

CALIFORNIA LEGISLATURE

1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, February 25, 1998

**ONE HUNDRED SIXTY-NINTH SESSION DAY
FOUR HUNDRED FIFTY-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
Wednesday, February 25, 1998

The Assembly met at 7 a.m.

Hon. Dick Ackerman, Assembly Member, 72nd 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—73:

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

Quorum present.

At 12:55 p.m., Hon. Helen Thomson, 8th District, presiding

REGULAR BUSINESS DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

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

On legislative business: Assembly Members Ashburn, Knox, Kuykendall, Migden, and Wright.

On personal business, and waiving per diem: Assembly Members Bordonaro and Pringle.

EXPLANATIONS OF ABSENCE

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

February 24, 1998

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

Dear Mr. Speaker: I respectfully request that I be excused from check-in session on Wednesday, February 25. I will be in my district on legislative business.

Thank you for your immediate attention to this matter. If you have any questions, please feel free to contact me at: 319-2032.

Best regards,

ROY ASHBURN, Assembly Member
Thirty-second District

February 25, 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 Check-in Session today as I will be in the district on legislative business. Thank you for your consideration of this request.

Sincerely,

WALLY KNOX, Assembly Member
Forty-second District

February 23, 1998

*Hon. Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Bustamante: On Wednesday, February 25, 1998, I am invited to attend the Propeller Club of Los Angeles/Long Beach's general meeting regarding the Marine Exchange and VTIS (Vessel Traffic Information System). The event will be held at San Pedro Hilton Hotel. I respectfully request that I be excused from Session for legislative business in the district.

Thank you for your consideration of this matter. If there are any questions, please do not hesitate to contact me at 319-2054.

Sincerely,

STEVEN T. KUYKENDALL, Assembly Member
Fifty-fourth District

24 February 1998

Hon. Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request to be excused for legislative business in my District office on Wednesday, February 25, 1998. Thank you for your consideration in this matter.

Sincerely,

CAROLE MIGDEN, Assembly Member
 Thirteenth District

February 25, 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 check in on Wednesday, February 25, 1998, due to legislative business in my district. Should you have any question, please feel free to contact my office at (916) 319-2048 or (213) 745-6656.

Thank you for your attention to this request.

Sincerely,

RODERICK D. WRIGHT, Assembly Member
 Forty-eighth District

COMMUNICATIONS

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

February 23, 1998

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

Dear Dotson: I am writing to ask that my per diem for January 18 and 19, 1998 be withheld. On Tuesday the 20th I was in my district on personal business, and did not receive per diem. Because I was absent on the 20th, I do not believe it is appropriate to receive per diem for the 18th and 19th.

Please do not hesitate to contact my Chief of Staff Robert Becker or me should you have questions regarding this matter.

Sincerely,

BILL CAMPBELL, Assembly Member
 Seventy-first District

February 23, 1998

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

Dear Dotson: I am writing to ask that my per diem for February 8 and 9, 1998 be withheld. I was absent on personal and legislative business, and waived per diem on February 4th, 5th, and 6th. Because I was absent on the 4th, 5th and 6th, I do not believe it is appropriate to receive per diem for the 8th and 9th.

Please do not hesitate to contact my Chief of Staff Robert Becker or me should you have questions regarding this matter.

Sincerely,

BILL CAMPBELL, Assembly Member
 Seventy-first District

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 2756—Committee on Agriculture (Cardozo (Chair), Battin, Bordonaro, Brown, Ducheny, House, Murray, Prenter, and Thomson). An act to amend Section 10320 of the Public Contract Code, relating to state procurement.

ASSEMBLY BILL NO. 2757—Committee on Agriculture (Cardozo (Chair), Battin, Bordonaro, Brown, House, Machado, Murray, Prenter, and Thomson). An act to amend Section 13000 of, and to add Article 4 (commencing with Section 11480) to Chapter 1 of Division 6 of, the Food and Agricultural Code, relating to pesticide regulation.

ASSEMBLY BILL NO. 2758—Committee on Agriculture (Cardozo (Chair), Battin, Bordonaro, Brown, Ducheny, Frusetta, House, Machado, Murray, Prenter, and Thomson). An act to amend Sections 41711, 41721, 41731, 41732, 41752, 41752.5, 41753, 41754, 41755, 41756, 41757, 41801, 41802, 41804, 41806, 41862, 41863, 41865.2, 41866, 41867, and 41871 of, and to amend the heading of Article 4 (commencing with Section 41731) of Chapter 5 of Division 16 of, the Food and Agricultural Code, relating to agricultural product standards, and making an appropriation therefor.

ASSEMBLY BILL NO. 2759—Committee on Agriculture (Cardozo (Chair), Battin, Bordonaro, Brown, House, Murray, Prenter, and Thomson). An act to amend Section 27644 of the Food and Agricultural Code, relating to eggs.

ASSEMBLY BILL NO. 2760—Committee on Agriculture (Cardozo (Chair), Battin, Bordonaro, Brown, Ducheny, House, Machado, Murray, Prenter, and Thomson). An act to amend Section 76259 of the Food and Agricultural Code, relating to agriculture.

ASSEMBLY BILL NO. 2761—Committee on Agriculture (Cardozo (Chair), Battin, Ducheny, House, Machado, Murray, Prenter, and Thomson). An act to add Section 63904 to the Food and Agricultural Code, relating to agriculture.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 105—Oller. Relative to the Tom Taylor Bridge.

ASSEMBLY CONCURRENT RESOLUTION NO. 106—Oller. Relative to the state ski industry.

ASSEMBLY CONCURRENT RESOLUTION NO. 107—Oller. Relative to the California State Gold Panning Championship.

ASSEMBLY CONCURRENT RESOLUTION NO. 108—Honda. Relative to the importation of live turtles and bullfrogs.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 25, 1998

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

Assembly Bill No. 1622

Assembly Bill No. 1667

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

AUTHOR'S AMENDMENTS**Committee on Education**

February 25, 1998

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

Assembly Bill No. 1652

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

MAZZONI, Chairwoman

ASSEMBLY BILL NO. 1652—An act to amend Sections 51871, 51872, 51874, 51875, and 51876 of, to amend and renumber Sections 51881 and 51884 of, to amend, renumber, and repeal Section 51883 of, and to add Sections 51871.5, 51872.5, and 51877.8 to, the Education Code, relating to education, 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**

February 25, 1998

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

Assembly Bill No. 1634

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

MURRAY, Chairman

ASSEMBLY BILL NO. 1634—An act to add Sections 462, 12517.5, 34501.17, and 34520.5 to 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.

REPORTS OF STANDING COMMITTEES**Committee on Insurance**

Date of Hearing: February 25, 1998

Mr. Speaker: Your Committee on Insurance reports:

Assembly Bill No. 1621

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

FIGUEROA, Chairwoman

Above bill re-referred to the Committee on Health.

ADJOURNMENT

At 7 a.m., the Assembly adjourned until 9 a.m., Thursday, February 26, 1998.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON FEBRUARY 25, 1998

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

AB	RN	
1634	9805848	
1652	9805967	
Daily Total:		2
Cumulative Total:		3896

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