

CALIFORNIA LEGISLATURE

1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, January 22, 1998

ONE HUNDRED FIFTIETH SESSION DAY

FOUR HUNDRED SEVENTEENTH 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
Thursday, January 22, 1998

The Assembly met at 9:48 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 Woods moved a quorum call of the Assembly.

Motion carried. Time, 9:49 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 9:53 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—77:

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

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Assembly Member Sally Havice, of the 56th Assembly District:

Lord, God, Live continually, inseparably, within us, that we may also find ourselves, always a part of You, and You a part of us. We know that You will always stay, and not leave us alone, and that the enemy will find You living within our souls, and flee far from us in defeat. Lord, keep us forever upright, so that possessing You, we may go from delight to delight, and inexpressibly with the love and blessing that only You can give.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Cunneen 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 Leach.

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 Murray and Prenter.

Because of illness: Assembly Member Margett.

EXPLANATIONS OF ABSENCE

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

January 21, 1998

*The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I respectfully request to be excused from Legislative Session on Thursday, January 22, 1998, so that I may attend to legislative business in my district.

Thank you for your consideration in this matter.

Sincerely,

KEVIN MURRAY, Assembly Member
Forty-seventh District

January 22, 1998

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: I am requesting approval to be excused early from Assembly Floor Session on Thursday, January 22nd, as I have urgent legislative business in my district.

Please contact Stacey Neese in my capitol office at 445-7558 if you have any questions.

Sincerely,

ROBERT PRENTER, Assembly Member
 Thirtieth District

COMMUNICATIONS

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

January 21, 1998

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

Dear Dotson: Please be advised that, pursuant to Health and Safety Code Section 104182, I have nominated Kristie Bobolis, Karla Kerlikowske and Ken Cory to the Cancer Research Council. They are nominated, respectfully, to fill these positions: health organization, scientist or clinician, and cancer survivor.

Thank you for your assistance in this matter.

Sincerely,

CRUZ M. BUSTAMANTE
 Speaker of the Assembly

January 21, 1998

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

Dear Mr. Wilson: Please be advised that pursuant to Health and Safety Code Section 1799 (Ch. 1260, 1980) (Amended AB 2840, Ch. 1726, 1984 [Felando]; SB 1124, Ch. 1391, 1984 [Watson]; AB 99, Ch. 42, 1985, [Johnston]; AB 1017, Ch. 1102, 1987 [Bronzan]; SB 217, Ch. 220, 1989 [Royce]), I have re-appointed Dr. Ramon W. Johnson to serve on the Commission on Emergency Medical Services.

The effective date of the appointment is January 21, 1998, and this is a term appointment ending January 1, 2000.

Sincerely,

CRUZ M. BUSTAMANTE
 Speaker of the Assembly

January 21, 1998

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

Dear Mr. Wilson: Please be advised that pursuant to Government Code Sec. 15394 (Amended, Ch. 835 of 1995, SB 1003 [Killea]), I have named Mr. Alan R. Viterbi to serve on the California Export Finance Board.

The effective date of the appointment is January 21, 1998, and this is a term appointment ending December 31, 1999. Mr. Viterbi will be replacing Mr. Greg Buchbinder.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

January 21, 1998

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

Dear Dotson: Please be advised that, pursuant to Welfare and Institutions Code Section 18996, I have appointed Sandy Beals and Cynthia Chason to the Emergency Food Assistance Program Advisory Board. The effective date of the appointments is January 21, 1998.

Thank you for your assistance in this matter.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

January 21, 1998

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

Dear Mr. Wilson: Please be advised that pursuant to Labor Code 139 (amended by: Ch. 892 of 1989, AB 276—Margolin); (amended by Ch. 227 of 1993, SB 1005—Lockyer), I have appointed Ms. Patricia L. Sinnott to serve on the California Industrial Medical Council.

The effective date of the appointment is January 21, 1998, and this is a term appointment ending December 31, 2001.

Ms. Sinnott will be replacing Ms. Rebecca W. Cohn.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

January 21, 1998

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

Dear Mr. Wilson: Please be advised that pursuant to Business and Professions Code Section 3710 et seq (Ch. 1344 of 1982), I have named Mr. J. Michael Thompson to serve on the Respiratory Care Examining Committee.

The effective date of the appointment is January 21, 1998, and this is a term appointment ending June 1, 2000.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

January 22, 1998

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

Dear Mr. Wilson: Please be advised that pursuant to Fish and Game Code Sec. 1320–24, I have named Assembly Member Virginia Strom-Martin to serve on the Wildlife Conservation Board. The effective date of the appointment is January 22, 1998, and this is a pleasure appointment.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

January 22, 1998

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

Dear Mr. Wilson: Please be advised that pursuant to Public Resources Code 40706 (Chapter 1106 of 1991, SB 487 [Bergeson] amended Ch. 625 of 1994, SB 1894, [Leslie]), I have named Mr. M. Michael Mohajer as the county employee appointee to serve on the Integrated Waste Management and Recycling Board Local Government Technical Advisory Committee.

