens local property tax systems. However, the department currently makes its decisions to fund county loans based on insufficient and unverified county-reported data.

Respectfully submitted,

MARY P. NOBLE  
Acting State Auditor

Above report referred to the Committee on Revenue and Taxation.

California State Auditor

99127  
May 3, 2000

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

Members of the Assembly: As requested by the Joint Legislative Audit Committee, the Bureau of State Audits presents its audit report concerning the Housing Opportunities for Persons With AIDS (HOPWA) program administered locally by the Los Angeles Housing Department (department). At the federal level, U.S. Department of Housing and Urban Development (HUD) administers the HOPWA program. Specifically, we were asked to determine whether the HOPWA program is achieving its goals and being run effectively,

whether the funds are appropriately used and whether they are in jeopardy of being revoked by the federal government, and finally whether conflicts of interest exist in the actions of its advisory committee.

This report concludes that while the department has used HOPWA funds for appropriate purposes, it has been slow to allocate and spend grant funds. However, as a result of several waivers granted by HUD, the program has not lost any federal funds because of delays in spending. Also, the HOPWA program does not know whether it has met its program goals and, as a result, cannot adequately plan for the future. Finally, certain actions of the HOPWA advisory committee raise questions about the appearance of conflict of interest.

Respectfully submitted,

MARY P. NOBLE  
Acting State Auditor

Above report referred to the Committee on Housing and Community Development.

California State Auditor

2000-500  
May 4, 2000

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

Members of the Assembly: The Bureau of State Audits presents its report concerning the Department of Social Services (department) entitled *Department of Social Services: It Still Needs to Improve Its Oversight of County Child Welfare Services*. This audit was performed as a follow up to our January 1998 report on Kern County's child protective services program, which included a review of the department's oversight of county child welfare services programs. We reviewed the actions the department has taken in response to the recommendations we made in our January 1998 report.

This report concludes that the department has improved its oversight of county child welfare services, but it has not fully implemented all state auditor recommendations from our 1998 report. Specifically, the department conducted timely on-site compliance reviews of each county and its plan for future reviews indicates that the department will comply with the requirement to conduct reviews every three years. However, the department hinders the effectiveness of these reviews by not promptly issuing written compliance reports and ensuring counties take corrective action. In addition, although it now reviews the timeliness of county caseworkers' emergency response to allegations of abuse and neglect, the department does not always require corrective action when the counties fail to respond quickly to emergencies. Further, because the department does not review county administrative practices during compliance reviews, the department does not know whether county practices that affect the lives of children are adequate. Moreover, the department has yet to analyze existing data on children's deaths from abuse and neglect to identify potential systemic weaknesses in child welfare services or to consider the need for legislative or

regulatory changes to reduce these fatalities. Finally, to the department's credit, it continues to provide leadership to county child welfare agencies through its Structured Decision-Making Project designed to assist California's caseworkers in making critical assessments and decisions about cases.

Respectfully submitted,

MARY P. NOBLE  
Acting State Auditor

Above report referred to the Committee on Human Services.

California State Auditor

99002.1  
May 5, 2000

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

Members of the Assembly: As required by California Government Code, Section 8542, et. seq., the Bureau of State Audits (bureau) presents its audit report concerning our review of the Department of Health Services' (department) compliance with federal laws and regulations applicable to the Capitalization Grants for Drinking Water State Revolving Fund program (program) for the fiscal year ended June 30, 1999. The department contracted with the bureau to perform this audit to satisfy a federal audit requirement.

This report concludes that the department did not always comply with federal laws and regulations governing allowable costs and cost principles. Although none of the problems we identified are significant to the program, when the department does not comply with the requirements, it risks incurring costs that the federal government may later disallow.

Respectfully submitted,

MARY P. NOBLE  
Acting State Auditor

Above report referred to the Committee on Health.

