

CALIFORNIA LEGISLATURE  
1997-98 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Monday, June 8, 1998**

**TWO HUNDRED NINETEENTH SESSION DAY  
FIVE HUNDRED FIFTY-FOURTH 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  
Monday, June 8, 1998

The Assembly met at 11 a.m.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Brian Ebbert reading.

#### ROLL CALL

The roll was called.

#### Quorum Call of the Assembly

Assembly Member Thompson moved a quorum call of the Assembly.

Motion carried. Time, 11:01 a.m.

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

#### Quorum Present

At 11:26 a.m., Speaker pro Tempore Kuehl declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—78:

Ackerman	Cunneen	Lempert	Prenter
Aguilar	Davis	Leonard	Pringle
Alby	Ducheny	Machado	Richter
Alquist	Escutia	Margett	Runner
Aroner	Figueroa	Martinez	Scott
Ashburn	Firestone	Mazzoni	Shelley
Baca	Floyd	McClintock	Strom-Martin
Baldwin	Frusetta	Migden	Sweeney
Battin	Gallegos	Miller	Takasugi
Baugh	Goldsmith	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Vincent
Brewer	House	Olberg	Washington
Brown	Kaloogian	Oller	Wayne
Bustamante	Keeley	Ortiz	Wildman
Campbell	Knox	Pacheco	Woods
Cardenas	Kuehl	Papan	Mr. Speaker
Cardoza	Kuykendall	Perata	
Cedillo	Leach	Poochigian	

**PRAYER**

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

*O God, You are eternal, without beginning; and have called all things into being from nothing. You dwell in light and have the heavens for Your throne and the earth for Your footstool. Heavenly Father, as we pray this morning we ask first for Your forgiveness, and further, Lord, we ask that You strengthen us with the Grace and inspiration of Your life-giving Holy Spirit, so that we may accomplish the tasks set before us this day to Your glory.—AMEN.*

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Speaker pro Tempore Kuehl Assembly Member Strom-Martin then led the Assembly in the pledge of allegiance to the Flag.

**MOTION TO DISPENSE WITH READING OF THE JOURNAL**

Further reading of the Journal of the previous legislative day was dispensed with on motion of Assembly Member Bowler, seconded by Assembly Member Havice.

**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 Granlund.*

*Because of illness: Assembly Member Wright.*

**EXPLANATIONS OF ABSENCE**

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

June 4, 1998

*Honorable Antonio R. Villaraigosa  
Speaker of the Assembly  
State Capitol, Room 219  
Sacramento, California*

Dear Mr. Speaker: I am requesting permission to be dismissed from session on June 8 for legislative business. I will be giving a presentation to a city council in my district.

Thank you in advance for your prompt attention to this matter.

Sincerely,

BRETT GRANLUND, Assembly Member  
Sixty-fifth District

**COMMUNICATIONS**

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

June 8, 1998

*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 Elections, Reapportionment and Constitutional Amendments Committee in place of Assemblymember Roderick Wright for today's hearing only.

Sincerely,

ANTONIO R. VILLARAIGOSA  
 Speaker of the Assembly

June 8, 1998

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

Dear Dotson: Please be advised that I have appointed Assemblymember Lou Papan to the Water, Parks and Wildlife Committee in place of Assemblymember Martha Escutia for the hearing on Tuesday, June 9, 1998, only.

Sincerely,

ANTONIO R. VILLARAIGOSA  
 Speaker of the Assembly

June 8, 1998

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

Dear Dotson: Please be advised that I have appointed Assemblymember Kerry Mazzoni to the Public Safety Committee in place of Assemblymember Grace Napolitano for the hearing on Tuesday, June 9, 1998, only.

Sincerely,

ANTONIO R. VILLARAIGOSA  
 Speaker of the Assembly

**REPORTS**

The following reports were presented by the Chief Clerk:

**1998-99 Tax Expenditure Report**  
**(Pursuant to Section 13305, Government Code)**

Above transmitted report, together with letter of transmittal from Craig L. Brown, Director, Department of Finance, Sacramento, dated June 3, 1998, referred by the Speaker to the Committee on Revenue and Taxation.

**Radiologic Health Branch  
(Pursuant to Item 4260-001-0001 of  
the Supplemental Report of the 1997 Budget Act)**

Above transmitted report, together with letter of transmittal from S. Kimberly Belshe, Director, Department of Health Services, Sacramento, dated May 27, 1998, referred by the Speaker to the Committee on Budget.

