

CALIFORNIA LEGISLATURE

1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, June 19, 1997

NINETY-SECOND SESSION DAY

TWO HUNDREDTH 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
Thursday, June 19, 1997

The Assembly met at 9 a.m.

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

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Napolitano moved a quorum call of the Assembly.

Motion carried. Time, 9:01 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 9:31 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—78:

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

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, You have wisely created and prudently established all things that are. To look around is to see Your goodness; to trust in You is to know Your loving kindness. O Most Merciful One, absolve us from our sins and offenses, from our errors and shortcomings. Make us clean with the cleansing of Your truth. Direct our lives, till we walk in holiness of heart and our works are good and pleasing in Your sight.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Brown 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 Mazzoni, seconded by Assembly Member Baldwin.

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 Members Martinez and Olberg.

EXPLANATIONS OF ABSENCE

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

June 18, 1997

*Speaker Cruz Bustamante
State Capitol, Room 219
Sacramento, California*

Dear Cruz: I respectfully request that I be excused from session on Thursday, June 19, 1997. I will be in my district on legislative business.

If you have any questions, please contact Terri O'Neill at 445-8102. Thank you for your consideration.

Sincerely,

R. KEITH OLBERG, Assembly Member
Thirty-fourth District

(NOTE: For letter explaining the absence of Assembly Member Martinez on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for Wednesday, June 18, 1997.

COMMUNICATIONS

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

June 16, 1997

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

Dear Mr. Wilson: Please be advised that pursuant to Government Code Sec. 8670.54 (amended by: Ch. 1248 of 1990, SB 2040—Keene), I have named Ms. Carrie Bowen to serve on the Oil Spill Technical Advisory Committee. The effective date of the appointment is June 16, 1997, and this is a pleasure appointment. Ms. Bowen will be replacing Mr. Michael Lozeau (alternate to Mr. Michael J. Hertz).

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 19, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined: Assembly Concurrent Resolution No. 32

And reports the same correctly enrolled.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

REFERENCE OF BILLS TO COMMITTEE

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

*Assembly Joint
Resolution No.*

Committee

31 ----- Rls.

Senate

Bill No.

Committee

- 3** ----- Pub. S.
- 5** ----- Rev. & Tax.
- 8** ----- G.O. and E.,R. & C.A.
- 10** ----- Ed.
- 45** ----- Trans.
- 48** ----- L. & E. and Jud.
- 49** ----- E.,R. & C.A.
- 50** ----- Ed.
- 70** ----- Health and Ins.
- 72** ----- Nat. Res.
- 85** ----- Ed.
- 88** ----- G.O.
- 90** ----- U. & C.
- 101** ----- Higher Ed.
- 110** ----- Rev. & Tax.
- 113** ----- Trans.
- 116** ----- U. & C.
- 135** ----- Ed.
- 146** ----- Pub. S.

184	-----	C.P.,G.E. & E.D.
193	-----	C.P.,G.E. & E.D.
200	-----	Rev. & Tax and I. T. & D.
202	-----	Ins.
214	-----	Jud.
226	-----	Trans.
227	-----	P.E.,R. & S.S. and Higher Ed.
231	-----	W.,P. & W. and Agri.
233	-----	Ins.
235	-----	L. & E.
248	-----	L. Gov.
253	-----	Health
263	-----	W.,P. & W.
272	-----	Ins.
280	-----	Trans.
281	-----	G.O.
287	-----	E.,R. & C.A.
295	-----	Pub. S.
296	-----	Ins.
300	-----	Ed.
303	-----	L. Gov.
310	-----	W.,P. & W
314	-----	Pub. S.
316	-----	Higher Ed.
317	-----	Health
324	-----	Health
328	-----	W.,P. & W.
329	-----	W.,P. & W.
330	-----	Health
340	-----	Jud.
348	-----	L. Gov.
361	-----	Hum. S.
364	-----	W.,P. & W.
368	-----	Trans.
369	-----	C.P.,G.E. & E.D.
377	-----	Ed.
393	-----	Health
394	-----	L. & E.
402	-----	Health
405	-----	U. & C.
406	-----	Health and Ins.
407	-----	Health
413	-----	Health
432	-----	Trans.
435	-----	C.P.,G.E. & E.D.
436	-----	Nat. Res.
445	-----	Agri. and E.S. & T.M.
447	-----	L. & E.
450	-----	Ins.
455	-----	Rev. & Tax.
464	-----	E.S. & T.M. and Agri.
468	-----	Pub. S.
469	-----	Pub. S.
473	-----	Health