The effective date of the appointment is January 20, 1998, and this is a term appointment ending January 1, 1999.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 22, 1998

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 565

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, January 22, 1998

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

- Assembly Bill No. 105
- Assembly Bill No. 209
- Assembly Bill No. 294
- Assembly Bill No. 302
- Assembly Bill No. 344
- Assembly Bill No. 423
- Assembly Bill No. 599
- Assembly Bill No. 646

- Assembly Bill No. 785
- Assembly Bill No. 880
- Assembly Bill No. 903
- Assembly Bill No. 972
- Assembly Bill No. 1201
- Assembly Bill No. 1352
- Assembly Bill No. 1469
- Assembly Bill No. 1616

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, January 21, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(2) as it relates to Assembly Bills Nos. 26, 190, 457, 987, and 1107.

CAROLE MIGDEN

Above request ordered transmitted to the Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Rules

January 22, 1998

Mr. Speaker: Your Committee on Rules recommends that the requests to suspend Joint Rule 61(b)(2), as it relates to the following bills be granted:

- Assembly Bills Nos. 16, 20, 26, 66, 105, 119, 183, 190, 194, 204, 209, 215, 218, 222, 228, 238, 277, 294, 297, 302, 305, 312, 322, 344, 357, 385, 391, 401, 423, 427, 448, 457, 484, 496, 511, 538, 548, 598, 599, 646, 668, 677, 718, 785, 790, 795, 796, 803, 809, 821, 828, 867, 880, 884, 903, 910, 913, 930, 945, 960, 964, 972, 981, 987, 1030, 1062, 1063, 1069, 1081, 1102, 1107, 1135, 1136, 1166, 1187, 1201, 1225, 1229, 1236, 1241, 1276, 1287, 1290, 1305, 1314, 1328, 1352, 1384, 1386, 1397, 1437, 1440, 1469, 1477, 1488, 1494, 1498, 1534, 1552, 1567, 1608, 1613, and 1616.

DON PERATA, Chairman

January 22, 1998

Mr. Speaker: Your Committee on Rules recommends that the request to suspend Joint Rule 61(b)(2), as it relates to the following bill be granted:

Assembly Bill No. 247

DON PERATA, Chairman

REFERENCE OF BILLS TO COMMITTEE

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

<i>Assembly Bill No.</i>	<i>Committee</i>
1618 -----	Rev. & Tax.
1619 -----	Health and Ins.
1620 -----	Ed.

1621	-----	Health and Ins.
1622	-----	Pub. S.
1623	-----	Rev. & Tax.
1624	-----	Trans.
1625	-----	W.,P. & W. and Pub. S.
1626	-----	Ed.
1627	-----	Rev. & Tax. and TV.A. & I.T.
1628	-----	Pub. S.
1629	-----	C.P., G.E. & E.D. and Jud.
1632	-----	Hum. S.
1633	-----	Rev. & Tax.
1634	-----	Trans.
1635	-----	Pub. S.
1636	-----	Health
1637	-----	C.P.,G.E. & E.D.
1638	-----	B. & F. and C.P.,G.E. & E.D.
1639	-----	Ed.
1640	-----	P.E.,R. & S.S.
1642	-----	Trans.
1643	-----	Jud. and L. & E.
1644	-----	Health
1645	-----	Jud.
1646	-----	Pub. S.
1647	-----	Higher Ed.
1648	-----	Ed.
1649	-----	Ed.
1650	-----	Trans. and C.P.,G.E. & E.D.
1651	-----	Jud.
1652	-----	Ed.
1653	-----	Ed.
1654	-----	Hum. S.
1655	-----	Pub. S.
1657	-----	Trans.
1658	-----	B. & F.
1659	-----	Pub. S. and L. Gov.
1660	-----	Ins.
1661	-----	Jud.
1662	-----	Rev. & Tax.
1663	-----	Trans.
1664	-----	U. & C.
1665	-----	Ed.
1669	-----	Jud.

SPECIAL RECOGNITION

The Members of the Assembly joined in extending best wishes to Assembly Members Baca, Villaraigosa, and Washington on the occasion of their birthdays.

ADJOURN IN MEMORY**Moment of Silence**

Assembly Member McClintock and Speaker Bustamante were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of former Member of the Assembly Charles J. Conrad who represented the 57th Assembly District, and that the Assembly observe a moment of silence in his honor.

Assembly Member McClintock was granted unanimous consent that the following statement be printed in the Journal:

In Memoriam Charles J. Conrad

A few months ago, I got a call from Charlie Conrad. Charlie had served in the Assembly from 1946 to 1972—26 years, including two terms as Speaker pro Tem, and two years as Republican Floor Leader.

He told me that he didn't expect to be around much longer, and asked me, when the time came, if I would announce his passing on the Assembly floor. He said, "I know none of those guys would know me from Adam, but I was very proud to have been a member of the Assembly for all those years. Would you just tell them that?"