**Department of Fish and Game Annual Report to the Legislature on  
the Use of Triploid Grass Carp  
(Pursuant to Sections 6453 and 6459, Fish and Game Code)**

Above transmitted report, together with letter of transmittal from L. Ryan Broddrick, Chief Deputy Director, Department of Fish and Game, Sacramento, dated May 28, 1998, referred by the Speaker to the Committee on Water, Parks and Wildlife.

**Quarterly Report to the Governor and Legislature on  
Pardon and Death Penalty Investigations  
(Pursuant to Item 5440-001-0001 of  
the Supplemental Report of the 1997 Budget Act)**

Above transmitted report, together with letter of transmittal from James W. Nielsen, Chairman, Board of Prison Terms, Sacramento, dated April 23, 1998, referred by the Speaker to the Committee on Budget.

**Third Quarterly Progress Report: Living Within California's  
Annual Colorado River Apportionment  
(Pursuant to Item 3460-001-0001 of  
the Supplemental Report of the 1997 Budget Act)**

Above transmitted report, together with letter of transmittal from Gerald R. Zimmerman, Executive Director, Colorado River Board of California, Glendale, dated May 26, 1998, referred by the Speaker to the Committee on Budget.

**Implementation Issues Surrounding  
The Child Welfare Services/Case Management System  
(Pursuant to AB 107, Chapter 282, Statutes of 1997)**

Above transmitted report, together with letter of transmittal from Eloise Anderson, Director, Department of Social Services, Sacramento, referred by the Speaker to the Committee on Human Services.

**Long Term Care Integration Pilot Program  
(Pursuant to Item 4260-001-0001, Provision 7 of  
the Budget Act for 1997)**

Above transmitted report, together with letter of transmittal from S. Kimberly Belshe, Director, Department of Health Services, Sacramento, dated May 22, 1998, referred by the Speaker to the Committee on Budget.

**SPECIAL COMMITTEE MEETINGS**

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

Judiciary, on July 23, 1998;

Joint Committee on Headwaters Forest and Ecosystems Management Planning, on June 18, 1998, at 1:30 p.m.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, June 5, 1998

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

Assembly Bill No. 1211

And reports the same correctly enrolled, and presented to the Governor at 11 a.m., June 5, 1998.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, June 8, 1998

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

Assembly Constitutional Amendment No. 38

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, June 8, 1998

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

Assembly Concurrent Resolution No. 157

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

**REFERENCE OF BILLS TO COMMITTEE**

Pursuant to the Assembly Rules, the following bills were referred to Committee:

*Assembly Concurrent*

<i>Resolution No.</i>	<i>Committee</i>
<b>165</b> -----	Rls.
<b>166</b> -----	Rls.
<b>167</b> -----	Rls.
<b>168</b> -----	Rls.

*Senate*

<i>Bill No.</i>	<i>Committee</i>
<b>933</b> -----	Hum S.
<b>1382</b> -----	Health and Jud.
<b>1398</b> -----	Health
<b>1412</b> -----	Ed.
<b>1431</b> -----	L. & E.
<b>1433</b> -----	P.E.,R. & S.S.
<b>1434</b> -----	Hum. S.
<b>1450</b> -----	Pub. S.
<b>1451</b> -----	Pub. S.
<b>1466</b> -----	B. & F.
<b>1481</b> -----	Ed.
<b>1520</b> -----	Jud.
<b>1525</b> -----	Hum. S.
<b>1528</b> -----	P.E.,R. & S.S.
<b>1535</b> -----	Pub. S.
<b>1537</b> -----	Health
<b>1551</b> -----	Ins.
<b>1554</b> -----	B. & F.
<b>1556</b> -----	Jud.
<b>1559</b> -----	L. & E.
<b>1613</b> -----	P.E.,R. & S.S.
<b>1642</b> -----	Health

