

CALIFORNIA LEGISLATURE
1999-2000 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, June 23, 1999

EIGHTY-FOURTH SESSION DAY

ONE HUNDRED NINETY-NINTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, June 23, 1999

The Assembly met at 7 a.m.

Hon. Tom McClintock, Assembly Member, 38th 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—78:

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

Quorum present.

At 11:40 a.m., Hon. Mike Briggs, 29th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

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

On legislative business: Assembly Member Davis.

On personal business, and waiving per diem: Assembly Member Zettel.

EXPLANATIONS OF ABSENCE

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

June 15, 1999

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

Dear Mr. Speaker: The purpose of this letter is to request absence from Session on Wednesday, June 23, 1999. I will be in San Diego on Legislative Business.

Thank you for your attention to this request. If there are any questions please call me.

Sincerely,

SUSAN A. DAVIS, Assembly Member
Seventy-sixth District

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

June 23, 1999

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

Dear Dotson: Please be advised that I have increased the size of the Governmental Organization Committee to 18 Assemblymembers and have appointed Assemblymember Dick Floyd to fill the vacancy.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

SPECIAL COMMITTEE MEETINGS

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

Committee on Water, Parks and Wildlife on June 29, 1999, and July 13, 1999;

Committee on Labor and Employment, on June 24, 1999, upon adjournment of Assembly Floor Session, in the Tom Bane Rules Committee Room.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 23, 1999

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

Assembly Concurrent Resolution No. 5

And reports the same correctly enrolled, and presented to the Secretary of State on the 23rd day of June, 1999, at 10:30 a.m.

E. DOTSON WILSON, Chief Clerk

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, June 23, 1999

Mr. Speaker: I request permission to suspend Joint Rule 61(a)(7) as it relates to Assembly Bill No. 722.

SARAH REYES

Above request ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS
Committee on Natural Resources

June 23, 1999

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

Senate Bill No. 115

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

WAYNE, Chairman

SENATE BILL NO. 115—An act to amend Section 21087 of, to add Section 21001.2 to, and to add Division 13.1 (commencing with Section 21180) to, the Public Resources Code, relating to environmental quality.

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 Water, Parks and Wildlife

June 23, 1999

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 631

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

MACHADO, Chairman

SENATE BILL NO. 631—An act to amend Section 10631 of the Water Code, relating to water.

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 23, 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 Public Safety

June 23, 1999

Mr. Speaker: The Chair of your Committee on Public Safety reports:
Senate Bill No. 355

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

HONDA, Chairman

SENATE BILL NO. 355—An act to amend Section 6240 of the Family Code, to amend Sections 646.91, 12028.5, 13519, and 13700 of the Penal Code, relating to peace officers.

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 Banking and Finance

June 23, 1999

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:
Senate Bill No. 317

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

PAPAN, Chairman

SENATE BILL NO. 317—An act to add and repeal Section 205 of the Financial Code, relating to banking.

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 Water, Parks and Wildlife

June 23, 1999

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:
Senate Bill No. 227

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

MACHADO, Chairman

SENATE BILL NO. 227—An act to add Chapter 5.4 (commencing with Section 13369) to Division 7 of the Water Code, relating to water.

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 23, 1999

Mr. Speaker: The Chair of your Committee on Higher Education reports:
Senate Bill No. 825

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

LEMPERT, Chairman

SENATE BILL NO. 825—An act to amend Section 92650 of the Education Code, relating to health manpower.

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 23, 1999

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

Senate Bill No. 1203

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

LEMPERT, Chairman

SENATE BILL NO. 1203—An act to amend Section 81836 of, and to add Sections 17071.45 and 17071.47 to, the Education Code, relating to school 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.

AUTHOR'S AMENDMENTS
Committee on Labor and Employment

June 23, 1999

Mr. Speaker: The Chair of your Committee on Labor and Employment reports:

Senate Bill No. 508

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

STEINBERG, Chairman

SENATE BILL NO. 508—An act to add Section 6332 to the Labor Code, relating to employment.

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 23, 1999

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

Senate Bill No. 689

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

LONGVILLE, Chairman

SENATE BILL NO. 689—An act to amend Section 1091 of the Government Code, relating to conflicts of interest.

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 Water, Parks and Wildlife

June 23, 1999

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 1108

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

MACHADO, Chairman

SENATE BILL NO. 1108—An act relating to the Chabot Observatory and Science Center, 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 Banking and Finance

June 23, 1999

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:

Senate Bill No. 459

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

PAPAN, Chairman

SENATE BILL NO. 459—An act to add Section 31108 to the Corporations Code, relating to franchises.

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 23, 1999

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

Senate Bill No. 114

Senate Bill No. 1270

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

GALLEGOS, Chairman

SENATE BILL NO. 114—An act to add Section 1358.22 to the Health and Safety Code, and to add Section 10194.9 to the Insurance Code, relating to health coverage.

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

SENATE BILL NO. 1270—An act to amend Section 14051 of, to add Section 16121.2 to, and to add Chapter 2.6 (commencing with Section 16170) to Part 4 of Division 9 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 Agriculture

June 23, 1999

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

Senate Bill No. 490

Senate Bill No. 971

Senate Bill No. 985

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

CARDOZA, Chairman

SENATE BILL NO. 490—An act to add Section 4857 to the Business and Professions Code, and to amend Section 121690 of the Health and Safety 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.

