

CALIFORNIA LEGISLATURE
1999-2000 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, May 17, 2000

**ONE HUNDRED SEVENTY-EIGHTH SESSION DAY
FIVE HUNDRED TWENTY-EIGHTH 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 17, 2000

The Assembly met at 7 a.m.

Hon. George Nakano, Assembly Member, 53rd 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—75:

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

Quorum present.

At 1:30 p.m., Hon. Mike Honda, 23rd 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 Member Villaraigosa.

On personal business, and waiving per diem: Assembly Members Cunneen and Olberg.

Because of illness: Assembly Member Frusetta.

(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 16, 2000.)

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 17, 2000

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

Assembly Bill No. 1730
Assembly Bill No. 2097

Assembly Bill No. 2198
Assembly Bill No. 2574

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, May 17, 2000

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

Assembly Bill No. 1767
Assembly Bill No. 1859
Assembly Bill No. 1889
Assembly Bill No. 1908
Assembly Bill No. 1960
Assembly Bill No. 1976
Assembly Bill No. 1984
Assembly Bill No. 1987
Assembly Bill No. 2053
Assembly Bill No. 2069
Assembly Bill No. 2102
Assembly Bill No. 2107
Assembly Bill No. 2125

Assembly Bill No. 2227
Assembly Bill No. 2271
Assembly Bill No. 2297
Assembly Bill No. 2355
Assembly Bill No. 2512
Assembly Bill No. 2567
Assembly Bill No. 2595
Assembly Bill No. 2606
Assembly Bill No. 2637
Assembly Bill No. 2664
Assembly Bill No. 2779
Assembly Bill No. 2939

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, May 17, 2000

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

Assembly Joint Resolution No. 57

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

Assembly Chamber, May 17, 2000

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

Assembly Joint Resolution No. 59

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

Assembly Chamber, May 17, 2000

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

Assembly Joint Resolution No. 64

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

Assembly Chamber, May 17, 2000

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

Assembly Bill No. 1704
Assembly Bill No. 1897
Assembly Bill No. 1967
Assembly Bill No. 2094

Assembly Bill No. 2117
Assembly Bill No. 2483
Assembly Bill No. 2487

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

SPECIAL COMMITTEE MEETINGS

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

Committee on Utilities and Commerce, on May 19, 2000, off the Floor during Session, in the Tom Bane Rules Committee Room.

AUTHOR'S AMENDMENTS**Committee on Utilities and Commerce**

May 17, 2000

Mr. Speaker: The Chair of your Committee on Utilities and Commerce reports:
Assembly Bill No. 2198

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

WRIGHT, Chairman

ASSEMBLY BILL NO. 2198—An act relating to telecommunications.

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 17, 2000

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:
Assembly Bill No. 2461

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

KNOX, Chairman

ASSEMBLY BILL NO. 2461—An act to amend Sections 17053.49 and 23649 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 Consumer Protection, Governmental Efficiency and Economic Development**

May 17, 2000

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

Assembly Bill No. 2545

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

DAVIS, Chairwoman

ASSEMBLY BILL NO. 2545—An act to amend Section 23036 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.

AUTHOR'S AMENDMENTS
Committee on Appropriations

May 17, 2000

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

Assembly Bill No. 2265

Assembly Bill No. 2623

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

MIGDEN, Chairwoman

ASSEMBLY BILL NO. 2265—An act to add Section 1368.3 to the Health and Safety Code, to amend Section 10232.9 of the Insurance Code, and to add Section 14133.86 to the Welfare and Institutions Code, relating to health.

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

ASSEMBLY BILL NO. 2623—An act to add Section 16519 to the Welfare and Institutions Code, relating to foster care.

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

AUTHOR'S AMENDMENTS
Committee on Health

May 17, 2000

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

Senate Bill No. 1181

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

GALLEGOS, Chairman

SENATE BILL NO. 1181—An act to amend Sections 1352, 1357.11, and 1357.53 of, and to add Sections 1357.115, 1357.535, 1367.03, and 1367.04 to, the Health and Safety Code, relating to health care coverage.

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 17, 2000

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

Assembly Bill No. 1825

Assembly Bill No. 1969

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

MIGDEN, Chairwoman

ASSEMBLY BILL NO. 1825—An act to repeal, add, and repeal Article 3 (commencing with Section 15399.48) of Part 6.7 of Division 3 of Title 2 of the Government Code, to amend, repeal, and add Sections 270 and 280 of, and to add and repeal Section 280.5 of, the Public Utilities Code, relating to public utilities.

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. 1969—An act to add Sections 4044.5 and 5908.5 to the Welfare and Institutions Code, relating to mental health, 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 Budget

May 17, 2000

Mr. Speaker: The Chair of your Committee on Budget reports:
Assembly Bill No. 2863

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

DUCHENY, Chairwoman

ASSEMBLY BILL NO. 2863—An act relating to the payment of claims against the State of California, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

REPORTS OF STANDING COMMITTEES
Committee on Utilities and Commerce

Date of Hearing: May 15, 2000

Mr. Speaker: Your Committee on Utilities and Commerce reports:
Assembly Bill No. 2076

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

WRIGHT, Chairman

Above bill ordered to second reading.

Date of Hearing: May 15, 2000

Mr. Speaker: Your Committee on Utilities and Commerce reports:
Assembly Joint Resolution No. 56

With the recommendation: Be adopted.

WRIGHT, Chairman

Above resolution ordered to third reading.

