

CALIFORNIA LEGISLATURE

1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, March 16, 1998

ONE HUNDRED SEVENTY-SEVENTH SESSION DAY

FOUR HUNDRED SIXTY-EIGHTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



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

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, March 16, 1998

The Assembly met at 10:01 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

At 10:01 a.m., Speaker pro Tempore Kuehl placed a quorum call upon the Assembly.

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 10:18 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—79:

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

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Pastor Faith J. Conklin, of Whittier First United Methodist Church, in Whittier:

Holy are You, O God. Blessed is Your name. You create and You sustain. You are our beginning and our end, our salvation and our hope.

Before everything that is You were. All nations and people are Yours. All our days are in Your hands. Great is Your faithfulness. Your promises never fail. You bless us in prodigal measure.

We give You thanks and praise. We remember Your mercy with gratitude and thanksgiving.

You have fashioned us in Your image. You call us to live in the world as Your children. You have made us the caretakers and stewards of Your creation.

You command us to proclaim truth, promote peace and practice justice. You put Your word on our lips and write Your law on our hearts.

Free us from the fear which divides and the self-centeredness which destroys community and life.

Give wisdom to those who lead. Make them worthy of the calling they have received. Give them the will to choose what is right and the courage to do it. In all decisions may they please You first.

Direct us all with Your Spirit. Fill us with Your power. In the living of our days may we show ourselves as a people whose ways bring honor and glory to Your name.

Thanks be to You now and for ever, God most good.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Davis 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 Battin, seconded by Assembly Member Cardoza.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

Because of illness: Assembly Member Baldwin.

COMMUNICATIONS

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

March 13, 1998

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: Please be advised that effective Tuesday, March 17, 1998 I am removing Gary Miller as Vice-Chair of the Assembly Budget Committee at the request of Assembly Members Leonard and Miller.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

March 16, 1998

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

Dear Mr. Clerk: In an effort to create greater stability and partisan cooperation in the Assembly, we have agreed to the following changes in House operation:

- The leader of each party shall be responsible for seating assignments on the Assembly floor.
- The Minority Leader shall have the power to appoint all vice chairs of committees.
- The Minority leader shall have discretionary authority over all resources provided to the minority party.

It is our hope and intention that these practices will result in more bipartisan cooperation and civility in the House, and as a result, will become permanent and lasting practices in all future legislative sessions.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

BILL LEONARD
Assembly Republican Leader

REPORTS

The following reports were presented by the Chief Clerk:

**Medi-Cal Managed Care Activities
(Pursuant to AB 107, Item 4260-101-001, Provision 16)**

Above transmitted report, together with letter of transmittal from S. Kimberly Belshe, Director, Department of Health Services, Sacramento, dated February 27, 1998, referred by the Speaker to the Committee on Budget.

**Shasta County, Job Training Partnership Act, 1998–2000
(Pursuant to JTPA Section 105(a)(1)(A&B))**

Above transmitted report, together with letter of transmittal from Jim Simpson, Senior Planner, Shasta County Private Industry Council, Redding, dated February 27, 1998, referred by the Speaker to the Committee on Labor and Employment.

**Tulare County, Job Training Partnership Act, 1998–2000
(Pursuant to JTPA Section 105(a)(1)(A&B))**

Above transmitted report, together with letter of transmittal from Joseph H. Daniel, Administrator, Tulare County Private Industry Council, Visalia, dated February 27, 1998, referred by the Speaker to the Committee on Labor and Employment.

**Report on Implementation of Strategic Plans
(Pursuant to the Supplemental Report of the 1997 Budget Act
Item 0555-001-0044.9(a)–(d))**

Above transmitted report, together with letter of transmittal from Peter M. Rooney, Secretary for Environmental Protection, California Environmental Protection Agency, Sacramento, dated February 26, 1998, referred by the Speaker to the Committee on Budget.

