

CALIFORNIA LEGISLATURE  
1999-2000 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Wednesday, June 7, 2000**

**ONE HUNDRED NINETIETH SESSION DAY  
FIVE HUNDRED FORTY-NINTH 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  
Wednesday, June 7, 2000

The Assembly met at 7 a.m.

Hon. Abel Maldonado, Assembly Member, 33rd 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—64:

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

Quorum present.

**At 2:35 p.m., Hon. Alan Lowenthal, 54th 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 Ashburn, Baldwin, Firebaugh, Kaloogian, Knox, Robert Pacheco, Romero, Strickland, Thompson, Torlakson, and Villaraigosa.*

*On personal business, and waiving per diem: Assembly Members Baugh, Campbell, and Davis.*

*Because of illness: Assembly Member Wright.*

**EXPLANATIONS OF ABSENCE**

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

June 5, 2000

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

Dear Mr. Speaker: I respectfully request to be excused from session on June 7th, 2000. I will be in San Diego attending the Access Baja Press Conference.

Thank you in advance for your consideration. Should you have any questions or comments, I can be reached at (916) 319-2050.

Sincerely,

MARCO ANTONIO FIREBAUGH, Assembly Member  
Fiftieth District

June 7, 2000

*The Honorable Bob Hertzberg*  
*Speaker of the Assembly*  
*State Capitol*  
*Sacramento, California*

Dear Mr. Speaker: I respectfully request to be excused from Check-in Session today due to legislative business in my district. Thank you.

Sincerely,

WALLY KNOX, Assembly Member  
Forty-second District

June 6, 2000

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

Dear Speaker Hertzberg: I respectfully request that I be excused from Assembly Check-In Session and the Assembly Committee on Education on June 7, 2000. I will be participating in a legislative conference with Latino elected and appointed officials organized by the Latin American Association in Atlanta that will unfortunately prevent me from attending check-in session and committee. Should you have any questions regarding my absence, please do not hesitate to contact my office at (916) 319-2060.

Thank you in advance for your consideration of this matter.

Sincerely,

ROBERT "BOB" PACHECO, Assembly Member  
Sixtieth District

June 6, 2000

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

Dear Mr. Speaker: I am writing to request to be excused from check in on Wednesday, June 7, due to meetings for the Select Committee on LA County Health Care.

Thank you for your consideration of this request. Please call me should you have any questions regarding this matter.

Sincerely,

DR. GLORIA ROMERO, Assembly Member  
Forty-ninth District

June 5, 2000

*The Honorable Robert Hertzberg*  
*Speaker, California State Assembly*  
*State Capitol*  
*Sacramento, California*

Dear Mr. Speaker: I respectfully request to be excused from Check-In Session on Wednesday, June 7, 2000, due to legislative business in the district.

If you have any questions, please contact my office at 319-2037. Thank you for your consideration of this request.

Sincerely,

TONY STRICKLAND, Assembly Member  
Thirty-seventh District

June 7, 2000

*The Honorable Robert Hertzberg*  
*State Capitol, Room 219*  
*Sacramento, California*

Dear Mr. Speaker: I am requesting to be excused from today's check-in session. I am in my district on legislative business.

Sincerely,

TOM TORLAKSON, Assembly Member  
Eleventh District

(NOTE: For letter explaining the absence of Assembly Members Ashburn, Baldwin, Kaloogian, Thompson, and Villaraigosa on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for June 6, 2000.)

**COMMUNICATIONS**

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

June 7, 2000

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

Dear Dotson: Please be advised that I have appointed Assemblymember Jim Battin to the Select Committee on Indian Gaming.

Sincerely,

ROBERT M. HERTZBERG  
Speaker of the Assembly

June 7, 2000

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

Dear Dotson: Please be advised that I have appointed Assemblymember Jim Battin to the Select Committee on Entertainment and the Arts.

Sincerely,

ROBERT M. HERTZBERG  
Speaker of the Assembly

June 7, 2000

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

Dear Dotson: Please be advised that I have appointed Assemblymember Jim Battin to the Select Committee on Education Technology.

Sincerely,

ROBERT M. HERTZBERG  
Speaker of the Assembly

June 7, 2000

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

Dear Dotson: Please be advised that I have appointed Assemblymember Jim Battin to the Select Committee on California-Mexico Affairs.

Sincerely,

ROBERT M. HERTZBERG  
Speaker of the Assembly

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

June 2, 2000

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

RE: Appointment of Anthony Withington to the San Francisco Bay Area Water Transit Authority, Board of Directors

Dear Mr. Wilson: Please be advised Mr. Anthony Withington has been appointed to serve as the Assembly Rules Committee appointee to the San Francisco Bay Area Water Transit Authority, Board of Directors. This is a term appointment effective May 23, 2000 and expiring February 1, 2008.

Very truly yours,

DENNIS CARDOZA  
Chairman, Assembly Rules Committee

**Explanation of Vote—Assembly Bill No. 2294**

June 1, 2000

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

Dear Dotson,

During floor session on Tuesday May 30, 2000, I was unavoidably off the floor when the vote was taken on AB 2294 (Davis). I was participating in a hearing of the transportation conference committee, of which I am a member. I respectfully request that the record indicate that my intention was to vote "aye".

