

CALIFORNIA LEGISLATURE

1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, June 15, 1998

TWO HUNDRED TWENTY-THIRD SESSION DAY

FIVE HUNDRED SIXTY-FIRST 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
Monday, June 15, 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 Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Leonard 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 11:23 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
Aguiar	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	Goldsmith	Miller	Takasugi
Baugh	Granlund	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	Poohigian	

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:

Lord, You have revealed to us that You want us to “Love one another, for love is of God; and everyone who loves is born of God and knows God.” (1 John 4:7)

Lord, we know that love is a word that is always in fashion, but whose contemporary meaning is often distorted and obscured by a love of material things and a fascination with the secular.

Help us to show a sacrificial love, even when it isn't easy or convenient, so that we may be able to disagree and not be disagreeable.

Lord, fill us with the nurturing love that comes from You, that we may share it with others, for You have showered it upon us.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Wayne 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 Baca, seconded by Assembly Member Aguiar.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

Because of illness: Assembly Members Gallegos and Wright.

COMMUNICATIONS

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

June 12, 1998

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that I have increased the size of the Governmental Organization Committee to 17 members and have appointed Assemblymember Ted Lempert to fill the vacancy.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

June 12, 1998

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

Dear Dotson: Please be advised that I have appointed Assemblymember Tom Woods to the Higher Education Committee in place of Assemblymember Dick Ackerman for the hearing on Monday, June 15, 1998, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
 Speaker of the Assembly

June 15, 1998

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

Dear Dotson: Please be advised that I have appointed Assemblymember Virginia Strom-Martin to the Banking and Finance Committee in place of Assemblymember Martin Gallegos for today's hearing only.

Sincerely,

ANTONIO R. VILLARAIGOSA
 Speaker of the Assembly

The following qualified initiative was received by the Chief Clerk from:

Bill Jones, Secretary of State, dated June 5, 1998, transmitting a copy of the following qualified initiative entitled:

**Prohibition on Slaughter of Horses and Sale of Horsemeat
 for Human Consumption.
 Initiative Statute.**

Referred pursuant to Elections Code, Section 9034, to the Committees on Public Safety and Elections, Reapportionment and Constitutional Amendments.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 15, 1998

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

Assembly Bill No. 974

Assembly Bill No. 1898

Assembly Bill No. 1694

Assembly Bill No. 2038

Assembly Bill No. 1874

Assembly Bill No. 2240

And reports the same correctly enrolled, and presented to the Governor at 10:45 a.m., June 15, 1998.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS
Committee on Insurance

June 15, 1998

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

Senate Bill No. 1940

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

FIGUEROA, Chairwoman

SENATE BILL NO. 1940—An act to amend Section 3209.3 of the Labor Code, relating to workers' compensation.

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

June 15, 1998

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

Assembly Constitutional Amendment No. 6

Assembly Constitutional Amendment No. 45

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

KNOX, Chairman

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 6—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 20 to Article XVI thereof, relating to governmental finance.

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

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 45—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by repealing Section 15 of Article XI thereof, by amending Section 3 of Article XIII thereof, and by adding Article XXIII thereto, relating to vehicle license fees.

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

AUTHOR'S AMENDMENTS
Committee on Human Services

June 15, 1998

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

Senate Bill No. 645

Senate Bill No. 1434

Senate Bill No. 478

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

ARONER, Chairwoman

SENATE BILL NO. 645—An act to amend Section 361.3 of, and to add Sections 324.5 and 361.4 to, the Welfare and Institutions Code, relating to children.

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. 1434—An act to amend, repeal, and add Section 10214.7 of the Unemployment Insurance Code, relating to job 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. 478—An act to amend Section 1569.193 of the Health and Safety Code, relating to residential care facilities, for the elderly.

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 Labor and Employment

June 15, 1998

Mr. Speaker: The Chair of your Committee on Labor and Employment reports:
Senate Bill No. 1559

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

FLOYD, Chairman

SENATE BILL NO. 1559—An act to amend Section 15037.1 of the Unemployment Insurance Code, relating to job 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.

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 15, 1998

Mr. Speaker: The Chair of your Committee on Judiciary reports:
Senate Bill No. 1876

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

ESCUTIA, Chairwoman

SENATE BILL NO. 1876—An act to add Section 820.3 to the Government Code, relating to public employee liability.

