

CALIFORNIA LEGISLATURE

1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, June 18, 1997

NINETY-FIRST SESSION DAY

ONE HUNDRED NINETY-NINTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



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

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, June 18, 1997

The Assembly met at 7 a.m.

Hon. Bruce Thompson, Assembly Member, 66th 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—77:

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

Quorum present.

At 1:35 p.m., Hon. Jack Scott, 44th District, presiding

REGULAR BUSINESS DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

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

On legislative business: Assembly Member Martinez.

On personal business, and waiving per diem: Assembly Members Cunneen and Firestone.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

June 18, 1997

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

Dear Mr. Speaker: Due to legislative business in my district office, I request to be excused from Wednesday, June 18, 1997 check-in session and Thursday, June 19, 1997 floor session.

Thank you in advance for your consideration.

Warmest regards,

DIANE MARTINEZ, Assembly Member
Forty-ninth District

COMMUNICATIONS

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

June 18, 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 Robert Hertzberg to the Assembly Judiciary Committee to replace Assemblymember Diane Martinez for today, June 18, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 65—Goldsmith. Relative to Truck Driver Appreciation Week.

HOUSE RESOLUTION NO. 34—Napolitano. Relative to international trade.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 18, 1997

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

Assembly Bill No. 1516

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, June 18, 1997

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

Assembly Bill No. 973

Assembly Bill No. 1398

And reports the same correctly enrolled, and presented to the Governor at 11:30 a.m. June 18, 1997.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS**Committee on Elections, Reapportionment and Constitutional Amendments**

June 18, 1997

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 671

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

VINCENT, Chairman

SENATE BILL NO. 671—An act to amend Sections 2154, 3010, 7244, 7570, 7608, 7612, 7620, 7671, 7694, 7770, 7840, 7884, 9031, 10229, 10411, 10706, 12302, 13201, 15310, and 15651 of, to add Section 7236 to, and to repeal Sections 347, 6181, 7000, 7552, 7553, 7554, 7558, 7560, 7601, 7602, 7606, 7607, 7621, 7625, 7626, 7627, 7784, 7785, 7801, 10414, 10415, 13003, and 15273 of, the Elections Code, and to amend Section 6254.4 of the Government Code, relating to elections.

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**

June 18, 1997

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

Senate Bill No. 306

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

GALLEGOS, Chairman

SENATE BILL NO. 306—An act to amend Section 14079 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 Housing and Community Development**

June 18, 1997

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

Senate Bill No. 71

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

TORLAKSON, Chairman

SENATE BILL NO. 71—An act to add Section 33334.25 to the Health and Safety Code, relating to redevelopment.

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**

June 18, 1997

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

Assembly Concurrent Resolution No. 32

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

MIGDEN, Chairwoman

ASSEMBLY CONCURRENT RESOLUTION NO. 32—Relative to arthropods.

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 Criminal Procedure, Governmental Efficiency and Economic Development

June 18, 1997

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

Senate Bill No. 170

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

DAVIS, Chairwoman

SENATE BILL NO. 170—An act to repeal Chapter 3 (commencing with Section 17750) of Part 3 of Division 7 of the Business and Professions Code, relating to business.

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 Banking and Finance

June 18, 1997

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:

Senate Bill No. 271

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

PAPAN, Chairman

SENATE BILL NO. 271—An act to amend Section 25014.6 of the Corporations Code, relating to securities.

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 Insurance

June 18, 1997

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

Senate Bill No. 912

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

FIGUEROA, Chairwoman

SENATE BILL NO. 912—An act to amend Section 116 of the Insurance Code, relating to insurance.

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

AUTHOR'S AMENDMENTS
Committee on Agriculture

June 18, 1997

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

Senate Bill No. 494

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

CARDOZA, Chairman

SENATE BILL NO. 494—An act to amend Sections 19621.1, 19622.1, 19622.3, and 19622.4 of, and to repeal Section 19622.5 of, the Business and Professions Code, relating to district agricultural associations.

