

CALIFORNIA LEGISLATURE
1995-96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, March 14, 1995

FORTY-FIRST SESSION DAY

ONE HUNDREDTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, March 14, 1995

The Assembly met at 7 a.m.

Hon. Jim Morrissey, Assembly Member, 69th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Walker reading.

ROLL CALL

The following were placed upon the morning roll call—41:

| | | | |
|----------|-----------|------------|--------------|
| Aguiar | Cunneen | Isenberg | Rainey |
| Alby | Ducheny | Kaloogian | Setencich |
| Allen | Figueroa | Knight | Sher |
| Alpert | Firestone | Knowles | Thompson |
| Baldwin | Friedman | Knox | Tucker |
| Bowler | Gallegos | Kuykendall | Vasconcellos |
| Burton | Goldsmith | Mazzoni | Weggeland |
| Caldera | Hannigan | McDonald | Woods |
| Campbell | Hawkins | Morrissey | |
| Conroy | Hoge | Morrow | |
| Cortese | House | Poochigian | |

Quorum present.

At 10:20 p.m., Hon. Dede Alpert, 78th District, presiding

REGULAR BUSINESS DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

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

On legislative business: Assembly Members Archie-Hudson, Bates, Battin, Boland, Bordonaro, Bowen, Brewer, Valerie Brown, Willie Brown, Brulte, Bustamante, Cannella, Davis, Frusetta, Granlund, Harvey, Hauser, Horcher, Katz, Kuehl, Lee, Machado, Martinez, McPherson, Kevin Murray, Willard Murray, Napolitano, Olberg, Pringle, Richter, Rogan, Speier, Takasugi and Villaraigosa.

On legislative business, and waiving per diem: Assembly Member Sweeney.

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

Because of illness: Assembly Member Escutia.

Because of illness in his family: Assembly Member Baca.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

March 10, 1995

*Honorable Willie L. Brown, Jr.
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Brown: I respectfully request to be excused from session and session check-in due to legislative business, as part of the Washington, D.C. delegation for the following dates:

- Monday, March 13, 1995
- Tuesday, March 14, 1995
- Wednesday, March 15, 1995

Should you have any questions or comments, please feel free to call my office at 445-2363. Thank you for your attention to this matter.

Sincerely,
MARGUERITE ARCHIE-HUDSON, Assembly Member
Forty-eighth District

March 13, 1995

*Honorable Willie L. Brown, Jr.
Room 219, State Capitol Building
Sacramento, California*

Dear Mr. Speaker, It is requested that I be excused from session March 13-15. As part of the California Delegation, I will be conducting legislative business in Washington D.C.

Thank You,

TOM BATES, Assembly Member
Fourteenth District

March 9, 1995

*The Honorable Willie Brown
Speaker of the State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I would like to be excused from session on the following dates: March 13, 14, and 15, 1995 to attend to legislative business.

Thank you for your attention to this matter.

Sincerely,

JIM BATTIN, Assembly Member
Eightieth District

March 9, 1995

The Honorable Willie Brown, Jr.
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: This letter is to request to be excused from Session March 13 through March 15 due to legislative business. I am a member of the California State Legislature's bipartisan delegation to Washington, D.C.

Your immediate attention to this matter is appreciated.

Sincerely,

PAULA L. BOLAND, Assembly Member
 Thirty-eighth District

March 14, 1995

Honorable Willie L. Brown, Jr.
Speaker of the Assembly
State Capitol—Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request to be excused from the Check-In Floor Sessions on Tuesday, March 14, and Wednesday, March 15 due to the flooding in my district.

Thank you in advance for your consideration.

Sincerely,

TOM J. BORDONARO, JR., Assembly Member
 Thirty-third District

March 9, 1995

Willie L. Brown, Jr.
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I am writing to request that I be excused from session March 13th, 14th, and 15th as I will be conducting legislative business as part of the Washington, D.C. delegation.

