

CALIFORNIA LEGISLATURE  
1995-96 THIRD EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Monday, February 26, 1996**  
**THIRTEENTH SESSION DAY**  
**FIFTY-FOURTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Monday, February 26, 1996

The Assembly met at 11:14 a.m.

Hon. Fred Aguiar, 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, and the following answered to their names—73:

Ackerman	Campbell	Isenberg	Olberg
Aguiar	Cannella	Kaloogian	Poochigian
Alby	Conroy	Katz	Rainey
Alpert	Cortese	Knight	Richter
Archie-Hudson	Cunneen	Knowles	Rogan
Baca	Davis	Kuehl	Setencich
Bates	Ducheny	Kuykendall	Sher
Battin	Figueroa	Lee	Speier
Baugh	Firestone	Machado	Sweeney
Boland	Friedman	Margett	Takasugi
Bordonaro	Frusetta	Martinez	Thompson
Bowen	Goldsmith	Mazzoni	Tucker
Bowler	Granlund	McDonald	Vasconcellos
Brewer	Hannigan	McPherson	Weggeland
Brown	Harvey	Miller	Woods
Brulte	Hauser	Morrissey	Mr. Speaker
Burton	Hawkins	Morrow	
Bustamante	Hoge	Murray, Willard	
Caldera	House	Napolitano	

Quorum present.

#### PRAYER

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

Several days ago, the Roman Catholic Church began its Lenten season with Ash Wednesday and today the Orthodox Christian Church begins Great Lent with Pure Monday. This forty day period for both Churches is a time of quiet reflection and spiritual self-examination marked by fasting and prayer.

On this Pure Monday then let us then pray:

*Gracious Father in Heaven,* As we begin this holy season, make us shine with the bright radiance of Your holy commandments, with the brightness of love and the splendor of prayer, with the purity of holiness and the strength of good courage. Set us free from everything that troubles us and save our souls, O Loving God.—AMEN.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Speaker pro Tempore Aguiar, Assembly Member House 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 Baca, seconded by Assembly Member Cannella.

**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 Escutia, Knox, Kevin Murray, and Villaraigosa.*

*On personal business, and waiving per diem: Assembly Member Baldwin.*

*Because of illness: Assembly Member Gallegos.*

(NOTE: For explanations of absences of Assembly Members Escutia, Knox, Kevin Murray, and Villaraigosa on this day, on legislative business, pursuant to the Rules, see the Assembly Journal for the Regular Session for this day.)

**MESSAGES FROM THE SENATE**

Senate Chamber, February 22, 1996

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

Senate Bill No. 1

JOHN W. ROVANE, Acting Secretary of the Senate

**FIRST READING OF SENATE BILLS**

The following bill was read the first time:

**SENATE BILL NO. 1**—An act to repeal and add Section 13127.32 of the Food and Agricultural Code, relating to economic poisons.

**MOTION TO AMEND RULES TO  
INCREASE MEMBERSHIP OF RULES COMMITTEE**

Assembly Member Rogan moved that the Rules in the Third Extraordinary Session be amended, consistent with the Rules adopted in the Regular Session, to read as follows:

The Committee on Rules shall consist of twelve Members of the Assembly, seven to be elected by the registered political party having the largest number of members in the Assembly, with one elected as Chair by the majority caucus, and five to be elected by the registered political party having the second largest number of Members; and further that the membership of the Committee be consistent with those members appointed in the Regular Session.

Motion carried by the following vote:

**AYES—62**

Ackerman	Cortese	Isenberg	Napolitano
Aguiar	Cunneen	Kaloogian	Olberg
Alby	Davis	Katz	Poochigian
Bates	Ducheny	Knight	Rainey
Battin	Figueroa	Knowles	Richter
Baugh	Firestone	Kuehl	Rogan
Boland	Friedman	Kuykendall	Sher
Bordonaro	Frusetta	Lee	Speier
Bowler	Goldsmith	Machado	Sweeney
Brewer	Granlund	Margett	Takasugi
Brulte	Hannigan	Mazzoni	Thompson
Burton	Harvey	McDonald	Weggeland
Bustamante	Hauser	McPherson	Woods
Campbell	Hawkins	Morrissey	Mr. Speaker
Cannella	Hoge	Morrow	
Conroy	House	Murray, Willard	

**NOES—None**

**COMMITTEE MEETING ANNOUNCEMENTS**

Speaker pro Tempore Aguiar announced that the Committee on Rules would meet today, upon adjournment of Floor session, in the Tom Bane Rules Committee Room.

**VOTE ADDS**

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

**Motion to Increase Membership of Rules Committee:** Granlund and Speier—Aye.

**RECESS**

By unanimous consent, at 11:15 a.m., Speaker pro Tempore Aguiar declared the Assembly recessed.

**COMMUNICATIONS**

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

February 26, 1996

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

Dear Mr. Wilson: Please be advised that the Assembly Rules Committee created the Agriculture Committee in the 1995-96 Third Extraordinary Session. The committee membership and chair of the Agriculture Committee will be the same as in the Regular Session.

Sincerely,

CURT PRINGLE  
Chair, Committee on Rules

**REFERENCE OF BILLS TO COMMITTEE**

Pursuant to the Assembly Rules, the following bill was referred to committee:

<i>Senate</i>		<i>Committee</i>
<i>Bill No.</i>		
1	-----	Agri.

**ADJOURNMENT**

At 3:45 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk