

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, April 21, 1997

FIFTY-EIGHTH SESSION DAY

ONE HUNDRED FORTY-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
Monday, April 21, 1997

The Assembly met at 11:14 a.m.

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

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Brian Ebbert reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Wayne moved a quorum call of the Assembly. Motion carried. Time, 11:15 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 11:31 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—80:

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
Baldwin	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Villaraigosa
Brewer	House	Olberg	Vincent
Brown	Kaloogian	Oller	Washington
Caldera	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

O Lord, Our Savior, You have told us that You will require much of those to whom much is given. Grant that we who have been blessed with good health and loving families may strive together more abundantly by prayer and by every other means to extend to others what we so richly enjoy. And as we enter into the labors of other people, may others in turn enter into ours, to the fulfillment of Your holy will and our own everlasting salvation.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Sweeney 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 Hertzberg, seconded by Assembly Member Miller.

COMMUNICATIONS

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

April 21, 1997

E. Dotson Wilson

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

Dear Dotson: Please be advised that I am appointing Howard Wayne to the Assembly Televising the Assembly and Information Technology Committee effective today, April 21, 1997.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

April 21, 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 Barbara Alby to the Assembly Committee on International Trade and Development to fill an existing vacancy.

Thank you for your assistance in this matter.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

The following communication was presented by the Chief Clerk from:

C. Lance Barnett, Ph.D., Executive Officer, State Personnel Board, Sacramento, dated April 8, 1997, relative to Notice of Demonstration Project regarding the Department of General Services. Referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

REPORTS

The following reports were presented by the Chief Clerk:

City of San Bernardino Job Training Plan Modification July 1, 1995 through June 30, 1996

(Pursuant to JTPA, Job Training Partnership Reform Amendments of 1992 and Program Years 1996 and 1997 Job Training Plan Instructions)

Above transmitted report, together with letter of transmittal from Ernest B. Dowdy, Executive Director, Employment and Training Agency, City of San Bernardino dated March 31, 1997, referred by the Speaker to the Committee on Labor and Employment.

California Educational Facilities Authority Financial Statement with Independent Auditors' Report June 30, 1995 and 1996 (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 31, 1997, referred by the Speaker to the Committee on Higher Education.

State Prompt Payment Act; Interest Penalty Fees (Pursuant to Government Code Section 926.17)

Above transmitted report, together with letter of transmittal from Maryanne G. Gilliard, Interim Director, California Lottery, Sacramento, dated March 31, 1997, referred by the Speaker to the Committee on Governmental Organization.

Cemetery and Funeral Programs Report to the California Legislature, 1996 Calendar Year (Pursuant to the 1996-97 Budget Act)

Above transmitted report, together with letter of transmittal from Peter Brightbill, Chief, Department of Consumer Affairs, Sacramento, dated March 1, 1997, referred by the Speaker to the Committee on Budget.

Arbitration Review Program, Biennial Report to the Legislature, 1995-96 (Pursuant to Business and Professions Code Section 472.4(e))

Above transmitted report, together with letter of transmittal from Peter Brightbill, Chief, Department of Consumer Affairs, Sacramento, dated April 1, 1997, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

Summary of Federal Income Tax Changes, 1996 (Pursuant to Revenue and Taxation Code Section 19522)

Above transmitted report, together with letter of transmittal from Gerald H. Goldberg, Executive Officer, Franchise Tax Board, Rancho Cordova, dated April 1, 1997, referred by the Speaker to the Committee on Revenue and Taxation.

**Department of Parks and Recreation, M/W/DVBE Participation
July 1, 1995–June 30, 1996
(Pursuant to Public Contract Code Section 10115.5)**

Above transmitted report, together with letter of transmittal from Donald W. Murphy, Director, Department of Parks and Recreation, Sacramento, dated April 17, 1997, referred by the Speaker to the Committee on Utilities and Commerce.

**Evaluation of the Proposed FY 1997–98 Budget for
the Department of Transportation
(Pursuant to Government Code Section 14523)**

Above transmitted report, together with letter of transmittal from Edward G. Jordan, Chairman, California Transportation Commission, Sacramento, dated April 8, 1997, referred by the Speaker to the Committee on Transportation.

**Law Revision Commission Recommendation
(Pursuant to Government Code Sections 8291 and 9795)**

Above transmitted report, together with letter of transmittal from Nathaniel Sterling, Executive Secretary, California Law Revision Commission, Palo Alto, dated April 4, 1997, referred by the Speaker to the Committee on Judiciary.

**1996 Annual Report of the Bureau of Investigations
(Pursuant to Labor Code Section 6315.3)**

Above transmitted report, together with letter of transmittal from Lloyd W. Aubry, Jr., Director, Department of Industrial Relations, Office of the Director, San Francisco, dated April 4, 1997, referred by the Speaker to the Committee on Labor and Employment.

**Annual Report to the Legislature
Underground Storage Tank Cleanup Fund Program
(Pursuant to Health and Safety Code Section 25299.81(d))**

Above transmitted report, together with letter of transmittal from Walt Pettit, Executive Director, State Water Resources Control Board, Sacramento, dated April 8, 1997, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

**Department of Pesticide Regulation's
1996 Update of the Well Inventory Database
(Pursuant to the Pesticide Contamination Prevention Act)**

Above transmitted report, together with letter of transmittal from James W. Wells, Director, California Environmental Protection Agency, Department of Pesticide Regulation, Sacramento, dated April 9, 1997, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

**Rate-Setting Alternatives for
Community-Based Day Program and Residential Services
(Pursuant to the 1996–97 Budget Act Supplemental Report Language)**

Above transmitted report, together with letter of transmittal from Dennis G. Amundson, Director, Department of Developmental Services, Sacramento, referred by the Speaker to the Committee on Budget.

**1996-98 JPTA Job Training Plan Modifications Summary
(Pursuant to California Employment Development Department
Job Training Partnership Division)**

Above transmitted report, together with letter of transmittal from M. Melody/Page, Grants & Contracts Manager, Job Training & Economic Development Division, County of San Mateo, Belmont dated April 4, 1997, referred by the Speaker to the Committee on Labor and Employment.

**Executive Summary, Paperwork Reduction Study
(Pursuant to the Supplemental Report of the 1996 Budget Act
Item 1760-001-0666, #1)**

Above transmitted report, together with letter of transmittal from Peter G. Stamison, Director, Department of General Services, John Thomas Flynn, Chief Information Officer, Department of Information Technology, Department of General Services, Sacramento, dated April 7, 1997, referred by the Speaker to the Committee on Budget.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, April 21, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 1565

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered returned to second reading file.

Assembly Chamber, April 21, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 90

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, April 21, 1997

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

- | | |
|-----------------------|------------------------|
| Assembly Bill No. 95 | Assembly Bill No. 623 |
| Assembly Bill No. 121 | Assembly Bill No. 639 |
| Assembly Bill No. 135 | Assembly Bill No. 659 |
| Assembly Bill No. 338 | Assembly Bill No. 681 |
| Assembly Bill No. 339 | Assembly Bill No. 697 |
| Assembly Bill No. 351 | Assembly Bill No. 727 |
| Assembly Bill No. 407 | Assembly Bill No. 755 |
| Assembly Bill No. 475 | Assembly Bill No. 775 |
| Assembly Bill No. 496 | Assembly Bill No. 807 |
| Assembly Bill No. 553 | Assembly Bill No. 848 |
| Assembly Bill No. 566 | Assembly Bill No. 864 |
| Assembly Bill No. 574 | Assembly Bill No. 899 |
| Assembly Bill No. 604 | Assembly Bill No. 1003 |
| Assembly Bill No. 606 | Assembly Bill No. 1134 |

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, April 21, 1997

Mr. Speaker: Pursuant to your instructions, the	Chief Clerk has examined:
Assembly Bill No. 1146	Assembly Bill No. 1443
Assembly Bill No. 1167	Assembly Bill No. 1451
Assembly Bill No. 1293	Assembly Bill No. 1558
Assembly Bill No. 1331	

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, April 21, 1997

Mr. Speaker: Pursuant to your instructions, the	Chief Clerk has examined:
Assembly Bill No. 2	Assembly Bill No. 581
Assembly Bill No. 142	Assembly Bill No. 813
Assembly Bill No. 206	Assembly Bill No. 835
Assembly Bill No. 226	Assembly Bill No. 862
Assembly Bill No. 372	Assembly Bill No. 909
Assembly Bill No. 485	Assembly Bill No. 1102
Assembly Bill No. 497	Assembly Bill No. 1537

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, April 21, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
 Assembly Joint Resolution No. 15