474	-----	Ins.
479	-----	Trans.
483	-----	Pub. S.
485	-----	H. & C.D.
486	-----	G.O. and L. & E.
487	-----	H. & C.D.
488	-----	H. & C.D.
492	-----	C.P.,G.E. & E.D. and TV. A. & I.T.
495	-----	Ins.
499	-----	W.,P. & W and Nat. Res.
500	-----	Pub. S.
507	-----	Trans.
513	-----	Pub. S.
514	-----	Ed.
522	-----	Health
532	-----	Rev. & Tax.
533	-----	Nat. Res.
534	-----	Ed.
540	-----	Ed.
543	-----	W.,P. & W.
545	-----	Trans.
550	-----	Ed.
560	-----	Health and Rev. & Tax.
566	-----	L. Gov. and C.P.,G.E. & E.D.
567	-----	Trans. and E.,R. & C.A.
570	-----	Ins.
577	-----	P.E.,R. & S.S.
586	-----	Health
591	-----	Pub. S. and Rev. & Tax.
593	-----	Health
596	-----	Health
601	-----	P.E.,R. & S.S.
602	-----	Health and Rev. & Tax.
609	-----	G.O.
614	-----	W.,P. & W.
615	-----	P.E.,R. & S.S.
625	-----	Health
626	-----	Trans.
628	-----	Jud.
629	-----	P.E.,R. & S.S.
641	-----	Pub. S.
642	-----	Pub. S.
648	-----	C.P.,G.E. & E.D.
661	-----	E.S. & T.M. and Jud.
669	-----	Ed. and Pub. S.
672	-----	P.E.,R. & S.S.
673	-----	Nat. Res.
675	-----	Nat. Res.
680	-----	L. & E.
682	-----	Jud.
699	-----	W.,P. & W.
703	-----	U. & C.
705	-----	Pub. S.
707	-----	Higher Ed.

713	Health
715	Nat. Res. and TV. A. & I.T.
717	E.,R. & C.A. and Rev. & Tax.
719	Health
721	Pub. S.
772	Trans. and Nat. Res.
779	Jud.
788	B. & F.
793	Trans.
802	Ed.
804	Ed.
807	Trans.
817	Hum. S. and Pub. S.
818	Pub. S.
820	Higher Ed.
824	Higher Ed.
826	Health
842	B. & F.
853	Ed. and Pub. S.
857	C.P.,G.E. & E.D.
859	Ins.
860	Health
862	C.P.,G.E. & E.D.
870	P.E.,R. & S.S.
877	Higher Ed.
884	Ins.
885	Health
904	Hum. S.
908	L. Gov.
914	Pub. S.
923	Health
930	C.P.,G.E. & E.D.
936	Jud. and Hum. S.
938	Ed. and Hum. S.
939	Pub. S.
941	Pub. S. and Jud.
945	Pub. S. and Health
948	Jud.
954	Health
956	Rev. & Tax. and Ins.
965	Rev. & Tax. and I. T. & D.
967	P.E.,R. & S.S.
969	P.E.,R. & S.S.
977	Health and Jud.
980	Pub. S.
984	Health
998	Health
999	Jud.
1006	W.,P. & W.
1007	Health
1014	Health
1022	P.E.,R. & S.S.
1023	P.E.,R. & S.S.
1027	P.E.,R. & S.S.

1031	-----	Ed.
1034	-----	E.S. & T.M.
1035	-----	Health
1036	-----	Health
1037	-----	Jud.
1038	-----	Hum. S.
1051	-----	Ed.
1052	-----	Health
1057	-----	Trans.
1060	-----	Health
1064	-----	Ed.
1066	-----	Nat. Res.
1067	-----	G.O.
1069	-----	C.P.,G.E. & E.D. and Budget
1072	-----	P.E.,R. & S.S.
1081	-----	E.S. & T.M. and Jud.
1089	-----	Pub. S.
1090	-----	E.S. & T.M.
1092	-----	Pub. S.
1094	-----	Health
1095	-----	Ed.
1099	-----	Health
1102	-----	Rev. & Tax. and Trans.
1106	-----	Rev. & Tax.
1113	-----	Nat. Res.
1118	-----	Trans.
1123	-----	W.,P. & W.
1125	-----	Health
1129	-----	Health
1130	-----	Health
1140	-----	Health
1144	-----	G.O.
1147	-----	Health
1153	-----	Ins.
1155	-----	Ed.
1156	-----	H. & C.D. and L. Gov.
1163	-----	Ed.
1173	-----	C.P.,G.E. & E.D.
1175	-----	Nat. Res.
1176	-----	Pub. S.
1179	-----	Nat. Res.
1184	-----	C.P.,G.E. & E.D. and L. Gov.
1190	-----	L. Gov.
1194	-----	Health
1195	-----	Pub. S.
1198	-----	Agri.
1200	-----	B. & F.
1202	-----	W.,P. & W.
1217	-----	Ins.
1220	-----	Ins.
1231	-----	Health
1234	-----	Rev. & Tax.
1238	-----	Pub. S.
1243	-----	Health