1647	-----	Ins.
1681	-----	Ed.
1683	-----	Ins.
1697	-----	Ed.
1700	-----	Pub. S.
1715	-----	Jud. and Pub. S.
1731	-----	Pub. S.
1737	-----	E.,R. & C.A.
1784	-----	W.,P. & W.
1787	-----	Higher Ed.
1816	-----	Health
1829	-----	Ed.
1878	-----	Pub. S.
1879	-----	P.E.,R. & S.S.
1886	-----	Trans.
1896	-----	Higher Ed.
1902	-----	Higher Ed.
1908	-----	Rev. & Tax.
1927	-----	Pub. S.
1930	-----	Health and C.P.,G.E. & E.D.
1944	-----	Jud.
1956	-----	W.,P. & W.
1959	-----	C.P.,G.E. & E.D.
1964	-----	Trans.
1970	-----	Pub. S.
1972	-----	Ed.
1879	-----	Health
1982	-----	Health and C.P.,G.E. & E.D.
1983	-----	Health
1984	-----	C.P.,G.E. & E.D.
1988	-----	H. & C.D.
2014	-----	E.S. & T.M.
2036	-----	G.O. and Trans.
2045	-----	Ed.
2049	-----	Pub. S.
2056	-----	Health
2058	-----	L. & E.
2075	-----	C.P.,G.E. & E.D.
2078	-----	G.O.
2101	-----	Ins.
2102	-----	C.P.,G.E. & E.D.
2126	-----	P.E.,R. & S.S.
2172	-----	E.S. & T.M.
2190	-----	L. & E.
2208	-----	Health
2224	-----	P.E.,R. & S.S.
2238	-----	C.P.,G.E. & E.D. and Health
2239	-----	C.P.,G.E. & E.D. and Health

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

June 8, 1998

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

Senate Bill No. 1410

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

ESCUTIA, Chairwoman

**SENATE BILL NO. 1410**—An act to amend Sections 15200.75 and 15200.81 of, and to repeal Section 15200.91 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 Judiciary**

June 8, 1998

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

Senate Bill No. 1730

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

ESCUTIA, Chairwoman

**SENATE BILL NO. 1730**—An act to amend Sections 1950.5 and 1954.53 of, and to add Section 1942.6 to, the Civil Code, and to amend, add, and repeal Sections 12927 and 12955 of the Government 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.

**AUTHOR'S AMENDMENTS**  
**Committee on Local Government**

June 8, 1998

Mr. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 549

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

SWEENEY, Chairman

**SENATE BILL NO. 549**—An act to add Section 11265.8 to 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 Consumer Protection, Governmental Efficiency and Economic Development**

June 8, 1998

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

Senate Bill No. 184

Senate Bill No. 1510

Senate Bill No. 289

Senate Bill No. 1836

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

DAVIS, Chairwoman



**SENATE BILL NO. 184**—An act to amend Sections 7302 and 7310 of the Business and Professions Code, relating to barbering and cosmetology.

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. 289**—An act to amend Section 1793.22 of the Civil Code, relating to warranties.

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. 1510**—An act to add and repeal Section 15347 of the Government Code, and to repeal Section 2 of Chapter 445 of the Statutes of 1993, relating to the California Defense Conversion Council.

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. 1836**—An act to add Chapter 29 (commencing with Section 22930) to Division 8 of the Business and Professions Code, relating to donated property.

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 Rules**

Date of Hearing: June 8, 1998

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 168

With the recommendation: Be adopted.

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

HERTZBERG, Chairman

Above resolution ordered on file.

**MESSAGES FROM THE SENATE**

Senate Chamber, June 8, 1998

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

**Senate Bill No. 190.**

GREG P. SCHMIDT, Secretary of the Senate

By John W. Rovane, Assistant Secretary

Senate Chamber, June 8, 1998

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

Assembly Bill No. 974

Assembly Bill No. 1044

Assembly Bill No. 1056

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate

By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, June 8, 1998

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

Assembly Concurrent Resolution No. 160

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

Above resolution ordered enrolled.

#### **ADJOURN IN MEMORY**

Assembly Member Aguiar was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Rose B. Kelber, longtime resident of Ontario and community activist, survived by her husband and five children.

Assembly Member Mazzoni was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dorothy Tresch, of Novato; and Richard Sangster, of Novato.

Assembly Member Sweeney was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Karin Lynn Ramsey Woodard, of Hayward; Verna L. Anderson, of Hayward; and Levin E. Brodehl, of Hayward.

Assembly Member Pringle was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Wilda Patriquin, of Truro, Nova Scotia, Canada.

Assembly Member Wildman was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Kendall O'Connor, of Burbank.

#### **SPECIAL RECOGNITION**

The Members of the Assembly joined in extending best wishes to Assembly Member Thomson on the occasion of her birthday.