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 15, 1998

Mr. Speaker: The Chair of your Committee on Local Government reports:
Senate Bill No. 529

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

SWEENEY, Chairman

SENATE BILL NO. 529—An act to amend Section 7205.1 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.

MESSAGES FROM THE SENATE

Senate Chamber, June 15, 1998

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

Assembly Bill No. 1681

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

Above bill ordered enrolled.

Senate Chamber, June 15, 1998

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

Assembly Concurrent Resolution No. 87

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

Above resolution ordered enrolled.

Senate Chamber, June 15, 1998

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

Assembly Bill No. 1056.

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

Senate Chamber, June 15, 1998

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

Assembly Bill No. 1044.

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

Senate Chamber, June 15, 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. 867.

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

ADJOURN IN MEMORY

Assembly Member Frusetta was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Barney Breslauer, of Hollister; and Karla and Angel Ramirez, of Salinas.

Assembly Member Lempert was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of James Altieri, of San Mateo.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Papan announced his intention to request that Assembly Constitutional Amendment No. 21 be removed from the inactive file.

ADJOURN IN MEMORY

Assembly Member Papan was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of John Petrakos, of Sacramento.

REQUEST FOR PHOTOGRAPHER

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

RECESS FOR SPECIAL GUESTS

By unanimous consent, at 11:28 a.m., Speaker pro Tempore Kuehl, declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Takasugi introduced Moorpark High School Academic Decathlon Team members: Kevin Chou, Alexandra Dove, Ajay Jayant, Valerie Lake, Nicholas Lange, Michael Liu, Vanessa Mancinelli, Navroop Mitter, and Rebecca Wershba; coaches Larry Jones and Michelle Bergman, and Judy Combs, Director of the California Academic Decathlon, whereupon he presented a resolution to the students for winning second place at the California Academic Decathlon State Finals. Assembly Member Takasugi also introduced John Schade and Tessfa Wossne of the California Lottery Commission, sponsor of the decathlon.

REASSEMBLED

At 11:30 a.m., the Assembly reconvened.

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

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Lempert announced his intention to request that Senate Bill No. 989 be removed from the inactive file.

REQUEST FOR PHOTOGRAPHER

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

RECESS FOR SPECIAL GUESTS

By unanimous consent, at 11:31 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Frusetta introduced Cherie Marie Becker Legislative Aide in his Capitol office and presented a resolution commending her outstanding professional services to the 28th Assembly District as she leaves her employment with the Assembly.

REASSEMBLED

At 11:33 a.m., the Assembly reconvened.

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

ADJOURN IN MEMORY

Assembly Member Miller was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jim Nitchals, of San Jose.

Speaker pro Tempore Kuehl was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Marianne Bond Webster, of Atlanta, Georgia.

REQUEST FOR PHOTOGRAPHER

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

ADJOURN IN MEMORY

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 renowned lecturer and author Dr. Leo Buscaglia, who said "I know for certain that we never lose the people we love, even to death."

ADJOURN IN MEMORY

Assembly Member Aroner was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Julius L. Jacobs, of Napa.

RE-REFERENCE OF BILLS

Assembly Member Migden was granted unanimous consent that Senate Bill No. 676 be re-referred from the Committee on Appropriations to the Committee on Water, Parks and Wildlife.

SPECIAL RECOGNITION

The Members of the Assembly joined in extending best wishes to Assembly Members Baldwin and Firestone on the occasion of their birthdays.

RE-REFERENCE OF BILLS

Assembly Member Shelley was granted unanimous consent that the following bills be re-referred as noted:

Senate Bill No. 1849 from the Committee on Higher Education, to the Committee on Consumer Protection, Governmental Efficiency and Economic Development;

Senate Bill No. 1510 from the Committee on Consumer Protection, Governmental Efficiency and Economic Development, to the Committee on Elections, Reapportionment and Constitutional Amendments;

Senate Bill No. 831 from the Committee on Human Services, to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

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. 1501 for hearing in the Committee on Public Employees, Retirement and Social Security on Wednesday, June 17, 1998.