1251	-----	Jud.
1253	-----	Rev. & Tax.
1258	-----	Ed.
1270	-----	C.P.,G.E. & E.D.
1271	-----	E.,R. & C.A. and Jud.
1272	-----	L. Gov.
1273	-----	C.P.,G.E. & E.D. and TV.A. & I.T.
1277	-----	Ins.
1284	-----	Jud.
1287	-----	L. Gov.
1291	-----	B. & F.
1292	-----	Health
1295	-----	Health
1296	-----	Jud.
1298	-----	Pub. S.
1299	-----	Health
1302	-----	Pub. S.
1304	-----	G.O. and Budget
1305	-----	U. & C.
1311	-----	Pub. S.
1312	-----	W.,P. & W.
1313	-----	H. & C.D.
1315	-----	Ins.
1325	-----	Trans.
1328	-----	L. & E.
1329	-----	Trans.
1332	-----	Hum. S.
1336	-----	W.,P. & W.
1338	-----	TV.A. & I.T.
1339	-----	Pub. S.
1342	-----	Jud.
1344	-----	Health
1346	-----	Health and Pub. S.
1347	-----	Health
1348	-----	C.P.,G.E. & E.D.
1349	-----	Health

Senate Concurrent

Resolution No.

Committee

23 ----- Rls.

**AUTHOR'S AMENDMENTS
Committee on Appropriations**

June 19, 1997

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

Assembly Bill No. 1030

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

MIGDEN, Chairwoman

ASSEMBLY BILL NO. 1030—An act to add Section 110663 to the Health and Safety Code, relating to agricultural commodities.

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 19, 1997

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

Senate Bill No. 18

Senate Bill No. 1025

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

MIGDEN, Chairwoman

SENATE BILL NO. 18—An act to amend Section 1523 of the Code of Civil Procedure, and to amend Section 12936 of the Insurance Code, relating to insurance, 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.

SENATE BILL NO. 1025—An act to add Section 21389 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 Transportation

June 19, 1997

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

Senate Bill No. 812

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

MURRAY, Chairman

SENATE BILL NO. 812—An act to amend Section 9107 of the Vehicle Code, relating to vehicles.

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

AUTHOR'S AMENDMENTS
Committee on Public Safety

June 19, 1997

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

Senate Bill No. 1146

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

HERTZBERG, Chairman

SENATE BILL NO. 1146—An act to amend Section 1025 of the Penal Code, relating to criminal procedure.

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 Utilities and Commerce

June 19, 1997

Mr. Speaker: The Chair of your Committee on Utilities and Commerce reports:
Senate Bill No. 595

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

MARTINEZ, Chairwoman

SENATE BILL NO. 595—An act to amend Section 303 of the Public Utilities Code, relating to the Public Utilities Commission, 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 Insurance

June 19, 1997

Mr. Speaker: The Chair of your Committee on Insurance reports:
Senate Bill No. 319

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

FIGUEROA, Chairwoman

SENATE BILL NO. 319—An act to amend Section 1057.6 of, and to add Sections 1057.61 and 1057.62 to, the Civil Code, and to add Section 12340.12 to the Insurance Code, relating to title 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 Education

June 19, 1997

Mr. Speaker: The Chair of your Committee on Education reports:
Senate Bill No. 187

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

MAZZONI, Chairwoman

SENATE BILL NO. 187—An act to amend, renumber, and repeal Section 35294.1 of, to add Section 35294.2 to, and to add and repeal Sections 35294.1, 35294.6, 35294.7, 35294.8, and 35294.9 to, the Education Code, relating to school safety.