**California Prison Industry Authority
Report to the Legislature, Fiscal Year 1996-97
(Pursuant to Penal Code Section 2808(k))**

Above transmitted report, together with letter of transmittal from C. A. Terhune, Chairman, Prison Industry Board, Folsom, dated February 24, 1998, referred by the Speaker to the Committee on Labor and Employment.

**Report on Incompetent to Stand Trial
Commitments Exceeding the 10-Day Limit
(Pursuant to SB 391, Chapter 294, Statutes of 1997)**

Above transmitted report, together with letter of transmittal from Stephen W. Mayberg, Ph.D., Director, Department of Mental Health, Sacramento, dated February 27, 1998, referred by the Speaker to the Committee on Health.

**Foothill Private Industry Council, Job Training Plan Summary
(Pursuant to the Job Training Partnership Act (JTPA))**

Above transmitted report, together with letter of transmittal from Phillip L. Dunn, Executive Director, Foothill Private Industry Council, Pasadena, dated February 27, 1998, referred by the Speaker to the Committee on Labor and Employment.

**Report of Plans to Implement the Recommendations of
the Unified Environmental Statute Commission
(Response to 1997 Supplemental Budget Language Section 6)**

Above transmitted report, together with letter of transmittal from Peter M. Rooney, Secretary for Environmental Protection, California Environmental Protection Agency, Sacramento, dated February 27, 1998, referred by the Speaker to the Committee on Budget.

**Report on the Monthly Revenues and Expenditures in the
Integrated Waste Management Account (IWMA), Fiscal Year 1997-98
(Pursuant to the Supplemental Report of the 1997 Budget Act)**

Above transmitted report, together with letter of transmittal from Peter M. Rooney, Secretary for Environmental Protection, California Environmental Protection Agency, Sacramento, dated February 27, 1998, referred by the Speaker to the Committee on Budget.

**Yolo County Private Industry Council
Job Training Partnership Act, 1998-2000
(Pursuant to the Job Training Partnership Act (JTPA))**

Above transmitted report, together with letter of transmittal from Alexander M. Laiewski, Director, Yolo County Community Partnership Agency, Woodland, dated March 2, 1998, referred by the Speaker to the Committee on Labor and Employment.

**Supplemental Report on the Domestic Parcels Inspection Program
(Pursuant to the Supplemental Report of the 1996 Budget Act
Item 8570-001-0001)**

**Supplemental Report on
the Mediterranean Fruit Fly Sterile Release Program
(Pursuant to the Supplemental Report of the 1996 Budget Act
Item 8570-002-0001)**

Above transmitted reports, together with letter of transmittal from A.J. Yates, Undersecretary, Department of Food and Agriculture, Sacramento, dated March 2, 1998, referred by the Speaker to the Committee on Budget.

**Employers' Training Resource
Summary of Proposed JTPA Two-Year Job Training Plan/Substate Plan
(July 1, 1998 through June 30, 1998)
(Pursuant to the Job Training Partnership Act (JTPA))**

Above transmitted report, together with letter of transmittal from John C. Mollison, Executive Director, Employers' Training Resource, Bakersfield, dated March 2, 1998, referred by the Speaker to the Committee on Labor and Employment.

**Private Industry Council of Stanislaus County
Job Training Plan Summary, 1998-2000
(Pursuant to the Job Training Partnership Act (JTPA))**

Above transmitted report, together with letter of transmittal from Kris Stadelman, Director, Private Industry Council of Stanislaus County, Modesto, dated March 2, 1998, referred by the Speaker to the Committee on Labor and Employment.

**Supplemental Report on the Exotic Pest Research Program
(Pursuant to Food and Agricultural Code Section 127.95)**

Above transmitted report, together with letter of transmittal from A.J. Yates, Undersecretary, Department of Food and Agriculture, Sacramento, dated March 2, 1998, referred by the Speaker to the Committee on Agriculture.

**Napa County Training and Employment Center
Job Training Plan Summary, 1998-2000
(Pursuant to the Job Training Partnership Act (JTPA))**

Above transmitted report, together with letter of transmittal from Donna DeWeerd, Director, Napa County Training and Employment Center, Napa, dated March 2, 1998, referred by the Speaker to the Committee on Labor and Employment.