And so, Mr. Speaker, I must inform the house that Charlie Conrad died last Thursday at the age of 88. He came to California in 1935, defended our country in the Pacific during World War II, served the people of California in this chamber for more than a quarter century, and also for several years on the Fair Political Practices Commission. He was a delegate to the conventions that nominated Thomas Dewey, Dwight Eisenhower and Richard Nixon for the Presidency of the United States.

He had no children. But he was a child of this house. He served it with honor, and with dedication, and as he wanted me to say to all of you, he served it with immense pride. He had two loves, Grace Odell, his wife of 40 years, and the people of California.

Mr. Speaker, I would ask them when this house adjourns today, it do so in memory of Assemblyman Charles J. Conrad, and I ask unanimous consent that these remarks be printed in the Assembly Journal.

ADJOURN IN MEMORY

Assembly Members Campbell and Morrow were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Etta Hunsaker, of San Juan Capistrano.

Assembly Members Leach and Ortiz were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Vera Abate, of Danville.

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 William Hicks, of Berkeley; and Ted Wooten, of Richmond.

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 Arie Van Leeuwen, dairyman and longtime resident of Chino. He is survived by his wife, Marge.

Assembly Member Alby was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Stewart Linn Nebeker, of Orangevale.

Assembly Member Bowen was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Pierre Basbous, of Westchester, City of Los Angeles.

Assembly Member Bowler was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of California Highway Patrol Officer Harold Eugene Herin.

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 Judge Ed Brady, of Hollister.

Assembly Member Kuykendall was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Wallace E. Morgan, M.D., of Lakewood.

Assembly Member Napolitano was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Michael Hudson Hull, of Whittier; Margaret Fulmer, of Whittier; and Charles "Art" Remley Sr., of Whittier.

Assembly Member Shelley was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of John Melody, of San Francisco.

Assembly Member Thomson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Aurello Marquez, of Woodland; David Earl Shellhammer, of Sacramento; Stephen Lowe Kendrick, of Davis; and Kenneth Keithly, of Esparto.

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

Pursuant to Assembly Rule 78, Assembly Member Shelley announced his intention to request that Assembly Bill No. 1532 be removed from the inactive file.

ADJOURN IN MEMORY

Assembly Member Ducheny was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Nick Baca, of National City.

**CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS**

SENATE BILL NO. 867 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Aroner was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 867 was refused passage; and that the bill be placed upon the inactive file.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Escutia was granted unanimous consent that Assembly Bill No. 565, be withdrawn from the Committee on Judiciary and placed on the second reading file.

GOVERNOR'S VETO STRICKEN FROM FILE

Assembly Member Honda was granted unanimous consent that the Governor's vetoes of Assembly Bills Nos. 1597 and 1599 be stricken from file.

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

Pursuant to Assembly Rule 78, Assembly Member Kuehl announced her intention to request that Assembly Bills Nos. 714 and 499 be removed from the inactive file.

GOVERNOR'S VETO STRICKEN FROM FILE

Assembly Member Havice was granted unanimous consent that the Governor's veto of Assembly Bills Nos. 792 and 1353 be stricken from file.

BILLS STRICKEN FROM FILE

~~Assembly Member Havice was granted unanimous consent that Assembly Bill No. 1384 be stricken from file.~~

(NOTE: Later this day, the action was rescinded whereby Assembly Bill No. 1384 was stricken from the file. See page 5168.)

GOVERNOR'S VETO STRICKEN FROM FILE

Assembly Member Sweeney was granted unanimous consent that the Governor's veto of Assembly Bill No. 781 be stricken from file.

Assembly Member Bowen was granted unanimous consent that the Governor's veto of Assembly Bill No. 1293 be stricken from file.

Assembly Member Lempert was granted unanimous consent that the Governor's vetoes of Assembly Bills Nos. 1022, 241, 246, 267, and 1188 be stricken from file.

ADJOURN IN MEMORY

Assembly Member Alquist was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dorothy Helen Enos Burton, of Santa Clara.

**ASSEMBLY BILL NO. 12 REMOVED FROM INACTIVE FILE
AND RETURNED TO SENATE**

Assembly Member Figueroa was granted unanimous consent that Assembly Bill No. 12 be withdrawn from the inactive file, and returned to the Senate for further action.

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 Beverly Ehreth, of Novato.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Migden was granted unanimous consent that Assembly Bills Nos. 390, 609, 812, and 1449, be withdrawn from the Committee on Appropriations and placed on the second reading file.

REQUEST FOR UNANIMOUS CONSENT

Speaker pro Tempore Kuehl was granted unanimous consent that all Assembly bills reported from all committees on Monday, January 26th and Tuesday, January 27th, with a "Do pass as amended" or "Do pass as amended to Consent Calendar" recommendation, be taken up without reference to file for purpose of second reading and adoption of committee amendments, and that the bills be ordered returned to the second reading file.

RECESS FOR SPECIAL GUESTS

By unanimous consent, at 10:11 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Napolitano introduced the Honorable Atilla Verestoy, Senator, Romanian Senate, who is visiting the United States under the auspices of the International Visitor's Program of the U.S. Information Agency.

