

CALIFORNIA LEGISLATURE
1999-2000 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, June 8, 1999

SEVENTY-FIFTH SESSION DAY

ONE HUNDRED EIGHTY-FOURTH 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, June 8, 1999

The Assembly met at 7 a.m.

Hon. John Dutra, Assembly Member, 20th 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—72:

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

Quorum present.

At 12:55 p.m., Hon. Ted Lempert, 21st 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 Baldwin, Campbell, Granlund, and Kaloogian.

On legislative business, per diem waived for the 1999–2000 Session (See Assembly Journal, page 60): Assembly Members Steinberg and Thomson.

Because of illness in their families: Assembly Members Cedillo and Vincent.

EXPLANATIONS OF ABSENCE

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

June 4, 1999

The Honorable Antonio Villaraigosa
Speaker of the Assembly
Room 219, State Capitol
Sacramento, California

Dear Mr. Speaker: Please excuse me from check-in session on Monday, Tuesday and Wednesday, June 7, 8 and 9 because I need to be in the district on legislative business.

Thank you for your assistance in this matter.

Sincerely,

STEVE BALDWIN, Assembly Member
Seventy-seventh District

June 7, 1999

The Honorable Antonio Villaraigosa
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: This is to request to be excused from Session Tuesday June 8th for legislative business in my District Office.

If you have any questions regarding this matter, please feel free to call my office at 319-2071

Thank you for your consideration in this matter.

Sincerely,

BILL CAMPBELL, Assembly Member
Seventy-first District

June 7, 1999

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

Dear Mr. Speaker: Due to the heavy legislative schedule last week, I wasn't able to keep appointments I had with my constituents. I am requesting permission to be dismissed from check-in on Tuesday, 8 June 1999 and Wednesday, 9 June 1999.

Thank you for your prompt attention to this request.

Sincerely,

BRETT GRANLUND, Assembly Member
Sixty-fifth District

June 7, 1999

*The Honorable Antonio Villaraigosa
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker,

I am requesting to be excused from session on Tuesday, June 8th and Wednesday, June 9th. It is necessary that I be in my district for legislative business purposes.

Should you have any questions regarding this request, please feel free to contact me.

Thank you for your consideration.

Respectfully,

HOWARD KALOOGLIAN, Assembly Member
Seventy-fourth District

June 8, 1999

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

Dear Mr. Speaker: I respectfully request permission to be excused from check-in session on Tuesday, June 8, 1999, due to legislative business in Washington, D.C.

Thank you for your attention to this matter.

Sincerely,

DARRELL STEINBERG, Assembly Member
Ninth District

May 26, 1999

*The Honorable Antonio Villaraigosa
Speaker, California State Assembly
California State Capitol, Room 219
Sacramento, California*

Dear Speaker Villaraigosa: I respectfully request to be excused from Assembly Floor Session on Monday June 7, and Tuesday June 8, 1999. I have been invited to attend the White House Conference on Mental Health. I am delighted to be representing California at this historic event.

Thank you for your consideration of my request.

Sincerely,

HELEN M. THOMSON, Assembly Member
Eighth District

COMMUNICATIONS

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

June 4, 1999

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

Dear Dotson: Please be advised that I have appointed Assemblymember Bruce Thompson to permanently replace Assemblymember Marilyn Brewer on the Elections, Reapportionment and Constitutional Amendments Committee.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 4, 1999

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

Dear Dotson: Please be advised that I have appointed Assemblymember Marilyn C. Brewer to the Appropriations Subcommittee on Infrastructure Finance to fill the existing vacancy.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 4, 1999

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

Dear Dotson: Please be advised that I have appointed Assemblymember Ken Maddox to permanently replace Assemblymember Keith Olberg on the Consumer Protection, Governmental Efficiency and Economic Development Committee.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 7, 1999

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

Dear Dotson: Please be advised that I have appointed Assemblymember Bob Margett to the Housing and Community Development Committee to fill the existing vacancy.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 7, 1999

E. Dotson Wilson
Chief Clerk
State Capitol
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Kevin Shelley to the Public Safety Committee in place of Assemblymember Gilbert Cedillo for the hearing on June 8, 1999 only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 7, 1999

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 Transportation Committee in place of Assemblymember Bob Margett for today's hearing only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 7, 1999

E. Dotson Wilson
Chief Clerk
State Capitol
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Tony Cardenas on Public Safety Committee in place of Assemblymember Fred Keeley for the hearing on June 8, 1999 only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 8, 1999

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

Dear Dotson: Please be advised that I have appointed Assemblymember Lou Correa to replace Assemblymember Dick Floyd on the Consumer Protection, Governmental Efficiency and Economic Development Committee.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

SPECIAL COMMITTEE MEETINGS

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

Committee on Information Technology to convene jointly with the Senate Select Committee on Economic Development and the Senate Committee on Energy, Utilities and Communications, on June 14, 1999, at 3 p.m., in Room 112.

JOINT RULE 62(a) WAIVED

Unanimous consent was granted that the Select Committee on California Horse Racing be permitted to hold a special meeting on June 9, 1999, at 11 a.m., and that Joint Rule 62(a) be waived.

Unanimous consent was granted that the Select Committee on Jobs-Housing Balance be permitted to hold a special meeting on June 11, 1999, at 10 a.m., in Los Angeles, and that Joint Rule 62(a) be waived.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 8, 1999

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

Assembly Bill No. 1500

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, June 8, 1999

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

Assembly Joint Resolution No. 17

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 67—Wildman. Relative to the Charles A. Lazzaretto Memorial Freeway.

