

CALIFORNIA LEGISLATURE
1999-2000 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, May 11, 1999

SIXTIETH SESSION DAY

ONE HUNDRED FIFTY-SIXTH 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
Tuesday, May 11, 1999

The Assembly met at 7 a.m.

Hon. Scott Baugh, Assembly Member, 67th 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—79:

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

Quorum present.

At 1:05 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 Member was granted leave of absence for the day:

Because of illness in his family: Assembly Member Vincent.

COMMUNICATIONS

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

May 10, 1999

E. Dotson Wilson
Chief Clerk
State Capitol
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Lou Correa to the Consumer Protection, Governmental Efficiency and Economic Development Committee in place of Assemblymember Dick Floyd for the hearing on Tuesday, May 11, 1999 only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

May 11, 1999

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

Dear Dotson: Please be advised that I have appointed Assemblymember Gil Cedillo to the Judiciary Committee in place of Assemblymember Ellen Corbett for the hearing on Tuesday, May 11, 1999, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

May 11, 1999

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

Dear Dotson: Please be advised that I have appointed Assemblymember Herb Wesson to the Health Committee in place of Assemblymember Edward Vincent for the hearing on Tuesday, May 11, 1999, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

May 11, 1999

E. Dotson Wilson
Chief Clerk
State Capitol
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember John Longville to the Insurance Committee in place of Assemblymember Mike Machado for the hearing on Wednesday, May 12, 1999, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
 Speaker of the Assembly

May 11, 1999

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

Dear Dotson: Please be advised that I have appointed Assemblymember John Longville to fill the vacancy on Appropriations Committee for the hearing on Wednesday, May 19, 1999, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
 Speaker of the Assembly

May 11, 1999

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

Dear Dotson: Please be advised that I have appointed Assemblymember Carl Washington to fill the vacancy on Appropriations Committee for the hearing on Wednesday, May 12, 1999, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
 Speaker of the Assembly

SPECIAL COMMITTEE MEETINGS

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

Committee on Education to convene jointly with Select Committee on School Safety, the Senate Select Committee on School Safety, Senate Committee on Education, and the Senate Committee on Juvenile Justice, on May 19, 1999;

Committee on Elections, Reapportionment and Constitutional Amendments, on May 17, 1999, at 4 p.m., in Room 447.

REQUEST TO SUSPEND JOINT RULES

The following requests were received and read:

Assembly Chamber, May 11, 1999

Mr. Speaker: I request permission to suspend Joint Rule 61(a)(3) as it relates to Assembly Bills Nos. 547, 587, 778, 843, 1274, 1414, and 1426.

EDWARD VINCENT

Assembly Chamber, May 11, 1999

Mr. Speaker: I request permission to suspend Joint Rule 61(a)(3) and (a)(4) as it relates to Assembly Bills Nos. 1525, 263, and 587.

HERB J. WESSON JR.

Assembly Chamber, May 11, 1999

Mr. Speaker: I request permission to suspend Joint Rule 61(a)(2) as it relates to Assembly Bills Nos. 826, 1271, and 1273.

EDWARD VINCENT

Above requests ordered transmitted to the Committee on Rules.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY JOINT RESOLUTION NO. 20—Torlakson and Migden (Coauthors: Alquist, Keeley, Leach, Leonard, Mazzoni, Wright, and Zettel). Relative to women in sports.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 11, 1999