Assembly Member Napolitano presented a resolution to Senator Atilla Verestoy, whereupon he addressed the assemblage.

REASSEMBLED

At 10:12 a.m., the Assembly reconvened.

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

ACTION RESCINDED ON ASSEMBLY BILL NO. 1384

Assembly Member Havice was granted unanimous consent to rescind the action whereby earlier this day (Assembly Journal, page 5167), Assembly Bill No. 1384 was stricken from the file.

GOVERNOR'S VETO STRICKEN FROM FILE

Assembly Member Cardenas was granted unanimous consent that the Governor's vetoes of Assembly Bills Nos. 650 and 618 be stricken from file.

Assembly Member Wayne was granted unanimous consent that the Governor's veto of Assembly Bill No. 1157 be stricken from file.

Assembly Member Floyd was granted unanimous consent that the Governor's veto of Assembly Bill No. 673 be stricken from file.

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

Pursuant to Assembly Rule 78, Assembly Member Figueroa announced her intention to request that Assembly Bill No. 332 be removed from the inactive file.

Pursuant to Assembly Rule 78, Assembly Member Gallegos announced his intention to request that Senate Bill No. 317 be removed from the inactive file.

Assembly Member Davis was granted unanimous consent that when the Assembly adjourns on this day it do so in honor of the birth of Vance Byrd Noel V, of San Diego.

ANNOUNCEMENTS

Assembly Member Davis announced the 21st Anniversary of *Roe v. Wade*.

COMMUNICATIONS

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

Leave of Absence—Balance of the Day

December 12, 1997

*Hon. Cruz Bustamante, Speaker
California State Legislature
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: This letter is to respectfully request a pass to leave session early on January 22, 1998, for legislative business. If you have any questions, please contact Karrie Watson at 445-0854. Thank you for your prompt attention.

Very truly yours,

ROD PACHECO, Assembly Member
Sixty-fourth District

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

Pursuant to Assembly Rule 78, Assembly Member Wright announced his intention to request that Assembly Bill No. 835 be removed from the inactive file.

ADJOURN IN MEMORY

Assembly Member Wright was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of The Honorable Maxine Thomas, retired former Presiding Judge of the Los Angeles Municipal Court; and Kellem Simmons, of Los Angeles.

ANNOUNCEMENTS

Assembly Member Thompson announced a “Pro Life Rally” on the Capitol steps, at 12 noon today.

ADJOURN IN MEMORY

Assembly Member Torlakson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Taylor Davis, of Pittsburg.

GOVERNOR’S VETO STRICKEN FROM FILE

Assembly Member Ashburn was granted unanimous consent that the Governor’s veto of Assembly Bill No. 980 be stricken from file.

ADJOURN IN MEMORY

Assembly Members Cedillo and Villaraigosa were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jesus “Jess” Serrano, of Los Angeles.

RESOLUTIONS

The following resolutions were offered:

Resolutions to Suspend Joint Rules

By Assembly Member Hertzberg:

Resolved, That Joint Rule 61(b)(2) be suspended to permit the Committee on Public Safety to meet, consider, and report Assembly Bill No. 247 for further action.

Resolution Passed and Retained

By unanimous consent further consideration of the above resolution was passed and retained.

By Assembly Member Migden:

Resolved, That Joint Rule 61(b)(2) be suspended to permit the Committee on Appropriations to meet, consider, and report Assembly Bills Nos. 16, 20, 26, 66, 105, 119, 183, 190, 194, 204, 209, 215, 218, 222, 228, 238, 277, 294, 297, 302, 305, 312, 322, 344, 357, 385, 391, 401, 423, 427, 448, 457, 484, 496, 511, 538, 548, 598, 599, 646, 668, 677, 718, 785, 790, 795, 796, 803, 809, 821, 828, 867, 880, 884, 903, 910, 813, 930, 945, 960, 964, 972, 981, 987, 1030, 1062, 1063, 1069, 1081, 1102, 1107, 1135, 1136, 1166, 1187, 1201, 1225, 1229, 1236, 1241, 1276, 1287, 1290, 1305, 1314, 1328, 1352, 1384, 1386, 1397, 1437, 1440, 1469, 1477, 1488, 1494, 1498, 1534, 1552, 1567, 1608, 1613, and 1616 for further action.

Resolution read, and adopted by the following vote:

AYES—73

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

NOES—None

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

ASSEMBLY BILL NO. 726—An act to amend Sections 318.5 and 318.6 of the Penal Code, relating to adult entertainment.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1392—An act to amend Section 606 of the Welfare and Institutions Code, relating to juveniles.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 126—An act to amend Sections 1346 and 1347.5 of the Penal Code, relating to criminal procedure.

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

ASSEMBLY BILL NO. 506—An act to amend Section 2080 of the Penal Code, relating to prisoners.

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

ASSEMBLY BILL NO. 1515—An act relating to health care service plans.

Bill read second time and ordered to third reading.

ASSEMBLY BILL NO. 771—An act to amend Section 116.220 of, and to add Section 116.350 to, the Code of Civil Procedure, relating to small claims court.