SENATE BILL NO. 971—An act to amend Section 35923 of the Food and Agricultural Code, relating to milk.

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. 985—An act to amend Sections 51201, 51230, 51234, 51238.3, 51256, 51291, 51292, and 66474.4 of the Government Code, relating to the Williamson Act.

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 23, 1999

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

Senate Bill No. 163

Senate Bill No. 471

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

KUEHL, Chairwoman

SENATE BILL NO. 163—An act to add and repeal Chapter 4 (commencing with Section 2950) of Part 5 of Division 4 of the Probate Code, and to amend Section 15610.30 of the Welfare and Institutions Code, relating to adult abuse, 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. 471—An act to add Section 3110.5 to the Civil Code, relating to works of improvement.

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 Human Services**

Date of Hearing: June 22, 1999

Mr. Speaker: Your Committee on Human Services reports:

Senate Bill No. 259

Senate Bill No. 1089

Senate Bill No. 869

Senate Bill No. 1246

Senate Bill No. 938

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

ARONER, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Committee on Environmental Safety and Toxic Materials

Date of Hearing: June 22, 1999

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports: Senate Bill No. 407

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 bill be placed on the Consent Calendar.

JACKSON, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 22, 1999

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports: House Resolution No. 27

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.

JACKSON, Chairwoman

Above resolution ordered to second reading.

Date of Hearing: June 22, 1999

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports: Senate Bill No. 274
Senate Bill No. 1119

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

JACKSON, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 22, 1999

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports: Senate Bill No. 120
Senate Bill No. 1107

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

JACKSON, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Committee on Housing and Community Development

Date of Hearing: June 23, 1999

Mr. Speaker: Your Committee on Housing and Community Development reports: Senate Joint Resolution No. 12

With the recommendation: Be adopted.

LOWENTHAL, Chairman

Above resolution ordered on file.

Committee on Water, Parks and Wildlife

Date of Hearing: June 22, 1999

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports: Senate Bill No. 60

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

MACHADO, Chairman

Above bill re-referred to the Committee on Local Government.

Date of Hearing: June 22, 1999

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

Senate Bill No. 626

With the recommendation: Do pass.

MACHADO, Chairman

Above bill ordered to second reading.

Date of Hearing: June 22, 1999

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

Senate Bill No. 632

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

MACHADO, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 22, 1999

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

Senate Bill No. 1048

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

MACHADO, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Appropriations

Date of Hearing: June 23, 1999

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 44

Senate Bill No. 308

Senate Bill No. 97

Senate Bill No. 886

Senate Bill No. 186

Senate Bill No. 1230

Senate Bill No. 290

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: June 23, 1999

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 11

Senate Bill No. 803

Senate Bill No. 27

Senate Bill No. 855

Senate Bill No. 84

Senate Bill No. 923

Senate Bill No. 309

Senate Bill No. 1009

Senate Bill No. 359

Senate Bill No. 1250

Senate Bill No. 557

Senate Bill No. 1275

Senate Bill No. 594

Senate Bill No. 1286

Senate Bill No. 770

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.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: June 23, 1999

Mr. Speaker: Your Committee on Appropriations reports:

Senate Concurrent Resolution No. 11

Senate Concurrent 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 resolutions be placed on the Consent Calendar.

MIGDEN, Chairwoman

Above resolutions ordered to Consent Calendar.

Date of Hearing: June 23, 1999

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1500

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 23, 1999

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Concurrent Resolution No. 53

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.

MIGDEN, Chairwoman

Above resolution ordered to Consent Calendar.

Date of Hearing: June 23, 1999

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Concurrent Resolution No. 57

With the recommendation: Be adopted.

MIGDEN, Chairwoman

Above resolution ordered on file.

Committee on Health

Date of Hearing: June 22, 1999

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 623

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

GALLEGOS, Chairman

Above bill re-referred to the Committee on Local Government.

Date of Hearing: June 22, 1999

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 180

Senate Bill No. 405

Senate Bill No. 1111

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

GALLEGOS, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 22, 1999

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 741

Senate Bill No. 819

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

GALLEGOS, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Transportation

Date of Hearing: June 21, 1999

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 826

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

TORLAKSON, Chairman

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: June 22, 1999

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 99

Senate Bill No. 187

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

KUEHL, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 22, 1999

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 926

With the recommendation: Do pass, and be re-referred to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

KUEHL, Chairwoman

Above bill re-referred to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

Date of Hearing: June 22, 1999

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 357

Senate Bill No. 674

With the recommendation: Do pass.

KUEHL, Chairwoman

Above bills ordered to second reading.

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

ASSEMBLY BILL NO. 1110—An act relating to the payment of claims against the State of California, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 408—An act to amend Section 12208 of the Government Code, relating to the Secretary of State.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 8:30 a.m., Thursday, June 24, 1999.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JUNE 23, 1999**

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

SB	RN	
114	9916396	
115	9916380	
163	9916430	
227	9915522	
317	9916419	
355	9914062	
408	9915872	
459	9916441	
471	9916123	
490	9916379	
508	9916023	
631	9916256	
	9915982	
689	9916495	
774	9916111	
825	9915561	
971	9916277	
985	9916241	
1108	9915896	
1203	9916299	
1270	9916347	
Daily Total:		20
Cumulative Total:		2416

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