Should you have any questions, please do not hesitate to call.

Sincerely,

DEBRA BOWEN, Assembly Member
 Fifty-third District

March 9, 1995

The Honorable Willie L. Brown, Jr.
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Brown: As part of the Washington, D.C. delegation, I am respectfully requesting to be excused on March 14 and 15, on legislative business.

Sincerely,

MARILYN C. BREWER, Assembly Member
 Seventieth District

March 9, 1995

The Honorable Willie L. Brown, Jr.
Speaker, State Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I am respectfully requesting to be excused from session Monday, March 13 through Wednesday, March 15, to participate in the Bipartisan Legislative Delegation in Washington, D.C.

If you have any questions concerning this request, please call me at 445-8492.

Sincerely,

VALERIE K. BROWN, Assembly Member
Seventh District

March 10, 1995

E. Dotson Wilson
Chief Clerk
State Capitol
Sacramento, California

Dear Dotson: Please be advised that I will not be in the Capitol for check in session due to legislative business on March 13-15, 1995. I will be in Washington, D.C. as part of the California delegation.

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

March 10, 1995

Honorable Willie L. Brown, Jr.
Speaker of the Assembly
State Capitol
Sacramento, California

Dear Speaker Brown: Please excuse me from session on Tuesday and Wednesday, March 14-15, 1995. I will be in Washington, D.C. on legislative business as part of the California delegation.

If you have any questions, please contact Nathalie Apple at 445-8490. Thank you for your consideration.

Sincerely,

JAMES L. BRULTE
Assembly Republican Leader

March 9, 1995

Honorable Willie L. Brown, Jr.
Speaker of the Assembly
State Capitol
Sacramento, California

Dear Mr. Speaker: I would like to request that I be excused from session on the following dates due to legislative business as part of the Washington, D.C. delegation. Those dates are as follows: March 13 through 15, 1995.

Thanking you in advance for your courtesy and cooperation.

Sincerely,

CRUZ M. BUSTAMANTE, Assembly Member
Thirty-first District

February 28, 1995

The Honorable Willie L. Brown, Jr.
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Brown: I would like to request permission to travel March 11, 1995 through March 18, 1995. I would like to be excused for legislative business on March 14, 1995. I will be attending the CA Warehouse Association Convention in Hawaii and will be giving a speech on that day. Please excuse me from session for personal business, waiving per diem for March 15 & 16, 1995.

Sincerely,

SAL CANNELLA, Assembly Member
Twenty-sixth District

March 9, 1995

Honorable Willie L. Brown, Jr.
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: Please excuse me from session Monday, March 13 through Wednesday, March 15, 1995. I will be out of the state on legislative business as a participant in the Assembly delegation's annual Washington trip.

Sincerely,

SUSAN A. DAVIS, Assembly Member
Seventy-sixth District

March 9, 1995

*Honorable Willie Brown
Speaker of the Assembly
State Capitol, Second Floor
Sacramento, California*

Dear Mr. Speaker: I am requesting to be excused from session Tuesday and Wednesday March 14–15, 1995 per your memorandum of March 9 in which you so requested.

The purpose of this request, is as you mentioned, due to legislative business as part of the Washington D.C. delegation.

Thank you for your consideration of this matter.

Sincerely,

PETER FRUSETTA, Assembly Member
Twenty-eighth District

March 9, 1995

*Honorable Willie Lewis Brown, Jr.
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: Please excuse me from session for the following dates of March 13th, 14th and 15th as I will be in Washington D.C. on legislative business.

Sincerely,

BRETT GRANLUND, Assembly Member
Sixty-fifth District

March 7, 1995

*The Honorable Willie L. Brown, Jr.
California State Assemblyman
State Capitol, Room 219
Sacramento, California*

Dear Assemblyman Brown: I would like to request to be excused from session Monday through Wednesday, March 13–15, 1995 for legislative business. I will be part of the delegation traveling to Washington, D.C.