#### **ASSEMBLY BILL NO. 1418 RETURNED TO GOVERNOR**

Assembly Member Ortiz was granted unanimous consent that Assembly Bill No. 1418 be enrolled and returned to the Governor.

#### **REQUEST FOR PHOTOGRAPHER**

Assembly Member Olberg was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

#### **Request for Unanimous Consent**

Assembly Member Olberg introduced his daughter Linden Noell Olberg, and was granted unanimous consent that she be permitted to sit at his Desk during today's Floor session.

#### **REQUEST FOR PHOTOGRAPHER**

Assembly Member Cardoza was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

**ASSEMBLY CONCURRENT RESOLUTION NO. 168 REMOVED FROM  
CONSENT CALENDAR AND TAKEN UP BY UNANIMOUS CONSENT**

Assembly Member Cardoza was granted unanimous consent that Assembly Concurrent Resolution No. 168 be removed from the Consent Calendar, and to take the resolution up at this time, without reference to file, for purpose of consideration.

**ASSEMBLY CONCURRENT RESOLUTION NO. 168 (Cardoza)**—Relative to June is Dairy Month.

Resolution read.

**Members Made Coauthors of  
Assembly Concurrent Resolution No. 168**

Assembly Member Cardoza was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors to Assembly Concurrent Resolution No. 168.

**Roll Call**

The following Assembly Members indicated a desire to become coauthors:

Ackerman, Aguiar, Alby, Alquist, Aroner, Ashburn, Baca, Battin, Bordonaro, Bowen, Bowler, Bustamante, Campbell, Cardenas, Cedillo, Cunneen, Davis, Ducheny, Figueroa, Firestone, Frusetta, Goldsmith, Havice, Hertzberg, House, Kaloogian, Keeley, Kuehl, Kuykendall, Leach, Lempert, Leonard, Martinez, Mazzoni, McClintock, Migden, Miller, Morrissey, Murray, Olberg, Oller, Ortiz, Papan, Perata, Poochigian, Prenter, Pringle, Runner, Scott, Shelley, Strom-Martin, Sweeney, Takasugi, Thompson, Torlakson, Villaraigosa, Vincent, Washington, Wayne, Wildman, and Woods.

**Request for Unanimous Consent**

Assembly Member Cardoza was granted unanimous consent to take up Assembly Concurrent Resolution No. 168, as amended, without reference to print or file, and that the same be considered engrossed.

**Consideration of Assembly Concurrent Resolution No. 168, as Amended**

**ASSEMBLY CONCURRENT RESOLUTION NO. 168**—Relative to June is Dairy Month.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

**REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL**

Upon request of Assembly Member Shelley, Assembly Member Thomson was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

**Legislative Intent—Assembly Bill No. 1100**

June 8, 1998

*Honorable Antonio R. Villaraigosa  
Speaker of the Assembly  
State Capitol, Room 219  
Sacramento, California*

Dear Speaker Villaraigosa,

Assemblyman Don Perata and I are carrying AB 1100 which would create insurance parity between mental illnesses and other physical illnesses. Other states that have adopted mental illness parity legislation have found if medical services are managed that any additional costs are minimal.

I have included a provision in AB 1100 to allow disability insurers to “utilize case management, managed care, or utilization review.” It is my intent to allow insurers to use managed care techniques in providing cost-effective insurance for serious mental illnesses. While it is not my intent to include provider risk sharing such as capitation within the meaning of managed care, Section 3 of AB 1100 does permit disability insurers to contract with health care service plans which may share risk with providers.

Sincerely,

HELEN M. THOMSON, Assembly Member  
Eighth District

**ADJOURN IN MEMORY**

Assembly Member Kaloogian was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Samuel W. Yorty, former Assembly Member, Congressman, and Mayor of Los Angeles.

**BILLS RETURNED TO THIRD READING FILE**

Pursuant to Assembly Rule 78, the following bills were withdrawn from the inactive file, and placed upon the third reading file:

- Senate Bill No. 687**, on request of Assembly Member Washington;
- Senate Bill No. 305**, on request of Assembly Member Thomson;
- Senate Bill No. 867**, on request of Assembly Member Aroner.

**UNFINISHED BUSINESS****MOTION TO RECONSIDER ASSEMBLY BILL NO. 23 CONTINUED**

By unanimous consent, the motion to reconsider the vote on Assembly Bill No. 23 was continued until Thursday, June 11, 1998.