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 Higher Education

June 18, 1997

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

Senate Bill No. 465

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

LEMPERT, Chairman

SENATE BILL NO. 465—An act to add Section 81004 to the Education Code, relating to postsecondary 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.

AUTHOR'S AMENDMENTS
Committee on Health

June 18, 1997

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

Senate Bill No. 833

Senate Bill No. 1257

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

GALLEGOS, Chairman

SENATE BILL NO. 833—An act to amend Section 2651 of, and to add Sections 2631 and 2655.75 to, the Business and Professions Code, relating to physical therapy.

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.

SENATE BILL NO. 1257—An act relating to health coverage.

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

June 18, 1997

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

Senate Bill No. 561

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

MIGDEN, Chairwoman

SENATE BILL NO. 561—An act to amend Section 84305.5 of the Government Code, relating to the Political Reform Act of 1974, 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.

REPORTS OF STANDING COMMITTEES
Committee on Environmental Safety and Toxic Materials

Date of Hearing: June 17, 1997

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

Senate Bill No. 105

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 Education

Date of Hearing: June 11, 1997

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 305

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

MAZZONI, Chairwoman

Above bill ordered to second reading.

Committee on Health

Date of Hearing: June 17, 1997

Mr. Speaker: Your Committee on Health reports:

House Resolution No. 9

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

GALLEGOS, Chairman

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

Date of Hearing: June 17, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 229

Senate Bill No. 277

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

GALLEGOS, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 17, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 160

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.

GALLEGOS, Chairman

Above bill ordered to second reading.

Date of Hearing: June 17, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 578

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

GALLEGOS, Chairman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1611

With the recommendation: Do pass.

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

MIGDEN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Concurrent Resolution No. 58

With the recommendation: Be adopted.

MIGDEN, Chairwoman

Above resolution ordered to third reading.

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Concurrent Resolution No. 2

Senate Concurrent Resolution No. 9

Senate Concurrent Resolution No. 22

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.

MIGDEN, Chairwoman

Above resolutions ordered to Consent Calendar.

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 349

With the recommendation: Do pass.

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

MIGDEN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 109

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bill ordered to second reading.

Committee on Housing and Community Development

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No. 104

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

TORLAKSON, Chairman

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

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No. 259

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

TORLAKSON, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No. 384

Senate Bill No. 484

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 bills be placed on the Consent Calendar.

TORLAKSON, Chairman

Above bills ordered to second reading.

Committee on Appropriations

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 511

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 Agriculture

Date of Hearing: June 11, 1997

Mr. Speaker: Your Committee on Agriculture reports:

Senate Bill No. 1334

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

CARDOZA, Chairman

Above bill ordered to second reading.

**CONSIDERATION OF DAILY FILE
SENATE BILLS RETURNED TO SECOND READING FILE
PURSUANT TO THE RULES**

Pursuant to the Assembly Rules, the following Senate bill was this day on the second reading file:

Senate Bill No. 250, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 197—An act to amend Section 87202 of the Government Code, relating to the Political Reform Act of 1974.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 344—An act to amend Section 99233 of, and to add Section 99233.11 to, the Public Utilities Code, relating to transportation.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 112—An act to amend Section 22710 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 returned to the second reading file, and to be placed upon the Consent Calendar.

SENATE BILL NO. 1261—An act to amend Section 56728.7 of the Education Code, relating to special education, and declaring the urgency thereof, to take effect immediately.

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. 1318—An act to add Section 47605.5 to the Education Code, relating to education, and declaring the urgency thereof, to take effect immediately.

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.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 9 a.m., Thursday, June 19, 1997.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 18, 1997

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

ACR	RN
32	9716099
SB	RN
71	9716231
112	9715868
170	9714268
271	9716217
306	9715723
465	9716139
494	9715879
561	9716251
671	9715812
833	9715164
912	9715022
1257	9714611
1261	9716060
1318	9715976

Daily Total:	15
Cumulative Total:	2225