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, April 21, 1997

Mr. Speaker: Pursuant to your instructions, the	Chief Clerk has examined:
Assembly Bill No. 17	Assembly Bill No. 636
Assembly Bill No. 26	Assembly Bill No. 678
Assembly Bill No. 156	Assembly Bill No. 695
Assembly Bill No. 209	Assembly Bill No. 715
Assembly Bill No. 308	Assembly Bill No. 794
Assembly Bill No. 318	Assembly Bill No. 802
Assembly Bill No. 377	Assembly Bill No. 833
Assembly Bill No. 378	Assembly Bill No. 856
Assembly Bill No. 531	Assembly Bill No. 878
Assembly Bill No. 578	Assembly Bill No. 975
Assembly Bill No. 603	Assembly Bill No. 1005
Assembly Bill No. 614	Assembly Bill No. 1022
Assembly Bill No. 620	Assembly Bill No. 1139
Assembly Bill No. 635	Assembly Bill No. 1341

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, April 21, 1997

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

- | | |
|-----------------------|------------------------|
| Assembly Bill No. 34 | Assembly Bill No. 1023 |
| Assembly Bill No. 137 | Assembly Bill No. 1077 |
| Assembly Bill No. 174 | Assembly Bill No. 1105 |
| Assembly Bill No. 323 | Assembly Bill No. 1123 |
| Assembly Bill No. 458 | Assembly Bill No. 1189 |
| Assembly Bill No. 515 | Assembly Bill No. 1208 |
| Assembly Bill No. 593 | Assembly Bill No. 1214 |
| Assembly Bill No. 698 | Assembly Bill No. 1304 |
| Assembly Bill No. 732 | Assembly Bill No. 1378 |
| Assembly Bill No. 819 | Assembly Bill No. 1399 |
| Assembly Bill No. 823 | Assembly Bill No. 1410 |
| Assembly Bill No. 877 | Assembly Bill No. 1420 |
| Assembly Bill No. 887 | Assembly Bill No. 1450 |
| Assembly Bill No. 925 | Assembly Bill No. 1532 |

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, April 21, 1997

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

- | | |
|------------------------|------------------------|
| Assembly Bill No. 321 | Assembly Bill No. 1150 |
| Assembly Bill No. 509 | Assembly Bill No. 1181 |
| Assembly Bill No. 709 | Assembly Bill No. 1213 |
| Assembly Bill No. 718 | Assembly Bill No. 1415 |
| Assembly Bill No. 1099 | Assembly Bill No. 1553 |

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, April 21, 1997

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

- Assembly Bill No. 860

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, April 21, 1997

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

- | | |
|------------------------|------------------------|
| Assembly Bill No. 330 | Assembly Bill No. 1333 |
| Assembly Bill No. 1116 | Assembly Bill No. 1470 |
| Assembly Bill No. 1230 | Assembly Bill No. 1570 |

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

REFERENCE OF BILLS TO COMMITTEE

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

Assembly

<i>Bill No.</i>	<i>Committee</i>
262 -----	Nat. Res.
413 -----	L. & E.
417 -----	Rev. & Tax.
1416 -----	Ed.
1607 -----	Budget
1608 -----	Rev. & Tax.

Assembly Constitutional

<i>Amendment No.</i>	<i>Committee</i>
16 -----	G.O.

Assembly Concurrent

<i>Resolution No.</i>	<i>Committee</i>
45 -----	Rls.
46 -----	Rls.
47 -----	Rls.
48 -----	Rls.
49 -----	Rls.
51 -----	Rls.

Assembly Joint

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

House

<i>Resolution No.</i>	<i>Committee</i>
11 -----	Rls.
21 -----	Rls.
22 -----	Rls.

Senate

<i>Bill No.</i>	<i>Committee</i>
16 -----	Pub. S.
78 -----	Rev. & Tax.
112 -----	Trans.
144 -----	W.,P. & W.
282 -----	Pub. S.
292 -----	Budget
384 -----	H. & C.D.
538 -----	L. Gov.
562 -----	H. & C.D.
576 -----	H. & C.D.

Senate Concurrent

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

REQUEST TO SUSPEND JOINT RULES

The following requests were received, and read:

Assembly Chamber, April 21, 1997

Mr. Speaker: I request permission to suspend Joint Rule 61(a)(2) and (a)(5) as it relates to Assembly Bill No. 833.

LIZ FIGUEROA

Assembly Chamber, April 21, 1997

Mr. Speaker: I request permission to suspend Joint Rule 61(a)(2) and (a)(5) as it relates to Assembly Bill No. 1477.

VALERIE BROWN

Above requests ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS
Committee on Water, Parks and Wildlife

April 21, 1997

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:
 Assembly Bill No. 608
 Assembly Bill No. 1315

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

MACHADO, Chairman

ASSEMBLY BILL NO. 608—An act relating to natural 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.

ASSEMBLY BILL NO. 1315—An act to amend Section 8040 of, to add Sections 710.8, 8040.5, 8054, and 8071 to, and to repeal and add Section 8051 of, the Fish and Game Code, and to amend Sections 76901, 76902, and 76905 of the Food and Agricultural Code, relating to fish, and making an appropriation therefor.

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

AUTHOR'S AMENDMENTS
Committee on Appropriations

April 21, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:
 Assembly Bill No. 50
 Assembly Bill No. 51
 Assembly Bill No. 520

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

MIGDEN, Chairwoman

ASSEMBLY BILL NO. 50—An act to amend Section 451.5 of the Penal Code, relating to arson.

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. 51—An act to amend Sections 422.75 and 451.5 of the Penal Code, relating to arson.

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. 520—An act to add Section 6035.5 to the Penal Code, relating to correctional personnel

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

April 21, 1997

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

Assembly Bill No. 387

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

KNOX, Chairman

ASSEMBLY BILL NO. 387—An act to amend Sections 18672, 18673, 19570, and 19575 of, to add Sections 18672.1 and 18684 to, and to repeal and add Section 18677 of, the Government Code, relating to state government.

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

April 21, 1997

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

Assembly Bill No. 14

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

KNOX, Chairman

ASSEMBLY BILL NO. 14—An act to add Chapter 21.6 (commencing with Section 7522) to Division 7 of Title 1 of the Government Code, relating to optional portable retirement plans, and making an appropriation therefor.

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

AUTHOR'S AMENDMENTS

Committee on Public Employees, Retirement and Social Security

April 21, 1997

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

Assembly Bill No. 1473

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

KNOX, Chairman

ASSEMBLY BILL NO. 1473—An act to add Section 21338 to the Government Code, relating to public employees.

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**

April 21, 1997

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

Assembly Bill No. 1597

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

KNOX, Chairman

ASSEMBLY BILL NO. 1597—An act to amend Sections 22104, 22117, 22120, 22146, 22162, 22216, 22221, 22222, 22711, 22801, 23851, 23880, 26507, 26807, 26906, and 27411 of the Education Code, and to amend Section 11126 of the Government Code, relating to public retirement systems.

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 Human Services**

April 21, 1997

Mr. Speaker: The Chair of your Committee on Human Services reports:

Senate Bill No. 293

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

ARONER, Chairwoman

SENATE BILL NO. 293—An act to repeal Section 11250 of the Welfare and Institutions Code, relating to human services.

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

AUTHOR'S AMENDMENTS**Committee on Public Employees, Retirement and Social Security**

April 21, 1997

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

Assembly Bill No. 1595

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

KNOX, Chairman

ASSEMBLY BILL NO. 1595—An act to amend Sections 20232, 20405, 21074, 21151, 21221, 21497, 21674, 22013.3, 22013.6, 22013.7, 22013.75, 22013.76, 22013.8, 22013.85, 22013.9, 22013.95, 22013.955, 22013.96, 22013.97, 22013.10, 22013.11, 22014.5, 22754, 22810, 22810.3, 22811.5, 22811.6, 22818, 22823, 22832, and 22850.2 of, to amend and renumber Section 21296 of, and to repeal Sections 20234 and 22014.3 of, the Government Code, relating to public employees.

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

April 21, 1997

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

Assembly Bill No. 1596

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

KNOX, Chairman

ASSEMBLY BILL NO. 1596—An act to amend Sections 20393, 20408, and 22859.2 of, and to add Section 20417 to, the Government Code, and to amend Section 5101.2 of the Vehicle Code, relating to public employees.

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

April 21, 1997

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

Assembly Bill No. 913

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

ESCUTIA, Chairwoman

ASSEMBLY BILL NO. 913—An act to amend Section 2339 of the Family Code, relating to marriage.

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

April 21, 1997

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

Assembly Bill No. 1118

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

HERTZBERG, Chairman

ASSEMBLY BILL NO. 1118—An act to amend Section 731 of, to add Section 731.1 to, to add Article 18.8 (commencing with Section 749.3) and Article 18.9 (commencing with Section 749.35) to, Chapter 2 of Part 1 of Division 2 of, the Welfare and Institutions Code, relating to financing the construction of local juvenile justice facilities by providing the funds necessary therefor, through the issuance and sale of bonds of the State of California, and by providing for the handling and disposition of those funds, 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 Judiciary

April 21, 1997

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

Assembly Bill No. 1274

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

ESCUTIA, Chairwoman

ASSEMBLY BILL NO. 1274—An act to add Section 527.9 to the Code of Civil Procedure, relating to temporary restraining orders and injunctions.