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The following reports were presented by the Chief Clerk:

**California Energy Commission  
Quarterly Report Concerning the Renewable Energy Program  
(Pursuant to Public Utilities Code Section 445(g))**

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

**California Trade and Commerce Agency  
Report on the Strategy for  
Increasing the Competitiveness of Small and Medium Sized Manufacturers  
(Pursuant to the 1999 Budget Act, Item 2920-101-0001)**

Above report, together with letter of transmittal from Lon S. Hatamiya, Secretary, California Trade and Commerce Agency, Sacramento, dated April 10, 2000, referred by the Speaker to the Committee on Budget.

**Department of Developmental Services  
Report on the Plan for the Closure of  
the Developmental Disabilities Program at Napa State Hospital  
(Pursuant to the 1999 Budget Act, Item 4300-003-0001)**

Above report, together with letter of transmittal from Cliff Allenby, Director, Department of Developmental Services, Sacramento, dated April 14, 2000, referred by the Speaker to the Committee on Budget.

**Department of Developmental Services  
1998-1999 Annual Lottery Education Funds Report  
(Pursuant to the 1999 Budget Act, Item 4300-003-0814)**

Above report, together with letter of transmittal from Cliff Allenby, Director, Department of Developmental Services, Sacramento, dated April 17, 2000, referred by the Speaker to the Committee on Budget.

**Department of Education  
Reports on Data Related to Adult Education and Literacy  
the Federal Workforce Investment Act  
and Goals Attainment Report  
(Pursuant to the 1997 Budget Act, Item 6110-156-0001)**

Above report, together with letter of transmittal from B. Teri Burns, Deputy Superintendent, Government Affairs Branch, Department of Education, Sacramento, dated April 12, 2000, referred by the Speaker to the Committee on Budget.

**Department of Education  
CalWORKs Center Based Program, Implementation Plan  
(Pursuant to the 1999 Budget Act, Item 6110-196-0001)**

Above report, together with letter of transmittal from B. Teri Burns, Deputy Superintendent, Government Affairs Branch, Department of Education, Sacramento, dated April 12, 2000, referred by the Speaker to the Committee on Budget.

**Department of Education  
Quarterly Report on Department of Toxic Substance Control  
Relating to Schoolsites  
(Pursuant to Education Code Section 17213.3)**

Above report, together with letter of transmittal from B. Teri Burns, Deputy Superintendent, Government Affairs Branch, Department of Education, Sacramento, dated April 19, 2000, referred by the Speaker to the Committee on Education.

**Department of General Services  
Annual Report on State Telecommunications  
(Pursuant to Government Code Section 15277)**

Above report, together with letter of transmittal from Cliff Allenby, Interim Director, Department of General Services, Sacramento, dated April 21, 2000, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.



**Department of Health Services  
Report on Gynecologic Cancers Information Program  
(Pursuant to the 1999 Budget Act)**

Above report, together with letter of transmittal from Diana M. Bonta, R.N., Dr.P.H., Director, Department of Health Services, Sacramento, dated April 10, 2000, referred by the Speaker to the Committee on Budget.

**Department of Industrial Relations  
Report on the Effectiveness of the Bureau of Field Enforcement  
(Pursuant to Labor Code Section 90.5(d))**

Above report, together with letter of transmittal from Stephen J. Smith, Director, Department of Industrial Relations, San Francisco, dated April 14, 2000, referred by the Speaker to the Committee on Labor and Employment.

**Department of Industrial Relations  
Report by the Occupational Safety and Health Standards Board  
on Variance Inspections  
(Pursuant to Assembly Bill 1655, Chapter 469, Statutes of 1999)**

Above report, together with letter of transmittal from Stephen J. Smith, Director, Department of Industrial Relations, San Francisco, dated April 18, 2000, referred by the Speaker to the Committee on Labor and Employment.

**Department of Motor Vehicles  
Report on Pertinent Information Regarding Database Redevelopment  
(Pursuant to the 1999 Budget Act, Item 2740-001-0044)**

Above report, together with letter of transmittal from Steven Gourley, Director, Department of Motor Vehicles, Sacramento, dated April 20, 2000, referred by the Speaker to the Committee on Budget.