Date of Hearing: May 15, 2000

Mr. Speaker: Your Committee on Utilities and Commerce reports:
Assembly Bill No. 2638

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

WRIGHT, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Revenue and Taxation

Date of Hearing: May 8, 2000

Mr. Speaker: Your Committee on Revenue and Taxation reports:
Assembly Bill No. 2475

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

KNOX, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Public Employees, Retirement and Social Security

Date of Hearing: May 17, 2000

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

Assembly Bill No. 2338

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

CORREA, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Aging and Long-Term Care

Date of Hearing: May 16, 2000

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

Assembly Bill No. 2268

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

ALQUIST, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Committee on Water, Parks and Wildlife

Date of Hearing: May 16, 2000

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Assembly Bill No. 2479

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

MACHADO, Chairman

Above bill ordered to second reading.

Committee on Natural Resources

Date of Hearing: May 15, 2000

Mr. Speaker: Your Committee on Natural Resources reports:

Assembly Bill No. 2310

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

WAYNE, Chairman

Above bill ordered to second reading.

Committee on Transportation

Date of Hearing: May 15, 2000

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 2848

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

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. 2455

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 8, 2000

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

Assembly Bill No. 2360

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 8, 2000

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

Assembly Bill No. 2158

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.

**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. 1889, 2227, 2355, 1908, 1767, 2637, 1987, 2102, 2606, 2512, 2053, 2125, 2567, 2595, 2664, 2779, 2271, 2107, 1859, 2069, 2297, 1984, 1976, and 1960, ordered to third reading;

(NOTE: Later this day Assembly Bills Nos. 2637, 2512, and 1984 were re-referred to the Committee on Appropriations.)

Assembly Bill No. 2939, ordered to the Consent Calendar.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 2687—An act to amend Sections 8211 and 8223 of, and to add Section 8215 to, the Government Code, relating to notaries public.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2544—An act to amend Sections 607 and 706 of, and to add Section 607.1 to, the San Gabriel Basin Water Quality Authority Act (Chapter 776 of the Statutes of 1992), relating to water.

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

ASSEMBLY BILL NO. 2031—An act to add Section 1365.6 to the Civil Code, relating to common interest developments.

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

ASSEMBLY BILL NO. 2464—An act to amend Section 302 of the Welfare and Institutions Code, relating to child support.

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

ASSEMBLY BILL NO. 2161—An act to amend Section 6924 of the Family Code, and to amend Section 123115 of the Health and Safety Code, relating to health.

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

ASSEMBLY BILL NO. 1963—An act to amend Section 1748.11 of, and to add Section 1748.13 to, the Civil Code, relating to consumer credit.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2370—An act to amend Sections 144 and 7123 of the Business and Professions Code, relating to contractors.

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. 2486—An act to add Article 4.6 (commencing with Section 18736) to Chapter 4 of Part 11 of the Education Code, relating to library services, and making an appropriation therefor.

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

ASSEMBLY BILL NO. 2552—An act to amend Sections 10610.2, 10621, and 10644 of the Water Code, relating to water.

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

ASSEMBLY BILL NO. 2684—An act to add Section 17560.5 to the Government Code, relating to state-mandated local costs.

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

ASSEMBLY BILL NO. 1923—An act to amend Sections 17039 and 23036 of, and to add and repeal Sections 17052.19, 23618, and 23619 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. 2614—An act to amend Section 27279.1 of, and to add Section 27200 to, the Government Code, relating to county recorders.

Bill read second time; amendments proposed by the Committee on Local Government 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. 2114—An act to amend Sections 7851, 7855, 7861, 7863, 7865, 7891, 7892, 7893, 7895, 7931, 7934, 7956, 7958, 8101, 8103, 8106, 8106.1, 8106.5, 8126, 8128, 8130, 8146, 8150, 8152, 8253, 8263, 8270, 8351, 8352.1, 8352.4, 8502, 60012, and 60023 of, to add Chapter 2 (commencing with Section 7360) and Chapter 2.5 (commencing with Section 7385) to Part 2 of Division 2 of, to repeal Sections 8106.7 and 8127.6 of, to repeal Chapter 2 (commencing with Section 7351) and Chapter 2.5 (commencing with Section 7370) of Part 2 of Division 2 of, to repeal and add Chapter 1 (commencing with Section 7301), Chapter 3 (commencing with Section 7401), Chapter 4 (commencing with Section 7451), Chapter 5 (commencing with Section 7651), Chapter 9 (commencing with Section 8301), and Chapter 11 (commencing with Section 8401) of Part 2 of Division 2 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 Transportation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 17, 2000

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 2687

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to the Consent Calendar.

Assembly Chamber, May 17, 2000

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 1963

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

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 bills were ordered re-referred to the Committee on Appropriations.

Assembly Bills Nos. 2637, 2512, and 1984.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 8:30 a.m., Thursday, May 18, 2000.

ROBERT M. HERTZBERG, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON MAY 17, 2000**

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

AB	RN	AB	RN
1825	0009729	2486	0010404
1923	0010436	2544	0010272
1969	0010625	2545	0006787
2031	0010411	2552	0010580
2198	0010620	2614	0010328
2114	0010276	2623	0010438
2161	0010395	2684	0010356
2265	0010439	2863	0008845
2370	0010240		
2461	0010354	SB	RN
2464	0010481	1181	0010366

Daily Total:	20
Cumulative Total:	5039

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