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

April 21, 1997

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Bill No. 94

Assembly Bill No. 336

Assembly Bill No. 1040

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

CALDERA, Chairman

ASSEMBLY BILL NO. 94—An act to amend Sections 17207 and 24347.5 of, and to add Sections 195.77, 195.78, and 195.79 to, the Revenue and Taxation Code, relating to disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

ASSEMBLY BILL NO. 336—An act to add Section 17053.25 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.

ASSEMBLY BILL NO. 1040—An act to amend Section 30 of the Business and Professions Code, to amend Section 1666.5 of the Insurance Code, to amend Sections 17052.15, 17053.45, 17053.46, 17220, 18402, 18604, 18606, 18621.5, 18637, 18638, 18639, 18645, 18662, 18670, 19009, 19011, 19021, 19023, 19024, 19058, 19132.5, 19141.5, 19141.6, 19147, 19164, 19192, 19254, 19263, 19280, 19282, 19301, 19340, 19392, 19411, 19542, 19563, 19701, 19705, 19706, 19719, 23037, 23038, 23040.1, 23095, 23098, 23101, 23151, 23151.1, 23151.2, 23153, 23183.1, 23183.2, 23186, 23303, 23305.2, 23332, 23332.5, 23334, 23455, 23501, 23610.5, 23612.6, 23623.5, 23625, 23645, 23646, 23731, 23802, 23809, 23811, 24346, 24356.4, 24356.8, 24357, 24358, 24359, 24402, 24407, 24408, 24409, 24411, 24416, 24416.2, 24677, 24678, 24901, 24912, 24916, 24917, 24942, 25105, 25110, 25111, 25112, and 25128 of, to amend and renumber Section 19532 of, and to amend and renumber the heading of Article 6 (commencing with Section 19280) of Chapter 5 of Part 10.2 of Division 2 of, to add Section 19051.5 to, and to repeal Sections 23184, 23184.5, 23185, 23185a, 23186.1, 23186.2, and 23186.5 of, the Revenue and Taxation Code, and to amend Section 56 of Chapter 952 of the Statutes of 1996, 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.

AUTHOR'S AMENDMENTS
Committee on Public Safety

April 21, 1997

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

Assembly Bill No. 629

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

HERTZBERG, Chairman

ASSEMBLY BILL NO. 629—An act to add Sections 20441.5 and 31469.7 to the Government Code, to amend Sections 190, 241, 245, 417, 664, and 12021.1 of the Penal Code, and to add Sections 10800.01 and 18111 to the Welfare and Institutions Code, relating to county employees.

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

April 21, 1997

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

Assembly Bill No. 1055

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

BOWEN, Chairwoman

ASSEMBLY BILL NO. 1055—An act to add Chapter 11 (commencing with Section 42580) to Part 3 of Division 30 of the Public Resources Code, relating to recycling, and making an appropriation therefor.

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

AUTHOR'S AMENDMENTS
Committee on Governmental Organization

April 21, 1997

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Assembly Bill No. 315

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

BROWN, Chairwoman

ASSEMBLY BILL NO. 315—An act to amend Section 25503.2 of the Business and Professions Code, relating to alcoholic beverages.

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

April 21, 1997

Mr. Speaker: Your Committee on Rules recommends that the requests to suspend Joint Rule 61(a)(2) and (a)(5), as it relates to the following bills be granted: Assembly Bills Nos. 268, 404, 830 1040, 1068, and 1312.

DON PERATA, Chairman

Committee on Judiciary

Date of Hearing: April 16, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 30

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

ESCUTIA, Chairwoman

Above bill ordered to second reading.

Date of Hearing: April 16, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 127

Assembly Bill No. 350

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

ESCUTIA, Chairwoman

Above bills ordered to second reading.

Date of Hearing: April 16, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 398

Assembly Bill No. 735

Assembly Bill No. 1374

Assembly Bill No. 1390

Assembly Bill No. 1467

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

ESCUTIA, Chairwoman

Above bills ordered to second reading.

Committee on Environmental Safety and Toxic Materials

Date of Hearing: April 15, 1997

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Assembly Bill No. 770

Assembly Bill No. 1089

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

WAYNE, Chairman

Above bills ordered to second reading.

Committee on Appropriations

Date of Hearing: April 16, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1025

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 bill be placed on the Consent Calendar.

MIGDEN, Chairwoman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: April 15, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 722

Assembly Bill No. 780

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: April 8, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 149

Assembly Bill No. 199

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.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: April 14, 1997

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Bill No. 1359

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

VINCENT, Chairman

Above bill ordered to second reading.

Committee on Rules

Date of Hearing: April 21, 1997

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 51

With the recommendation: Be adopted.

PERATA, Chairman

Above resolution ordered on file.

Date of Hearing: April 21, 1997

Mr. Speaker: Your Committee on Rules reports:

House Resolution No. 22

With the recommendation: Be adopted.

PERATA, Chairman

Above resolution ordered on file.

ADJOURN IN MEMORY

Assembly Member Granlund was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Anthony Martinez, of Beaumont.

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 Jefferson Yohn, of Sacramento.

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 Mary Mitchell; and El Flutot, of Whittier.

Assembly Member Cardenas was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Tomas Rodriquez, of Pacoima.

MESSAGES FROM THE SENATE

Senate Chamber, April 21, 1997

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

Assembly Concurrent Resolution No. 50

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate

By John W. Rovane, Assistant Secretary

Above resolution ordered to unfinished business file.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Pacheco was granted unanimous consent to take up Assembly Concurrent Resolution 50, without reference to file, for purpose of consideration of Senate amendments.

ASSEMBLY CONCURRENT RESOLUTION NO. 50 (Pacheco)—Relative to the Tenth Annual Tomas Rivera Conference at the University of California, Riverside.

The question being: Shall the Assembly concur in the Senate amendments to the above resolution?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—74

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

NOES—None

Bill ordered transmitted to the Senate.

JOINT RULE 62(a) WAIVED

Assembly Member Mazzoni was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bills Nos. 17 and 226 for hearing in the Committee on Education on Wednesday, April 23, 1997.

ACTION RESCINDED ON ASSEMBLY BILL NO. 837

Assembly Member Vincent was granted unanimous consent to rescind the action whereby on April 15, 1997 (Assembly Journal, page 1053), the Report of the Committee on Elections, Reapportionment and Constitutional Amendments relative to Assembly Bill No. 837, was received and read in the Assembly, and whereby the bill was read a second time, author's amendment to the bill read and adopted, and the bill reprinted and re-referred to the Committee on Elections, Reapportionment and Constitutional Amendments.

JOINT RULE 62(a) WAIVED

Assembly Member Vincent was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bills Nos. 414 and 1233 for hearing in the Committee on Elections, Reapportionment and Constitutional Amendments today, upon adjournment of Floor session, in the Tom Bane Rules Committee Room.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Date of Hearing: April 21, 1997

Mr. Speaker: Your Committee on Rules reports:
Assembly Concurrent Resolution No. 38

With the recommendation: Be adopted, as amended.

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 to second reading.

Date of Hearing: April 21, 1997

Mr. Speaker: Your Committee on Rules reports:
Assembly Concurrent Resolution No. 5
Assembly Concurrent Resolution No. 41
Assembly Concurrent Resolution No. 42

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolutions be placed on the Consent Calendar.

PERATA, Chairman

Above resolutions ordered on file.

Date of Hearing: April 21, 1997

Mr. Speaker: Your Committee on Rules reports:
Senate Concurrent Resolution No. 8

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.

Date of Hearing: April 21, 1997

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 49

Assembly Concurrent Resolution No. 44

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolutions be placed on the Consent Calendar.

PERATA, Chairman

Above resolutions ordered on file.

Date of Hearing: April 21, 1997

Mr. Speaker: Your Committee on Rules reports:

Assembly Joint Resolution No. 12

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 Members Davis and Wayne were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Chaim Herzog, sixth President of the State of Israel.

**ASSEMBLY CONCURRENT RESOLUTION NO. 38
TAKEN UP BY UNANIMOUS CONSENT FOR SECOND READING**

Assembly Member Davis was granted unanimous consent to take up Assembly Concurrent Resolution No. 38 without reference to file, for the purpose of reading the resolution a second time and adopting the committee amendments at this time.

ASSEMBLY CONCURRENT RESOLUTION NO. 38—Relative to California Holocaust Memorial Week.

Resolution read; amendments proposed by the Committee on Rules read and adopted, and the resolution to be placed upon the Consent Calendar.

Assembly Concurrent Resolution No. 38 Removed from Consent Calendar and Taken Up

Assembly Member Davis was granted unanimous consent that Assembly Concurrent Resolution No. 38 be removed from the Consent Calendar, and to take the resolution up at this time, without reference to file, for purpose of consideration.

ASSEMBLY CONCURRENT RESOLUTION NO. 38—Relative to California Holocaust Memorial Week.

Resolution read.

**Members Made Coauthors of
Assembly Concurrent Resolution No. 38**

Assembly Member Davis was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 38.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

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

Request for Unanimous Consent

Assembly Member Davis was granted unanimous consent to take up Assembly Concurrent Resolution No. 38, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 38, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 38—Relative to California Holocaust Memorial Week.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate immediately.

**ASSEMBLY CONCURRENT RESOLUTION NO. 51 TAKEN UP
BY UNANIMOUS CONSENT**

Assembly Member Kaloogian was granted unanimous consent to take up Assembly Concurrent Resolution No. 51, without reference to file, and that the same be considered engrossed.

ASSEMBLY CONCURRENT RESOLUTION NO. 51—Relative to the Armenian Genocide.

Resolution read.

**Members Made Coauthors of
Assembly Concurrent Resolution No. 51**

Assembly Member Kaloogian was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 51.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

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

Request for Unanimous Consent

Assembly Member Kaloogian was granted unanimous consent to take up Assembly Concurrent Resolution No. 51, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 51, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 51—Relative to the Armenian Genocide.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate immediately.

MESSAGES FROM THE SENATE

Senate Chamber, April 21, 1997

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

Assembly Concurrent Resolution No. 23

Assembly Concurrent Resolution No. 29

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

Above resolutions ordered enrolled.

Senate Chamber, April 21, 1997

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

Assembly Concurrent Resolution No. 38

And respectfully requests the Assembly to concur in said amendments.

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

Above resolution ordered to unfinished business file.

REQUEST FOR PHOTOGRAPHER

Assembly Member Villaraigosa was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

RECESS

By unanimous consent, at 12:15 p.m., Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Villaraigosa introduced the President pro Tempore of the New Mexico State Senate Manual "Manny" Aragon, whereupon he was presented with a resolution.

President pro Tempore Aragon then addressed the assemblage.

REASSEMBLED

At 12:18 p.m., the Assembly reconvened.

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

ASSEMBLY CONCURRENT RESOLUTION NO. 41 REMOVED FROM CONSENT CALENDAR AND TAKEN UP

Assembly Member Olberg was granted unanimous consent that Assembly Concurrent Resolution No. 41 be removed from the Consent Calendar, and to take the resolution up at this time, without reference to file, for purpose of consideration.

ASSEMBLY CONCURRENT RESOLUTION NO. 41 (Olberg)—Relative to a National Day of Prayer.

Resolution read.

Members Made Coauthors of Assembly Concurrent Resolution No. 41

Assembly Member Olberg was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 41.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Ackerman, Aguiar, Alquist, Ashburn, Baca, Baldwin, Battin, Baugh, Bordonaro, Brown, Bustamante, Caldera, Campbell, Cardoza, Cunneen, Davis, Escutia, Figueroa, Firestone, Frusetta, Gallegos, Goldsmith, Granlund, Havice, Hertzberg, Honda, House, Kaloogian, Keeley, Knox, Kuehl, Kuykendall, Leach, Lempert, Leonard, Machado, Margett, Martinez, McClintock, Miller, Morrissey, Morrow, Murray, Napolitano, Oller, Ortiz, Perata, Poochigian, Prenter, Pringle, Runner, Shelley, Strom-Martin, Sweeney, Takasugi, Thompson, Thomson, Torlakson, Vincent, Washington, Wayne, Wildman, and Woods.

Request for Unanimous Consent

Assembly Member Olberg was granted unanimous consent to take up Assembly Concurrent Resolution No. 41, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 41, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 41—Relative to a National Day of Prayer.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

JOINT RULE 62(a) WAIVED

Assembly Member Aroner was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 1008 for hearing in the Committee on Human Services on April 22, 1997.

Assembly Member Machado was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bills Nos. 1463 and 1286 for hearing in the Committee on Water, Parks and Wildlife on April 22, 1997.

Assembly Member Martinez was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 1508 for hearing in the Committee on Utilities and Commerce today, upon adjournment of Floor session at 1:30 p.m. in Room 444.

Assembly Member Martinez was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 443 for hearing in the Committee on Utilities and Commerce.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Migden was granted unanimous consent that Assembly Bill No. 755, be withdrawn from the Committee on Appropriations and placed on the second reading file.

JOINT RULE 62(a) WAIVED

Assembly Member Migden was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bills Nos. 12 and 233 for hearing in the Committee on Appropriations on Wednesday, April 23, 1997.

RE-REFERENCE OF BILLS

Assembly Member Torlakson was granted unanimous consent that Assembly Bill No. 1527 be re-referred from the Committee on Housing and Community Development to the Committee on Local Government.

CONSIDERATION OF DAILY FILE

**ASSEMBLY BILLS RETURNED TO SECOND READING FILE
PURSUANT TO THE RULES**

Pursuant to the Assembly Rules, the following Assembly bills were this day on the second reading file:

Assembly Bill No. 1565, ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 43—An act to add Section 1801.5 to the Vehicle Code, relating to vehicles.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

ASSEMBLY BILL NO. 217—An act to amend Sections 14087.5 and 14499.5 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

ASSEMBLY BILL NO. 866—An act to add and repeal Chapter 12.98 (commencing with Section 18986.80) to Part 6 of Division 9 of the Welfare and Institutions Code, relating to human services.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

ASSEMBLY BILL NO. 875—An act to amend Section 6250 of, and to add Section 6250.5 to, the Penal Code, relating to corrections.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

ASSEMBLY BILL NO. 957—An act to add Section 69639 to, and to add Article 7 (commencing with Section 69620) to Chapter 2 of Part 42 of, the Education Code, relating to postsecondary education.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

ASSEMBLY BILL NO. 477—An act to amend Section 12101 of the Health and Safety Code, and to amend Sections 453 and 12302 of the Penal Code, relating to explosives.

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

ASSEMBLY BILL NO. 719—An act to amend Section 95.31 of the Revenue and Taxation Code, relating to local government finance.

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

ASSEMBLY BILL NO. 47—An act to amend Section 230.8 of the Labor Code, relating to employees.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 178—An act to amend Sections 13700, 13710, and 13711 of the Business and Professions Code, relating to automotive products.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 187—An act to add Section 4582.85 to the Public Resources Code, relating to forest practices.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 189—An act to add Section 51225 to the Education Code, relating to school districts.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 237—An act to amend Sections 139.5 and 4644 of the Labor Code, relating to workers' compensation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 243—An act to amend Section 13823.15 of the Penal Code, relating to domestic violence.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 291—An act to add Section 13613 to the Water Code, relating to water.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 331—An act to amend Section 10089.8 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 782—An act to amend Section 16724 of, and to add Chapter 14 (commencing with Section 5960) to Division 6 of Title 1 of, the Government Code, relating to state finance.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 854—An act to amend Section 112165 of the Health and Safety Code, relating to health.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1110—An act to add Section 46 to the Code of Civil Procedure, and to add Section 69503 to the Government Code, relating to courts.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1155—An act to amend Sections 17250 and 24349 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1479—An act to amend Sections 13394 and 13396.5 of, and to add Section 13394.2 to, the Water Code, relating to water.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 170—An act to amend Section 926.17 of, and to add Section 926.15 to, the Government Code, relating to claims against the state.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 173—An act to add Article 13 (commencing with Section 44400) to Chapter 2 of Part 25 of the Education Code, relating to teacher credentialing.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 289—An act to amend Sections 22102 and 22105 of the Financial Code, relating to financial institutions.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 349—An act to amend Sections 1872.8 and 1872.83 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 379—An act to add Section 2400.7 to the Vehicle Code, relating to transportation, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 508—An act to amend Sections 5070.5, 5078, and 5132 of the Business and Professions Code, relating to accountancy.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 772—An act to amend Sections 7028 and 7071.17 of the Business and Professions Code, relating to contractors.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 811—An act to amend Section 10263 of Public Contract Code, relating to state contracts, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1491—An act to amend Section 25284 of, and to add Section 25292.3 to, the Health and Safety Code, relating to hazardous substances.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1549—An act to amend Section 10083 of the Insurance Code, relating to earthquake insurance.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1562—An act to make an appropriation in augmentation of Items 9840-001-0001, 9840-001-0494, and 9840-001-0988 of Section 2.00 of the Budget Act of 1996, relating to contingencies or emergencies, to take effect immediately as an appropriation for the usual current expenses of the state.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1563—An act to make an appropriation in augmentation of Items 9840-001-0001, 9840-001-0494, and 9840-001-0988 of Section 2.00 of the Budget Act of 1996, relating to contingencies or emergencies, to take effect immediately as an appropriation for the usual current expenses of the state.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1065—An act to amend Section 11170 of the Penal Code, relating to child abuse.