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 Labor and Employment

June 19, 1997

Mr. Speaker: The Chair of your Committee on Labor and Employment reports:
Assembly Bill No. 297

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

FLOYD, Chairman

ASSEMBLY BILL NO. 297—An act to add Section 19823.5 to the Business and Professions Code, relating to smoking.

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 Local Government

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 210

Senate Bill No. 228

Senate Bill No. 538

With the recommendation: Do pass.

SWEENEY, Chairman

Above bills ordered to second reading.

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 106

Senate Bill No. 342

Senate Bill No. 294

Senate Bill No. 880

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.

SWEENEY, Chairman

Above bills ordered to second reading.

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 437

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

SWEENEY, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 467

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

SWEENEY, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Judiciary

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1609

With the recommendation: Do pass.

ESCUTIA, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 162
Senate Bill No. 430

Senate Bill No. 504
Senate Bill No. 568

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

ESCUTIA, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 68

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.

ESCUTIA, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 98
Senate Bill No. 653

Senate Bill No. 665
Senate Bill No. 696

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.

ESCUTIA, Chairwoman

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. 212

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.

ADJOURN IN MEMORY

Speaker Bustamante was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Marjorie Simpson Morris, of Encino.

Assembly Member Leach was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of William R. Sharkey, Jr., of Martinez, son of former State Senator William R. Sharkey, Sr.

Assembly Member Wright was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Betty Jeanne Wilson, of Los Angeles.

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

Assembly Member Thompson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of 9-year-old Amanda Robertson, of Escondido.

MOTION TO SUSPEND JOINT RULE 29.5(b)

Assembly Member Villaraigosa moved that Joint Rule 29.5(b) be suspended as it relates to the Conference Committee on Assembly Bill No. 107 (Budget).

Motion carried by the following vote:

AYES—78

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

NOES—None**MESSAGES FROM THE SENATE**

June 19, 1997

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: The Senate this day suspended Joint Rule 29.5(b) on Assembly Bill 107.

Sincerely,

GREGORY SCHMIDT
 Secretary of the Senate

MOTION TO SUSPEND JOINT RULE 28.1

Assembly Member Pringle moved that Joint Rule 28.1 be suspended to permit the appointment of conferees to the Conference Committee on Senate Bill No. 60.

Motion carried by the following vote:

AYES—78

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

NOES—None

COMMUNICATIONS

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

June 19, 1997

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

Dear Dotson: Please be advised that I am appointing Assemblymember Scott Baugh to the Conference Committee on Senate Bill 60.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 11 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Bowen was granted unanimous consent that the vote be reconsidered whereby Assembly Constitutional Amendment No. 11 was refused adoption; and that the resolution be placed upon the inactive file.

QUESTION OF PRIVILEGE OF THE HOUSE

Assembly Member Goldsmith raised a question of privilege of the House to request that the House, through the Speaker, request that Legislative Counsel release a copy of the written legal opinion rendered in 1981 (Opinion No. 10846), upon which rulings have been based, that tax increase measures may be passed with a majority vote, if such measures are revenue-neutral. The referenced opinion is requested in order to review the basis for previous rulings.

Reply by Speaker pro Tempore Kuehl

Speaker pro Tempore Kuehl took the question of privilege under consideration and deferred ruling until such time as the question of attorney/client privilege could be reviewed in consultation with the Legislative Counsel.

CONSIDERATION OF CONSENT CALENDAR

Assembly Member Bowler was granted unanimous consent that the next roll call be on the Consent Calendar.

Consent Calendar—Assembly Resolution

ASSEMBLY JOINT RESOLUTION NO. 30 (Baca)—Relative to McClellan Air Force Base.

Resolution read, adopted, and ordered transmitted to the Senate.

*(For the vote on the above resolution, see this day's
Consent Calendar roll call.)*

Consent Calendar—Senate Bills

SENATE BILL NO. 161 (Greene)—An act to add Section 38060 to the Education Code, relating to schools.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

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

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar passed, by the following vote:

AYES—78

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

NOES—None

ORDERS OF THE DAY DEMANDED

Assembly Member Granlund demanded the Orders of the Day.

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

ASSEMBLY BILL NO. 1611—An act to add Section 12517.5 to the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

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

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

Senate Bill No. 1318, ordered to third reading;

Senate Bill No. 112, ordered to the Consent Calendar.

