

CALIFORNIA LEGISLATURE

1997-98 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Monday, June 23, 1997**

**NINETY-THIRD SESSION DAY**

**TWO HUNDRED FOURTH CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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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

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### IN ASSEMBLY

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Assembly Chamber, Sacramento  
Monday, June 23, 1997

The Assembly met at 11:02 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 Caldera moved a quorum call of the Assembly. Motion carried. Time, 11:03 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 11:14 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—79:

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

**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:

*Lord God,* We gather here today, together with our children and grandchildren to observe Grandchildren's Week, and we offer this prayer to You. Lord, let the light of Your countenance leave its mark on Your children that they may shun the vanity of the world and every evil influence, to follow Your commandments. For You have said, Lord, "Let the children come to me, and do not hinder them, for to such belongs the kingdom of heaven." (Matthew 19:14). Dear God, we ask that You bless our families, our children and grandchildren. Imbue them with faith and hope in You, and with love: To know that You alone are true God. Look upon them in mercy always, and incline Your ear to the voice of their prayer. For all the powers of heaven praise You, and Yours is the glory, now and always and to the ages of ages.—AMEN.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Speaker pro Tempore Kuehl, Assembly Member Morrissey 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 Davis, seconded by Assembly Member Ackerman.

**LEAVES OF ABSENCE FOR THE DAY**

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

*On legislative business: Assembly Member Pacheco.*

**EXPLANATIONS OF ABSENCE**

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

June 18, 1997

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

Dear Speaker Bustamante: Please excuse me from session on June 23, 1997, for legislative business. Thank you for your attention to this matter.

Very truly yours,

ROD PACHECO, Assembly Member  
Sixty-fourth District

**COMMUNICATIONS**

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

June 23, 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 Dennis Cardoza to the Assembly Governmental Organization Committee effective today, June 23, 1997.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE  
Speaker of the Assembly

June 23, 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 Steve Baldwin to the Assembly Revenue and Taxation Committee replacing Assemblymember Gary Miller for today, Monday, June 23, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE  
Speaker of the Assembly

June 23, 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 Rico Oller to the Assembly Governmental Organization Committee to replace Assemblymember Jim Battin for today, June 23, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE  
Speaker of the Assembly

June 23, 1997

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

Dear Dotson: This is to advise you that I am appointing Assemblymembers Rod Pacheco and Liz Figueroa to the Select Committee on Education Technology.

Thank you for your assistance in this matter.

Sincerely,

CRUZ M. BUSTAMANTE  
Speaker of the Assembly

### COMMUNICATIONS

The following proposed initiative was received by the Chief Clerk from:

Rosemary R. Calderon, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, transmitting copies of the title, summary, and text of the following proposed initiative pursuant to Elections Code, Section 9007:

**Gambling. Slot Machines. Legalization, Regulation, Taxation. Initiative Constitutional Amendment and Statute.**

Referred by the Speaker to the Committee on Governmental Organization.

### REPORTS

The following reports were presented by the Chief Clerk:

**Commission on Peace Officer Standards and Training, Time Limitations for Processing Applications for Basic Certificates (Pursuant to Government Code Section 15378)**

Above transmitted report, together with letter of transmittal from Kenneth J. O'Brien, Executive Director, Commission on Peace Officer Standards and Training, Sacramento, dated May 20, 1997, referred by the Speaker to the Committee on Public Safety.

**Judges Retirement System II Actuarial Valuation as of June 30, 1996**

Above transmitted report, together with letter of transmittal from William Dale Crist, President CalPERS Board of Administration, Sacramento, dated May 21, 1997, referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

**Natural Community Conservation Planning Program Report of Permanent Conservation and Take of Coastal Sage Scrub and California Gnatcatchers (Pursuant to the Supplemental Report of the 1996 Budget Act)**

Above transmitted report, together with letter of transmittal from Jacqueline E. Schafer, Director, Department of Fish and Game, Sacramento, dated May 22, 1997, referred by the Speaker to the Committee on Budget.

**Report to the Legislature on Administration of  
the Clean Water Bond Law of 1984 (Proposition 25),  
Water Conservation and Water Quality Bond Law of 1986 (Proposition 44),  
and Water Conservation Bond Law of 1988 (Proposition 82)**

Above transmitted report, together with letter of transmittal from David N. Kennedy, Director, Department of Water Resources, Sacramento, dated May 27, 1997, referred by the Speaker to the Committee on Water, Parks and Wildlife.

**Report to the Legislature: Firearms  
(Pursuant to SB 1374, Chapter 924, Section 4, Statutes of 1996)**

Above transmitted report, together with letter of transmittal from M. David Stirling, Chief Deputy Attorney General, Office of the Attorney General, Sacramento, dated May 30, 1997, referred by the Speaker to the Committee on Public Safety.

**California Prison Industry Authority, Report to the Legislature,  
Fiscal Year 1995-96  
(Pursuant to Penal Code Section 2808 (k))**

Above transmitted report, together with letter of transmittal from Thomas M. Maddock, Chairman, Prison Industry Board, Folsom, dated May 30, 1997, referred by the Speaker to the Committee on Public Safety.