CONSIDERATION OF DAILY FILE**SENATE BILLS RETURNED TO SECOND READING FILE
PURSUANT TO THE RULES**

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 1182 and 1403, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 1033—An act to amend Section 116275 of, and to add Section 116611 to, the Health and Safety Code, relating to drinking 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.

SENATE BILL NO. 1805—An act to amend Section 21166 of the Water Code, relating to water.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 120—An act to validate the organization, boundaries, acts, proceedings, and bonds of public bodies, and to provide limitations of time wherein actions may be commenced.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1380—An act to validate the organization, boundaries, acts, proceedings, and bonds of public bodies, and to provide limitations of time wherein actions may be commenced, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1381—An act to validate the organization, boundaries, acts, proceedings, and bonds of public bodies, and to provide limitations of time wherein actions may be commenced, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

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; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be re-referred to the Committee on Human Services.

SENATE CONSTITUTIONAL AMENDMENT NO. 13—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 12 of Article IV thereof, relating to the state budget.

Resolution read second time; amendments proposed by the Committee on Budget read and adopted, resolution ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1860—An act to amend Sections 20201, 20206.4, 20581, 20631, 20642, 20685, 20783, 20803, 21031, 21042, 21161, 21201, 21321, 21511, 21541, and 21621 of the Public Contract Code, to amend Section 65 of the Antelope Valley-East Kern Water Agency Law (Chapter 2146 of the Statutes of 1959), to amend Section 13 of the Fresno Metropolitan Flood Control Act (Chapter 503 of the Statutes of 1955), and to amend Section 28 of the Kings River Conservation District Act (Chapter 931 of the Statutes of 1951), relating to public works.

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.

SENATE BILL NO. 694—An act to add Part 7 (commencing with Section 122400) to Division 105 of the Health and Safety Code, relating to hepatitis.

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

SENATE BILL NO. 1507—An act to add and repeal Section 37254 of the Education Code, relating to the Oxnard Union High School District, and declaring the urgency thereof, to take effect immediately.

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

SENATE BILL NO. 1866—An act to amend Sections 41601.1 and 48200.7 of the Education Code, relating to the Compton Unified School District, and declaring the urgency thereof, to take effect immediately.

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

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Lempert announced that the Committee on Higher Education would meet today, upon adjournment of Floor session, in Room 447.

ADJOURN IN MEMORY

Assembly Member Cunneen was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Marci Patterson, of San Jose.

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Senate Bills

SENATE BILL NO. 1392 (Alpert)—An act to amend Section 6592 of the Fish and Game Code, relating to fish.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

SENATE BILL NO. 1420 (Rainey)—An act to amend Sections 9000 and 9009 of the Penal Code, relating to electronic monitoring.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

SENATE BILL NO. 1549 (Knight)—An act to amend Section 4024.2 of the Penal Code, relating to work release.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

SENATE BILL NO. 1620 (Haynes)—An act to amend Section 3482.1 of the Civil Code, relating to nuisance, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

*(For the vote on the above bill and urgency clause, see this day's
Consent Calendar roll call.)*

SENATE BILL NO. 1841 (Burton)—An act to amend Section 883 of the Code of Civil Procedure, and to amend Sections 2401.5, 8480, 9602, and 16441 of the Probate Code, relating to liability.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

SENATE BILL NO. 1865 (Maddy)—An act to amend Section 1624 of the Civil Code, and to amend Sections 1206 and 2201 of the Commercial Code, relating to contracts.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

SENATE BILL NO. 1939 (Alpert)—An act to amend Section 340.15 of the Code of Civil Procedure, relating to limitation of actions.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

SENATE BILL NO. 2091 (Watson)—An act to amend Section 361.5 of the Welfare and Institutions Code, relating to dependent children.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

SENATE BILL NO. 2100 (Polanco)—An act to add Section 929 to the Penal Code, relating to grand jury reports.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar passed, and any urgency clauses to the bills adopted, by the following vote:

AYES—74

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

NOES—None

ANNOUNCEMENTS

Speaker pro Tempore Kuehl announced that the panoramic photo of the Assembly Chamber, would be taken on June 29, 1998, at 11:15 a.m.

ADJOURN IN MEMORY

Speaker Villaraigosa was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Andy T. Kurokawa, of Lodi.