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

ASSEMBLY BILL NO. 939—An act to amend Section 467.5 of the Business and Professions Code, to amend Section 1775.10 of the Code of Civil Procedure, to amend Section 703.5 of, to amend and renumber the heading of Chapter 2 (commencing with Section 1150) of Division 9 of, to add Chapter 2 (commencing with Section 1115) to Division 9 of, and to repeal Sections 1152.5 and 1152.6 of, the Evidence Code, to amend Sections 66032 and 66033 of the Government Code, to amend Sections 10089.80 and 10089.82 of the Insurance Code, to amend Section 65 of the Labor Code, and to amend Section 350 of the Welfare and Institutions Code, relating to mediation.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 812—An act to amend Sections 26840.7 and 26840.8 of the Government Code, and to amend Section 18305 of the Welfare and Institutions Code, relating to human services, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1603—An act to amend Section 1714.45 of the Civil Code, relating to liability, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 131—An act to amend Sections 12001 and 12071 of, and to add Section 12036 to, the Penal Code, relating to firearms.

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.

ASSEMBLY BILL NO. 675—An act to add Section 12021.2 to the Penal Code, relating to firearms.

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.

ASSEMBLY BILL NO. 1152—An act to amend Section 871 of the Welfare and Institutions Code, relating to juveniles.

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.

ASSEMBLY BILL NO. 202—An act to amend Sections 12020 and 12020.5 of the Penal Code, relating to destructive devices.

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.

ASSEMBLY BILL NO. 371—An act to add and repeal Chapter 10 (commencing with Section 13890) of Title 6 of Part 4 of the Penal Code, relating to sex offenders, and making an appropriation therefor.

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.

ASSEMBLY BILL NO. 491—An act to amend Section 12035 of, and to add Section 12036 to, the Penal Code, relating to firearms.

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.

ASSEMBLY BILL NO. 1195—An act to amend Section 25356.1 of, and to add Sections 25319.6 and 25324.5 to, the Health and Safety Code, relating to hazardous substances.

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

ASSEMBLY BILL NO. 96—An act to amend Sections 93010 and 93011 of the Government Code, relating to transportation.

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

ASSEMBLY BILL NO. 244—An act to add Section 4689.01 to the Welfare and Institutions Code, relating to human services.

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

ASSEMBLY BILL NO. 472—An act to amend Section 25843 of the Government Code, relating to safety incentive programs.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 247—An act to amend Section 53071 of the Government Code, relating to firearms, and declaring the urgency thereof, to take effect immediately.

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. 433—An act to amend Section 7480 of the Government Code, to amend Section 830.11 of the Penal Code, and to amend Section 1808.4 of the Vehicle Code, relating to financial investigations.

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.

ASSEMBLY BILL NO. 920—An act to add Section 1241.5 to the Business and Professions Code, relating to crime laboratories.

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.

ASSEMBLY BILL NO. 1383—An act to amend Section 8869.84 of the Government Code, relating to public funds.

Bill read second time; amendments proposed by the Committee on Housing and Community Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Banking and Finance.

ASSEMBLY BILL NO. 940—An act to add and repeal Section 7200 of the Public Contract Code, relating to public works.

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

ASSEMBLY BILL NO. 1539—An act to add Sections 25250.2, 25250.4, and 25250.6 to the Government Code, relating to county government.

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

ASSEMBLY BILL NO. 229—An act to amend Section 6585 of the Government Code, relating to local agencies.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 62—An act to amend Section 57079 of, and to add Section 57079.1 to, the Government Code, relating to local government organization.

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

ASSEMBLY BILL NO. 245—An act to amend Section 1764.1 of, and to add Section 1763.2 to, the Insurance Code, relating to insurance.

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

ASSEMBLY BILL NO. 1059—An act to add Division 2.5 (commencing with Section 297) to the Family Code, to add Section 1374.58 to the Health and Safety Code, and to add Section 10121.7 to the Insurance Code, relating to domestic partners.

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

ASSEMBLY BILL NO. 651—An act to add Section 1463.30 to the Penal Code, relating to motor vehicles.

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 Insurance.

ASSEMBLY BILL NO. 1297—An act to add Section 39831.3 to the Education Code, and to amend Section 22112 of the Vehicle Code, relating to vehicles.

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. 799—An act to amend Section 8670.35 of the Government Code, relating to oil spills.

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

ASSEMBLY BILL NO. 961—An act to amend Section 4661 of the Public Resources Code, relating to forest resources.

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

ASSEMBLY BILL NO. 968—An act to add Sections 39618 and 39619 to the Health and Safety Code, relating to air pollution.

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

ASSEMBLY BILL NO. 1000—An act to add Chapter 1.692 (commencing with Section 5096.300) to Division 5 of the Public Resources Code, relating to financing a program for the planning, acquisition, development, restoration, enhancement, and protection of real property and related facilities, and for the implementation of programs, for the restoration, enhancement, and protection of coastal and riparian resources, and for the prevention of pollution to coastal waters and rivers, by providing the funds necessary therefor through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

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

ASSEMBLY BILL NO. 418—An act to add Chapter 3.2 (commencing with Section 8580) to Part 6 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. 486—An act to add and repeal Chapter 8 (commencing with Section 2100) of Part 2 of the Education Code, and to add and repeal Article 24.6 (commencing with Section 899) of Chapter 2 of Part 1 of Division 2 of the Welfare and Institutions Code, relating to juveniles, 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 Public Safety.

ASSEMBLY BILL NO. 1242—An act to amend Section 1267.5 of the Health and Safety Code, relating to health facilities.

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

ASSEMBLY BILL NO. 834—An act to add Article 12 (commencing with Section 9889.70) to Chapter 20.3 of Division 3 of the Business and Professions Code, relating to vehicles.

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. 592—An act to add Article 7.5 (commencing with Section 116610) to Chapter 4 of Part 12 of Division 104 of the Health and Safety Code, relating to environmental protection.

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

ASSEMBLY BILL NO. 943—An act to amend Section 17980 of, and to add Section 17980.9 to, the Health and Safety Code, relating to buildings.

Bill read second time, and ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 69—An act relating to trial court funding, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, April 21, 1997

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

Assembly Bill No. 782

Assembly Bill No. 1155

Assembly Bill No. 1479

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

Assembly Chamber, April 21, 1997

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

Assembly Bill No. 1562

Assembly Bill No. 1563

Assembly Bill No. 812

Assembly Bill No. 1603

Assembly Bill No. 229

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

Assembly Chamber, April 21, 1997

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

Assembly Bill No. 289

Assembly Bill No. 508

Assembly Bill No. 349

Assembly Bill No. 811

Assembly Bill No. 379

Assembly Bill No. 1549

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to the Consent Calendar.

Assembly Chamber, April 21, 1997

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

Assembly Bill No. 472

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to the Consent Calendar.

JOINT RULE 62(a) WAIVED

Assembly Member Papan was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 1383 for hearing in the Committee on Banking and Finance today.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY JOINT RESOLUTION NO. 5 (Havice)—Relative to the Gulf War Syndrome.

The question being: Shall the Assembly concur in the Senate amendments to the above resolution?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—76

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

NOES—None

Above resolution ordered enrolled.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 90 (Cunneen)—An act to add Article 9 (commencing with Section 2838) to Chapter 6 of Division 2 of, and to repeal Section 2718 of, the Business and Professions Code, relating to nursing, and making an appropriation therefor.

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

AYES—71

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY JOINT RESOLUTION NO. 8 (Honda)—Relative to vehicles.

Resolution read.

Motion to Amend by Assembly Member Baugh

Assembly Member Baugh moved the adoption of amendments.

Amendments read.

Motion to Table Baugh Amendments to Assembly Joint Resolution No. 8

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Baugh to Assembly Joint Resolution No. 8 be laid upon the table.

Assembly Member Escutia seconded the motion.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Firestone moved a call of the Assembly.

Motion carried. Time, 12:38 p.m.

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

ASSEMBLY CONCURRENT RESOLUTION NO. 4 (Perata)—Relative to cigarette advertisement.

Resolution read.

Motion to Amend by Assembly Member Bordonaro

Assembly Member Bordonaro moved the adoption of amendments.

Amendments read.

Point of Order

Assembly Member Villaraigosa arose to the following point of order:

That the amendments offered by Assembly Member Bordonaro to Assembly Concurrent Resolution No. 4 are not germane to the resolution.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order well-taken, that the amendments offered by Assembly Member Bordonaro to Assembly Concurrent Resolution No. 4 are not germane to the resolution.

Parliamentary Inquiry

Assembly Member Bordonaro arose to the following parliamentary inquiry:

What is the basis of the Chair's ruling?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that the amendments relate to pornographic materials and violence against women and the resolution relates to regulation of tobacco, and therefore the amendments are not germane to the title and subject matter of Assembly Concurrent Resolution No. 4.

Motion to Appeal from the Decision of the Chair

Assembly Member Bordonaro moved to appeal from the decision of the Chair

Assembly Member Pringle seconded the motion.

The question being: Shall the decision of the Chair that the proposed Bordonaro amendments to Assembly Concurrent Resolution No. 4 are not germane to the resolution be overruled?

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Battin moved a call of the Assembly.

Motion carried. Time, 12:38 p.m.

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

ASSEMBLY BILL NO. 299 (Ducheny)—An act to repeal Sections 2937 and 2938 of the Vehicle Code, relating to vehicles, 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—76

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

NOES—3

Baldwin	Baugh	McClintock
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The question being on the passage of the bill.

