

CALIFORNIA LEGISLATURE

1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, March 19, 1997

FORTY-FOURTH SESSION DAY

ONE HUNDRED 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
Wednesday, March 19, 1997

The Assembly met at 7 a.m.

Hon. Bill Campbell, Assembly Member, 71st District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The following were placed upon the morning roll call—78:

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

Quorum present.

At 11:55 a.m., Hon. Jim Morrissey, 69th 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:

Because of illness: Assembly Members Baldwin and Richter.

COMMUNICATIONS

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

March 19, 1997

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

Dear Dotson: Please be advised that I am appointing Assemblymember Curt Pringle to the Assembly Education Committee replacing Assemblymember Bill Campbell for Wednesday, March 19, 1997 only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
 Speaker of the Assembly

The following letter of transmittal was presented by the Speaker, and ordered printed in the Journal:

California State Auditor

Investigative Report I97-1

March 18, 1997

The Honorable Speaker of the Assembly
The Honorable Members of the Assembly of the
Legislature of California
State Capitol, Room 3196
Sacramento, California

Members of the Assembly: The Bureau of State Audits presents its investigative report concerning investigations of improper governmental activities completed from August 1 through December 31, 1996.

Respectfully submitted,

KURT R. SJOBERG
 State Auditor

Above report referred to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

REPORTS

The following reports were presented by the Chief Clerk:

**Report to the California Legislature on Consumer Protections for and
 Detariffing of Interexchange Telecommunications Carriers
 (Pursuant to Public Utilities Code Section 495.7(e))**

Above transmitted report, together with letter of transmittal from Wesley M. Franklin, Executive Director, Public Utilities Commission, San Francisco, dated February 6, 1997, referred by the Speaker to the Committee on Utilities and Commerce.

**Court Technology Committee, Strategic Technology Planning Project
in the California Trial Courts, January, 1997
(Pursuant to Government Code Section 77207(f))**

Above transmitted report, together with letter of transmittal from William C. Vickrey, Administrative Director of the Courts, Judicial Council of California, San Francisco, dated March 6, 1997, referred by the Speaker to the Committee on Judiciary.

**On-Line Inquiry, Annual Legislative Report for Fiscal Year 1995-96
(Pursuant to California Vehicle Code Section 1810.7(g))**

Above transmitted report, together with letter of transmittal from Sally R. Reed, Director, Department of Motor Vehicles, Sacramento, dated March 10, 1997, referred by the Speaker to the Committee on Transportation.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 19, 1997

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

- Assembly Bill No. 72
- Assembly Bill No. 121
- Assembly Bill No. 188

- Assembly Bill No. 195
- Assembly Bill No. 206
- Assembly Bill No. 263

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, March 19, 1997

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

- Assembly Concurrent Resolution No. 18

And reports the same correctly enrolled, and presented to the Secretary of State on the 19th day of March, 1997, at 11:15 a.m.

E. DOTSON WILSON, Chief Clerk

**AUTHOR'S AMENDMENTS
Committee on Appropriations**

March 19, 1997

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

- Senate Bill No. 181

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

MIGDEN, Chairwoman

SENATE BILL NO. 181—An act relating to environmental quality, 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**

March 19, 1997

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

- Assembly Bill No. 67

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

MIGDEN, Chairwoman

ASSEMBLY BILL NO. 67—An act to amend Section 14132.95 of, and to add Section 12305.6 to, the Welfare and Institutions Code, relating to public social 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 Health

March 19, 1997

Mr. Speaker: The Chair of your Committee on Health reports:
Assembly Bill No. 205
Assembly Bill No. 255

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

GALLEGOS, Chairman

ASSEMBLY BILL NO. 205—An act to amend Sections 2530.2 and 2534.2 of, to amend and renumber Sections 2538 and 2539 of, and to add Article 7.5 (commencing with Section 2538) to Chapter 5.3 of Division 2 of, the Business and Professions Code, and to amend Section 56363 of the Education Code, relating to speech-language pathology, 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. 255—An act to add Sections 2541.1 and 2559.6 to the Business and Professions Code, relating to healing arts.

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

AUTHOR’S AMENDMENTS
Committee on Revenue and Taxation

March 19, 1997

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:
Assembly Bill No. 138

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

CALDERA, Chairman

ASSEMBLY BILL NO. 138—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 Local Government

March 19, 1997

Mr. Speaker: The Chair of your Committee on Local Government reports:
Assembly Bill No. 62
Assembly Bill No. 96
Assembly Bill No. 146

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

SWEENEY, Chairman

ASSEMBLY BILL NO. 62—An act to amend Section 57079 of the Government Code, relating to local government organization.

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. 96—An act to amend Section 8686 of the Government Code, relating to disaster relief, 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.

ASSEMBLY BILL NO. 146—An act to amend Section 30052 of the Government Code, relating to local government finance.

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 Public Safety

Date of Hearing: March 18, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 50

Assembly Bill No. 51

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: March 18, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 123

Assembly Bill No. 139

Assembly Bill No. 210

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

HERTZBERG, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: March 18, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 350

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

HERTZBERG, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: March 18, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 293

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

HERTZBERG, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Health

Date of Hearing: March 18, 1997

Mr. Speaker: Your Committee on Health reports:

Assembly Concurrent Resolution No. 4

With the recommendation: Be adopted, and be re-referred to the Committee on Governmental Organization.

GALLEGOS, Chairman

Above resolution re-referred to the Committee on Governmental Organization.

Date of Hearing: March 18, 1997

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 90

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

GALLEGOS, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Appropriations

Date of Hearing: March 19, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 177

Assembly Bill No. 198

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: March 19, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 39

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: March 19, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 216

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

MIGDEN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: March 19, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Concurrent Resolution No. 24

With the recommendation: Be adopted.

MIGDEN, Chairwoman

Above resolution ordered to third reading.

Committee on Higher Education

Date of Hearing: March 18, 1997

Mr. Speaker: Your Committee on Higher Education reports:

Assembly Bill No. 71

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

LEMPERT, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Judiciary

Date of Hearing: March 19, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 239

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

ESCUTIA, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: March 19, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 239

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.

ESCUTIA, Chairwoman

Above bill ordered to second reading.

SPECIAL COMMITTEE MEETINGS

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

Human Services, on Tuesday, April 8, 1997.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 8:30 a.m., Thursday, March 20, 1997.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON MARCH 19, 1997**

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

AB	RN
62	9709030
67	9708992
96	9708069
138	9708839
146	9708866
205	9708857
255	9708784

SB	RN
181	9709020

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