**Department of Personnel Administration  
Report on the Use and Effectiveness of  
Reduced Worktime for Partial Service Retirement  
(Pursuant to Government Code Section 19996.40)**

Above report, together with letter of transmittal from Marty Morgenstern, Director, Department of Personnel Administration, Sacramento, dated April 3, 2000, referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

**Department of Toxic Substances Control  
Permitting Unit Vacancy Rate Report  
(Pursuant to the 1999 Budget Act, Item 3960-001-0014)**

Above report, together with letter of transmittal from Edwin F. Lowry, Director, Department of Toxic Substance Control, Sacramento, dated April 11, 2000, referred by the Speaker to the Committee on Budget.

**Department of Toxic Substances Control  
Report on the CalSites Database Upgrade Project  
(Pursuant to the 1999 Budget Act, Item 3960-001-0014)**

Above report, together with letter of transmittal from Edwin F. Lowry, Director, Department of Toxic Substance Control, Sacramento, dated April 17, 2000, referred by the Speaker to the Committee on Budget.

**Department of Toxic Substances Control  
Report on Waste Classification  
(Pursuant to the 1999 Budget Act, Item 0555-001-0044)**

Above report, together with letter of transmittal from Edwin F. Lowry, Director, Department of Toxic Substance Control, Sacramento, dated April 20, 2000, referred by the Speaker to the Committee on Budget.

**Department of the Youth Authority  
Annual Report on  
Lottery Revenues and Expenditures for Education Programs  
(Pursuant to the 1998 Budget Act, Section 24.60)**

Above report, together with letter of transmittal from Michael Gallegos, Acting Director, Department of the Youth Authority, Sacramento, dated April 18, 2000, referred by the Speaker to the Committee on Budget.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, May 9, 2000

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

Assembly Bill No. 1834	Assembly Bill No. 2531
Assembly Bill No. 1860	Assembly Bill No. 2623
Assembly Bill No. 2076	Assembly Bill No. 2639
Assembly Bill No. 2084	Assembly Bill No. 2723
Assembly Bill No. 2202	Assembly Bill No. 2778
Assembly Bill No. 2356	Assembly Bill No. 2795
Assembly Bill No. 2428	Assembly Bill No. 2940
Assembly Bill No. 2486	Assembly Bill No. 2941

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, May 9, 2000

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

Assembly Bill No. 2026	Assembly Bill No. 2630
Assembly Bill No. 2301	Assembly Bill No. 2690
Assembly Bill No. 2462	Assembly Bill No. 2698
Assembly Bill No. 2510	Assembly Bill No. 2807
Assembly Bill No. 2525	Assembly Bill No. 2835
Assembly Bill No. 2622	

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, May 9, 2000

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

Assembly Joint Resolution No. 51

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

Assembly Chamber, May 9, 2000

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 1764 | Assembly Bill No. 2405 |
| Assembly Bill No. 2052 | Assembly Bill No. 2594 |
| Assembly Bill No. 2122 | Assembly Bill No. 2605 |
| Assembly Bill No. 2210 | Assembly Bill No. 2624 |
| Assembly Bill No. 2270 | Assembly Bill No. 2644 |
| Assembly Bill No. 2281 | Assembly Bill No. 2674 |
| Assembly Bill No. 2315 | Assembly Bill No. 2737 |
| Assembly Bill No. 2340 | Assembly Bill No. 2832 |
| Assembly Bill No. 2371 | Assembly Bill No. 2918 |

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

**REQUEST TO SUSPEND JOINT RULES**

The following requests were received, and read:

Assembly Chamber, May 9, 2000

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(5) and (b)(6) as it relates to Assembly Bills Nos. 1973, 2252, 2657, and 2846.

SUSAN DAVIS

Assembly Chamber, May 9, 2000

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(5) and (b)(6) as it relates to Assembly Bills Nos. 2056, 2726, 2829, and 2860.