Bill passed by the following vote:

AYES—76

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

NOES—3

Baldwin	Baugh	McClintock
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Bill ordered transmitted to the Senate.

MOTION TO DISPENSE WITH CALLS OF THE ASSEMBLY

Assembly Member Villaraigosa moved that the Calls of the Assembly be dispensed with.

Assembly Member Sweeney seconded the motion.

Motion carried by the following vote:

AYES—40

Alquist	Figueroa	Mazzoni	Sweeney
Aroner	Floyd	Migden	Thomson
Baca	Gallegos	Murray	Torlakson
Bowen	Havice	Napolitano	Villaraigosa
Brown	Hertzberg	Ortiz	Vincent
Cardenas	Honda	Papan	Washington
Cardoza	Keeley	Perata	Wayne
Davis	Knox	Scott	Wildman
Ducheny	Kuehl	Shelley	Wright
Escutia	Lempert	Strom-Martin	Mr. Speaker

NOES—34

Ackerman	Brewer	Leonard	Poochigian
Aguiar	Campbell	Margett	Prenter
Alby	Cunneen	McClintock	Pringle
Ashburn	Frusetta	Miller	Richter
Baldwin	Goldsmith	Morrissey	Runner
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Leach	Pacheco	

CALL OF THE ASSEMBLY DISPENSED WITH ON VILLARAIGOSA MOTION TO TABLE BAUGH AMENDMENTS TO ASSEMBLY JOINT RESOLUTION NO. 8

At 12:49 p.m., further proceedings under the call of the Assembly were dispensed with.

The Villaraigosa motion to table Baugh amendments to Assembly Joint Resolution No. 8 carried by the following vote:

AYES—38

Alquist	Gallegos	Murray	Torlakson
Aroner	Havice	Napolitano	Villaraigosa
Baca	Hertzberg	Ortiz	Vincent
Bowen	Honda	Papan	Washington
Cardenas	Keeley	Perata	Wayne
Cardoza	Knox	Scott	Wildman
Davis	Kuehl	Shelley	Wright
Ducheny	Lempert	Strom-Martin	Mr. Speaker
Escutia	Mazzoni	Sweeney	
Figueroa	Migden	Thomson	

NOES—36

Ackerman	Brewer	Leach	Pacheco
Aguiar	Campbell	Leonard	Poochigian
Alby	Cunneen	Margett	Prenter
Ashburn	Firestone	McClintock	Pringle
Baldwin	Frusetta	Miller	Richter
Battin	Goldsmith	Morrissey	Runner
Baugh	Granlund	Morrow	Takasugi
Bordonaro	House	Olberg	Thompson
Bowler	Kaloogian	Oller	Woods

Parliamentary Inquiry

Assembly Member Olberg arose to the following parliamentary inquiry:

Is the proposed Baugh amendment to Assembly Joint Resolution No. 8 not before the Body at this time?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied in the negative; that the Baugh amendment to Assembly Joint Resolution No. 8 was laid upon the table, and therefore Assembly Joint Resolution No. 8 is before the Body for consideration.

Parliamentary Inquiry

Assembly Member Pringle arose to the following parliamentary inquiry:

Is it not the custom and precedent of the House to immediately take up the main motion after proposed amendments have been disposed of?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that the Villaraigosa motion to dispense with Calls of the Assembly carried and would therefore dispense with the pending Call of the House.

Parliamentary Inquiry

Assembly Member Pringle arose to the following parliamentary inquiry:

Will the House not now proceed with custom and precedent and take up Assembly Joint Resolution No. 8 for consideration at this time?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that in the absence of objection the House may return to consideration of Assembly Joint Resolution No. 8, rather than dispensing with further Calls of the Assembly pursuant to the Villaraigosa motion.

**FURTHER CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 8
BY UNANIMOUS CONSENT**

ASSEMBLY JOINT RESOLUTION NO. 8 (Honda)—Relative to vehicles.

At 12:58 p.m., Hon. Martha M. Escutia, 50th District, presiding

Demand for Previous Question

Assembly Members Ortiz, Aroner, Villaraigosa, Keeley, and Torlakson demanded the previous question.

Roll Call Demanded

Assembly Members Pringle, Battin, and Ackerman, demanded a roll call.

The roll was called, and demand for the previous question was sustained by the following vote:

AYES—40

Alquist	Escutia	Mazzoni	Sweeney
Aroner	Figueroa	Migden	Thomson
Baca	Gallegos	Murray	Torlakson
Bowen	Havice	Napolitano	Villaraigosa
Brown	Hertzberg	Ortiz	Vincent
Caldera	Honda	Papan	Washington
Cardenas	Keeley	Perata	Wayne
Cardoza	Knox	Scott	Wildman
Davis	Kuehl	Shelley	Wright
Ducheny	Lempert	Strom-Martin	Mr. Speaker

NOES—35

Ackerman	Brewer	Kuykendall	Poochigian
Aguiar	Campbell	Leach	Prenter
Alby	Cunneen	Margett	Pringle
Ashburn	Firestone	McClintock	Richter
Baldwin	Frusetta	Miller	Runner
Battin	Goldsmith	Morrissey	Takasugi
Baugh	Granlund	Morrow	Thompson
Bordonaro	House	Olberg	Woods
Bowler	Kaloogian	Oller	

Request for Unanimous Consent

Assembly Member Bowler requested unanimous consent to ask a question of Assembly Member Honda on his closing time for debate.

Request Out of Order

Speaker pro Tempore Kuehl ruled the request out of order as Assembly Member Honda's closing time for debate had expired.

The question being on the adoption of Assembly Joint Resolution No. 8.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Honda moved a call of the Assembly.

Motion carried. Time, 1:17 p.m.

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

CALL OF THE ASSEMBLY DISPENSED WITH ON BORDONARO APPEAL FROM DECISION OF THE CHAIR AS IT RELATES TO ASSEMBLY CONCURRENT RESOLUTION NO. 4

At 1:18 p.m., pursuant to the motion by Assembly Member Villaraigosa, further proceedings under the call of the Assembly were dispensed with.

The motion to Appeal from the decision of the Chair that the Bordonaro amendments to Assembly Concurrent Resolution No. 4 are not germane to the resolution lost and the decision of the Chair was sustained by the following vote:

AYES—37

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cunneen	Margett	Pringle
Alby	Firestone	McClintock	Richter
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	
Brewer	Leach	Poochigian	

NOES—42

Alquist	Figueroa	Mazzoni	Thomson
Aroner	Floyd	Migden	Torlakson
Baca	Gallegos	Murray	Villaraigosa
Bowen	Havice	Napolitano	Vincent
Brown	Hertzberg	Ortiz	Washington
Caldera	Honda	Papan	Wayne
Cardenas	Keeley	Perata	Wildman
Cardoza	Knox	Scott	Wright
Davis	Kuehl	Shelley	Mr. Speaker
Ducheney	Lempert	Strom-Martin	
Escutia	Machado	Sweeney	

Objection to Vote Adds

Assembly Member Battin withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the Bordonaro motion to appeal from the decision of the Chair.

BILLS CONSIDERED ENGROSSED

Speaker pro Tempore Kuehl was granted unanimous consent that the following bills be considered engrossed:

Assembly Bills Nos. 71, 1138, 1544, 290, and 861.

Further Consideration of Assembly Concurrent Resolution No. 4

ASSEMBLY CONCURRENT RESOLUTION NO. 4 (Perata)—Relative to cigarette advertisement.

Amendments Withdrawn

Without objection, Assembly Member Perata withdrew his amendments to Assembly Concurrent Resolution No. 4.

The question being on the adoption of Assembly Concurrent Resolution No. 4.

Assembly Concurrent Resolution No. 4 adopted by the following vote:

AYES—54

Aguiar	Frusetta	Machado	Shelley
Alquist	Gallegos	Martinez	Strom-Martin
Aroner	Goldsmith	Mazzoni	Sweeney
Baca	Granlund	Migden	Thompson
Bowen	Havice	Morrissey	Thomson
Brown	Hertzberg	Napolitano	Torlakson
Caldera	Honda	Ortiz	Villaraigosa
Cardenas	Kaloogian	Pacheco	Washington
Cardoza	Keeley	Papan	Wayne
Cunneen	Knox	Perata	Wildman
Davis	Kuehl	Poochigian	Wright
Escutia	Kuykendall	Prenter	Mr. Speaker
Figueroa	Leach	Richter	
Firestone	Lempert	Scott	

NOES—9

Ackerman	McClintock	Takasugi
Baldwin	Morrow	Vincent
Baugh	Oller	Woods

Resolution ordered transmitted to the Senate.

COMMITTEE MEETING ANNOUNCEMENTS

Speaker pro Tempore Kuehl announced that the Committee on Governmental Organization would meet today at 4 p.m., in Room 447.