**Quarterly Status Report of Major Capital Outlay Projects, March 31, 1997**

Above transmitted report, together with letter of transmittal from Peter G. Stamison, Director, Department of General Services, Sacramento, dated May 30, 1997, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

**Report to the Fish and Game Commission  
Regarding Findings of  
Necropsies on Mountain Lions  
Taken Under Depredation Permits During 1995  
(Pursuant to Fish and Game Code Section 4807)**

Above transmitted report, together with letter of transmittal from Robert R. Treanor, Executive Director, Fish and Game Commission, Sacramento, dated June 2, 1997, referred by the Speaker to the Committee on Water, Parks and Wildlife.

**1996 California Workers' Compensation Losses and Expenses, June 1997  
(Pursuant to California Insurance Code Section 11759.1)**

Above transmitted report, together with letter of transmittal from David M. Bellusci, Senior Vice President and Chief Actuary, Workers' Compensation Insurance Rating Bureau, San Francisco, dated June 2, 1997, referred by the Speaker to the Committee on Insurance.

**1996 Status Report Pesticide Contamination Prevention Act  
(Pursuant to Food and Agricultural Code Section 13144(b))**

Above transmitted report, together with letter of transmittal from James W. Wells, Director, California Environmental Protection Agency, Department of Pesticide Regulation, Sacramento, dated June 5, 1997, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

**Initial Comments of the  
Public Utilities Commission of the State of California on  
the March 31, 1997, Phase II Filings**

Above transmitted report, together with letter of transmittal from Wesley M. Franklin, Executive Director, Public Utilities Commission, San Francisco, dated June 5, 1997, referred by the Speaker to the Committee on Utilities and Commerce.

**National White Collar Crime Center, Member Agencies/Representatives**

Above transmitted report, together with letter of transmittal from Richard L. Johnston, Director, National White Collar Crime Center, Richmond, VA, dated June 9, 1997, referred by the Speaker to the Committee on Public Safety.

**Title IV-D Child Support Enforcement,  
Commissioner Workload, Qualifications, and Allocation,  
Support Staff Minimum Levels, Future Statistical Studies  
(Pursuant to Family Code Section 4252)**

Above transmitted report, together with letter of transmittal from Evelyn C. Rowan, Executive Secretary, Council and Legal Services Division, Judicial Council of California, San Francisco, dated June 11, 1997, referred by the Speaker to the Committee on Judiciary.

**1997 Capital Outlay and Infrastructure Report  
(Pursuant to Chapter 1435, Statutes of 1990)**

Above transmitted report, together with letter of transmittal from Craig L. Brown, Director of Finance, Sacramento, dated June 12, 1997, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

**Agricultural Labor Relations Board,  
Annual Report to the Legislature, 1994-95, 1995-96  
(Pursuant to Agricultural Labor Relations Act of 1975, Section 1143)**

Above transmitted report, together with letter of transmittal from Michael B. Stoker, Chairman, Agricultural Labor Relations Board, Sacramento, dated June 13, 1997, referred by the Speaker to the Committee on Labor and Employment.

**California State Lottery Fund, Financial Statements, March 31, 1997  
(Prepared from Books Without Audit)  
(Pursuant to Government Code Section 8880.22)**

Above transmitted report, together with letter of transmittal from William J. Popejoy, Director, California Lottery, Sacramento, dated June 13, 1997, referred by the Speaker to the Committee on Governmental Organization.

**Acts of Executive Clemency of California,  
Granted for Period January 1, 1996 through December 31, 1996  
(Pursuant to Article V, Section 8(a), of the Constitution of California)**

Above transmitted report, together with letter of transmittal from Pete Wilson, Governor, State of California, Sacramento, referred by the Speaker to the Committee on Judiciary.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, June 20, 1997

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

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

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

And reports the same correctly enrolled, and presented to the Governor at 2:15 p.m., June 20, 1997.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, June 20, 1997

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

- Assembly Concurrent Resolution No. 5

And reports the same correctly enrolled, and presented to the Secretary of State on the 20th day of June, 1997, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, June 23, 1997

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

- Assembly Joint Resolution No. 19

And reports the same correctly enrolled, and presented to the Secretary of State on the 23rd day of June, 1997, at 10:30 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, June 23, 1997

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

- Assembly Bill No. 297
- Assembly Bill No. 470

- Assembly Bill No. 1019
- Assembly Bill No. 1030

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 Joint*

<i>Resolution No.</i>	<i>Committee</i>
<b>32</b> -----	Rls.

*House*

<i>Resolution No.</i>	<i>Committee</i>
<b>34</b> -----	Rls.
<b>35</b> -----	Rls.

*Senate*

<i>Bill No.</i>	<i>Committee</i>
<b>25</b> -----	G.O.
<b>57</b> -----	Pub. S.
<b>62</b> -----	W.,P. & W.
<b>255</b> -----	L. Gov.
<b>288</b> -----	C.P.,G.E. & E.D. and Health
<b>417</b> -----	Trans.
<b>441</b> -----	Pub. S.
<b>517</b> -----	Jud. and Pub. S.
<b>535</b> -----	Higher Ed.
<b>548</b> -----	Jud.
<b>557</b> -----	Health
<b>571</b> -----	Health
<b>702</b> -----	C.P.,G.E. & E.D.



<b>786</b>	-----	Pub. S.
<b>873</b>	-----	H. & C.D.
<b>978</b>	-----	Ed.
<b>1026</b>	-----	P.E.,R. & S.S.
<b>1048</b>	-----	Nat. Res.
<b>1080</b>	-----	Jud.
<b>1088</b>	-----	Pub. S.
<b>1110</b>	-----	Ed.
<b>1224</b>	-----	Pub. S.
<b>1240</b>	-----	Agri.
<b>1306</b>	-----	Nat. Res.
<b>1323</b>	-----	Ed.
<b>1330</b>	-----	Nat. Res.
<b>1352</b>	-----	Trans.

