

CALIFORNIA LEGISLATURE

1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, June 17, 1997

NINETIETH SESSION DAY

ONE HUNDRED NINETY-EIGHTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



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

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, June 17, 1997

The Assembly met at 7 a.m.

Hon. Joe Baca, Assembly Member, 62nd District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The following were placed upon the morning roll call—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

Quorum present.

At 1:15 p.m., Hon. Steven T. Kuykendall, 54th District, presiding

REGULAR BUSINESS DISPENSED WITH

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

COMMUNICATIONS

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

June 17, 1997

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

Dear Dotson: Please be advised that I am removing Assemblymember Don Perata from the Assembly Agriculture Committee and the Assembly Governmental Organization Committee at his request.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 17, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 1611

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Select Committee on Coastal Protection, on July 21, 1997, at 10 a.m., in Redwood City.

AUTHOR'S AMENDMENTS
Committee on Insurance

June 17, 1997

Mr. Speaker: The Chair of your Committee on Insurance reports:
Senate Bill No. 1063

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

FIGUEROA, Chairwoman

SENATE BILL NO. 1063—An act to amend Sections 4062.9, 4600.5, and 5401.7 of, to add Section 4600.6 to, and to repeal Part 3.2 (commencing with Section 5150) of Division 4 of, the Labor Code, relating to workers' compensation.

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

June 17, 1997

Mr. Speaker: The Chair of your Committee on Rules reports:
Senate Joint Resolution No. 5

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

PERATA, Chairman

SENATE JOINT RESOLUTION NO. 5—Relative to March Air Force Base.

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

AUTHOR'S AMENDMENTS
Committee on Insurance

June 17, 1997

Mr. Speaker: The Chair of your Committee on Insurance reports:
Assembly Bill No. 1516

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

FIGUEROA, Chairwoman

ASSEMBLY BILL NO. 1516—An act to amend Section 10132 of, and to add Section 10131.8 to, the Business and Professions Code, relating to real estate.

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 Consumer Protection, Governmental Efficiency and Economic Development

June 17, 1997

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 289

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

DAVIS, Chairwoman

SENATE BILL NO. 289—An act to amend Section 1793.22 of the Civil Code, relating to warranties.

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

June 17, 1997

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:
Senate Bill No. 1082

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

MACHADO, Chairman

SENATE BILL NO. 1082—An act to add Section 1812.5 to the Water Code, 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 Governmental Organization

June 17, 1997

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:
Senate Bill No. 993

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

BROWN, Chairwoman

SENATE BILL NO. 993—An act to amend Section 25600 of, and to add Sections 23363.1 and 23363.2 to, 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.

AUTHOR'S AMENDMENTS
Committee on Housing and Community Development

June 17, 1997

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Senate Bill No. 320

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

TORLAKSON, Chairman

SENATE BILL NO. 320—An act to amend Sections 53091 and 65040.6 of the Government Code, to amend Sections 17921.7, 17922, 17958, 17958.1, 17980, 18901, 18922, 18923, 18944.31, 18959, 50517, and 51058 of, and to repeal Sections 50054, 50150, 50154, 50663, 50667, 50837, 50900, 50900.1, 50901, 50902, 50908, 51052, to repeal Chapter 5.5 (commencing with Section 51260) and Chapter 9 (commencing with Section 51450) of Part 3 of Division 31 of, and to repeal Part 6.1 (commencing with Section 52534) of Division 31 of, the Health and Safety Code, relating to the Housing and Land Use Omnibus Act of 1997.

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 Housing and Community Development

June 17, 1997

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Senate Bill No. 219

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

TORLAKSON, Chairman

SENATE BILL NO. 219—An act to amend Sections 3772.5 and 3791.4 of the Revenue and Taxation Code, relating to taxation.

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 Elections, Reapportionment and Constitutional Amendments

Date of Hearing: June 16, 1997

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

Senate Bill No. 919

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

VINCENT, Chairman

Above bill re-referred to the Committee on Local Government.

Date of Hearing: June 16, 1997

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

Senate Bill No. 241

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

VINCENT, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 16, 1997

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

Senate Bill No. 561

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

VINCENT, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 16, 1997

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

Senate Bill No. 197

With the recommendation: Do pass.

VINCENT, Chairman

Above bill ordered to second reading.

Committee on Transportation

Date of Hearing: June 16, 1997

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 354

Senate Bill No. 396

Senate Bill No. 372

Senate Bill No. 612

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

MURRAY, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 16, 1997

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 42

Senate Bill No. 47

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

MURRAY, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 16, 1997

Mr. Speaker: Your Committee on Transportation reports:
Senate Bill No. 344

With the recommendation: Do pass.

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

MURRAY, Chairman

Above bill ordered to second reading.

Date of Hearing: June 16, 1997

Mr. Speaker: Your Committee on Transportation reports:
Senate Bill No. 112

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.

MURRAY, Chairman

Above bill ordered to second reading.

Committee on Education

Date of Hearing: June 11, 1997

Mr. Speaker: Your Committee on Education reports:
Senate Bill No. 1261

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

MAZZONI, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 11, 1997

Mr. Speaker: Your Committee on Education reports:
Senate Bill No. 1318

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

MAZZONI, Chairwoman

Above bill ordered to second reading.

Committee on Revenue and Taxation

Date of Hearing: June 16, 1997

Mr. Speaker: Your Committee on Revenue and Taxation reports:
Senate Bill No. 76
Senate Bill No. 78
Senate Bill No. 154

Senate Bill No. 355
Senate Bill No. 375

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

CALDERA, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 16, 1997

Mr. Speaker: Your Committee on Revenue and Taxation reports:
Assembly Bill No. 258

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

CALDERA, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 16, 1997

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 13

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

CALDERA, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Water, Parks and Wildlife

Date of Hearing: June 17, 1997

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

Senate Bill No. 53

Senate Bill No. 144

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

MACHADO, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 17, 1997

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

Senate Bill No. 260

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

MACHADO, Chairman

Above bill re-referred to the Committee on Appropriations.

CONSIDERATION OF DAILY FILE

SECOND READING OF SENATE BILLS

SENATE BILL NO. 376—An act to add and repeal Article 6 (commencing with Section 35790) of Chapter 4 of Part 21 of the Education Code, and to repeal Sections 1 and 2 of Chapter 1229 of the Statutes of 1988, relating to school districts, and making an appropriation therefor.

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

SENATE BILL NO. 250—An act relating to school facilities construction.

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

SENATE BILL NO. 389—An act to add Section 425.9 to the Government Code, relating to the official state soil.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 26—An act to amend Section 19568 of the Business and Professions Code, relating to horseracing.

Bill read second time, and ordered to third reading.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 17, 1997

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

Assembly Joint Resolution No. 25

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered returned to second reading file.

MESSAGES FROM THE SENATE

Senate Chamber, June 17, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Kopp, Rainey and Alpert as a Committee on Conference concerning:

Senate Bill No. 60.

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

ADJOURNMENT

At 3:20 p.m., the Assembly adjourned until 7 a.m., Wednesday, June 18, 1997.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JUNE 17, 1997**

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

AB	RN
1516	9715896

SB	RN
219	9715986
250	9715934
289	9716071
320	9716104
376	9715923
993	9716068
1063	9715679
1082	9715785

SJR	RN
5	9715176

Daily Total:	10
Cumulative Total:	2210

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