HOUSE RESOLUTION NO. 22 TAKEN UP BY UNANIMOUS CONSENT

Assembly Member Strom-Martin was granted unanimous consent to take up House Resolution No. 22, without reference to file.

HOUSE RESOLUTION NO. 22—Relative to California Earth Day.

Resolution read.

Motion to Amend by Assembly Member Woods—Sets 1, 2, and 3

Assembly Member Woods moved the adoption of amendments.

Amendments read and adopted.

Amendments Withdrawn

Without objection, Assembly Member Woods withdrew his amendments to House Resolution No. 22—Set 4.

House Resolution No. 22 ordered reprinted, as amended.

House Resolution No. 22 Taken Up by Unanimous Consent

Assembly Member Strom-Martin was granted unanimous consent to take up House Resolution No. 22, without reference to file.

HOUSE RESOLUTION NO. 22—Relative to California Earth Day.

Resolution read.

Members Made Coauthors of House Resolution No. 22

Assembly Member Strom-Martin was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of House Resolution No. 22.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Alquist, Aroner, Baca, Brown, Bustamante, Caldera, Cardenas, Cardoza, Cunneen, Davis, Ducheny, Escutia, Figueroa, Firestone, Frusetta, Gallegos, Goldsmith, Havice, Hertzberg, Honda, Keeley, Knox, Kuehl, Kuykendall, Lempert, Machado, Martinez, Mazzoni, Migden, Murray, Napolitano, Ortiz, Papan, Perata, Scott, Shelley, Takasugi, Thomson, Torlakson, Villaraigosa, Vincent, Washington, Wayne, Wildman, Woods, and Wright.

Request for Unanimous Consent

Assembly Member Strom-Martin was granted unanimous consent to take up House Resolution No. 22, as amended, without reference to print or file.

Consideration of House Resolution No. 22, as Amended

HOUSE RESOLUTION NO. 22—Relative to California Earth Day.

Resolution read, as amended, and adopted by the following vote:

AYES—57

Aguiar	Ducheny	Lempert	Sweeney
Alby	Escutia	Machado	Takasugi
Alquist	Figueroa	Martinez	Thomson
Aroner	Firestone	Mazzoni	Torlakson
Baca	Floyd	Migden	Villaraigosa
Battin	Frusetta	Murray	Vincent
Bordonaro	Gallegos	Napolitano	Washington
Bowen	Goldsmith	Olberg	Wayne
Brewer	Havice	Ortiz	Wildman
Brown	Hertzberg	Papan	Woods
Caldera	Honda	Perata	Wright
Cardenas	Keeley	Richter	Mr. Speaker
Cardoza	Knox	Scott	
Cunneen	Kuehl	Shelley	
Davis	Kuykendall	Strom-Martin	

NOES—8

Ackerman	Baldwin	Granlund	Leonard
Ashburn	Baugh	Kaloogian	Oller

Vote Changes

By unanimous consent, the following vote change was permitted on House Resolution No. 22: Assembly Member Morrow, from “No” to “Not Voting”.

JOINT RULE 62(a) WAIVED

Assembly Member Hertzberg was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 486 for hearing in the Committee on Public Safety, on Tuesday, April 22, 1997.

COMMITTEE MEETING ANNOUNCEMENTS

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

Assembly Member Bowen announced that the Committee on Natural Resources would meet at 2:10 p.m. today, in Room 437.

RESOLUTIONS

The following resolutions were offered:

Resolution to Suspend Joint Rules

By Assembly Member Gallegos:

Resolved, That Joint Rule 61(a)(2) and (a)(5) be suspended to permit the Committee on Health to meet, consider, and report Assembly Bills Nos. 268, 404, 830, 1068, and 1312, for further action.

Resolution read, and adopted by the following vote:

AYES—78

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

NOES—None

JOINT RULE 62(a) WAIVED

Assembly Member Caldera was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 701 for hearing in the Committee on Revenue and Taxation today.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Vincent announced that the Committee on Environmental Safety and Toxic Materials would meet today, upon adjournment of Floor session, in the Tom Bane Rules Committee Room.

REQUEST TO TAKE UP BILL BY UNANIMOUS CONSENT

Assembly Member Baca requested unanimous consent to take up House Resolution No. 19, out of order.

Assembly Member Pringle withheld unanimous consent.

MOTION TO ADJOURN

At 1:46 p.m., Assembly Member Floyd moved that the Assembly do now adjourn.

Motion Ruled Out of Order

Speaker pro Tempore Kuehl ruled the Floyd motion to adjourn out of order, as the House is under Call of the Assembly.

OBJECTION WITHDRAWN

Assembly Member Pringle withdrew his objection to the request by Assembly Member Baca to take up House Resolution No. 19, out of order.

Consideration of House Resolution No. 19, by Unanimous Consent

Assembly Member Baca was granted unanimous consent to take up House Resolution No. 19, out of order, for purpose of consideration at this time.

HOUSE RESOLUTION NO. 19 (Baca)—Relative to International Togetherness Day.

Resolution read, and adopted.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY JOINT RESOLUTION NO. 8

At 1:49 p.m., on motion of Assembly Member Honda, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Joint Resolution No. 8 adopted by the following vote:

AYES—42

Alquist	Escutia	Martinez	Thomson
Aroner	Figueroa	Mazzoni	Torlakson
Baca	Floyd	Migden	Villaraigosa
Bowen	Gallegos	Murray	Vincent
Brown	Havice	Napolitano	Washington
Caldera	Hertzberg	Ortiz	Wayne
Cardenas	Honda	Papan	Wildman
Cardoza	Keeley	Scott	Wright
Cunneen	Knox	Shelley	Mr. Speaker
Davis	Kuehl	Strom-Martin	
Ducheny	Lempert	Sweeney	

NOES—32

Ackerman	Brewer	Leonard	Poochigian
Alby	Campbell	Margett	Prenter
Ashburn	Frusetta	McClintock	Pringle
Baldwin	Goldsmith	Miller	Richter
Battin	Granlund	Morrissey	Runner
Baugh	House	Morrow	Takasugi
Bordonaro	Kalোগian	Olberg	Thompson
Bowler	Leach	Oller	Woods

Resolution 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 Bill

ASSEMBLY BILL NO. 979 (Leach)—An act to amend Section 655 of the Harbors and Navigation Code, relating to vessels.

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

AYES—79

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

NOES—None

Bill ordered transmitted to the Senate.

SESSION SCHEDULE ANNOUNCEMENTS

Speaker pro Tempore Kuehl announced the following session schedule:

Tuesday, April 22, 1997, Check-in Session, 7 a.m.–3 p.m.;

Wednesday, April 23, 1997, Check-in Session, 7 a.m.–3 p.m.;

Thursday, April 24, 1997, Floor Session, 8:30 a.m.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Mazzoni announced that the Committee on Utilities and Commerce would meet today, 10 minutes after adjournment of Floor session, in Room 444.

Assembly Member Caldera announced that the Committee on Revenue and Taxation would meet today at 2 p.m.

MOTION TO ADJOURN

At 1:52 p.m., Assembly Member Washington moved that the Assembly do now adjourn.

Assembly Member Bowen seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Member Floyd arose to speak on the condition of the file.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

The question being on the motion of Assembly Member Washington that the Assembly adjourn.

Motion carried.

VOTE ADDS

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

Assembly Concurrent Resolution No. 50, Concurrence: Caldera and Goldsmith—Aye.

Assembly Concurrent Resolution No. 38, Coauthors: Bowler, Caldera, and Goldsmith—Aye.

Assembly Concurrent Resolution No. 51, Coauthors: Caldera—Aye.

Assembly Concurrent Resolution No. 41, Coauthors: Bustamante, Caldera, and Washington—Aye.

Assembly Joint Resolution No. 5, Concurrence: Caldera—Aye.

Assembly Bill No. 90: Morrow and Woods—Aye.

Assembly Bill No. 299 and Urgency: Kuykendall—Aye; Baugh—No.

Assembly Concurrent Resolution No. 4: Martinez—Aye.

Assembly Joint Resolution No. 8: Cunneen—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 1:53 p.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 52—Mazzoni. Relative to California Bike Commute Week.

ASSEMBLY JOINT RESOLUTION NO. 21—Migden and Torlakson (Coauthors: Alquist Aroner, Bowen, Brown, Cunneen, Figueroa, Honda, Lempert, Mazzoni, Ortiz, Papan, Perata, Richter, Shelley, Sweeney, Thomson, and Villaraigosa). Relative to spent nuclear fuel.

HOUSE RESOLUTION NO. 24—Morrissey and Pacheco. Relative to Cinco de Mayo.

AUTHOR'S AMENDMENTS**Committee on Labor and Employment**

April 21, 1997

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

Assembly Bill No. 776

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

FLOYD, Chairman

ASSEMBLY BILL NO. 776—An act to add Section 48205.5 to the Education Code, and to add Sections 1308.8 and 1308.9 to the Labor 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.