*Senate Constitutional*

*Amendment No.*

*Committee*

<b>13</b>	-----	C.P.,G.E. & E.D.; E.,R. & C.A.; and Budget
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**AUTHOR'S AMENDMENTS**  
**Committee on Revenue and Taxation**

June 23, 1997

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

Senate Bill No. 455

Senate Bill No. 1102

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

CALDERA, Chairman

**SENATE BILL NO. 455**—An act to amend Sections 17020.6, 17024.5, 17041, 17052.12, 17054, 17062, 17063, 17072, 17077, 17085, 17088, 17139, 17250, 17273, 17279, 17507, 17561, 17750, 17860, 18037, 18180, 18601, 18624, 18645, 19144, 19164, 19184, 23045, 23453, 23456, 23457, 23609, 23732, 23801, 23802, 23806, 24326, 24343.3, 24349, 24355, 24355.5, 24357, 24443, 24692, 24870, 24903, 24916, and 24993 of, to amend the heading of Chapter 14.5 (commencing with Section 24870) of Part 11 of, to add Sections 17088.3, 17154, 17215, 17250.5, 17251.5, 17270.5, 17275.5, 17278.5, 17731.5, 18044, 18152, 18648.5, 19136.3, 19141.2, 19182.5, 19365, 23800.5, 23813, 24272.5, 24343.7, 24429, 24875, 24949.5, 24954, and 24956 to, to repeal Sections 17131.5, 17132, 17137, 17138.5, 17141.5, 17150, 17201.5, 17210, 17213, 17249, 17255, 17267, 17283, 17748, 18035, 18060, 18166, 18173, 24371.5, 24966.3, 24971, 24990.8, and 24990.9 of, and to repeal and add Sections 17171, 23701h, 24372.5, and 24947 of, the Revenue and Taxation Code, and to amend Sections 928.5, and 934 of the Unemployment Insurance 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.

**SENATE BILL NO. 1102**—An act to amend Sections 6203, 8255, 9255, 46751, 50112.2, 50113, 50161, 60120, 60121, 60361, 60608, and 60609 of, to add Sections 9255.1, 50162, and 60105 to, to add Article 4.5 (commencing with Section 40086) to Chapter 4 of Part 19 of, Article 4.5 (commencing with Section 41084.1) to Chapter 4 of Part 20 of, Article 2.5 (commencing with Section 50113.5) to Chapter 3 of Part 26 of, and Chapter 9 (commencing with Section 50171) to Part 26 of, Division 2 of, and to repeal Sections 60104 and 60709 of, the Revenue and Taxation Code, and to amend Sections 2104, 2105, and 2107 of the Streets and Highways 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.

**AUTHOR'S AMENDMENTS**  
**Committee on Housing and Community Development**

June 23, 1997

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

Senate Bill No. 1313

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

TORLAKSON, Chairman

**SENATE BILL NO. 1313**—An act to add Section 23010.5 to the Government Code, relating to agricultural housing, 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.

**AUTHOR'S AMENDMENTS**  
**Committee on Education**

June 23, 1997

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

Senate Bill No. 85

Senate Bill No. 534

Senate Bill No. 135

Senate Bill No. 938

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

MAZZONI, Chairwoman

**SENATE BILL NO. 85**—An act to amend Section 44670.6 of, to add Article 7.5 (commencing with Section 44579) to Chapter 3 of Part 25 of, and to repeal Sections 48645.7, 52022, 52854, and 56242 of, the Education Code, relating to staff development.

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. 135**—An act to amend Section 51884 of, to amend and repeal Sections 48431.6, 48431.7, 62000.1, and 62000.5 of, to amend, repeal, and add Sections 63000 and 64000 of, to add Part 28.5 (commencing with Section 53008) to, to add and repeal Sections 42926, 44498, 44689.6, 48642, 52091, 52115, 52187, 54669.1, 54686.3, 54698, 58410, and 58609 of, to add and repeal Article 4 (commencing with Section 44689.1) of Chapter 3.1 of Part 25 of, and Article 4 (commencing with Section 54146) of Chapter 2 of, and Article 3 (commencing with Section 54349) of Chapter 3 of, Part 29 of, Article 6 (commencing with Section 58070) of Chapter 1 of, and Article 7 (commencing with Section 58930) of Chapter 9 of, Part 31 of, to repeal Article 4 (commencing with Section 44490) of Chapter 3 of Part 25 of, Article 2 (commencing with Section 48630) of Chapter 4 of Part 27 of, Article 4 (commencing with Section 52180) of Chapter 7 of Part 28 of, Article 2 (commencing with Section 54020) of, and Article 4 (commencing with Section 54040) of, Chapter 1 of, Article 3 (commencing with Section 54660) of, Article 4.5 (commencing with Section 54685) of, and Article 5 (commencing with Section 54690) of, Chapter 9 of Part 29 of, to repeal Chapter 11.3 (commencing with Section 42920) of Part 24 of, Chapter 3.1 (commencing with Section 44670.1) of, and Chapter 3.15 (commencing with Section 44689.5) of, Part 25 of, Chapter 6.8 (commencing with Section 52080) of, and Chapter 6.9 (commencing with Section 52100) of, Part 28 of, Chapter 2 (commencing with Section 54100) of, and Chapter 3 (commencing with Section 54300) of, Part 29 of, and to repeal Chapter 1 (commencing with Section 58000) of, Chapter 2 (commencing with Section 58400) of, Chapter 4 (commencing with Section 58600) of, and Chapter 9 (commencing with Section 58900) of, Part 31 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.