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

Assembly Bill No. 46

Assembly Bill No. 1272

Assembly Bill No. 57

Assembly Bill No. 1663

Assembly Bill No. 956

Assembly Bill No. 1672

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, May 11, 1999

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

Assembly Joint Resolution No. 12

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, May 11, 1999

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

Assembly Bill No. 487

Assembly Bill No. 951

Assembly Bill No. 519

Assembly Bill No. 1477

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, May 11, 1999

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

Assembly Bill No. 134

Assembly Bill No. 1417

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

Assembly Chamber, May 11, 1999

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

Assembly Concurrent Resolution No. 43

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

Assembly Chamber, May 11, 1999

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

Assembly Concurrent Resolution No. 56

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

Assembly Chamber, May 11, 1999

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 11, 1999

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

Assembly Bill No. 358

Assembly Bill No. 408

Assembly Bill No. 478

Assembly Bill No. 484

Assembly Bill No. 593

Assembly Bill No. 984

Assembly Bill No. 1009

Assembly Bill No. 1083

Assembly Bill No. 1195

Assembly Bill No. 1332

Assembly Bill No. 1479

Assembly Bill No. 1571

Assembly Bill No. 1638

Assembly Bill No. 1641

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

AUTHOR'S AMENDMENTS **Committee on Health**

May 11, 1999

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

Assembly Bill No. 1063

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

GALLEGOS, Chairman

ASSEMBLY BILL NO. 1063—An act to amend Section 3502.1 of the Business and Professions Code, relating to physician assistants.

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 11, 1999

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:
Assembly Bill No. 408
Assembly Bill No. 944

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

KNOX, Chairman

ASSEMBLY BILL NO. 408—An act to add and repeal Section 17052.35 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. 944—An act to add and repeal Section 6397 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 Revenue and Taxation

May 11, 1999

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:
Assembly Bill No. 759
Assembly Bill No. 763
Assembly Bill No. 867

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

KNOX, Chairman

ASSEMBLY BILL NO. 759—An act to amend Section 6008 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. 763—An act to repeal and add Section 17052.25 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. 867—An act to amend Section 23802 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

May 11, 1999

Mr. Speaker: The Chair of your Committee on Transportation reports:
Assembly Bill No. 769

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

TORLAKSON, Chairman

ASSEMBLY BILL NO. 769—An act to amend Section 164 of, and to add Section 163.5 to, the Streets and Highways Code, relating to transportation, 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 Appropriations

May 11, 1999

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

Assembly Bill No. 466

Assembly Bill No. 921

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

MIGDEN, Chairwoman

ASSEMBLY BILL NO. 466—An act to amend Sections 8360.1, 44227, 44253, 44259, 44275.3, 44283.2, 44305, and 44831 of, and to add Section 44402.5 to, the Education Code, relating to teachers.

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. 921—An act to amend Sections 1773.1, 1777.5, 1777.7, 3070, 3075, and 3080 of, and to add Sections 3073.1, 3098, and 3098.1 to, the Labor Code, relating to apprenticeship programs.

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

REPORTS OF STANDING COMMITTEES
Committee on Transportation

Date of Hearing: May 10, 1999

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 904

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.

Date of Hearing: May 10, 1999

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 852

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 10, 1999

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 670

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

TORLAKSON, Chairman

Above bill ordered to second reading.

Date of Hearing: May 10, 1999

Mr. Speaker: Your Committee on Transportation reports:
Senate Bill No. 98

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 10, 1999

Mr. Speaker: Your Committee on Transportation reports:
Senate Bill No. 364

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

TORLAKSON, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Natural Resources

Date of Hearing: May 10, 1999

Mr. Speaker: Your Committee on Natural Resources reports:
Assembly Bill No. 492

With the recommendation: Do pass.

WAYNE, Chairman

Above bill ordered to second reading.

Date of Hearing: May 10, 1999

Mr. Speaker: Your Committee on Natural Resources reports:
Assembly Bill No. 1055

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

WAYNE, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Governmental Organization

Date of Hearing: May 10, 1999

Mr. Speaker: Your Committee on Governmental Organization reports:
Assembly Bill No. 1099

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

WESSON, Chairman

Above bill ordered to second reading.

Committee on Information Technology

Date of Hearing: May 10, 1999

Mr. Speaker: Your Committee on Information Technology reports:
Assembly Bill No. 347

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

DUTRA, Chairman

Above bill ordered to second reading.