AUTHOR'S AMENDMENTS
Committee on Natural Resources

April 21, 1997

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

Assembly Bill No. 262

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

BOWEN, Chairwoman

ASSEMBLY BILL NO. 262—An act to amend Section 455.5 of the Public Resources Code, relating to forest practices.

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

April 21, 1997

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

Assembly Bill No. 1466

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

SWEENEY, Chairman

ASSEMBLY BILL NO. 1466—An act to amend Section 30055 of the Government Code, relating to taxation, 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 Education

April 21, 1997

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

Assembly Bill No. 287

Assembly Bill No. 860

Assembly Bill No. 1321

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

MAZZONI, Chairwoman

ASSEMBLY BILL NO. 287—An act to amend Sections 33310, 39619, 44865, 48661, 49500, 49513, 49516, 49531, 49536, 49550, 49550.3, 49553, 49554, 49559, and 49570 of, and to repeal Sections 49514 and 49532 of, the Education Code, relating to education.

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. 860—An act to amend Sections 44279.2 of, to amend the heading of Article 4.5 (commencing with Section 44279.2) of Chapter 2 of Part 25 of, to amend and renumber Section 44279.6 of, to add Sections 44225.6, 44225.7, 44279.6, 44279.7, 44279.8, 44279.9, 44279.10, 44302, and 44303 to, and to repeal and add Section 44279.5 of, the Education Code, relating to teacher credentialing.

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. 1321—An act to add and repeal Article 12.5 (commencing with Section 51840) of Chapter 5 of Part 28 of the Education Code, relating to education, and making an appropriation therefor.

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

AUTHOR'S AMENDMENTS
Committee on Water, Parks and Wildlife

April 21, 1997

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:
Assembly Bill No. 928

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

MACHADO, Chairman

ASSEMBLY BILL NO. 928—An act to add Part 9 (commencing with Section 560) to the Metropolitan Water District Act (Chapter 209 of the Statutes of 1969), relating to water, 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

April 21, 1997

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

Assembly Bill No. 276
Assembly Bill No. 441

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

GALLEGOS, Chair

ASSEMBLY BILL NO. 276—An act to add and repeal Chapter 10.5 (commencing with Section 4550) of Division 2 of the Business and Professions Code, relating to hypnotherapists.

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. 441—An act to amend Section 1644.5 of the Business and Professions Code, relating to health.

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

April 21, 1997

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

Assembly Bill No. 246

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

ESCUTIA, Chairwoman

ASSEMBLY BILL NO. 246—An act to amend Sections 116.220 and 116.231 of the Code of Civil Procedure, relating to small claims court.

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 Rules

April 21, 1997

Mr. Speaker: The Chair of your Committee on Rules reports:
Assembly Concurrent Resolution No. 31

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

PERATA, Chairman

ASSEMBLY CONCURRENT RESOLUTION NO. 31—Relative to Grandchildren's Week.

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

REPORTS OF STANDING COMMITTEES
Committee on Public Safety

Date of Hearing: April 15, 1997

Mr. Speaker: Your Committee on Public Safety reports:
Assembly Bill No. 1275

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Televising the Assembly and Information Technology with the recommendation: To Consent Calendar.

HERTZBERG, Chairman

Above bill ordered to second reading.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: April 14, 1997

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Bill No. 837

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

VINCENT, Chairman

Above bill ordered to second reading.

Committee on Housing and Community Development

Date of Hearing: April 16, 1997

Mr. Speaker: Your Committee on Housing and Community Development reports:
Assembly Bill No. 359

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

TORLAKSON, Chairman

Above bill ordered to second reading.

Committee on Water, Parks and Wildlife

Date of Hearing: April 15, 1997

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

Assembly Bill No. 21

Assembly Bill No. 1281

Assembly Bill No. 97

Assembly Bill No. 1366

Assembly Bill No. 374

Assembly Bill No. 1505

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

MACHADO, Chairman

Above bills ordered to second reading.

Committee on Environmental Safety and Toxic Materials

Date of Hearing: April 15, 1997

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:
Assembly Bill No. 541

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

WAYNE, Chairman

Above bill ordered to second reading.

Committee on Human Services

Date of Hearing: April 15, 1997

Mr. Speaker: Your Committee on Human Services reports:
Assembly Bill No. 232

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

ARONER, Chairwoman

Above bill ordered to second reading.

Committee on Local Government

Date of Hearing: April 16, 1997

Mr. Speaker: Your Committee on Local Government reports:
Assembly Bill No. 556

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

SWEENEY, Chairman

Above bill ordered to second reading.

Committee on Health

Date of Hearing: April 15, 1997

Mr. Speaker: Your Committee on Health reports:
Senate Bill No. 1

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 bill be placed on the Consent Calendar.

GALLEGOS, Chairman

Above bill ordered to second reading.

Committee on Public Safety

April 21, 1997

Mr. Speaker: Your Committee on Public Safety reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 154

HERTZBERG, Chairman

Above bill ordered filed with the Chief Clerk.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: April 14, 1997

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Bill No. 1336

With the recommendation: That the bill be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper committee for study.

VINCENT, Chairman

Subject matter of the above bill referred to the Committee on Rules.

Committee on Televising the Assembly and Information Technology

Date of Hearing: April 21, 1997

Mr. Speaker: Your Committee on Televising and Assembly and Information Technology reports:

- Assembly Bill No. 182
- Assembly Bill No. 1159
- Assembly Bill No. 1293

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

ALQUIST, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 21, 1997

Mr. Speaker: Your Committee on Televising and Assembly and Information Technology reports:

- Assembly Bill No. 206

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

ALQUIST, Chairwoman

Above bill re-referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

Senate Chamber, April 21, 1997

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

- Senate Bill No. 68

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

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 68—An act to amend Sections 125.7, 495, 652, 1247.66, 1267, 1310, 1322, and 22958 of the Business and Professions Code, to add Section 11410.60 to the Government Code, to amend Sections 1280, 1280.1, 1295, 1337.9, 1408, 1410, 1428, 1437, 1615, 1618, 1639.4, 1643.1, 1728.2, 1736, 1736.5, 106715, 108900, 111645, 115145, 116425, and 116625 of, and to add Section 100171 to, the Health and Safety Code, to add Section 1953.5 to the Unemployment Insurance Code, and to amend Sections 14088.23, 14123, 14123.2, 14126.50, 14171, 14171.5, and 14171.6 of the Welfare and Institutions Code, relating to administrative adjudication.

INTRODUCTION OF GUESTS

Speaker pro Tempore Kuehl introduced Michael Haleva, of Shalom School, in Sacramento.

Assembly Member McClintock, of the 38th Assembly District, introduced Delia, Patrick, and Aaron Smith, of Chatsworth.

Assembly Member Floyd, of the 55th Assembly District, introduced the Carson Chamber of Commerce Delegation, of Carson; and Lord Charles Vere, Earl of Burford, of Burford, England.

Assembly Member Oller, of the 4th Assembly District, introduced Brandee Ambrosia, a teacher at Rocklin High School; and students from Cameron Park Montessori School and the Assistant Administrator, Mary Thompson.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Washington, the Assembly adjourned until 7 a.m., Tuesday, April 22, 1997, out of respect to the memory of Anthony Martinez, on motion of Assembly Member Granlund; out of respect to the memory of President Chaim Herzog, on motion of Assembly Members Davis and Wayne; out of respect to the memory of Jefferson Yohn, on motion of Assembly Member Bowler; out of respect to the memory of Mary Mitchell and El Flutot, on motion of Assembly Member Napolitano; and out of respect to the memory of Tomas Rodriquez, on motion of Assembly Member Cardenas.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON APRIL 21, 1997

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

AB	RN	AB	RN
14	9711726	834	9711264
43	9710883	860	9711691
50	9711484	866	9711288
51	9711485	875	9711108
62	9711389	913	9711504
94	9711251	920	9710951
96	9710644	928	9711171
131	9710821	940	9708842
202	9711154	957	9710584
217	9711063	961	9711233
244	9710741	968	9711238
245	9711381	1000	9711263
246	9708494	1040	9711102
247	9711088	1055	9711242
262	9711111	1059	9711405
276	9710775	1065	9711304
287	9711206	1118	
315	9711110	1152	9710710
336	9711192	1195	9711467
371	9710952	1242	9710721
387	9711572	1274	9711722
418	9711481	1297	9711277
433	9710924	1315	9711531
441	9711341	1321	9711310
477	9711003	1383	9711472
486	9711388	1466	9711765
491	9710955	1473	9711414
520	9711453	1539	9711205
592	9711477	1595	9711503
608	9710490	1596	9711496
629	9711583	1597	9711125
651	9711293		
675	9710804	ACR	RN
719	9711046	31	9711406
776	9711762	38	9711539
799	9711316		

HR	RN	SB	RN
22	Set 1	293	9711529
	Set 2		
	Set 3		

Daily Total: 71
Cumulative Total: 992

Amendments were considered by the Assembly, but not adopted, to the following measures:

ACR

4 (RN 9711536, Ruled not germane)

AJR

81 (Baugh amendments, RN 9710651, laid upon the table)