(NOTE: Later this day Senate Bill No. 112 was re-referred to the Committee on Appropriations.)

SECOND READING OF SENATE BILLS

SENATE BILL NO. 105—An act to amend Section 13271 of the Water Code, relating to water.

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.

SENATE BILL NO. 305—An act to amend Sections 33126 and 49426 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.

SENATE BILL NO. 160—An act to add and repeal Section 24177.5 of the Health and Safety Code, relating to health, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 578—An act to amend Sections 1357, 1357.03, 1357.06, 1357.16, 1357.50, and 1357.51 of, and to add Section 1357.52 to, the Health and Safety Code, and to amend Sections 742.40, 10198.6, 10198.7, 10700, 10705, 10706, 10708, 10718.55, and 10841 of, and to add Section 10198.9 to, the Insurance Code, relating to health care coverage.

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.

SENATE BILL NO. 349—An act to add Section 89010 to the Education Code, relating to the California State University, and making an appropriation therefor.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 109—An act to add Section 85320 to the Government Code, relating to the Political Reform Act of 1974.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 384—An act to amend Section 1102 of the Civil Code, and to amend Section 18160 of the Health and Safety Code, relating to housing, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 484—An act to amend Sections 799, 799.1, 799.3, 799.4, 799.5, and 799.7 of the Civil Code, relating to mobilehomes.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 511—An act to amend Section 14029 of the Insurance Code, relating to insurance.

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.

SENATE BILL NO. 1334—An act relating to agriculture.

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

RE-REFERENCE OF BILLS PURSUANT TO THE RULES

On advice of the Legislative Counsel, and pursuant to the provisions of Joint Rule 10.5, the following bill was ordered re-referred to the Committee on Appropriations:

Senate Bill No. 112.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 730 (Keeley)—An act to amend Section 49558 of the Education Code, relating to education.

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

(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—77

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

NOES—1

Bowen

Above bill ordered enrolled.

ASSEMBLY JOINT RESOLUTION NO. 19 (Baca)—Relative to the Southwest Defense Complex.

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—69

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

NOES—1

McClintock

Above resolution ordered enrolled.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY JOINT RESOLUTION NO. 25 (Baca)—Relative to breast cancer research.

Resolution read.

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, 9:46 a.m.

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

ASSEMBLY CONCURRENT RESOLUTION NO. 58 (Ortiz)—Relative to nutrition.

Resolution read, and adopted by the following vote:

AYES—53

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

NOES—24

Ackerman	Baugh	Kaloogian	Oller
Aguiar	Bordonaro	Leonard	Poochigian
Alby	Bowler	Margett	Pringle
Ashburn	Brewer	McClintock	Runner
Baldwin	Campbell	Miller	Thompson
Battin	House	Morrow	Woods

Resolution ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 67 (Kopp)—An act to amend Section 1714.45 of the Civil Code, relating to product liability.

Bill read third time.

Motion to Amend by Assembly Member Richter

Assembly Member Richter moved the adoption of amendments.

Amendments read.

**Motion to Table Richter Amendments
to Senate Bill No. 67**

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Richter to Senate Bill No. 67 be laid upon the table.

Assembly Member Sweeney seconded the motion.

Motion carried by the following vote:

AYES—43

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

NOES—26

Ackerman	Bowler	McClintock	Richter
Alby	Brewer	Morrow	Runner
Ashburn	Campbell	Oller	Takasugi
Baldwin	House	Pacheco	Thompson
Battin	Kaloogian	Poochigian	Woods
Baugh	Leonard	Prenter	
Bordonaro	Margett	Pringle	

Vote Changes

By unanimous consent, the following vote change was permitted on the Villaraigosa motion to table the amendments offered by Assembly Member Richter to Senate Bill No. 67: Assembly Member Frusetta, from “No” to “Aye”.

Motion to Amend by Assembly Member Shelley

Assembly Member Shelley moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 285 (Watson)—An act relating to human services.

Bill read third time.

Amendments Withdrawn

Without objection, Assembly Member Bordonaro withdrew his amendments to Senate Bill No. 285.

Amendments Withdrawn

Without objection, Assembly Member Ashburn withdrew his amendments to Senate Bill No. 285.

Amendments Withdrawn

Without objection, Assembly Member Campbell withdrew his amendments to Senate Bill No. 285.

Further Consideration of Senate Bill No. 285

Bill presented by Assembly Member Aroner.