**CONSIDERATION OF DAILY FILE (RESUMED)  
THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**SENATE BILL NO. 625 (Rosenthal)**—An act to add Sections 1367.20 and 1367.24 to the Health and Safety Code, relating to health care service plans.

Bill read third time, and presented by Assembly Member Gallegos.

Bill passed by the following vote:

**AYES—70**

Ackerman	Cunneen	Leonard	Richter
Aguiar	Davis	Machado	Runner
Alby	Ducheny	Martinez	Scott
Alquist	Figueroa	Mazzoni	Shelley
Aroner	Firestone	Migden	Strom-Martin
Ashburn	Floyd	Miller	Sweeney
Baca	Frusetta	Morrissey	Takasugi
Baldwin	Gallegos	Morrow	Thompson
Battin	Goldsmith	Murray	Thomson
Bordonaro	Havice	Napolitano	Torlakson
Bowen	Hertzberg	Olberg	Vincent
Bowler	Honda	Ortiz	Washington
Brown	House	Pacheco	Wayne
Bustamante	Knox	Papan	Wildman
Campbell	Kuehl	Perata	Woods
Cardenas	Kuykendall	Poochigian	Mr. Speaker
Cardoza	Leach	Prenter	
Cedillo	Lempert	Pringle	

**NOES—2**

Kaloogian                      McClintock

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 63 (Peace)**—An act to amend Sections 12020, 12022, 12022.5, 12070, 12071, 12072, 12077, and 12078 of, and to amend, repeal, and add Sections 12275.5, 12276, 12276.5, 12280, 12285, 12286, and 12289 of, the Penal Code, relating to firearms.

Bill read third time.

**Motion to Amend**

Assembly Member Perata moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

**SENATE BILL NO. 30 (Kopp)**—An act to add Section 5103 to the Revenue and Taxation Code, relating to taxation.

Bill read third time, and presented by Assembly Member Takasugi.

Bill passed by the following vote:

**AYES—70**

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Runner
Alby	Figueroa	Martinez	Scott
Alquist	Firestone	Mazzoni	Shelley
Aroner	Floyd	McClintock	Strom-Martin
Ashburn	Frusetta	Migden	Sweeney
Baca	Gallegos	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Havice	Morrow	Thomson
Bordonaro	Hertzberg	Murray	Torlakson
Bowen	Honda	Napolitano	Vincent
Bowler	House	Olberg	Washington
Brown	Kaloogian	Ortiz	Wayne
Bustamante	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Mr. Speaker
Cedillo	Leach	Poochigian	
Cunneen	Lempert	Prenter	

**NOES—None**

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 1075 (Johnston)**—An act to amend Sections 29759, 29760, 29761.5, 29762, 29763, 29763.5, 29764, 29767, 29770, 29771, 29772, and 29780 of, to add Section 29756.5 to, and to repeal Section 29729 of, the Public Resources Code, relating to the Sacramento-San Joaquin Delta.

Bill read third time, and presented by Assembly Member Torlakson.

Bill passed by the following vote:

**AYES—72**

Ackerman	Davis	Lempert	Poochigian
Aguiar	Ducheny	Leonard	Prenter
Alquist	Figueroa	Machado	Pringle
Aroner	Firestone	Martinez	Richter
Ashburn	Floyd	Mazzoni	Runner
Baca	Frusetta	McClintock	Scott
Baldwin	Gallegos	Migden	Shelley
Battin	Goldsmith	Miller	Strom-Martin
Bordonaro	Havice	Morrissey	Sweeney
Bowen	Hertzberg	Morrow	Takasugi
Bowler	Honda	Murray	Thompson
Brown	House	Napolitano	Thomson
Bustamante	Kaloogian	Olberg	Torlakson
Campbell	Keeley	Oller	Vincent
Cardenas	Knox	Ortiz	Washington
Cardoza	Kuehl	Pacheco	Wayne
Cedillo	Kuykendall	Papan	Wildman
Cunneen	Leach	Perata	Mr. Speaker

**NOES—None**

Bill ordered transmitted to the Senate.