Very truly yours,

ROBERT M. HERTZBERG  
Speaker

**SPECIAL COMMITTEE MEETINGS**

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

Joint Committee on Fairs Allocation and Classification, on June 13, 2000.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, June 7, 2000

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:  
Assembly Bill No. 2863

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

**AUTHOR'S AMENDMENTS****Committee on Housing and Community Development**

June 7, 2000

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

Senate Bill No. 1905

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

LOWENTHAL, Chairman

**SENATE BILL NO. 1905**—An act to amend Sections 798.4, 798.23, 798.56, and 798.58 of the Civil Code, relating to mobilehome parks.

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

**AUTHOR'S AMENDMENTS****Committee on Judiciary**

June 7, 2000

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

Senate Bill No. 1173

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

KUEHL, Chairwoman

**SENATE BILL NO. 1173**—An act to amend Sections 3021 and 6346 of, and to add Section 3105 to, the Family Code, relating to de facto parents.

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 Veterans Affairs**

June 7, 2000

Mr. Speaker: The Chair of your Committee on Veterans Affairs reports:

Senate Bill No. 1411

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

DUTRA, Chairman

**SENATE BILL NO. 1411**—An act to amend Sections 65, 69.5, and 71 of, and to add Section 69.7 to the Military and Veterans Code, relating to the California Veterans Board, 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 Public Safety**

June 7, 2000

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

Senate Bill No. 1769

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

WASHINGTON, Chairman

**SENATE BILL NO. 1769**—An act to amend Section 6045.6 of, and to add Section 6045.3 to, the Penal Code, relating to mental health 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 Health**

June 7, 2000

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

Senate Bill No. 1339

Senate Bill No. 1364

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

GALLEGOS, Chairman

**SENATE BILL NO. 1339**—An act to add Section 4125 to the Business and Professions Code, relating to pharmacies.

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.

**SENATE BILL NO. 1364**—An act to amend Section 56.17 of the Civil Code, and to amend Section 124980 of the Health and Safety Code, relating to health.

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

**AUTHOR'S AMENDMENTS**  
**Committee on Appropriations**

June 7, 2000

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

Assembly Bill No. 2105

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

MIGDEN, Chairwoman

**ASSEMBLY BILL NO. 2105**—An act relating to schools, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

**AUTHOR'S AMENDMENTS**  
**Committee on Housing and Community Development**

June 7, 2000

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

Senate Bill No. 1382

Senate Bill No. 2011

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

LOWENTHAL, Chairman

**SENATE BILL NO. 1382**—An act to amend Sections 51.2, 51.3, 51.4, and 51.11 of the Civil Code, relating to housing.

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.



**SENATE BILL NO. 2011**—An act to amend Section 11010.05 of the Business and Professions Code, and to amend Sections 51.2, 51.3, 51.4, 51.11, and 51.12 of the Civil Code, relating to senior housing.

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

**AUTHOR'S AMENDMENTS**  
**Committee on Human Services**

June 7, 2000

Mr. Speaker: The Chair of your Committee on Human Services reports:

Senate Bill No. 962

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

ARONER, Chairwoman

**SENATE BILL NO. 962**—An act to amend Section 11006.2 of the Welfare and Institutions Code, relating to human services.

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**

June 7, 2000

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

Senate Bill No. 1539

Senate Bill No. 1859

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

WASHINGTON, Chairman

**SENATE BILL NO. 1539**—An act to add Section 13519.05 to the Penal Code, relating to peace officer training.

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.

**SENATE BILL NO. 1859**—An act to amend Section 76 of the Penal Code, relating to crimes against public officials.

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 Health**

Date of Hearing: June 6, 2000

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 1636

Senate Bill No. 2182

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

GALLEGOS, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 6, 2000

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 1045

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

GALLEGOS, Chairman

Above bill re-referred to the Committee on Judiciary.

**Committee on Agriculture**

Date of Hearing: June 7, 2000

Mr. Speaker: Your Committee on Agriculture reports:

House Resolution No. 58

With the recommendation: Be adopted.

FLOREZ, Chairman

Above resolution ordered on file.

**CONSIDERATION OF DAILY FILE  
SECOND READING OF SENATE BILLS**

**SENATE BILL NO. 1574**—An act to amend Section 1000.3 of the Penal Code, relating to criminal procedure.

Bill read second time, and ordered to Consent Calendar.

**MESSAGES FROM THE SENATE**

Senate Chamber, June 7, 2000

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Sher, Solis and McPherson as a Committee on Conference concerning:

**Senate Bill No. 675.**

GREG P. SCHMIDT, Secretary of the Senate

By John W. Rovane, Assistant Secretary

**ADJOURNMENT**

At 5:05 p.m., the Assembly adjourned until 10:30 a.m., Thursday, June 8, 2000.

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ROBERT M. HERTZBERG, Speaker

PAM CAVILEER, Minute Clerk

## AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 7, 2000

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

<b>AB</b>	<b>RN</b>
2105	0010533

<b>SB</b>	<b>RN</b>
962	0011323
1173	0011498
1339	0010033
1364	0011821
1382	0011999
1411	0011286
1539	0012002
1769	0011969
1859	0011958
1905	0011559
2011	0011976

<b>Daily Total:</b>	<b>12</b>
<b>Cumulative Total:</b>	<b>5415</b>

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