**SENATE BILL NO. 534**—An act to add Section 8903 to the Education Code, relating to teen pregnancy.

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. 938**—An act to add Article 4.5 (commencing with Section 52560) to Chapter 10 of Part 28 of 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 Labor and Employment**

June 23, 1997

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

Senate Bill No. 48

Senate Bill No. 680

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

FLOYD, Chairman

**SENATE BILL NO. 48**—An act to amend Section 12940 of the Government Code, relating to employment.

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. 680**—An act to amend Section 510 of, to add Sections 511, 512, 513, 514, and 557 to, and repeal Section 1183.5 of, the Labor Code, relating to employment.

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 23, 1997

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

Senate Bill No. 45

Senate Bill No. 507

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

MURRAY, Chairman

**SENATE BILL NO. 45**—An act to amend Sections 14523, 14524, 14525, 14526, 14527, 14530.1, 14531, 14536, 65081.1, 65082, 65083, and 65086 of, to add Sections 14529.1 and 14529.8 to, to repeal and add Sections 14520.3, 14529, and 65080 of, and to repeal Sections 14524.5, 14529.01, 14529.2, 14529.6, 14530.5, 14555, 65071, 65081, and 65086.4 of, the Government Code, to amend Sections 99310, 99312, and 99315 of, and to repeal Sections 99315.5, 99315.6, 99318, and 99318.2 of, the Public Utilities Code, and to amend Sections 164.3, 167, 188, and 188.8 of, to add Sections 164.6 and 188.10 to, to repeal and add Sections 163, 164, 182.5, and 190 of, to repeal Sections 163, 164.2, 164.4, 164.35, 164.50, 164.51, 164.52, 164.55, 164.57, 168, 182.4, 182.8, 188.9, 199, 199.1, 199.2, 199.3, 199.4, 199.6, 199.7, 199.8, 199.9, 199.10, and 199.11 of, and to repeal Chapter 16 (commencing with Section 2600) of Division 3 of, the Streets and Highways Code, relating to transportation.

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. 507**—An act to amend Section 30634 of the Public Utilities Code, and to amend Sections 1807.5, 1808.5, 5901, 25258, and 40509.5 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 Health**

June 23, 1997

Mr. Speaker: The Chair of your Committee on Health reports:  
Senate Bill No. 850

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

GALLEGOS, Chairman

**SENATE BILL NO. 850**—An act to add Section 6523.75 to the Government Code, relating to public 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 Elections, Reapportionment and Constitutional Amendments**

June 23, 1997

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

Senate Bill No. 1077

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

VINCENT, Chairman

**SENATE BILL NO. 1077**—An act to amend Section 18108 of, to repeal and add Section 2159 of, and to add Sections 2159.5 and 18108.5 to, the Elections 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.

**REPORTS OF STANDING COMMITTEES**  
**Committee on Health**

Date of Hearing: June 17, 1997

Mr. Speaker: Your Committee on Health reports:  
Assembly Bill No. 482  
Assembly Bill No. 1055

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

GALLEGOS, Chairman

Above bills ordered to second reading.

Date of Hearing: June 17, 1997

Mr. Speaker: Your Committee on Health reports:  
Senate Bill No. 362

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 Transportation**

Date of Hearing: June 16, 1997

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 171

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

MURRAY, Chairman

Above bill ordered to second reading.

Date of Hearing: June 16, 1997

Mr. Speaker: Your Committee on Transportation reports:

Assembly Joint Resolution No. 17

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.

MURRAY, Chairman

Above resolution ordered to second reading.

**SPECIAL COMMITTEE MEETINGS**

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

Health, on Tuesday, July 29, 1997, at 1:30 p.m., in Room 4202.

**REQUEST FOR PHOTOGRAPHER**

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

**ADJOURN IN MEMORY**

Assembly Members Villaraigosa and Hertzberg were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Bea Hernandez, of Los Angeles.

Assembly Member Wildman was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lawrence Kent Smith, of Costa Mesa.

Assembly Member Sweeney was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Joseph "Josh" Jelincic, of Hayward; and Janet M. Payne, of Fremont.

Assembly Member Brewer was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Robert McCurdy, and Dr. Dominick Edward, of Newport Beach.

Assembly Member Poochigian was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Arman Noradian, age 107, of Fresno.

**RECESS**

By unanimous consent, at 11:17 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Scott introduced Texas State Representative Bob Hunter, Chairman of the Committee on State, Federal, and International Relations, Committee on State Affairs, and the Committee on Redistricting.

\* \* \*

Assembly Member Murray introduced Winston Dzawo, former Deputy Mayor of Harare, Zimbabwe. Assembly Member Murray then presented a resolution to Winston Dzawo in recognition of his illustrious record of accomplishments as a public leader.

**REASSEMBLED**

At 11:23 a.m., the Assembly reconvened.

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

**SPECIAL RECOGNITION**

The Members of the Assembly joined in extending best wishes to Assembly Member Vincent on the occasion of his birthday.

**REQUEST FOR PHOTOGRAPHER**

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

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

**BEST WISHES EXTENDED**

Assembly Member Oller was joined by the Members of the Assembly in sending best wishes for a full and speedy recovery to Senator Tim Leslie, who was recently diagnosed with cancer.

**REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL**

Assembly Members Cardoza and House were granted unanimous consent that the following statement of legislative intent be printed in the Journal:

**Legislative Intent—Senate Bill No. 389**

June 18, 1997

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

Dear Speaker Bustamante: I respectfully submit a letter to the Assembly Journal to clarify the intent of my SB 389, which recognizes the San Joaquin Series Soil as the official state soil.

SB 389 is the culmination of many years of research by the Professional Soil Scientists Association of California and the students at Madera's Martin Luther King, Jr., Middle School. The main goal of SB 389 is to acknowledge the importance of soil to California's rich

agricultural heritage. The San Joaquin Series Soil was chosen because it is only found in the State of California, and it is versatile in growing a variety of agricultural crops.

During the Assembly Governmental Organization Committee on June 16, 1997, I was asked by one of the Committee members if my SB 389 could be interpreted to be used for conservation efforts to protect the San Joaquin Series Soil. I responded by stating that the only intent of SB 389 was to raise the public's awareness of the importance of the Soil, and how the Soil contributes to the State's agricultural industry.

Consequently, to eliminate any further confusion regarding the application of SB 389, I would like to submit, on record, that SB 389 should not be interpreted as a conservation measure to protect the San Joaquin Series Soil, but rather as an educational tool to inform the public of the numerous benefits the Soil provides for California.

Thank you for your consideration.

Sincerely,

DICK MONTEITH  
Senator, 12th Senate District

#### **ANNOUNCEMENTS**

Assembly Member Wright announced that Senator Pete Knight was recognized in this month's Air Force Calendar for his accomplishments as an aviator.

#### **BEST WISHES EXTENDED**

Assembly Member Napolitano was joined by the Members of the Assembly in extending best wishes for a full and speedy recovery to Sue Young, wife of Chancellor Charles Young, who is critically ill.

#### **RECESS**

By unanimous consent, at 11:30 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests.

Assembly Members Morrissey and Napolitano introduced Disneyland's "Mickey Mouse" and Ambassador for Disneyland, Cathie Milam. Assembly Members Morrissey and Napolitano presented Assembly Concurrent Resolution No. 31 to "Mickey Mouse" in recognition of Grandchildren's Week in California.

Assembly Member Morrissey then recognized the special artwork of Santa Ana High School art students Aracali Sanchez and Carlos Marquez which was displayed in the Assembly Chamber.

#### **REASSEMBLED**

At 11:32 a.m., the Assembly reconvened.

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

### **RECOGNITION OF CALIFORNIA GRANDCHILDREN'S WEEK**

In recognition of "California Grandchildren's Week" the following grandchildren and honorary grandchildren were introduced by Members of the Assembly:

Jesse Samuel Unruh, grandson of former Assembly Speaker Jesse Unruh, by Speaker Bustamante; Soledad Siqueiros Caldera, grandmother of Melanie and Scott La Favre, Margaret, Walter, Sean, and Jarrad Nielson, and Allegra and Sophia Caldera, by Assembly Member Caldera; Ryan, Lara, Jessica, and Taylor Takasugi, McKennah Spagnola, and Raquel Dominguez, by Assembly Member Takasugi; John Antonio, Joe, William, Catherine, A.J., Megan, and Jessica Frusetta, and Demetri Amaro, by Assembly Member Frusetta; Katie Baca Gonzalez; by Assistant Speaker pro Tempore Baca; Lauren Gonzalez and Ann Nelson, by Assembly Members Pringle and Brewer; Fernando, Graciela, and Rudy Garcia, by Assembly Member Wildman; and Sophia Santilli, Katie and Garrett Reger, Robert Stevens, and Steven Morrissey, by Assembly Member Morrissey.

### **SPECIAL RECOGNITION**

Majority Floor Leader Villaraigosa introduced the following individuals associated with "Children of the Dream", a program created by the Anti-Defamation League to combat racism and discrimination, and to promote respect for diversity:

Marjorie B. Green and Bette Weinberg of the Anti-Defamation League; Sandy Wolfson, counselor at Hamilton High School in Los Angeles; Lillian Miranda, a student at University of Southern California; Martha Orellana, a student at North Hollywood High; Era Thornton, a student from Woodrow Wilson High; LaSonya Stewart and Stephen Sloane from Hamilton High; Daniel Salinas, a student at Santa Ana High, and the program's originator, Bill Lambert.

Majority Floor Leader Villaraigosa announced a reception in Room 112 after the adjournment of Session.

### **BILLS REMOVED FROM CONSENT CALENDAR**

The following resolution was removed from the Consent Calendar, and placed on the third reading file, pursuant to Joint Rule 22.2:

**Senate Concurrent Resolution No. 22**, on request of Assembly Member Frusetta.

Pursuant to Joint Rule 22.1, Assembly Bill No. 1611 was removed from the Consent Calendar, and placed on the third reading file.

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

**ASSEMBLY BILL NO. 1609**—An act to add and repeal Section 340.8 of the Code of Civil Procedure, relating to causes of action.

Bill read second time, and ordered to third reading.

**ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 9**—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Sections 3 and 25 of Article XIII thereof, relating to taxation.

Resolution read second time; amendments proposed by the Committee on Elections, Reapportionment and Constitutional Amendments read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.



**ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 14**—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 26 of Article XIII thereof, relating to taxation.