VOTE ADDS

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

Consent Calendar: Brewer, Brown, Kaloogian, and Prenter—Aye.

MOTION TO ADJOURN

At 11:40 a.m., Assembly Member Washington moved that the Assembly do now adjourn.

Assembly Member Kuykendall seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Members McClintock, Migden, Papan, Floyd, Granlund, Ducheny, Campbell, and Morrissey arose to speak on the condition of the file.

Second to Motion to Adjourn Withdrawn

Assembly Member Kuykendall withdrew his second to the motion to adjourn.

MOTION TO ADJOURN SECONDED

Assembly Member Floyd seconded the motion to adjourn.

Further Consideration of Motion to Adjourn

The question being on the motion of Assembly Member Washington that the Assembly adjourn.

Roll Call Demanded

Assembly Members Morrissey, Campbell, and Firestone, demanded a roll call.

The roll was called, and the motion to adjourn carried by the following vote:

AYES—36

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

NOES—35

Ackerman	Brewer	Kuykendall	Pacheco
Aguiar	Campbell	Leach	Poochigian
Alby	Cunneen	Leonard	Prenter
Ashburn	Firestone	Margett	Pringle
Baldwin	Frusetta	McClintock	Richter
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	House	Olberg	Woods
Bowler	Kuehl	Oller	

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 11:50 a.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY JOINT RESOLUTION NO. 70—Ortiz. Relative to Mai Thi Kim Nguyen's request for entry into the United States.

ASSEMBLY JOINT RESOLUTION NO. 71—Ortiz. Relative to the Hmong Veterans' Naturalization Act of 1997.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 15, 1998

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

Assembly Joint Resolution No. 61

And reports the same correctly enrolled, and presented to the Secretary of State on the 15th day of June, 1998, at 2:15 p.m.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS**Committee on Environmental Safety and Toxic Materials**

June 15, 1998

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

Senate Bill No. 1924

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

WAYNE, Chairman

SENATE BILL NO. 1924—An act to add Section 25216.3 to the Health and Safety Code, relating to hazardous waste.

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 15, 1998

Mr. Speaker: The Chair of your Committee on Transportation reports:
Senate Bill No. 1203

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

MURRAY, Chairman

SENATE BILL NO. 1203—An act to add Sections 40429 and 40472 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.

AUTHOR'S AMENDMENTS
Committee on Appropriations

June 15, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Senate Bill No. 180

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

MIGDEN, Chairwoman

SENATE BILL NO. 180—An act to amend Sections 17260, 17261, and 17262 of, to add Section 17009.5 to, and to add Chapter 12.5 (commencing with Section 17070.10) to Part 10 of, and to repeal Section 15101 of, the Education Code, relating to school facilities, 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 Education

June 15, 1998

Mr. Speaker: The Chair of your Committee on Education reports:
Senate Bill No. 1412

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

MAZZONI, Chairwoman

SENATE BILL NO. 1412—An act to amend Sections 48980, 60119, 60242, 60242.5, 60246, and 60248 of, to add Section 60240.5 to, and to add Article 1.5 (commencing with Section 60007) to Chapter 1 of Part 33 of, the Education Code, relating to education, making an appropriation therefore., 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 Public Employees, Retirement and Social Security**

June 15, 1998

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

Senate Bill No. 1433

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

HONDA, Chairman

SENATE BILL NO. 1433—An act to add Sections 16649.96 and 16649.98 to the Government Code, relating to state funds.

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**

June 15, 1998

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

Senate Bill No. 1517

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

DUCHENY, Chairwoman

SENATE BILL NO. 1517—An act making an appropriation for the payment of claims against the State of California, 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 15, 1998

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

Senate Bill No. 1638

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

MURRAY, Chairman

SENATE BILL NO. 1638—An act to amend Sections 15250, 24605, and 27454 of, to add Sections 15309 and 15320 to, and to repeal Section 4608 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 Local Government**

June 15, 1998

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

Senate Bill No. 1649

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

SWEENEY, Chairman

SENATE BILL NO. 1649—An act to amend Sections 1481, 5956.3, 14670.15, 24352, 25537, 29065.5, 53750, and 61601.25 of, and to repeal Section 17580 of, the Government Code, to amend Section 40002 of, and to add Sections 39014.3 and 39014.5 to, the Health and Safety Code, to amend Sections 1600 and 21061 of the Public Contract Code, to amend Sections 8320, 8322, 8323, and 8324 of the Streets and Highways Code, to amend Section 21101 of the Vehicle Code, and to amend Section 1 of Chapter 213 of the Statutes of 1907, relating to local agencies.