**Private Industry Council of Santa Ana
Job Training Plan Summary, 1998-2000
(Pursuant to the Job Training Partnership Act (JTPA))**

Above transmitted report, together with letter of transmittal from Patricia Nunn, Executive Director, Private Industry Council of Santa Ana, Santa Ana, dated March 2, 1998, referred by the Speaker to the Committee on Labor and Employment.

**Los Angeles County Service Delivery Area (SDA)
Summary of Job Training Partnership Act Plan
Fiscal Years 1998-2000 (Pursuant to the Job Training Partnership Act (JTPA))**

Above transmitted report, together with letter of transmittal from Kenneth Kessler, Director, Employment and Training Programs, Community and Senior Services of Los Angeles County, Los Angeles, dated March 2, 1998, referred by the Speaker to the Committee on Labor and Employment.

**Administration Report Recommendations for the Sunset Review
(Pursuant to SB 2036 (McCorquodale, 1994))**

Above transmitted report, together with letter of transmittal from Marjorie M. Berte, Director, Department of Consumer Affairs, Sacramento, dated March 2, 1998, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

**California Environmental Protection Agency
Secretary for Environmental Protection Coordinated Enforcement Programs
(Pursuant to the 1997-98 Supplemental Report Language Response
Item 0555-001-0044)**

Above transmitted report, together with letter of transmittal from Peter M. Rooney, Secretary for Environmental Protection, Sacramento, dated March 2, 1998, referred by the Speaker to the Committee on Budget.

**Fresno Workforce Development Board
1998-2000 Job Training Plan Summary
(Pursuant to the Job Training Partnership Act (JTPA))**

Above transmitted report, together with letter of transmittal from Cindy Merzon, Chief Executive Officer, Fresno Workforce Development Board, Fresno, dated March 3, 1998, referred by the Speaker to the Committee on Labor and Employment.

**Annual Report to the Legislature Concerning the School Employee Fund
Fiscal Year Ending June 30, 1997 (Corrected Copy)
(Pursuant to Unemployment Insurance Code Section 832)**

Above transmitted report, together with letter of transmittal from Ray Remy, Director, Employment Development Department, Sacramento, dated March 3, 1998, referred by the Speaker to the Committee on Labor and Employment.

**Annual Report, California Educational Facilities Authority
(Pursuant to Education Code Section 94155)**

Above transmitted report, together with letter of transmittal from Wen C. Hong, Acting Executive Director, California Educational Facilities Authority, Sacramento, dated March 3, 1998, referred by the Speaker to the Committee on Education.

**1997 Discrimination Complaint Report
(Pursuant to Labor Code Section 98.75)**

Above transmitted report, together with letter of transmittal from John C. Duncan, Director, Department of Industrial Relations, San Francisco, dated March 3, 1998, referred by the Speaker to the Committee on Labor and Employment.

**1997 Annual Report of the Bureau of Investigations
(Pursuant to Labor Code Section 6315.3)**

Above transmitted report, together with letter of transmittal from John C. Duncan, Director, Department of Industrial Relations, San Francisco, dated March 3, 1998, referred by the Speaker to the Committee on Labor and Employment.

SPECIAL COMMITTEE MEETINGS

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

Televising the Assembly and Information Technology, on March 19, 1998, upon adjournment of Floor session, in the Tom Bane Rules Committee Room;

Select Committee on Coastal Protection, on April 7, 1998, at 9 a.m., at the Port of Oakland;

Elections, Reapportionment and Constitutional Amendments, on March 30, 1998, at 4 p.m., in Room 447.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 16, 1998

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

- Assembly Bill No. 1631
- Assembly Bill No. 1655
- Assembly Bill No. 1659

- Assembly Bill No. 1662
- Assembly Bill No. 1761
- Assembly Bill No. 1767

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, March 16, 1998

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

- Assembly Constitutional Amendment No. 21

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

Assembly Chamber, March 13, 1998

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

- Assembly Bill No. 168

And reports the same correctly enrolled, and presented to the Governor at 2:30 p.m., March 13, 1998.