**REQUEST FOR PHOTOGRAPHER**

Assembly Member Mazzoni was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

**RECESS FOR SPECIAL GUESTS**

By unanimous consent, at 11:47 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Mazzoni introduced representatives of Loma Verde Elementary School, Henry C. Hall Middle School, Penngrove Elementary School, Bernard E. Eldredge Elementary School, Edna Maguire School, Old Mill Elementary School, and Glenwood Elementary School. Assembly Member Mazzoni commended the students of each of the schools for their dedication and commitment to academic achievement and presented a resolution to each school commending its selection as a "Distinguished School".

**REASSEMBLED**

At 11:49 a.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

**CONSIDERATION OF SENATE BILL NO. 867 WITHOUT REFERENCE TO FILE**

Upon request of Assembly Member Shelley, Assembly Member Aroner was granted unanimous consent to take up Senate Bill No. 867, without reference to file, for purpose of amendment.

**SENATE BILL NO. 867 (Lee)**—An act to amend Section 96.31 of the Revenue and Taxation Code, relating to taxation.

Bill read third time.

**Motion to Amend**

Assembly Member Aroner moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

**CONSIDERATION OF DAILY FILE (RESUMED)  
THIRD READING OF SENATE BILLS (RESUMED)**

**SENATE BILL NO. 1505 (Lewis)**—An act to amend Sections 2151, 13203, 13206, 13300, 13301, and 13302 of the Elections Code, as amended by Proposition 198 of the March 26, 1996, primary election, relating to elections, and calling a special election to be consolidated with the general election of November 3, 1998, to take effect immediately, as an act calling an election.

Bill read third time.

**Motion to Amend**

Assembly Member Leonard moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

**JOINT RULE 62(a) WAIVED**

Assembly Member Shelley was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 933 for hearing in the Committee on Human Services.

**CONSIDERATION OF DAILY FILE (RESUMED)  
THIRD READING OF SENATE BILLS (RESUMED)**

**SENATE BILL NO. 654 (Johnston)**—An act to amend Section 12926 of the Government Code, relating to discrimination.

Bill read third time, and presented by Assembly Member Knox.

Bill passed by the following vote:

**AYES—43**

Alquist	Figueroa	Martinez	Shelley
Aroner	Floyd	Mazzoni	Strom-Martin
Baca	Gallegos	McClintock	Sweeney
Bowen	Havice	Migden	Thomson
Brown	Hertzberg	Morrissey	Torlakson
Bustamante	Honda	Murray	Vincent
Cardenas	Keeley	Napolitano	Washington
Cardoza	Knox	Ortiz	Wayne
Cedillo	Kuehl	Papan	Wildman
Davis	Lempert	Perata	Mr. Speaker
Ducheny	Machado	Scott	

**NOES—26**

Ackerman	Campbell	Leach	Prenter
Aguiar	Cunneen	Leonard	Runner
Alby	Firestone	Miller	Takasugi
Ashburn	Frusetta	Morrow	Thompson
Baldwin	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Poochigian	

Bill ordered transmitted to the Senate.

**VOTE ADDS**

The following Assembly Members were granted unanimous consent to record their votes on the following items:

**Assembly Concurrent Resolution No. 168, Coauthors:** Ackerman, Alby, Aroner, Ashburn, Bordonaro, Brown, Bustamante, Cardoza, Goldsmith, House, Kaloogian, Martinez, Murray, Poochigian, Prenter, and Runner—Aye.

**Senate Bill No. 625:** Ackerman, Alby, Baca, Brown, House, Murray, Olberg, Prenter, and Runner—Aye; Kaloogian—No.

**Senate Bill No. 30:** Ackerman, Ashburn, Baca, Goldsmith, House, Kaloogian, Olberg, Prenter, and Runner—Aye.

**Senate Bill No. 1075:** Ackerman, House, Olberg, Prenter, and Runner—Aye.

**Senate Bill No. 654:** Ackerman and Runner—No.

**MOTION TO ADJOURN**

At 12:06 p.m., Assembly Member Washington moved that the Assembly do now adjourn.

Assembly Member Miller seconded the motion.

Motion carried.

**QUORUM CALL OF THE ASSEMBLY DISPENSED WITH**

At 12:07 p.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.



**RESOLUTIONS**

The following resolution was offered:

**ASSEMBLY CONCURRENT RESOLUTION NO. 169—Wayne and Machado.**  
Relative to Neighborhood Watch Month.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, June 8, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:  
Assembly Bill No. 1418

And reports the same correctly enrolled, and presented to the Governor at 12 m.,  
June 8, 1998.