Demand for Previous Question

Assembly Members Washington, Sweeney, Mazzoni, Cardenas, and Keeley demanded the previous question.

Roll Call Demanded

Assembly Members Pacheco, Kuykendall, and Runner, demanded a roll call.

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

AYES—39

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

NOES—35

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

The question being on the passage of the bill.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 10:27 a.m.

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

SENATE BILL NO. 419 (Karnette)—An act to amend Sections 31591 and 31706 of, and to add Section 31783.5 to, the Government Code, relating to county employees.

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

Bill passed by the following vote:

AYES—75

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

NOES—None

Bill ordered transmitted to the Senate.

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

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

Bill passed by the following vote:

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate.

RE-REFERENCE OF BILLS

Assembly Member Torlakson was granted unanimous consent that Senate Bill No. 562 be re-referred from the Committee on Housing and Community Development to the Committee on Local Government.

MESSAGES FROM THE SENATE

Senate Chamber, June 19, 1997

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

Assembly Bill No. 700

And respectfully requests the Assembly to concur in said amendments.

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

Above bill ordered to unfinished business file.

RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO ASSEMBLY RULE 77.2

Upon request of Assembly Member Alby, pursuant to Assembly Rule 77.2, the Speaker re-referred Assembly Bill No. 700 to the Committee on Public Safety.

ADJOURN IN MEMORY

Assembly Member Richter was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Tony Santos, of Chico.

REQUEST FOR PHOTOGRAPHER

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

RECESS

By unanimous consent, at 10:35 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests.

On behalf of the Legislative Black Caucus, Assembly Member Murray introduced Don Cornelius, creator and executive producer of "Soul Train". In celebration of "Black Music Month" Assembly Member Murray presented a resolution to Mr. Cornelius in recognition of the invaluable contributions he has made to the entertainment industry and to society.

Don Cornelius then addressed the assemblage.

REASSEMBLED

At 10:41 a.m., the Assembly reconvened.

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

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 453, on request of Assembly Member Figueroa.

REQUEST TO RE-REFER SENATE BILL NO. 250 FROM FILE TO COMMITTEE

Speaker pro Tempore Kuehl requested unanimous consent that Senate Bill No. 250 be re-referred from the third reading file to the Committee on Appropriations.

Assembly Member Battin withheld unanimous consent.

RECESS

By unanimous consent, at 10:44 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 10:56 a.m., the Assembly reconvened.

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

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY JOINT RESOLUTION NO. 25

At 10:56 a.m., on motion of Assembly Member Battin, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Joint Resolution No. 25 adopted by the following vote:

AYES—46

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

NOES—18

Ackerman	Bordonaro	Kaloogian	Runner
Alby	Bowler	Leonard	Takasugi
Ashburn	Campbell	McClintock	Thompson
Baldwin	Granlund	Morrow	
Baugh	House	Oller	

Resolution ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 285**

At 10:57 a.m., on motion of Assembly Member Villaraigosa, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 285 passed by the following vote:

AYES—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
Ducheny	Lempert	Strom-Martin	
Escutia	Machado	Sweeney	

NOES—34

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

Bill ordered transmitted to the Senate.

**MOTION TO RE-REFER SENATE BILL NO. 250
TO COMMITTEE**

Assembly Member Migden moved that Senate Bill No. 250 be re-referred to the Committee on Appropriations.

Assembly Member Honda seconded the motion.

Parliamentary Inquiry

Assembly Member Granlund arose to the following parliamentary inquiry:

Is the Migden motion to re-refer in order under the Orders of the Day?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied in the affirmative.

Objection Withdrawn

Assembly Member Battin withdrew the objection he raised earlier this day to the request to re-refer Senate Bill No. 250 from the third reading file to the Committee on Appropriations.

Motion Withdrawn

Without objection, the Migden motion to re-refer Senate Bill No. 250 to committee was withdrawn, with consent of the second to the motion.

**Re-Reference of Senate Bill No. 250 to Committee
Pursuant to Assembly Rule 77.2**

Upon request of Assembly Member Migden, pursuant to Assembly Rule 77.2, the Speaker re-referred Senate Bill No. 250 to the Committee on Appropriations.

MOTION TO ADJOURN

At 11 a.m., Assembly Member Shelley moved that the Assembly do now adjourn.

Assembly Member Pacheco seconded the motion.

Motion carried.

VOTE ADDS

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

Consent Calendar: Cardenas and Machado—Aye.