E. DOTSON WILSON, Chief Clerk

REFERENCE OF BILLS TO COMMITTEE

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

Assembly

Bill No.

Committee

1893	-----	U. & C. and L. Gov.
2141	-----	Health
2148	-----	Jud. and L. & E.
2303	-----	L. & E.
2305	-----	Health
2306	-----	E.S. & T.M.
2307	-----	L. Gov.
2308	-----	Agri.
2309	-----	Nat. Res.
2310	-----	Jud.
2312	-----	C.P.,G.E. & E.D.
2314	-----	Jud.
2315	-----	Pub. S.
2316	-----	Jud.
2317	-----	L. & E. and Pub. S.
2319	-----	Pub. S.
2320	-----	Trans.
2321	-----	Pub. S.
2322	-----	Ins.
2323	-----	E.,R. & C.A.
2324	-----	Pub. S.
2325	-----	Pub. S.
2326	-----	Trans. and U. & C.
2327	-----	E.,R. & C.A.
2328	-----	Ed.
2329	-----	Higher Ed.
2330	-----	Rev. & Tax.

2331	Pub. S.
2333	Health
2334	Ins.
2335	Rev. & Tax.
2336	Agri.
2337	L. Gov.
2338	Pub. S. and Ed.
2339	W.,P. & W. and E.S. & T.M.
2340	W.,P. & W. and Nat. Res.
2341	Agri.
2342	P.E.,R. & S.S.
2343	Jud. and Hum. S.
2344	L. Gov.
2345	Pub. S.
2347	Trans.
2348	Health
2350	L. Gov. and TV. A. & I.T.
2351	Pub. S.
2352	Hum. S.
2353	Jud.
2354	L. Gov.
2355	Pub. S.
2356	Pub. S.
2358	Pub. S.
2359	Trans.
2360	L. Gov.
2361	L. & E.
2362	G.O.
2363	Ed.
2364	Ed.
2365	P.E.,R. & S.S.
2366	Rev. & Tax.
2367	Health
2368	L. Gov.
2369	Pub. S.
2370	Rev. & Tax.
2371	Health and Jud.
2372	Pub. S.
2374	Health
2375	Trans.
2376	Agri.
2377	Jud.
2381	Health
2382	Ed.
2383	W.,P. & W.
2384	Rev. & Tax.
2385	Agri.
2386	Jud.
2387	Health
2388	Trans.
2389	Health and Jud.
2390	Pub. S.
2391	Pub. S.
2392	E.S. & T.M.

2393	U. & C.
2394	C.P.,G.E. & E.D. and W.,P. & W.
2395	Trans.
2396	G.O.
2397	Nat. Res.
2398	Higher Ed. and Ed.
2399	L. & E.
2400	L. Gov.
2401	Hum. S.
2402	Pub. S.
2403	Health
2404	Nat. Res.
2405	C.P.,G.E. & E.D.
2407	Health
2408	G.O.
2409	P.E.,R. & S.S.
2411	Trans.
2412	Hum. S.
2413	Ed.
2415	G.O.
2416	G.O.
2417	Ed.
2419	Pub. S. and Hum. S.
2420	Nat. Res.
2421	H. & C.D.
2424	E.S. & T.M.
2425	Higher Ed.
2426	Trans.
2427	Trans.
2428	B. & F.
2429	Higher Ed.
2430	W.,P. & W.
2433	U. & C.
2434	Trans.
2435	E.,R. & C.A.
2437	P.E.,R. & S.S.
2438	Health and Ins.
2440	W.,P. & W.
2441	Rev. & Tax.
2442	Ed.
2443	Hum. S.
2445	Jud.
2446	Jud.
2447	Ed. and Pub. S.
2449	Pub. S.
2451	Pub. S.
2452	B. & F.
2453	C.P.,G.E. & E.D.
2454	Trans. and Hum. S.
2455	Trans.
2457	Pub. S.
2458	Rev. & Tax.
2459	C.P.,G.E. & E.D.
2461	U. & C.