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 15, 1998

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

Senate Bill No. 1675

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

BOWEN, Chairwoman

SENATE BILL NO. 1675—An act to add Division 20.6 (commencing with Section 39060) to the Public Resources Code, relating to Santa Monica Bay.

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 15, 1998

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Senate Bill No. 1696

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

BROWN, Chairwoman

SENATE BILL NO. 1696—An act to amend Section 25658 of, to add Section 25658.3 to, and to add and repeal Section 25658.2 of, the Business and Professions Code, relating to alcoholic beverages.

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 Agriculture

June 15, 1998

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

Senate Bill No. 1738

Senate Bill No. 2003

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

CARDOZA, Chairman

SENATE BILL NO. 1738—An act to amend Section 19227 of, and to amend and repeal Section 19315 of, the Food and Agricultural Code, and to add Article 5 (commencing with Section 2460) to Chapter 2 of Division 2 of the Vehicle Code, relating to licensed renderers, 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.

SENATE BILL NO. 2003—An act to amend Section 4848 of the Business and Professions Code, relating to veterinary medicine.

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 15, 1998

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

Senate Bill No. 1886

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

MURRAY, Chairman

SENATE BILL NO. 1886—An act to add Division 19.3 (commencing with Section 183000) to the Public Utilities Code, relating to transportation.

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 15, 1998

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

Senate Bill No. 2064

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

LEMPERT, Chairman

SENATE BILL NO. 2064—An act to amend Sections 66021.2 and 69532 of, and to add Section 66021.2 to, the Education Code, relating to student financial aid.

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 15, 1998

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

Senate Bill No. 2139

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

ESCUTIA, Chairwoman

SENATE BILL NO. 2139—An act to amend Section 911 of, and to add Sections 46, 76, and 80 to, the Code of Civil Procedure, and to add Chapter 5.1 (commencing with Section 70200) to Title 8 of the Government Code, relating to courts, 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 Human Services

June 15, 1998

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

Senate Bill No. 2155

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

ARONER, Chairwoman

SENATE BILL NO. 2155—An act to add Division 11 (commencing with Section 20000) to the Welfare and Institutions Code, relating to minors, 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 Local Government

June 15, 1998

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

House Resolution No. 58

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

SWEENEY, Chairman

HOUSE RESOLUTION NO. 58—Relative to anticompetitive practices in the California oil industry.

Resolution read; author's amendments, presented pursuant to Assembly Rules, read and adopted; resolution ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Health

June 15, 1998

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

Senate Bill No. 1694

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

GALLEGOS, Chairman

SENATE BILL NO. 1694—An act 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.

AUTHOR'S AMENDMENTS
Committee on Public Employees, Retirement and Social Security

June 15, 1998

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

Senate Bill No. 1501

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

HONDA, Chairman

SENATE BILL NO. 1501—An act relating to state employees, 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: June 8, 1998

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

Senate Bill No. 1838

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

MARTINEZ, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Committee on Governmental Organization

Date of Hearing: June 15, 1998

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 1884

With the recommendation: Do pass.

BROWN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 15, 1998

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 1138

Senate Bill No. 1158

Senate Bill No. 1469

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

BROWN, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Committee on Judiciary

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 1707

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

ESCUTIA, Chairwoman

Above bill ordered to second reading.

Committee on Human Services

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Human Services reports:

Senate Bill No. 1809

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

ARONER, Chairwoman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1632

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.

PERATA, Chairman

Above bill ordered to second reading.

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1422

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

PERATA, Chairman

Above bill ordered to second reading.

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1728

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

PERATA, Chairman

Above bill ordered to second reading.

Committee on Environmental Safety and Toxic Materials

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 658

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

WAYNE, Chairman

Above bill ordered to second reading.