Assembly Bill No. 730, Concurrence: Bowen—No.

Assembly Concurrent Resolution No. 58: Goldsmith and Morrissey—Aye.

Senate Bill No. 67, Villaraigosa Motion to Table Richter Amendments: Baugh—No.

Senate Bill No. 419: Cardenas—Aye.

Senate Bill No. 285: Papan—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 11:02 a.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolution was offered:

HOUSE RESOLUTION NO. 35—Granlund. Relative to Assembly Rule 40.

AUTHOR'S AMENDMENTS

Committee on Rules

June 19, 1997

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

Senate Concurrent Resolution No. 25

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

PERATA, Chairman

SENATE CONCURRENT RESOLUTION NO. 25—Relative to the Kenneth L. Maddy Freeway.

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 Public Employees, Retirement and Social Security**

June 19, 1997

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

Senate Bill No. 629

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

KNOX, Chairman

SENATE BILL NO. 629—An act to amend Sections 24001, 24007, and 24101 of, and to add Sections 24001.5 and 24101.5 to, the Education Code, and to amend Section 21540.5 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 Safety**

June 19, 1997

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

Senate Bill No. 196

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

HERTZBERG, Chairman

SENATE BILL NO. 196—An act to amend Section 599aa of the Penal Code, relating to animal abuse.

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**

June 19, 1997

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

Senate Bill No. 615

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

KNOX, Chairman

SENATE BILL NO. 615—An act to add Section 22824 to, and to add Chapter 10.2 (commencing with Section 3511) to Division 4 of Title 1 of, the Government Code, relating to state 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 Agriculture**

June 19, 1997

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

Senate Bill No. 1198

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

CARDOZA, Chairman

SENATE BILL NO. 1198—An act to amend Sections 226, 55435.5, 55483, 55485, 55523, 55525, 55721, 55722, 55741, 55742, 55743, 55744, 55861, 56133.5, 56186, 56381, 56382, and 56571 of, to amend and renumber Sections 55751, 56252, and 56451 of, to add Sections 55484.5, 55484.75, 55485.5, 5485.75, 55524.5, 55524.75, 55525.75, 55722.5, 56183.5, 56185.5, 56185.75, 56186.5, 56186.75, 56382.5, 56701.5, and 56717 to, to repeal Sections 55486, 55487, 55489, 55490, 55526, 55527, 55528.5, 55529, 55529.5, 55745, 55745.5, 55746, 55747, 55748, 55749, 55750, 55861.7, 56187, 56188, 56191, 56191.5, 56192, 56192.5, 56446, 56447, 56448, 56449, 56450, 56452, and 56571.7 of, to repeal Article 13 (commencing with Section 55781) and Article 15 (commencing with Section 55841) of Chapter 6 of, and Article 14 (commencing with Section 56471) and Article 16 (commencing with Section 56531) of Chapter 7 of, and Chapter 7.5 (commencing with Section 56701) of, Division 20 of, and to repeal and add Sections 55484, 55488, 55524, 55528, 56185, 56190, 56443, 56444, and 56445 of, the Food and Agricultural Code, relating to agriculture, 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 Higher Education

June 19, 1997

Mr. Speaker: The Chair of your Committee on Higher Education reports:
Senate Bill No. 819

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

LEMPERT, Chairman

SENATE BILL NO. 819—An act to amend Section 94892.5 of the Education Code, relating to postsecondary education, 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

June 19, 1997

Mr. Speaker: The Chair of your Committee on Health reports:
Senate Bill No. 650
Senate Bill No. 651
Senate Bill No. 1017

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

GALLEGOS, Chairman

SENATE BILL NO. 650—An act to amend Section 4980.43 of the Business and Professions Code, relating to marriage, family, and child counselors.

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. 651—An act to amend Sections 5604, 5712, 17605, 17605.10, 17606.05, 17606.10, 17606.15, and 17608.10 of the Welfare and Institutions Code, relating to human services, 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.

SENATE BILL NO. 1017—An act to add Section 2220.5 to the Business and Professions Code, relating to medicine.

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

June 19, 1997

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

Senate Bill No. 692

Senate Bill No. 693

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

SWEENEY, Chairman

SENATE BILL NO. 692—An act to validate the organization, boundaries, acts, proceedings, and bonds of public bodies, and to provide limitations of time wherein actions may be commenced, 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.