Resolution read second time; amendments proposed by the Committee on Elections, Reapportionment and Constitutional Amendments read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

**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. 511**, ordered to the Consent Calendar.

**SECOND READING OF SENATE BILLS**

**SENATE BILL NO. 210**—An act to amend Sections 26945 and 26946 of, and to add Section 26945.1 to, the Government Code, relating to county officers.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 228**—An act to amend Section 57092 of, and to add Section 61210.1 to, the Government Code, relating to local government.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 538**—An act to add Article 3.7 (commencing with Section 53270) to Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code, relating to firefighters, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 106**—An act to amend and renumber Section 5 of the County Water Authority Act (Chapter 545 of the Statutes of 1943), relating to water.

Bill read second time, and ordered to Consent Calendar.

**SENATE BILL NO. 294**—An act to amend Section 66493 of the Government Code, relating to land use.

Bill read second time, and ordered to Consent Calendar.

**SENATE BILL NO. 342**—An act to add Section 103 to the Monterey Peninsula Water Management District Law (Chapter 527 of the Statutes of 1997), relating to water.

Bill read second time, and ordered to Consent Calendar.

**SENATE BILL NO. 880**—An act relating to local government finance, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

**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, 111855, 111940, 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, 14124.6, 14126.50, 14171, 14171.5, 14171.6, and 14304 of the Welfare and Institutions Code, relating to administrative adjudication.

Bill read second time; amendments proposed by the Committee on Judiciary 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. 98**—An act to amend Section 6103.5 of the Government Code, relating to courts.

Bill read second time, and ordered to Consent Calendar.

**SENATE BILL NO. 653**—An act to add Article 16 (commencing with Section 11475.10) to Chapter 4.5 of Part 1 of Division 3 of Title 2 of the Government Code, and to amend Section 123.6 of the Labor Code, relating to administrative law.

Bill read second time, and ordered to Consent Calendar.

**SENATE BILL NO. 665**—An act to amend Sections 1058.5, 2924c, 2924d, 2924f, 2924g, 2924.(f) and 2941 of the Civil Code, relating to real property.

Bill read second time, and ordered to Consent Calendar.

**SENATE BILL NO. 696**—An act to amend Section 7660 of, and to add Sections 7600.6, 15688, and 16042 to the Probate Code, relating to estates and trusts.

Bill read second time, and ordered to Consent Calendar.

**SENATE BILL NO. 212**—An act to amend and repeal Section 3209.3 of, and to add Section 3209.9 to, the Labor Code, relating to workers' compensation.

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. 183**—An act to amend Sections 7380 and 7381 of the Fish and Game Code, relating to fish, and declaring the urgency thereof, to take effect immediately.

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

#### **INGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, June 23, 1997

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

Assembly Bill No. 1609

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

#### **CONSIDERATION OF CONSENT CALENDAR**

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

#### **Consent Calendar—Senate Bills**

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

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 CONCURRENT RESOLUTION NO. 2 (Johannessen)**—Relative to the Earl Sholes and Dan Heryford Memorial Bridges.

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

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

**SENATE CONCURRENT RESOLUTION NO. 9 (Kelley)**—Relative to the Avocado Highway.

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 Roll Call**

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

**AYES—78**

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

**NOES—None****CONSIDERATION OF DAILY FILE (RESUMED)****UNFINISHED BUSINESS****CONSIDERATION OF SENATE AMENDMENTS**

**ASSEMBLY BILL NO. 1562 (Committee on Budget)**—An act to make an appropriation in augmentation of Items 5240-101-0001, 5460-001-0001, 6110-001-0890, 9840-001-0001, 9840-001-0494, and 9840-001-0988 of Section 2.00 of the Budget Act of 1996, relating to contingencies, emergencies, and deficiencies, to take effect immediately as an appropriation for the usual current expenses of the state.

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—73**

Ackerman	Escutia	Machado	Runner
Alby	Figueroa	Margett	Scott
Alquist	Firestone	Martinez	Shelley
Aroner	Floyd	Mazzoni	Strom-Martin
Ashburn	Frusetta	Migden	Sweeney
Baca	Gallegos	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	Papan	Wildman
Cardenas	Kuehl	Perata	Wright
Cardoza	Kuykendall	Poochigian	Mr. Speaker
Cunneen	Leach	Prenter	
Davis	Lempert	Pringle	
Ducheny	Leonard	Richter	

**NOES—1**

McClintock

Above bill ordered enrolled.

**CAUCUS ANNOUNCEMENTS**

Assembly Member Shelley announced that the Democratic Caucus would meet today, upon adjournment of Floor session, in the Assembly Lounge.

**MOTION TO ADJOURN**

At 11:56 a.m., Assembly Member Shelley moved that the Assembly do now adjourn.

Assembly Member House seconded the motion.

**REMARKS ON CONDITION OF THE FILE**

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

**FURTHER CONSIDERATION OF MOTION TO ADJOURN**

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

Motion carried.

**VOTE ADDS**

The following Assembly Member was granted unanimous consent to record her vote on the following item:

**Assembly Bill No. 1562, Concurrence:** Martinez—Aye.

**QUORUM CALL OF THE ASSEMBLY DISPENSED WITH**

At 11:57 a.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

**ENROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, June 23, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:  
Assembly Bill No. 730

And reports the same correctly enrolled, and presented to the Governor at 2:45 p.m.,  
June 23, 1997.