2462	-----	P.E.,R. & S.S.
2463	-----	Hum. S.
2465	-----	Hum. S.
2466	-----	G.O.
2467	-----	Pub. S.
2468	-----	Hum. S.
2469	-----	Hum. S.
2475	-----	Health
2476	-----	Ed.
2477	-----	Pub. S.
2478	-----	Trans.
2479	-----	W.,P. & W.
2481	-----	Nat. Res.
2482	-----	Ed.
2484	-----	Jud.
2485	-----	Pub. S.
2487	-----	E.S. & T.M.
2489	-----	Ed.
2490	-----	Pub. S.
2492	-----	Ins.
2493	-----	I. T. & D. and U. & C.
2494	-----	Hum. S.
2498	-----	Jud.
2499	-----	Jud.
2500	-----	Pub. S.
2501	-----	Ed.
2503	-----	C.P.,G.E. & E.D.
2505	-----	C.P.,G.E. & E.D.
2506	-----	Pub. S.
2507	-----	Health
2508	-----	Health
2509	-----	Trans.

Assembly Concurrent

<i>Resolution No.</i>		<i>Committee</i>
79	-----	Rls.

House

<i>Resolution No.</i>		<i>Committee</i>
54	-----	Rls.
55	-----	Rls.
56	-----	Rls.

AUTHOR'S AMENDMENTS
Committee on Judiciary

March 16, 1998

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

Assembly Constitutional Amendment No. 3

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

ESCUTIA, Chairwoman

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 3—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 32 to Article I thereof, relating to the California Civil Rights Initiative of 1998.

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

AUTHOR'S AMENDMENTS
Committee on Judiciary

March 16, 1998

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

Assembly Bill No. 1837

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

ESCUTIA, Chairwoman

ASSEMBLY BILL NO. 1837—An act to amend Section 3190 of the Family Code, relating to children.

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

AUTHOR'S AMENDMENTS
Committee on Natural Resources

March 16, 1998

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

Senate Bill No. 676

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

BOWEN, Chairwoman

SENATE BILL NO. 676—An act relating to coastal resources.

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

March 16, 1998

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

Senate Bill No. 14

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

ESCUTIA, Chairwoman

SENATE BILL NO. 14—An act relating to juries.

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

March 16, 1998

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 1622

Assembly Bill No. 1824

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

HERTZBERG, Chairman

ASSEMBLY BILL NO. 1622—An act to amend Section 12025 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. 1824—An act to amend Section 40611 of the Vehicle Code, relating to vehicles.

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

AUTHOR'S AMENDMENTS
Committee on Health

March 16, 1998

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

Assembly Bill No. 1817

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

GALLEGOS, Chairman

ASSEMBLY BILL NO. 187—An act to amend Sections 1570.7, 1572, 1572.9, 1575.9, 1576, 1585.2, 1585.5, 1588.2, and 1588.7 of, to amend and renumber Section 1589.5 of, and to repeal Section 1589 of, the Health and Safety Code, and to amend Sections 14525, 14526, 14530, 14550, 14552.2, 14555, 14571, 14575, 14577, and 14585 of the Welfare and Institutions Code, relating to adult care 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 Public Employees, Retirement and Social Security

March 16, 1998

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

Assembly Bill No. 1814

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

HONDA, Chairman

ASSEMBLY BILL NO. 1814—An act to add Section 21328 to the Government Code, relating to the Public Employees' Retirement System.

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

March 16, 1998

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

Assembly Bill No. 1809

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

ESCUTIA, Chairwoman

ASSEMBLY BILL NO. 1809—An act to add Section 1531.6 to the Health and Safety Code, relating to minors.

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 Rules

Date of Hearing: March 16, 1998

Mr. Speaker: Your Committee on Rules reports:

House Resolution No. 54

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.

PERATA, Chairman

Above resolution ordered on file.