E. DOTSON WILSON, Chief Clerk

**AUTHOR'S AMENDMENTS**

**Committee on Local Government**

June 8, 1998

Mr. Speaker: The Chair of your Committee on Local Government reports:  
Senate Bill No. 1032

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

SWEENEY, Chairman

**SENATE BILL NO. 1032**—An act to amend Section 41204.1 of the Education  
Code, and to add Section 97.43 to the Revenue and Taxation Code, relating to local  
government.

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 8, 1998

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

Senate Bill No. 1987

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

TORLAKSON, Chairman

**SENATE BILL NO. 1987**—An act to amend Section 18603 of the Health and Safety  
Code, relating to mobilehomes.

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**

June 8, 1998

Mr. Speaker: The Chair of your Committee on Transportation reports:  
Senate Bill No. 1491

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

MURRAY, Chairman

**SENATE BILL NO. 1491**—An act to amend Sections 2802, 27900, 34501, 34507.5,  
and 40000.15 of the Vehicle Code, relating to vehicles.

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**

June 8, 1998

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

Senate Bill No. 1454

Senate Bill No. 1476

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

DAVIS, Chairwoman

**SENATE BILL NO. 1454**—An act to amend Sections 1786.2, 1786.10, 1786.12, 1786.16, 1786.18, 1786.20, 1786.24, 1786.26, 1786.30, 1786.40, and 1786.50 of, and to add Section 1786.11 to, the Civil Code, relating to investigative consumer reporting.

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. 1476**—An act to amend Section 17539.5 of the Business and Professions Code, relating to sweepstakes solicitation.

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**

June 8, 1998

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

Senate Bill No. 237

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

FIGUEROA, Chairwoman

**SENATE BILL NO. 237**—An act to amend Section 1765.1 of the Insurance Code, relating to 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 Higher Education**

June 8, 1998

Mr. Speaker: The Chair of your Committee on Higher Education reports:

Senate Bill No. 1472

Senate Bill No. 1807

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

LEMPERT, Chairman

**SENATE BILL NO. 1472**—An act to amend Section 66720 of the Education Code, relating to higher education.

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. 1807**—An act to add Section 66206 to the Education Code, relating to admissions criteria.

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 Natural Resources**

June 8, 1998

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 1247

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

BOWEN, Chairwoman

**SENATE BILL NO. 1247**—An act to amend Section 40451 of, and to add Sections 39047.2 and 40471 to, the Health and Safety Code, relating to air pollution.

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 Rules**

Date of Hearing: June 8, 1998

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 162

Assembly Concurrent Resolution No. 167

With the recommendation: Be adopted.

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

HERTZBERG, Chairman

Above resolutions ordered on file.

Date of Hearing: June 8, 1998

Mr. Speaker: Your Committee on Rules reports:

Senate Joint Resolution No. 41

With the recommendation: Be adopted.

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

HERTZBERG, Chairman

Above resolution ordered on file.

**INTRODUCTION OF GUESTS**

Assembly Member Havice, of the 56th Assembly District, introduced students from St. Timothy Luthern School, Lakewood.

**ADJOURNMENT**

At 3 p.m., pursuant to the motion by Assembly Member Washington the Assembly adjourned until 7 a.m., Tuesday, June 9, 1998, out of respect to the memory of Dorothy Tresch and Richard Sangster, on motion of Assembly Member Mazzoni; out of respect to the memory of Karin Lynn Ramsey Woodard, Verna L. Anderson, and Levin E. Brodehl, on motion of Assembly Member Sweeney; out of respect to the memory of Rose B. Kelber, on motion of Assembly Member Aguiar; out of respect to the memory of Samuel W. Yorty, on motion of Assembly Member Kaloogian; out of respect to the memory of Wilda Patriquin, on motion of Assembly Member Pringle; and out of respect to the memory of Kendall O'Connor, on motion of Assembly Member Wildman;

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ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON JUNE 8, 1998**

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

<b>SB</b>	<b>RN</b>
63	9812557
184	9808360
237	9812708
289	9810130
549	9812633
867	9812127
1032	9811711
1247	9812433
1410	9812714
1454	9811825
1472	9812461
1476	9812609
1491	9812768
1505	9812786
1510	9811663
1836	9812660
1730	9812596
1807	9812711
1987	9812745

**Daily Total: 19**  
**Cumulative Total: 5699**

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