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

ASSEMBLY BILL NO. 1384—An act to amend Sections 11571 and 11573.5 of, and to add and repeal Section 11571.1 of, the Health and Safety Code, relating to controlled substances.

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

(NOTE: Later this day Assembly Bill No. 1384 was re-referred to the Committee on Appropriations.)

RE-REFERENCE OF BILLS PURSUANT TO THE RULES

On advice of the Legislative Counsel, and pursuant to the provisions of Joint Rule 10.5, the following bill was ordered re-referred to the Committee on Appropriations.

Assembly Bill No. 1384.

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

ASSEMBLY BILL NO. 1120 (Knox)—An act to amend Section 2071 of, and to add Section 2071.5 to, the Insurance Code, relating to insurance.

Bill read third time.

Motion to Amend

Assembly Member Knox moved the adoption of amendments.

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

ASSEMBLY BILL NO. 1115 (Knox)—An act to amend Section 186.22 of the Penal Code, relating to crimes.

Bill read third time, and passed by the following vote:

AYES—74

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1617 (Baca)—An act to add Section 43.2 to the Civil Code, and to add Chapter 4.5 (commencing with Section 6400) to Division 7 of Title 1 of the Government Code, relating to religious freedom.

Bill read third time, and passed by the following vote:

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1525 (Ashburn)—An act to amend Section 58889 of the Food and Agricultural Code, relating to agriculture.

Bill read third time.

Assembly Bill No. 1525 Passed and Retained

By unanimous consent Assembly Bill No. 1525 was passed on file, to retain its place on file.

ASSEMBLY BILL NO. 1427 (Pringle)—An act to amend Section 22435.7 of, and to add Section 22435.8 to, the Business and Professions Code, relating to shopping carts.

Bill read third time, and passed by the following vote:

AYES—72

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

NOES—1

McClintock

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1427: Assembly Member Migden, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1514 (Goldsmith)—An act to amend Section 13863 of the Health and Safety Code, relating to public safety services, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

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

NOES—2

Thompson

Woods

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—73

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

NOES—2

Thompson Woods

Vote Changes

By unanimous consent, the following vote changes were permitted on the urgency clause to Assembly Bill No. 1514, and on passage of the bill: Assembly Members Thompson and Woods, from "Aye" to "No".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1615 (Papan)—An act to amend Section 33334.19 of the Health and Safety Code, relating to land use.

Bill read third time.

Motion to Amend

Assembly Member Papan moved the adoption of amendments.

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

ASSEMBLY BILL NO. 969 (Cardenas)—An act to amend Sections 6710 and 6732 of, and to add Sections 6706.3 and 6732.3 to, the Business and Professions Code, relating to professional engineers.

Bill read third time, and passed by the following vote:

AYES—75

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 630 (Richter)—An act to amend Sections 1984 and 1988 of the Civil Code, relating to tenancies.

Bill read third time, and passed by the following vote:

AYES—74

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1439 (Granlund)—An act to add Article 7.5 (commencing with Section 680) to Chapter 1 of Division 2 of the Business and Professions Code, and to amend Section 5251 of the Welfare and Institutions Code, relating to health.

Bill read third time, and passed by the following vote:

AYES—66

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

NOES—9

Ackerman	Campbell	McClintock
Baldwin	Kaloogian	Oller
Baugh	Leonard	Thompson

Bill ordered transmitted to the Senate.

CONSIDERATION OF CONSENT CALENDAR

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

Consent Calendar—Assembly Bills

ASSEMBLY BILL NO. 510 (Ashburn)—An act to amend Sections 17052.10, 17053.14, 17053.45, 17053.46, 17053.49, 17053.66, 17268, 17276, 19011, 19551, and 23666 of, and to repeal Chapter 1.5 (commencing with Section 23081) of, Chapter 1.6 (commencing with Section 23091) of, and Chapter 1.7 (commencing with Section 23097) of, Part 11 of Division 2 of, the Revenue and Taxation Code, relating to taxation.

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.)*

ASSEMBLY BILL NO. 707 (Ackerman)—An act to add Section 784 to, and to repeal Section 1464 of, the Civil Code, and to amend Section 336 of the Code of Civil Procedure, relating to real property.

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.)*

ASSEMBLY BILL NO. 333 (Figueroa)—An act to amend Section 1734.5 of the Insurance Code, relating to insurance.

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.)*

ASSEMBLY BILL NO. 1203 (Kuykendall)—An act to amend Section 10234 of the Business and Professions Code, relating to real estate.

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.)

ASSEMBLY BILL NO. 1058 (Cardoza)—An act to amend Section 33452 of the Food and Agricultural Code, relating to agriculture.

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.)

ASSEMBLY BILL NO. 540 (Ducheny)—An act to amend Section 6 of the County Water Authority Act (Chapter 545 of the Statutes of 1943), relating to water.

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.)

ASSEMBLY BILL NO. 759 (McClintock)—An act to amend Sections 11000.1, 11010.2, 11010.4, 11018.3, and 11018.12 of the Business and Professions Code, relating to subdivided lands.