ADJOURN IN MEMORY

Assembly Member Brewer was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Larry Stien, of Irvine.

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

Assembly Member Firestone was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Officer Paul Korber, 10-year veteran of the Ventura Harbor Patrol.

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 Jack Mummert, of Norwalk.

REQUEST FOR PHOTOGRAPHER

Assembly Members Davis and Leonard were granted unanimous consent that photographers be permitted on the Floor of the Assembly.

Best Wishes Extended to Assembly Member Baldwin

Assembly Member Leonard was joined by the Members of the Assembly in extending best wishes for a speedy recovery to Assembly Member Steve Baldwin following an injury to his collarbone this past weekend.

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 George Hinton, of the Los Angeles City Fire Department; and Captain Joseph Dupee, of the Los Angeles City Fire Department.

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 Roberta Gardella, of Santa Clara.

Assembly Member Hertzberg was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Daniel Anthony Patterson, of North Hills.

**CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 111
BY UNANIMOUS CONSENT**

Assembly Member Strom-Martin was granted unanimous consent to take up Assembly Concurrent Resolution No. 111, out of order.

ASSEMBLY CONCURRENT RESOLUTION NO. 111 (Strom-Martin)—
Relative to adult education.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate.

RE-REFERENCE OF BILLS

Assembly Member Shelley was granted unanimous consent that Assembly Bill No. 2151 be re-referred from the Committee on Human Services to the Committee on Public Safety.

CONSIDERATION OF SENATE BILL NO. 103 BY UNANIMOUS CONSENT

Assembly Member Brown was granted unanimous consent to take up Senate Bill No. 103, out of order.

SENATE BILL NO. 103 (Maddy)—An act to add and repeal Section 19613.05 of the Business and Professions Code, relating to horse racing, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Brown.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—70

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

NOES—2

Martinez McClintock

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—70

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

NOES—2

Martinez McClintock

Bill ordered transmitted to the Senate immediately.

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

ASSEMBLY BILL NO. 1665—An act to amend Sections 44670.5, 44670.6, and 52870 of, and to add Chapter 1.5 (commencing with Section 51100) to Part 28 of, the Education Code, relating to education.

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

ASSEMBLY BILL NO. 1620—An act to add Sections 44205.2, 44259.5, and 44259.6 to the Education Code, relating to education, and making an appropriation therefor.

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

ASSEMBLY BILL NO. 1649—An act to amend Section 35556 of the Education Code, relating to education.

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

ASSEMBLY BILL NO. 1653—An act to add Chapter 8.6 (commencing with Section 52270) to Part 28 of the Education Code, relating to education.

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

ASSEMBLY BILL NO. 1657—An act to amend Section 164.56 of the Streets and Highways Code, relating to transportation.

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

ASSEMBLY BILL NO. 1624—An act to amend Section 21655.6 of the Vehicle Code, relating to highways.

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

ASSEMBLY BILL NO. 1706—An act to add Section 11379.10 to the Health and Safety Code, relating to controlled substances.

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

At 10:37 a.m., Hon. Susan Davis, 76th District, presiding

**CONSIDERATION OF SPECIAL ORDER—1998 WOMAN
OF THE YEAR CEREMONY**

The hour having arrived, the 1998 Special Woman of the Year Ceremony commenced.

(NOTE: Special Order set for 10:30 a.m.)

By unanimous consent, at 10:37 a.m., Acting Speaker Davis declared the Assembly recessed to permit the introduction of honorees in this year's 13th Annual Woman of the Year Ceremony.

RESOLUTIONS PRESENTED TO WOMAN OF THE YEAR HONOREES

The following women were introduced and each was escorted to the front of the Assembly Chamber by her Assembly Member, whereupon each was greeted by Speaker Villaraigosa and presented with a resolution.