E. DOTSON WILSON, Chief Clerk

**AUTHOR'S AMENDMENTS**

**Committee on Banking and Finance**

June 23, 1997

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:  
Senate Bill No. 788

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

PAPAN, Chairman

**SENATE BILL NO. 788**—An act to amend Sections 21200.5, 21200.9, 21201, 21203,  
and 21206.8 of the Financial Code, relating to pawnbrokers.

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**

June 23, 1997

Mr. Speaker: The Chair of your Committee on Natural Resources reports:  
Senate Bill No. 698

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

BOWEN, Chairwoman

**SENATE BILL NO. 698**—An act to amend Sections 42291, 42292, 42293, and 42297 of,  
to add Section 42290.5 to, and to add and repeal Sections 42291.5 and 42294.1 of, the  
Public Resources Code, relating to solid waste.

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 23, 1997

Mr. Speaker: The Chair of your Committee on Agriculture reports:  
Senate Bill No. 383

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

CARDOZA, Chairman

**SENATE BILL NO. 383**—An act to amend Section 77430 of the Food and  
Agricultural Code, relating to agriculture.

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 23, 1997

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:  
 Senate Bill No. 499

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

MACHADO, Chairman

**SENATE BILL NO. 499**—An act to add Chapter 10 (commencing with Section 66406) to Division 1 of Title 7 of the Government Code, to add Sections 21083.10, 30012.5, and 30412.1 to the Public Resources Code, and to add Chapter 5.4 (commencing with Section 13367) to Division 7 of, the Water Code, relating to water.

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 23, 1997

Mr. Speaker: The Chair of your Committee on Health reports:  
 Senate Bill No. 1346

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

GALLEGOS, Chairman

**SENATE BILL NO. 1346**—An act to amend Sections 101, 810, 2499.5, 2530.2, 2530.5, 2530.6, 2531, 2531.05, 2531.1, 2531.2, 2531.3, 2531.4, 2531.6, 2531.7, 2531.8, 2531.9, 2531.95, 2532.1, 2532.2, 2532.4, 2533.4, 2534, 2534.1, 2534.2, 2535, 2535.2, 2535.4, 2536, 2539, 2760.1, 2902, 2928, 2929, 2933, 2940, 2941, 2948, 2971, 2980, 2984, 3325, 3362, 3401, 5029, 5107, 7423, and 7860 of, to add Sections 144 and 2531.75 to, to repeal and add Section 2531.5 of, and to repeal Sections 6529, 6548, 6560, 6625, 6630, 6632, 6633, 6634, 6635, 6635.2, 6636, 7302, 7311, 7312, 7314, 7314.1, 7314.2, 7320, 7322, 7373, 7384, 7390, 7391, 7392, 7393, 7394, 7395, 7412, 7420, 7431, 7436, 7437, 7437.3, and 7444 of, the Business and Professions Code, and to amend Section 13401.5 of the Corporations Code, relating to professions and vocations.

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**

June 23, 1997

Mr. Speaker: The Chair of your Committee on Human Services reports:  
 Senate Bill No. 361

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

ARONER, Chairwoman

**SENATE BILL NO. 361**—An act to amend Section 1524.5 of the Health and Safety Code, relating to community care facilities.

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 23, 1997

Mr. Speaker: The Chair of your Committee on Local Government reports:  
Assembly Constitutional Amendment No. 10

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

SWEENEY, Chairman

**ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 10**—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 29 of Article XIII thereof, relating to taxation.

Resolution read second time; 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 Transportation**

June 23, 1997

Mr. Speaker: The Chair of your Committee on Transportation reports:  
Senate Bill No. 417

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

MURRAY, Chairman

**SENATE BILL NO. 417**—An act to amend Section 1182 of the Harbors and Navigation Code, relating to vessels.

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 23, 1997

Mr. Speaker: The Chair of your Committee on Public Safety reports:  
Senate Bill No. 434  
Senate Bill No. 931

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

HERTZBERG, Chairman

**SENATE BILL NO. 434**—An act to amend Section 2601 of, and to add Sections 2602 and 2603 to, the Penal Code, relating to prisoners.

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. 931**—An act to amend Section 6025 of the Penal Code, relating to corrections.

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 23, 1997

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

Senate Bill No. 110

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

CALDERA, Chairman

**SENATE BILL NO. 110**—An act to amend Section 7056 of, to add Section 7206 to, to add a chapter heading to, and to add Chapter 2 (commencing with Section 7221) to, Part 1.5 of Division 2 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.

**AUTHOR'S AMENDMENTS**  
**Committee on Judiciary**

June 23, 1997

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

Senate Bill No. 1296

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

ESCUTIA, Chairwoman

**SENATE BILL NO. 1296**—An act to amend Section 425.16 of the Code of Civil Procedure, relating to civil actions.

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 23, 1997

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

Senate Bill No. 225

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

FIGUEROA, Chairwoman

**SENATE BILL NO. 225**—An act to repeal and add Section 12900 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 Governmental Organization**

June 23, 1997

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

Senate Bill No. 127

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

BROWN, Chairwoman



**SENATE BILL NO. 127**—An act to amend Section 19533.5 of the Business and Professions Code, relating to horseracing.

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**

Date of Hearing: June 23, 1997

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 64

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

PERATA, Chairman

Above resolution re-referred to the Committee on Appropriations.

Date of Hearing: June 23, 1997

Mr. Speaker: Your Committee on Rules reports:

Assembly Joint 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 resolution be placed on the Consent Calendar.