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.)

ASSEMBLY CONCURRENT RESOLUTION NO. 86 (Machado)—Relative to the anniversary of the Boy Scouts of America.

Resolution read, adopted, and ordered transmitted to the Senate.

(For the vote on the above resolution, 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, by the following vote:

AYES—76

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

NOES—None

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

Pursuant to Assembly Rule 78, Assembly Member Kuehl announced her intention to request that Assembly Bill No. 481 be removed from the inactive file.

ADJOURN IN MEMORY

Assembly Member Gallegos was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Esperanza Martinez, of Hacienda Heights.

SESSION SCHEDULE AND OTHER ANNOUNCEMENTS

Speaker pro Tempore Kuehl announced the following session schedule:

Monday, January 26, Floor Session, at 12 noon.

Speaker pro Tempore Kuehl also announced that Members are to be available for Floor Session every day next week.

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)**

MOTION TO RECONSIDER ASSEMBLY BILL NO. 1577 CONTINUED

By unanimous consent, the motion to reconsider the vote on Assembly Bill No. 1577 was continued until the next legislative day.

VOTE ADDS

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

Resolution to Suspend Joint Rules: Ducheny—Aye.

Assembly Bill No. 1115: Ducheny, Escutia, Martinez, and Olberg—Aye.

Assembly Bill No. 1617: Ducheny, Escutia, and Martinez—Aye.

Assembly Bill No. 1427: Baugh—Aye.

Assembly Bill No. 1514 and Urgency: Baugh and Ducheny—Aye.

Assembly Bill No. 969: Baugh, Bordonaro, Ducheny, and Olberg—Aye.

Assembly Bill No. 630: Baugh and Shelley—Aye.

Assembly Bill No. 1439: Ducheny—Aye; Baugh—No.

MOTION TO ADJOURN

At 11:10 a.m., Assembly Member Washington moved that the Assembly do now adjourn.

Assembly Member House seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

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

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 1692—Bowen. An act to add Section 1347.25 to the Penal Code, relating to criminal procedure.

RESOLUTIONS

The following resolution was offered:

HOUSE RESOLUTION NO. 50—Migden. Relative to professional golf.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, January 22, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(2) as it relates to Assembly Bills Nos. 118, 506, and 1412.

CAROLE MIGDEN

Above request ordered transmitted to the Committee on Rules.

**AUTHOR’S AMENDMENTS
Committee on Appropriations**

January 22, 1998

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

- Senate Bill No. 10
- Senate Bill No. 493

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

MIGDEN, Chairwoman

SENATE BILL NO. 10—An act to amend Sections 2550, 2561, 2562, 2563, 2566, and 14054 of, to amend and repeal Section 2551 of, and to add Section 2567 to, the Education Code, relating to school finance, 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.

SENATE BILL NO. 493—An act to add Chapter 3 (commencing with Section 10065) to Part 1 of Division 9 of the Welfare and Institutions Code, relating to human services, 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 Appropriations**

January 22, 1998

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

- Assembly Bill No. 194
- Assembly Bill No. 511
- Assembly Bill No. 945
- Assembly Bill No. 1030
- Assembly Bill No. 1062

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

MIGDEN, Chairwoman

ASSEMBLY BILL NO. 194—An act to add Section 19816.19 to the Government Code, relating to state 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.

ASSEMBLY BILL NO. 511—An act to amend Sections 19604, 23182, and 23186 of, and to add Section 19606 to, the Revenue and Taxation Code, relating to taxation, 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.

ASSEMBLY BILL NO. 945—An act to add Article 4.5 (commencing with Section 12085) to Chapter 1 of Title 2 of Part 4 of the Penal Code, relating to firearms.

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.

ASSEMBLY BILL NO. 1030—An act to add Section 110663 to the Health and Safety Code, relating to agricultural commodities.

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.

ASSEMBLY BILL NO. 1062—An act to amend Sections 6377, 17053.49, and 23649 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

January 22, 1998

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

Assembly Bill No. 66

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

MIGDEN, Chairwoman

ASSEMBLY BILL NO. 66—An act to amend Section 7205 of, and to add Section 7204.4 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

January 22, 1998

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

Assembly Bill No. 218

Assembly Bill No. 809

Assembly Bill No. 228

Assembly Bill No. 867

Assembly Bill No. 668

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

MIGDEN, Chairwoman

ASSEMBLY BILL NO. 218—An act to amend Section 11515 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.

ASSEMBLY BILL NO. 228—An act to amend Sections 42825, 42835, 42850, and 42855 of, and to add Section 42846.5 to, the Public Resources Code, relating to waste tires.

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.

ASSEMBLY BILL NO. 668—An act to add Section 14132.97 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.

ASSEMBLY BILL NO. 809—An act to amend and renumber Section 7120 of, to amend and renumber the heading of Chapter 13 (commencing with Section 7120) of, and to add Chapter 13 (commencing with Section 7120) to, Division 7 of Title 1 of, the Government Code, to amend Sections 17039, 17276.2, 23036, and 24416.2 of, and to add Sections 17052.13, 17052.14, 17053.21, 17231, 17267.7, 23612, 23613, 24356.2, 24384 to, the Revenue and Taxation Code, relating to economic development.