1998 Woman of the Year Honorees:

Jalene Andrews (Assembly District 2), Barbara Ramey (Assembly District 3), Tracy Fuller (Assembly District 4), Rebekah M. Keith (Assembly District 5), Ethel Seiderman (Assembly District 6), Christina Cunningham (Assembly District 7), Rose Conroy (Assembly District 8), Betty Perry (Assembly District 9), Christina Huerta De La Cruz (Assembly District 10), Mary Perez (Assembly District 11), Suzanne McDonnell Giraudo (Assembly District 12), Gladys Sandlin (Assembly District 13), Patricia Cooper (Assembly District 14), Gail Emery (Assembly District 15), Virginia Krutilek (Assembly District 16), Fi Brewer (Assembly District 17), Cathie Kelly (Assembly District 18), Adrienne J. Tissier (Assembly District 19), Valerie Stewart (Assembly District 20), Honey Meir-Levi (Assembly District 21), Deputy Police Chief Adonna Amoroso (Assembly District 22), Mable Mosley (Assembly District 23), Nancy Pyle (Assembly District 24), Nancy Rosasco (Assembly District 25), Sybil Crookham (Assembly District 26), Helen Rucker (Assembly District 27), Ortensia L. Vasquez (Assembly District 28), Sherry Lee Pinkham (Assembly District 29), Cathy L. Prout (Assembly District 30), Kathleen Satomi Omachi (Assembly District 31), Darlene Jensen (Assembly District 32), Edith Knight (Assembly District 33), Jean Campbell DeBlasis (Assembly District 34), Jeanne Graffy (Assembly District 35), Connie Worden Roberts (Assembly District 36), Dorothy Ramirez (Assembly District 37), Lin G. Squires (Assembly District 38), Virginia Barragan (Assembly District 39), Dr. Tyree Wieder (Assembly District 40), Dolores M. Press (Assembly District 41), Roslyn Cooperman (Assembly District 42), Julie Barber-Parker (Assembly District 43), Karen Koch (Assembly District 44), Clare Marter Kenyon (Assembly District 45), Juana Beatriz Gutierrez (Assembly District 46), Zethel Ayers Meyers (Assembly District 48), Susan Martinez-Baker (Assembly District 49), Linda Loya (Assembly District 50), Dr. Wanda Ann Davis-Turner (Assembly District 51), Fumi Hattori (Assembly District 52), Hazel Taniguchi (Assembly District 53), Lois Ledger (Assembly District 54), Eileen McKinney (Assembly District 56), Jean Marie Carpenter (Assembly District 57), Pastor Faith Joanne Conklin (Assembly District 58), Carol A. Herrera (Assembly District 60), Mary Borba Parente (Assembly District 61), Amy Chow Ong (Assembly District 62), Anne Benjamin (Assembly District 63), Sue Tatosian (Assembly District 64), Alta Armstrong (Assembly District 65), , Debra L. Dematteis-Miller (Assembly District 66), Carol Freeman (Assembly District 67), Teresa Maldonado-Parker (Assembly District 68), Lydia Cano (Assembly District 69), Marian Bergeson (Assembly District 70), Sister Eileen Mc Nerney (Assembly District 71), Claire Woodson Schlotterbeck (Assembly District 72), Ofelia Erlinda Escobedo (Assembly District 73), Donna J. Lynch (Assembly District 75), Alicia

deLeon-Torres (Assembly District 76), Alice M. Larson (Assembly District 77), Karen L. Davis (Assembly District 78), and Marguerite Freeman (Assembly District 80).

ABSENT WOMAN OF THE YEAR HONOREES ACKNOWLEDGED

The following 1998 Woman of the Year honorees were acknowledged, although they were unable to attend today's special ceremony:

Marianne Pennekamp (Assembly District 1), Esther Snyder (Assembly District 59), Evelyn Weidner (Assembly District 74), and Verna Marsing Quinn (Assembly District 79).

REMARKS BY ASSEMBLY MEMBER DAVIS

Assembly Member Davis addressed the Assembly and welcomed each of the honorees, along with the many friends and family members seated in the Assembly Gallery. She then addressed the assemblage recognizing the many outstanding contributions that have distinguished each of the honorees as a 1998 Woman of the Year.