SENATE BILL NO. 693—An act to validate the organization, boundaries, acts, proceedings, and bonds of public bodies, and to provide limitations of time wherein actions may be commenced.

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

June 19, 1997

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

Senate Bill No. 951

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

KNOX, Chairman

SENATE BILL NO. 951—An act to amend Section 830.3 of the Penal Code, relating to peace officers, 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 Revenue and Taxation

June 19, 1997

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

Assembly Bill No. 470

Assembly Bill No. 1019

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

CALDERA, Chairman

ASSEMBLY BILL NO. 470—An act to add Section 17052.1 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. 1019—An act to add Section 17052.22 to the Revenue and Taxation Code, relating to taxation, and making an appropriation therefor, to take effect immediately, tax levy.

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

AUTHOR’S AMENDMENTS

Committee on Environmental Safety and Toxic Materials

June 19, 1997

Mr. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 365

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

WAYNE, Chairman

SENATE BILL NO. 365—An act to amend Section 12753 of the Food and Agricultural Code, relating to pesticides.

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:

Assembly Constitutional Amendment No. 9

Assembly Constitutional Amendment No. 14

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

VINCENT, Chairman

Above resolutions ordered to second reading.

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. 183

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

MACHADO, Chairman

Above bill ordered to second reading.

COMMUNICATIONS
Conference Committee

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

June 19, 1997

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

Dear Dotson: Please be advised that I am appointing the following Assemblymembers to the Conference Committee on Senate Bill 293:

- Denise Ducheny (Co-Chair)
- Dion Aroner (Co-Chair)
- Roy Ashburn
- Tom Bordonaro
- Valerie Brown
- Bill Campbell
- Carole Migden
- Antonio Villaraigosa
- Roderick Wright

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

MESSAGES FROM THE SENATE

Senate Chamber, June 19, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Brulte, Johnston, Lee, Maddy, Thompson, Solis, Vasconcellos, Watson, Wright, as a Senate Committee on Conference concerning SB 293 to meet a like committee of the Assembly.

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

MESSAGES FROM THE SENATE

Senate Chamber, June 19, 1997

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

Assembly Concurrent Resolution No. 5

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

Above resolution ordered enrolled.

Senate Chamber, June 19, 1997

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

- Assembly Bill No. 150
- Assembly Bill No. 315
- Assembly Bill No. 485

- Assembly Bill No. 728
- Assembly Bill No. 1448

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

Above bills ordered enrolled.

Senate Chamber, June 19, 1997

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

Assembly Bill No. 340

Assembly Bill No. 1098

Assembly Bill No. 368

Assembly Bill No. 1562

Assembly Bill No. 755

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate

By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, June 19, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 257

Senate Joint Resolution No. 20

GREG P. SCHMIDT, Secretary of the Senate

By John W. Rovane, Assistant Secretary

SPECIAL COMMITTEE MEETINGS

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

Local Government, on Wednesday, June 25, 1997, at 1:30 p.m., in Room 437;

Rules Subcommittee on Sexual Harassment Prevention and Response, on Wednesday, June 25, 1997, at 3:30 p.m., in Room 444.

INTRODUCTION OF GUESTS

Assembly Member Bordonaro, of the 33rd Assembly District, introduced Betty Colbert and Brennan Colbert, of Bakersfield.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Shelley the Assembly adjourned until 11 a.m., Monday, June 23, 1997, out of respect to the memory of Amanda Robertson, on motion of Assembly Member Thompson; out of respect to the memory of William R. Sharkey, Jr., on motion of Assembly Member Leach; out of respect to the memory of John Martinez, on motion of Assembly Member Frusetta; out of respect to the memory of Betty Jeanne Wilson, on motion of Assembly Member Wright; out of respect to the memory of Tony Santos, on motion of Assembly Member Richter; and out of respect to the memory of Marjorie Simpson Morris, on motion of Speaker Bustamante.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 19, 1997

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

AB	RN	SB	RN
297	9715803	615	9716308
470	9713798	629	9715186
1019	9716226	650	9716204
1030	9716235	651	9716089
		692	9716202
		693	9716201
		812	9712605
		819	9716365
		951	9715979
		1017	9715670
		1025	9715893
		1146	9716282
		1198	9716143
		1334	9716082
		SCR	RN
		25	9716123

Daily Total: 30
Cumulative Total: 2255

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

SB

67 (Richter amendments, RN 9715437, laid upon the table)