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.

ASSEMBLY BILL NO. 867—An act to amend Section 60605 of, and to add Sections 47605.5 and 47607.5 the Education Code, relating to schools.

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 Appropriations

Date of Hearing: January 21, 1998

Mr. Speaker: Your Committee on Appropriations reports:

- | | |
|-----------------------|------------------------|
| Assembly Bill No. 40 | Assembly Bill No. 871 |
| Assembly Bill No. 68 | Assembly Bill No. 921 |
| Assembly Bill No. 88 | Assembly Bill No. 933 |
| Assembly Bill No. 110 | Assembly Bill No. 983 |
| Assembly Bill No. 164 | Assembly Bill No. 1000 |
| Assembly Bill No. 192 | Assembly Bill No. 1180 |
| Assembly Bill No. 261 | Assembly Bill No. 1322 |
| Assembly Bill No. 285 | Assembly Bill No. 1336 |
| Assembly Bill No. 417 | Assembly Bill No. 1389 |
| Assembly Bill No. 569 | Assembly Bill No. 1424 |
| Assembly Bill No. 697 | Assembly Bill No. 1450 |
| Assembly Bill No. 744 | Assembly Bill No. 1528 |

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: January 21, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 162

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.

MIGDEN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: January 21, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 346
 Assembly Bill No. 632
 Assembly Bill No. 681
 Assembly Bill No. 1068
 Assembly Bill No. 1091

Assembly Bill No. 1307
 Assembly Bill No. 1329
 Assembly Bill No. 1454
 Assembly Bill No. 1497

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: January 21, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 425
 Assembly Bill No. 894
 Assembly Bill No. 895

Assembly Bill No. 901
 Assembly Bill No. 1212

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

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: January 21, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 231
 Assembly Bill No. 521

Assembly Bill No. 743
 Assembly Bill No. 1373

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 bills be placed on the Consent Calendar.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: January 21, 1998

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1311

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

MIGDEN, Chairwoman

Above bill ordered to second reading.

Committee on Health

Date of Hearing: January 20, 1998

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 224

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

GALLEGOS, Chairman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: January 20, 1998

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 26
 Assembly Bill No. 457

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

HERTZBERG, Chairman

Above bills ordered to second reading.

Date of Hearing: January 20, 1998

Mr. Speaker: Your Committee on Public Safety reports:
Assembly Bill No. 987

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

HERTZBERG, Chairman

Above bill ordered to second reading.

Date of Hearing: January 20, 1998

Mr. Speaker: Your Committee on Public Safety reports:
Assembly Bill No. 190

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

HERTZBERG, Chairman

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, January 22, 1998

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

Assembly Concurrent Resolution No. 83

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

Above resolution ordered enrolled.

CONFERENCE COMMITTEE REPORTS RECEIVED

Assembly Chamber, January 21, 1998

Mr. Speaker: The Committee on Conference has met concerning:

Senate Bill No. 1254, as amended in Assembly on September 10, 1997, and agreed to recommend that the amendments of the Assembly be concurred in, and that the bill be further amended.

The undersigned Members consenting to the report:

CHARLES M. CALDERON
RICHARD R. RAINEY

LOUIS J. PAPAN
BILL MORROW
ROBERT M. HERTZBERG

Senate Committee on Conference

Assembly Committee on Conference

The undersigned Member dissenting to the report:

JOHN VASCONCELLOS

Senate Committee on Conference

MESSAGES FROM THE SENATE

January 22, 1998

*Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber*

Dear Dotson: By direction of the Senate I am returning Senate Bill 1255 to the Assembly for further action.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Above bill held at the Desk.

Senate Chamber, January 22, 1998

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

Senate Bill No. 44
Senate Bill No. 91
Senate Bill No. 175
Senate Bill No. 177
Senate Bill No. 237
Senate Bill No. 400
Senate Bill No. 519
Senate Bill No. 664

Senate Bill No. 677
Senate Bill No. 845
Senate Bill No. 1047
Senate Bill No. 1098
Senate Bill No. 1136
Senate Bill No. 1186
Senate Bill No. 1222
Senate Bill No. 1250

GREG 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. 44—An act to amend Section 19568 of the Business and Professions Code, relating to horse racing, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 91—An act relating to education.

SENATE BILL NO. 175—An act to amend Section 33452 of the Food and Agricultural Code, relating to milk.

SENATE BILL NO. 177—An act to amend the heading of Article 3 (commencing with Section 1550) of Chapter 2 of Division 11 of, to add Sections 1552 and 1553 to, to add Article 1 (commencing with Section 1520) to Chapter 2 of Division 11 of, and to repeal Article 1 (commencing with Section 1500) of Chapter 2 of Division 11 of, the Evidence Code, and to amend Section 1417.7 of, and to repeal and add Section 872.5 of, the Penal Code, relating to proof of the content of a writing.