AUTHOR'S AMENDMENTS**Committee on Revenue and Taxation**

June 8, 1999

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

Senate Bill No. 1230

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

KNOX, Chairman

SENATE BILL NO. 1230—An act to amend Sections 18604, 19023, 19145, 19151, 23731, 23776, 23777, and 23778 of, and to repeal Section 18605 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 Health

June 8, 1999

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

Senate Bill No. 97

Senate Bill No. 422

Senate Bill No. 1009

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

GALLEGOS, Chairman

SENATE BILL NO. 97—An act to add Section 1278.5 to the Health and Safety Code, relating to health facilities.

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. 422—An act to add Section 1367.03 to the Health and Safety Code, relating to health care service plans.

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. 1009—An act to amend Section 104187 of, and to add Sections 104181.5, 104182.5, 104182.7, 104187.5, and 104187.7 to, the Health and Safety Code, relating to cancer research.

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 Education

June 8, 1999

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

Senate Bill No. 774

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

MAZZONI, Chairwoman

SENATE BILL NO. 774—An act to add Section 17089.1 to the Education Code, relating to school facilities, 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 Transportation

June 8, 1999

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

Senate Bill No. 803

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

TORLAKSON, Chairman

SENATE BILL NO. 803—An act to amend Sections 319 and 460 of the Streets and Highways Code, relating to highways.

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 Governmental Organization

June 8, 1999

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:
Senate Bill No. 228

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

WESSON, Chairman

SENATE BILL NO. 228—An act to amend Section 19852.1 of the Business and Professions Code, relating to gambling establishments.

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 Environmental Safety and Toxic Materials

June 8, 1999

Mr. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 120

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

JACKSON, Chairwoman

SENATE BILL NO. 120—An act relating to hazardous substances.

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 Utilities and Commerce

June 8, 1999

Mr. Speaker: The Chair of your Committee on Utilities and Commerce reports:
Assembly Bill No. 650

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

WRIGHT, Chairman

ASSEMBLY BILL NO. 650—An act to amend Sections 382 and 2790 of, and to add Section 327 to, 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.

AUTHOR'S AMENDMENTS
Committee on Higher Education

June 8, 1999

Mr. Speaker: The Chair of your Committee on Higher Education reports:
Senate Bill No. 132

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

LEMPERT, Chairman

SENATE BILL NO. 132—An act to amend Section 74265 of, and to add Section 74265.5 to, the Education Code, relating to community college districts.

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 Employees, Retirement and Social Security**

June 8, 1999

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 105

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

CORREA, Chairman

SENATE BILL NO. 105—An act to add Section 7513.5 to the Government Code, relating to state retirement systems.

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, 1999

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

Senate Bill No. 749

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

SCOTT, Chairman

SENATE BILL NO. 749—An act to add Article 17 (commencing with Section 1758.51) to Chapter 5 of Part 2 of Division 1 of the Insurance Code, relating to rental car 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.

REPORTS OF STANDING COMMITTEES**Committee on Public Safety**

June 8, 1999

Mr. Speaker: Your Committee on Public Safety reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 1184

Assembly Bill No. 1563

Assembly Bill No. 1265

Assembly Bill No. 1567

Assembly Bill No. 1562

HONDA, Chairman

Above bills ordered filed with the Chief Clerk.

June 8, 1999

Mr. Speaker: Your Committee on Public Safety reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 3

Assembly Bill No. 625

Assembly Bill No. 54

Assembly Bill No. 906

Assembly Bill No. 245

HONDA, Chairman

Above bills ordered filed with the Chief Clerk.

Committee on Transportation

Date of Hearing: June 7, 1999

Mr. Speaker: Your Committee on Transportation reports:

Assembly Concurrent Resolution No. 53

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

TORLAKSON, Chairman

Above resolution ordered re-referred to the Committee on Appropriations.

Date of Hearing: June 7, 1999

Mr. Speaker: Your Committee on Transportation reports:

Assembly Joint Resolution No. 16

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.

TORLAKSON, Chairman

Above resolution ordered to the Consent Calendar.

Date of Hearing: June 7, 1999

Mr. Speaker: Your Committee on Transportation reports:

Senate Concurrent Resolution No. 16

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

TORLAKSON, Chairman

Above resolution re-referred to the Committee on Appropriations.

Date of Hearing: June 7, 1999

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 557

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.

Date of Hearing: June 7, 1999

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 63

Senate Bill No. 155

Senate Bill No. 186

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

TORLAKSON, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Water, Parks and Wildlife

Date of Hearing: June 8, 1999

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

Senate Bill No. 923

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

MACHADO, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 8, 1999

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

Senate Bill No. 314

With the recommendation: Do pass.

MACHADO, Chairman

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: June 8, 1999

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 26

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

KUEHL, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 8, 1999

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 767

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

KUEHL, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 8, 1999

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 1165

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

KUEHL, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 8, 1999

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 681

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

KUEHL, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 8, 1999

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 634

With the recommendation: Do pass, as amended.

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.

KUEHL, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 8, 1999

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 219

Senate Bill No. 447

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 bills be placed on the Consent Calendar.

KUEHL, Chairwoman

Above bills ordered to second reading.

Date of Hearing: June 8, 1999

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 44

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

KUEHL, Chairwoman

Above bill re-referred to the Committee on Appropriations.

ADJOURNMENT

At 6:22 p.m., the Assembly adjourned until 7 a.m., Wednesday, June 9, 1999.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JUNE 8, 1999**

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

SB	RN	
97	9915120	
105	9914698	
120	9915176	
132	9914794	
228	9914058	
422	9914620	
650	9915136	
749	9915017	
774	9913872	
803	9915168	
1009	9915031	
1230	9915156	
Daily Total:		12
Cumulative Total:		2252

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