Committee on Utilities and Commerce

Date of Hearing: June 8, 1998

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

Senate Bill No. 606

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.

MARTINEZ, Chairwoman

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 213

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

ESCUTIA, Chairwoman

Above bill ordered to second reading.

Committee on Health

Date of Hearing: June 9, 1998

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 1331
Senate Bill No. 1790

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

GALLEGOS, Chairman

Above bills ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, June 15, 1998

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

Senate Bill No. 1564
Senate Bill No. 1567
Senate Bill No. 1568
Senate Bill No. 1569
Senate Bill No. 1573Senate Bill No. 1575
Senate Bill No. 1579
Senate Bill No. 1586
Senate Bill No. 1601
Senate Bill No. 1603GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary**FIRST READING OF SENATE BILLS**

The following bills were read the first time:

SENATE BILL NO. 1564—An act relating to education finance, and declaring the urgency thereof, to take effect immediately.**SENATE BILL NO. 1567**—An act relating to human services, and declaring the urgency thereof, to take effect immediately.**SENATE BILL NO. 1568**—An act relating to health, and declaring the urgency thereof, to take effect immediately.**SENATE BILL NO. 1569**—An act relating to human services, and declaring the urgency thereof, to take effect immediately.**SENATE BILL NO. 1573**—An act relating to health, and declaring the urgency thereof, to take effect immediately.**SENATE BILL NO. 1575**—An act relating to public resources, and declaring the urgency thereof, to take effect immediately.**SENATE BILL NO. 1579**—An act relating to human services, and declaring the urgency thereof, to take effect immediately.**SENATE BILL NO. 1586**—An act relating to state government administration, and declaring the urgency thereof, to take effect immediately.**SENATE BILL NO. 1601**—An act relating to taxation, and declaring the urgency thereof, to take effect immediately.**SENATE BILL NO. 1603**—An act relating to the state budget, and declaring the urgency thereof, to take effect immediately.**SPECIAL COMMITTEE MEETINGS**

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

Joint Legislative Audit Committee, on July 8, 1998, at 8:30 a.m., in Room 126; on July 15, 1998, at 10 a.m., in Room 126, and on July 29, 1998, at 10 a.m., in Room 126. NOTE: The hearing scheduled on June 24, 1998 has been cancelled.

INTRODUCTION OF GUESTS

Assembly Member Hertzberg, of the 40th Assembly District, introduced Hon. Napoleon Saltos, Congressman Nuevo Pais Party, Pichincha Province, National Congress of Ecuador, Quito, Ecuador.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Washington, the Assembly adjourned until 7 a.m., Tuesday, June 16, 1998, out of respect to the memory of James Altieri on motion of Assembly Member Lempert; out of respect to the memory of Barney Breslauer and Karla and Angel Ramirez, on motion of Assembly Member Frusetta; out of respect to the memory of John Petrakos, on motion of Assembly Member Papan; out of respect to the memory of Jim Nitchals, on motion of Assembly Member Miller; out of respect to the memory of Marianne Bond Webster, on motion of Speaker pro Tempore Kuehl; out of respect to the memory of Dr. Leo Buscaglia, on motion of Assembly Member Mazzoni; out of respect to the memory of Julius L. Jacobs, on motion of Assembly Member Aroner; out of respect to the memory of Marci Patterson, on motion of Assembly Member Cunneen; and out of respect to the memory of Andy T. Kurokawa, on motion of Speaker Villaraigosa.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JUNE 15, 1998**

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

ACA	RN	SB	RN
6	9813098	1559	9813196
45	9813167	1638	9813151
		1649	9812825
		1675	9813223
HR	RN	1694	9813087
58	9813285	1696	9813008
		1738	9813257
SB	RN	1860	9813168
180	9812952	1866	9812655
478	9813231	1876	9812689
529	9813230	1886	9813116
645	9812945	1924	9812597
694	9813088	1940	9813235
1033	9813070	2003	9813050
1203	9813016	2064	9813096
1410	9813059	2139	9812741
1412	9813000	2155	9813226
1433	9813201		
1434	9812751	SCA	RN
1501	9813251	13	9811726
1507	9812921		
1517	9811408		
		Daily Total:	35
		Cumulative Total:	5777