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

SENATE BILL NO. 400—An act relating to taxation.

SENATE BILL NO. 519—An act to amend Section 64 of the Revenue and Taxation Code, relating to property taxation.

SENATE BILL NO. 664—An act to add Section 6010.30 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

SENATE BILL NO. 677—An act to amend Section 6 of the County Water Authority Act (Chapter 545 of the Statutes of 1943), relating to water.

SENATE BILL NO. 845—An act to amend Section 6062 of the Business and Professions Code, relating to the State Bar of California, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1047—An act to amend Section 21087 of the Public Resources Code, relating to environmental protection, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1098—An act to amend Section 12941 of the Government Code, relating to employment.

SENATE BILL NO. 1136—An act to amend Sections 210, 21455.5, 22451, and 40518 of, and to repeal Sections 210, 22451, and 40518 of, the Vehicle Code, relating to vehicles.

SENATE BILL NO. 1186—An act to amend Section 13350 of, to add Sections 13380, 13382, 13384, 13386, 13388, 13390, and 13392 to, to add Division 11.5 (commencing with Section 23500) to, and to repeal Sections 13352.2, 14602, 23137, 23138, 23139, 23141, 23142, 23143, 23144, 23145, 23145.2, 23145.3, 23145.5, 23145.6, 23145.8, 23146, 23147, 23154, 23155, 23156, 23157, 23157.5, 23158.2, 23158.5, 23159, 23159.5, 23160, 23161, 23165, 23166, 23167, 23170, 23171, 23175, 23176, 23180, 23181, 23182, 23185, 23186, 23187, 23190, 23191, 23192, 23194, 23195, 23196, 23197, 23198, 23199, 23200, 23201, 23202, 23203, 23204, 23205, 23206, 23206.1, 23206.5, 23207, 23208, 23209, 23210, 23211, 23212, 23235, 23246, 23248, 23249, 23249.52, 23249.53, 23249.54, 23249.55, 23249.56, 23249.57, and 23249.58 of, the Vehicle Code, relating to vehicles.

SENATE BILL NO. 1222—An act to amend Sections 61411, 62071, 62074.5, 62191, 62722, and 62750 of the Food and Agricultural Code, relating to agriculture.

SENATE BILL NO. 1250—An act to amend Section 10770 of, and to repeal Section 10707 of, the Revenue and Taxation Code, and to repeal Section 677 of the Vehicle Code, relating to vehicles.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Washington the Assembly adjourned until 12 noon, Monday, January 26, 1998, out of respect to the memory of former Assembly Member Charles J. Conrad, on motion of Assembly Member McClintock and Speaker Bustamante; out of respect to the memory of Vera Abate, on motion of Assembly Members Leach and Ortiz; out of respect to the memory of Nick Baca, on motion of Assembly Member Ducheny; out of respect to the memory of William Hicks and Ted Wooten, on motion of Assembly Member Aroner; out of respect to the memory of Arie Van Leeuwen, on motion of Assembly Member Aguiar; out of respect to the memory of Stewart Linn Nebeker, on motion of Assembly Member Alby; out of respect to the memory of Pierre Basbous, on motion of Assembly Member Bowen; out of respect to the memory of CHP Officer Harold Eugene Herin, on motion of Assembly Member Bowler; out of respect to the memory of Etta Hunsaker, on motion of Assembly Members Campbell and Morrow; out of respect to the memory of Judge Ed Brady, on motion of Assembly Member Frusetta; out of respect to the memory of Wallace E. Morgan, M.D., on motion of Assembly Member Kuykendall; out of respect to the memory of Michael Hudson Hull, Margaret Fulmer, and Charles “Art” Remley Sr., on motion of Assembly Member Napolitano; out of respect to the memory of John Melody, on motion of Assembly Member Shelley; out of respect to the memory of David Earl Shellhammer, Stephen Lowe Kendrick, Kenneth Keithly, and Aurellio Marquez, on motion of Assembly Member Thomson; out of respect to the memory of Dorothy Helen Enos Burton, on motion of Assembly Member Alquist; out of respect to the memory of Beverly Ehreth, on motion of Assembly Member Mazzoni; out of respect to the memory of Kellem Simmons and Hon. Maxine Thomas, on motion of Assembly Member Wright; out of respect to the memory of Jesus “Jess” Serrano, on motion of Assembly Members Cedillo and Villaraigosa; out of respect to the memory of Esperanza Martinez, on motion of Assembly Member Gallegos; out of respect to the memory of Taylor Davis, on motion of Assembly Member Torlakson; and in honor of Vance Byrd Noel V, on motion of Assembly Member Davis.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JANUARY 22, 1998**

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

AB	RN
66	9804856
126	9801793
194	9804784
218	9804807
228	9804847
506	9710219
511	9804709
668	9802317
771	9804475
809	9802298
867	9801134
945	9801747
1030	9801151
1062	9802448
1120	9801144
1384	9802610
1615	9801675

SB	RN
10	9803033
493	9801759
1254	(Conf.)

Daily Total:	19
Cumulative Total:	3719

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