PERATA, Chairman

Above resolution ordered on file.

Date of Hearing: June 23, 1997

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 59

Assembly Concurrent Resolution No. 63

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: June 23, 1997

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 34

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

PERATA, Chairman

Above resolution re-referred to the Committee on Appropriations.

**Committee on Governmental Organization**

Date of Hearing: June 23, 1997

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 805

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

BROWN, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 23, 1997

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 572

Senate Bill No. 928

With the recommendation: Do pass.

BROWN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 23, 1997

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 198

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

BROWN, Chairwoman

Above bill re-referred to the Committee on Appropriations.

**MESSAGES FROM THE SENATE**

June 23, 1997

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

Dear Dotson: By direction of the Senate I am returning Senate Bill  
No. 161 to the Assembly for further action.

Sincerely,

GREGORY SCHMIDT  
Secretary of the Senate

Senate Chamber, June 23, 1997

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

Assembly Bill No. 669

Assembly Bill No. 943

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 23, 1997

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

Assembly Joint Resolution No. 8

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.

Senate Chamber, June 23, 1997

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

Assembly Bill No. 463

Assembly Bill No. 1272

Assembly Bill No. 1459

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

Above bills ordered enrolled.

Senate Chamber, June 23, 1997

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

**Senate Bill No. 285.**

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

Senate Chamber, June 23, 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. 59

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

Senate Chamber, June 23, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Brulte, Johnston, Lee, Maddy, Thompson, Solis, Vasconcellos, Watson, and Wright, as a Senate Committee on Conference concerning Senate Bill No. 288 to meet a like committee of the Assembly.

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

**COMMUNICATIONS**

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

June 23, 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 285:

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

**INTRODUCTION OF GUESTS**

Speaker Bustamante and Assembly Members Poochigian and Prenter introduced the Fresno County Delegation, of the California Focus Program 4-H Club.

Assembly Member Brown, of the 7th Assembly District, introduced the Sonoma County 4-H Club.

Assembly Member Honda, of the 23rd Assembly District, introduced his wife Jeanne Honda.

Speaker pro Tempore Kuehl introduced former Senator Lucy Killea.

Assembly Member Bordonaro, of the 33rd Assembly District, introduced Michelle Von Dollen, John Von Dollen, and Michael Hawks, of Atascadero.

Assembly Member Kaloogian, of the 74th Assembly District, introduced Craig and Diane Rush, and their children Alden and Stuart, of Escondido.

Assembly Member Scott, of the 44th Assembly District, introduced Laurice Hunter, of Denver, Colorado, and Dawn Trinta, of Paradise.

Assembly Member Margett, of the 59th Assembly District, introduced Virginia Anne Doherty, of Sacramento, and Hugo and Phyllis Miller, of Arcadia.

Assembly Member Floyd, of the 55th Assembly District, introduced the following Girl Scouts of Laguna Hills: Katie Carruth, Kara Fenig, Shari Finchum, Whitney McCroskey, Brittany McGinley, Monica Miller, Ashley Roof, Shannon Sharrock, and Ann Stelling, and their chaperons Nancy Leverette, Andrea McGinley, and Jean Sharrock.

Assembly Member Battin, of the 80th Assembly District, introduced the Imperial County 4-H Sacramento Focus Groups from the following cities:

Brawley: Stephen Elmore, Lauren Fleming, Jacque Hannon, Kirsten Hoelmer, Mark McConnell, John Muse, Jennifer Pistole, Annie Smith, and Doug Williams, and Adult Chaperone: Rosanne Fleming;

Holtville: Christine Belli, Joseph Belli, Jessica Diez, Kirstin Johnson, and Chris Stergois, and Adult Chaperone: George Stergois;

Westmorland: Coleen Cruz, Rebecca Greer, Joanna Hamby, and Carolina Nunemacher, and Adult Chaperone: Sally Trailer.

#### **ADJOURNMENT**

At 3 p.m., pursuant to the motion by Assembly Member Shelley the Assembly adjourned until 7 a.m., Tuesday, June 24, 1997, out of respect to the memory of Bea Hernandez, on motion of Assembly Members Villaraigosa and Hertzberg; out of respect to the memory of Lawrence Kent Smith, on motion of Assembly Member Wildman; out of respect to the memory of Joseph "Josh" Jelincic and Janet M. Payne, on motion of Assembly Member Sweeney; out of respect to the memory of Robert McCurdy and Dr. Dominick Edward, on motion of Assembly Member Brewer; and out of respect to the memory of Arman Noradian, on motion of Assembly Member Poochigian.

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CRUZ M. BUSTAMANTE, Speaker

ROCEL BETTENCOURT, Acting Minute Clerk

**AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 23, 1997**

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

<b>ACA</b>	<b>RN</b>	<b>SB</b>	<b>RN</b>
9	9716361	434	9716242
10	9715853	455	9715760
14	9716227	499	9715936
		507	9715603
<b>SB</b>	<b>RN</b>	534	9716436
45	9715966	680	9716366
48	9715651	698	9716240
68	9716117	788	9714079
85	9716265	850	9716232
110	9716254	931	9713992
127	9716339	938	9716163
135	9716135	1077	9716378
183	9716194	1102	9715869
212	9716306	1296	9715828
225	9716406	1313	9716127
361	9714675	1346	9716134
383	9716383		
417	9714274		

**Daily Total: 32**  
**Cumulative Total: 2287**