REASSEMBLED

At 11:10 a.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore, presiding.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Murray announced that the Committee on Transportation would meet at 2:15 p.m. today, in Room 4202.

VOTE ADDS

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

Senate Bill No. 103 and Urgency: Battin and Miller—Aye.

MOTION TO ADJOURN

At 11:13 a.m., Assembly Member Woods moved that the Assembly do now adjourn.

Assembly Member Morrissey seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 11:14 a.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

AUTHOR'S AMENDMENTS

Committee on Insurance

March 16, 1998

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

Senate Bill No. 663

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

FIGUEROA, Chairwoman

SENATE BILL NO. 663—An act to repeal Chapter 1.5 (commencing with Section 1120) of Part 2 of Division 1 of the Insurance Code, relating to insurance.

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

AUTHOR'S AMENDMENTS
Committee on Public Safety

March 16, 1998

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 1799

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

HERTZBERG, Chairman

ASSEMBLY BILL NO. 1799—An act to amend Section 374.3 of the Penal Code, relating to unlawful dumping.

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.

REQUEST TO SUSPEND THE LIMIT ON THE INTRODUCTION OF BILLS

To the Committee on Rules:

Pursuant to Assembly Rule 49, I request permission to suspend the bill introduction limitation with respect to the following bill:

RN 9802583.

LOU PAPAN

Permission of Rules Committee

Assembly Chamber, March 16, 1998

The Committee on Rules grants permission to suspend Assembly Rule 49(c) with respect to the following bill: RN 9802583.

DON PERATA, Chairman

**AUTHORIZATION TO INTRODUCE BILLS PURSUANT TO
JOINT RULE 54**

Pursuant to the provisions of Joint Rule 54, the following communication was presented permitting the introduction of an Assembly bill:

Dear Mr. Clerk: Pursuant to the provisions of Joint Rule 54, I hereby authorize Assembly Member Papan to introduce a bill relating to filing fees. Request No. 9802583.

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 2805—**Committee on Televising the Assembly and Information Technology (Alquist (Chair), Kuehl, Morrissey, Wayne, and Woods).** An act to add Chapter 5 (commencing with Section 25245) to Part 3 of Division 3 of the Public Contract Code, relating to state procurement.

ASSEMBLY BILL NO. 2806—**Papan.** An act to add Section 26826.3 to the Government Code, relating to filing fees.

MESSAGES FROM THE SENATE

Senate Chamber, March 16, 1998

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

Assembly Concurrent Resolution No. 104

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

Above resolution ordered enrolled.

INTRODUCTION OF GUESTS

Assembly Member Campbell, of the 71st Assembly District, introduced his wife, Mary Campbell.

Assembly Member Martinez, of the 49th Assembly District, introduced Vera Martinez, Keith Baker, Susie Baker, and Diane Baker, of Los Angeles.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Woods, the Assembly adjourned until 7 a.m., Tuesday, March 17, 1998, out of respect to the memory of George Hinton and Captain Joseph Dupee, on motion of Assembly Member Wright; out of respect to the memory of Roberta Gardella, on motion of Assembly Member Alquist; out of respect to the memory of Daniel Anthony Patterson, on motion of Assembly Member Hertzberg; out of respect to the memory of Larry Stien, on motion of Assembly Member Brewer; out of respect to the memory of Paul Korber, on motion of Assembly Member Firestone; out of respect to the memory of Jack Mummert, on motion of Assembly Member Napolitano; and out of respect to the memory of Felix Ribbs, on motion of Assembly Member Cunneen.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON MARCH 16, 1998**

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

AB	RN
1620	9806483
1622	9806687
1624	9806592
1649	9806482
1653	9806472
1657	9806589
1665	9806473
1706	9806394
1799	9806717
1809	9806603
1814	9806360
1817	9806748
1824	9806489
1837	9806127

ACA	RN
3	9806731

SB	RN
14	9806512
663	9806740
676	9806730

Daily Total:	18
Cumulative Total:	3990

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