Date of Hearing: May 10, 1999

Mr. Speaker: Your Committee on Information Technology reports:
Assembly Joint Resolution No. 10

With amendments with the recommendation: Amend, and be adopted, as amended.

DUTRA, Chairman

Above resolution ordered to second reading file.

Committee on Transportation

Date of Hearing: May 10, 1999

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 555

Assembly Bill No. 1191

Assembly Bill No. 1018

Assembly Bill No. 1276

With the recommendation: Do pass.

TORLAKSON, Chairman

Above bills ordered to second reading.

Date of Hearing: May 10, 1999

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 581

Assembly Bill No. 1156

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 Banking and Finance

Date of Hearing: May 10, 1999

Mr. Speaker: Your Committee on Banking and Finance reports:

Assembly Bill No. 583

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

PAPAN, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: May 10, 1999

Mr. Speaker: Your Committee on Banking and Finance reports:

Assembly Bill No. 1004

Assembly Bill No. 1688

With the recommendation: Do pass.

PAPAN, Chairman

Above bills ordered to second reading.

Date of Hearing: May 10, 1999

Mr. Speaker: Your Committee on Banking and Finance reports:

Assembly Bill No. 1536

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

PAPAN, Chairman

Above bill ordered to second reading.

Committee on Utilities and Commerce

Date of Hearing: May 10, 1999

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

Assembly Bill No. 1082

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.

Committee on Higher Education

Date of Hearing: May 11, 1999

Mr. Speaker: Your Committee on Higher Education reports:

Assembly Bill No. 734

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

LEMPERT, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: May 11, 1999

Mr. Speaker: Your Committee on Higher Education reports:

Assembly Bill No. 968

With the recommendation: Do pass.

LEMPERT, Chairman

Above bill ordered to second reading.

Committee on Revenue and Taxation

Date of Hearing: May 10, 1999

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

Assembly Bill No. 1220

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.

Date of Hearing: May 10, 1999

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

Assembly Bill No. 890

Assembly Bill No. 901

Assembly Bill No. 1077

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

KNOX, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: May 10, 1999

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

Assembly Bill No. 522

Assembly Bill No. 1524

Assembly Bill No. 1697

With the recommendation: Do pass.

KNOX, Chairman

Above bills ordered to second reading.

Committee on Natural Resources

May 11, 1999

Mr. Speaker: Your Committee on Natural Resources reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 833

WAYNE, Chairman

Above bill ordered filed with the Chief Clerk.

**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. 1477, 519, and 951, ordered to third reading;

Assembly Bill No. 487, ordered to the Consent Calendar.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1620—An act to add Section 101087 to the Health and Safety Code, relating to environmental protection.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 765—An act to amend Section 23649 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

ASSEMBLY BILL NO. 772—An act to amend Section 23006 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1604—An act to amend Section 25511 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1683—An act to amend Section 6254.21 of the Government Code, relating to public records.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 948—An act to amend Section 12012 of the Government Code, relating to the Governor.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1066—An act to add Section 330.9 to the Penal Code, relating to gambling.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1429—An act to amend Sections 19801 and 19872A of the Business and Professions Code, relating to gambling establishments.

Bill read second time, and ordered to third reading.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 11, 1999

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

Assembly Bill No. 1429

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

Assembly Chamber, May 11, 1999

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

Assembly Bill No. 772

Assembly Bill No. 1604

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to the Consent Calendar.

BILLS REMOVED FROM CONSENT CALENDAR

Pursuant to Joint Rule 22.1, Assembly Bill No. 1683 was removed from the Consent Calendar, and placed on the third reading file.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, May 12, 1999.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON MAY 11, 1999**

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

AB	RN
408	9913359
466	9913289
759	9913174
763	9913155
765	9913046
769	9913235
867	9913023
921	9913388
944	9913315
1063	9912499

Daily Total:	10
Cumulative Total:	1655

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