Thank you for your consideration in this matter.

Sincerely,

TRICE HARVEY, Assembly Member
Thirty-second District

March 9, 1995

*Honorable Willie L. Brown, Jr.
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I respectfully request to be excused from Session March 13, 14 and 15, 1995 due to legislative business, as part of the Washington D.C. delegation.

Thank you for your consideration of this request.

Sincerely,

DAN HAUSER, Assembly Member
First District

March 6, 1995

The Honorable Willie L. Brown, Jr.
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I am requesting to be excused from the Assembly check-in session on Tuesday, March 14th and Wednesday, March 15th. I will be part of the Delegation going to Washington D.C. at that time.

Thank you for your consideration in this matter.

Sincerely,

PAUL V. HORCHER, Assembly Member
Sixtieth District

March 9, 1995

Honorable Willie L. Brown, Jr.
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I would like to be excused from Session Monday, March 13, Tuesday, March 14 and Wednesday, March 15, 1995. I will be on legislative business as part of the Washington, D.C. delegation.

Sincerely,

RICHARD KATZ, Assembly Member
Thirty-ninth District

March 9, 1995

Honorable Willie L. Brown,
Speaker of the Assembly
State Capitol, Room 219

Dear Speaker Brown: Please excuse me from session from March 13th through March 15, 1995, due to legislative business. I will be attending Washington D.C. as part of the nonpartisan Legislative delegation.

Thank you for your cooperation in this matter.

Sincerely,

SHEILA JAMES KUEHL, Assembly Member
Forty-first District

March 10, 1995

*Honorable Willie L. Brown, Jr.
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I would like to request permission to be excused from Check-In session on Tuesday, March 14 and Wednesday, March 15 for legislative business as part of the Washington D.C. delegation.

Thank you for your consideration of this request.

Sincerely,

BARBARA LEE, Assembly Member
Sixteenth District

March 9, 1995

To: Speaker of the Assembly, Willie L. Brown, Jr.
From: Assemblyman Michael Machado
Re: Request to be excused from Session

Due to my planned trip to Washington, D.C. I will be unable to attend session for the following days:

Monday March 13, 1995

Tuesday March 14, 1995

and

Wednesday March 15, 1995

I am sorry for any inconvenience this may cause. Please contact Walter Hughes, from my office, if you need any further assistance.

Thank you,

MICHAEL J. MACHADO, Assembly Member
Seventeenth District

March 9, 1995

*Honorable Willie L. Brown Jr.
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: Please excuse me from session on March 11, through the 15th. I will be in Washington, D.C. on legislative business.

Warmest Regards,

DIANE MARTINEZ, Assembly Member
Forty-ninth District

March 13, 1995

*Honorable Willie L. Brown, Jr.
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I respectfully request to be excused from session on March 13, 14, and 15 due to legislative business, as part of the Washington, D.C. delegation.

I appreciate your consideration of this request.

Sincerely,

BRUCE MCPHERSON, Assembly Member
Twenty-seventh District

March 10, 1995

*The Honorable Willie L. Brown, Jr.
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Brown: Please excuse me from check-in Session on March 14 and 15 due to legislative business as I will be in Washington, D.C. as a part of the California Legislative Delegation. Thank you.

Yours sincerely,

KEVIN MURRAY, Assembly Member
Forty-seventh District

March 9, 1995

*The Honorable Willie L. Brown, Jr.
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I respectfully request to be excused from session on March 13, 14 and 15, 1995. I will be attending to legislative business, as part of the Washington, D.C. delegation.

Thank you for your consideration and approval of this request.

Sincerely,

WILLARD H. MURRAY, JR., Assembly Member
Fifty-second District

March 9, 1995

*The Honorable Willie L. Brown, Jr.
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I respectfully request to be excused from Session for March 12-15, 1995. I will be part of the California State Legislature Washington, D.C. Delegation.