DARRELL STEINBERG

Above requests ordered transmitted to the Committee on Rules.

**RESOLUTIONS**

The following resolution was offered:

**ASSEMBLY CONCURRENT RESOLUTION NO. 161—Nakano and Honda.**  
Relative to Asian and Pacific Islander American Heritage Month.

**AUTHOR'S AMENDMENTS**  
**Committee on Water, Parks and Wildlife**

May 9, 2000

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:  
Senate Bill No. 241

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

MACHADO, Chairman

**SENATE BILL NO. 241**—An act to add Article 2.5 (commencing with Section 6426) to Chapter 5 of Part 1 of Division 6 of the Fish and Game Code, and to add Division 20.6 (commencing with Section 30960) to the Public Resources Code, relating to marine preservation, 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 Insurance**

May 9, 2000

Mr. Speaker: The Chair of your Committee on Insurance reports:  
Assembly Bill No. 2477

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

SCOTT, Chairman

**ASSEMBLY BILL NO. 2477**—An act to amend Section 401 of the Unemployment Insurance Code, relating to unemployment 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 Consumer Protection, Governmental Efficiency and Economic Development**

May 9, 2000

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

Assembly Bill No. 1973

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

DAVIS, Chairwoman

**ASSEMBLY BILL NO. 1973**—An act to amend Sections 1789.31, 1789.33, 1789.35, and 1789.37 of, and to add Section 1789.39 to, the Civil Code, relating to check cashers.

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 International Trade and Development**

May 9, 2000

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

Senate Bill No. 1272

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

HAVICE, Chairwoman

**SENATE BILL NO. 1272**—An act to add Section 7073.7 to the Government Code, relating to economic 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 Revenue and Taxation**

May 9, 2000

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

Assembly Bill No. 1804

Assembly Bill No. 2533

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

KNOX, Chairman

**ASSEMBLY BILL NO. 1804**—An act to amend Section 17053.5 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. 2533**—An act to add Section 17205 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

**AUTHOR'S AMENDMENTS**  
**Committee on Labor and Employment**

May 9, 2000

Mr. Speaker: The Chair of your Committee on Labor and Employment reports:  
Assembly Bill No. 2860

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

STEINBERG, Chairman

**ASSEMBLY BILL NO. 2860**—An act to amend Section 6304 of the Labor Code, relating to occupational safety and 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 Public Safety**

May 9, 2000

Mr. Speaker: The Chair of your Committee on Public Safety reports:  
Assembly Bill No. 2696

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

WASHINGTON, Chairman

**ASSEMBLY BILL NO. 2696**—An act to amend Section 1203.1 of the Penal Code, relating to probation.

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 Elections, Reapportionment and Constitutional Amendments**

Date of Hearing: May 8, 2000

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

Assembly Bill No. 1838

With the recommendation: Do pass.

VINCENT, Chairman

Above bill ordered to second reading.

**Committee on Transportation**

Date of Hearing: May 8, 2000

Mr. Speaker: Your Committee on Transportation reports:

Assembly Concurrent Resolution No. 106

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

TORLAKSON, Chairman

Above resolution re-referred to the Committee on Appropriations.

Date of Hearing: May 8, 2000

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 2252

With the recommendation: Do pass, and be re-referred to the Committee on Consumer Protection, Governmental Efficiency and Economic Development with recommendation: To Consent Calendar.

TORLAKSON, Chairman

Above bill re-referred to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

Date of Hearing: May 8, 2000

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 2292

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 bill be placed on the Consent Calendar.

TORLAKSON, Chairman

Above bill ordered to second reading.

#### **Committee on Revenue and Taxation**

Date of Hearing: May 8, 2000

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Bill No. 1884

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 Elections, Reapportionment and Constitutional Amendments**

Date of Hearing: May 8, 2000

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

Assembly Bill No. 2519

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

VINCENT, Chairman

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

#### **Committee on Transportation**

Date of Hearing: May 8, 2000

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 2061

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

TORLAKSON, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: May 8, 2000

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 2733

Assembly Bill No. 2927

Assembly Bill No. 2934

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

TORLAKSON, Chairman

Above bills re-referred to the Committee on Appropriations.

**Committee on Water, Parks and Wildlife**

Date of Hearing: May 9, 2000

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:  
Assembly Bill No. 2941

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

MACHADO, Chairman

Above bill re-referred to the Committee on Public Safety.

**Committee on Appropriations**

Date of Hearing: May 3, 2000

Mr. Speaker: Your Committee on Appropriations reports:  
Assembly Bill No. 2513

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

MIGDEN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: May 3, 2000

Mr. Speaker: Your Committee on Appropriations reports:  
Assembly Bill No. 2729

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

MIGDEN, Chairwoman

Above bill ordered to second reading.

**Committee on Consumer Protection, Governmental Efficiency and Economic Development**

Date of Hearing: May 2, 2000

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

Assembly Bill No. 2263

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

DAVIS, Chairwoman

Above bill ordered to second reading.

Date of Hearing: May 2, 2000

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

Assembly Bill No. 1778

Assembly Bill No. 2721

Assembly Bill No. 2001

Assembly Bill No. 2817

Assembly Bill No. 2568

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

DAVIS, Chairwoman

Above bills ordered to second reading.

**Committee on Information Technology**

Date of Hearing: May 8, 2000

Mr. Speaker: Your Committee on Information Technology reports:

Assembly Bill No. 1784

With the recommendation: Do pass.

DUTRA, Chairman

Above bill ordered to second reading.

**Committee on Education**

Date of Hearing: May 3, 2000

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 1745

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

MAZZONI, Chairwoman

Above bill ordered to second reading.

**Committee on Judiciary**

Date of Hearing: May 2, 2000

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 2668

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

KUEHL, Chairwoman

Above bill ordered to second reading.

**Committee on Local Government**

Date of Hearing: May 3, 2000

Mr. Speaker: Your Committee on Local Government reports:

Assembly Bill No. 1757

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

LONGVILLE, Chairman

Above bill ordered to second reading.

**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. 2510, 2525, 2462, 2690, 2698, 2807, and 2835,** ordered to third reading;**Assembly Bills Nos. 2026, 2301, 2622, and 2630,** ordered to the Consent Calendar.

**SENATE BILLS RETURNED TO SECOND READING FILE  
PURSUANT TO THE RULES**

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

**Senate Bill No. 528,** ordered to third reading.

(NOTE: Later this day Senate Bill No. 528 was re-referred to the Committee on Appropriations.)

**SECOND READING OF ASSEMBLY BILLS****ASSEMBLY BILL NO. 2207**—An act to amend Sections 48800, 48800.5, and 76001 of the Education Code, relating to gifted and talented pupils.

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

**ASSEMBLY BILL NO. 2239**—An act to add Section 798.73.5 to the Civil Code, relating to mobilehome parks.

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



**ASSEMBLY CONCURRENT RESOLUTION NO. 135**—Relative to state employee merit awards.

Resolution read; amendments proposed by the Committee on Public Employees, Retirement and Social Security read and adopted, resolution ordered reprinted and to be re-referred to the Committee on Appropriations.

**ASSEMBLY JOINT RESOLUTION NO. 45**—Relative to export control.

Resolution read; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, resolution ordered reprinted and to be placed upon the third reading file.

**ASSEMBLY JOINT RESOLUTION NO. 46**—Relative to commercial space transportation.

Resolution read; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, resolution ordered reprinted and to be placed upon the Consent Calendar.

**ASSEMBLY BILL NO. 1781**—An act to amend Section 5002.6 of the Public Resources Code, relating to state beaches.

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

**ASSEMBLY BILL NO. 1847**—An act to add and repeal Chapter 2 (commencing with Section 125720) to Part 8 of Division 106 of the Health and Safety Code, relating to disease.

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

**ASSEMBLY BILL NO. 1810**—An act to amend Section 12015.3 of, and to repeal Section 12246 of, the Business and Professions Code, relating to weights and measures.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be returned to the second reading file.

**ASSEMBLY BILL NO. 2366**—An act to add Part 6 (commencing with Section 22400) to Division 2 of the Public Contract Code, relating to public contracts.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be returned to the second reading file.

**ASSEMBLY BILL NO. 1866**—An act to amend Sections 19161 and 19161.5 of the Business and Professions Code, relating to home furnishings.

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

**ASSEMBLY BILL NO. 2023**—An act to add Section 8816.5 to the Education Code, relating to arts education.

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

**ASSEMBLY BILL NO. 2359**—An act to add Title 10.5 (commencing with Section 91600) to the Government Code, relating to community investment.

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

**ASSEMBLY BILL NO. 2230**—An act to amend Sections 5527 and 5536 of the Business and Professions Code, relating to architecture.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

**ASSEMBLY BILL NO. 2608**—An act to amend Section 832.9 of the Penal Code, relating to district attorneys.

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

**ASSEMBLY BILL NO. 2352**—An act to amend Section 19549.7 of the Business and Professions Code, relating to horse racing.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 2759**—An act to amend Sections 23050 and 25512 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 2760**—An act to amend Section 19605.73 of the Business and Professions Code, relating to horse racing.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 2808**—An act to amend Sections 8000, 8001, 8007, 8008, 8010, 8016, 8017, 8023, 8024, 8024.1, 8024.2, 8024.3, 8024.4, 8024.5, 8024.7, 8025, 8025.1, 8026, and 8031 of, and to add Article 3.5 (commencing with Section 8028) to Chapter 13 of Division 3 of, the Business and Professions Code, relating to shorthand reporters, and making an appropriation therefor.

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

**ASSEMBLY BILL NO. 2745**—An act to add Section 7513.6 to the Government Code, relating to public retirement fund investments.

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

**ASSEMBLY BILL NO. 1937**—An act to amend Section 21328 of, and to add Sections 31664.1, 31664.2, and 31681.55 to, the Government Code, relating to retirement.

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

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

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

### SECOND READING OF SENATE BILLS

**SENATE BILL NO. 984**—An act to amend Section 37220.5 of, and to add Section 51008 to, the Education Code, and to amend Sections 19853 and 19853.1 of the Government Code, relating to Cesar Chavez Day, and making an appropriation therefor.

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

### RE-REFERENCE OF BILLS PURSUANT TO THE RULES

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

**Senate Bill No. 528.**

### ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 9, 2000

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

Assembly Bill No. 2760

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

### BILLS RETURNED TO THIRD READING FILE

Pursuant to Assembly Rule 78, the following bill was withdrawn from the inactive file, and placed upon the third reading file.

**Senate Bill No. 335**, on request of Assembly Member Torlakson.

### MESSAGES FROM THE SENATE

Senate Chamber, May 8, 2000

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

Assembly Concurrent Resolution No. 153

Assembly Concurrent Resolution No. 159

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate

By John W. Rovane, Assistant Secretary

Above resolutions ordered to unfinished business file.

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, May 10, 2000.

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ROBERT M. HERTZBERG, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON MAY 9, 2000**

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

<b>AB</b>	<b>RN</b>	<b>AB</b>	<b>RN</b>
1781	0009789	2696	0009719
1804	0010068	2745	0009839
1810	0009810	2808	0010043
1847	0009836	2860	0010116
1866	0009987		
1937	0009837	<b>ACR</b>	<b>RN</b>
1938	0009954	135	0009835
1973	0009756		
2023	0010062	<b>AJR</b>	<b>RN</b>
2207	0009897	45	0009795
2230	0009974	46	0009824
2239	0009882		
2359	0009919	<b>SB</b>	<b>RN</b>
2366	0009883	241	0009746
2477	0010015	984	0009892
2533	0010051	1272	0009984
2608	0009889		

<b>Daily Total:</b>	<b>27</b>
<b>Cumulative Total:</b>	<b>4869</b>