Thank you for your immediate consideration to this matter.

Warmest regards,

GRACE F. NAPOLITANO, Assembly Member
Fifty-eighth District

March 9, 1995

The Honorable Willie L. Brown, Jr.
Speaker of the Assembly
Room 219, State Capitol
Sacramento, California

Dear Mr. Speaker: This letter is to request that I be excused from session beginning Monday, March 13 through Wednesday March 15, 1995, as I will be in Washington D.C. on legislative business.

Thank you for your attention to this matter.

Sincerely,

R. KEITH OLBERG, Assembly Member
Thirty-fourth District

March 10, 1995

Honorable Willie L. Brown, Jr.
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Mr. Speaker: Please excuse me from floor session on March 13, 14, and 15, 1995. I will be absent due to legislative business, as part of the Washington, D.C. delegation.

If you have any questions, please feel free to contact me.

Sincerely,

CURT PRINGLE, Assembly Member
Sixty-eighth District

March 9, 1995

Honorable Willie L. Brown, Jr., Speaker
California State Assembly
Room 219
State Capitol Building

Dear Mr. Speaker: I wish to be excused from session on legislative business, as part of the Washington, D.C. delegation, on March 13, 14, and 15, 1995.

Thank you for your consideration.

Sincerely,

BERNIE RICHTER, Assembly Member
Third District

March 9, 1995

Honorable Willie L. Brown
Speaker of the Assembly
State Capitol
Sacramento, California

Dear Mr. Speaker: I am respectfully requesting to be excused from session due to legislative business for the dates of March 13 through 15. Thank you.

With best personal regards, I remain

Sincerely,

JAMES E. ROGAN, Assembly Member
Forty-third District

March 14, 1995

*The Honorable Willie L. Brown, Jr.
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I respectfully request that I be excused from check-in session today, Tuesday, March 14, 1995. I am conducting legislative business in my district office.

Thank you for your consideration of this request.

All the best,

JACKIE SPEIER, Assembly Member
Nineteenth District

March 10, 1995

*Speaker Willie L. Brown, Jr.
California State Assembly
State Capitol—Room 219
Sacramento, California*

Dear Mr. Speaker: Please excuse me from check-in session on Tuesday, March 14, 1995. I will be in my district conducting legislative business and will be waiving my per diem.

Thank you for your attention to this matter.

Sincerely,

MICHAEL SWEENEY, Assembly Member
Eighteenth District

March 10, 1995

*Hon. Willie L. Brown, Jr.
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: This is to request that I be excused from session Monday, March 13 through Wednesday, March 15 due to legislative business. I will be attending the California Delegation trip to Washington, DC.

Thank you for your consideration of my request.

Sincerely,

NAO TAKASUGI, Assembly Member
Thirty-seventh District

March 13, 1995

*Honorable Willie L. Brown, Jr.
Speaker of the Assembly
State Capitol
Sacramento, California*

Dear Mr. Speaker: I would like to request permission to be excused from floor session, due to legislative business, on the following dates:

March 13, 1995

March 14, 1995

March 15, 1995

Thank you for your consideration in this matter.

Sincerely,

ANTONIO R. VILLARAIGOSA, Assembly Member
Forty-fifth District

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 13, 1995

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

Assembly Concurrent Resolution No. 7

And reports the same correctly enrolled, and presented to the Secretary of the State on the 13th day of March, 1995, at 10:45 a.m.

E. DOTSON WILSON, Chief Clerk

BILLS PASSED AND RETAINED

Without objection, Assembly Bills Nos. 34 and 99 and Senate Bill No. 59 on this day's Second Reading file, were passed on file, to retain their place on file.

ADJOURNMENT

At 10:21 p.m., the Assembly adjourned until 7 a.m., Wednesday, March 15, 1995.

JOHN BURTON, Chair
Assembly Rules Committee

PAM CAVILEER, Minute Clerk