

CALIFORNIA LEGISLATURE
1995-96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, March 14, 1996

**ONE HUNDRED EIGHTY-SIXTH SESSION DAY
FOUR HUNDRED SIXTY-SIXTH 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.

(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
Thursday, March 14, 1996

The Assembly met at 8:30 a.m.
Hon. Fred Aguiar, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Akiba H. Howard reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member House moved a quorum call of the Assembly.
Motion carried. Time, 8:31 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 8:55 a.m., Speaker pro Tempore Aguiar declared a quorum of
the Assembly present.

The roll call was completed, and the following answered to their
names—72:

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

PRAYER

Upon invitation of Speaker pro Tempore Aguiar, the following prayer was offered by Monsignor Edward J. Kavanagh, of Saint Patrick's Home for Children, in Sacramento:

It has been said by many an eminent historian that the greatest Irishman of them all was not an Irishman at all.

The birth place of St. Patrick was not in Ireland. Some people say he was born in Gaul, others that he was born by the mouth of the Seven River in Wales; but regardless of his birth place he was the one that was commissioned by Pope Celestine I to bring the Catholic faith to Ireland and he did so very successfully.

And so as we are gathered here this morning in our State Capitol, we pray

Heavenly Father, We thank You for the many gifts that You have given to us. We thank You for the gift of life itself. May we always reverence it and respect it. We thank You for the life of St. Patrick whom we celebrate and honor today.

We thank You for this wonderful State of California in this United States, where so many spiritual and adopted sons and daughters of St. Patrick and Ireland, and other cultures, races, and nations of the world have come and founded new homes, new families and new lives.

Lord, we pray that You bestow rich blessings on California and all its people.

We ask You to bless all the Members of the California Legislature, and especially today bless the spiritual sons and daughters of St. Patrick, and inspire and strengthen them all to always seek the truth in their deliberations and always act for the true good of all persons.

In the spirit of St. Patrick, we ask You to bring peace and harmony to Ireland, to Bosnia, to the Middle East, and throughout the world.

Through our Lord Jesus Christ, we pray that You bless Californians of every race and creed and bring peace and prosperity to their families and our state.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Aguiar, Assembly Member Conroy then led the Assembly in the pledge of allegiance to the Flag.

PERFORMANCE FOR MEMBERS OF THE ASSEMBLY

Upon invitation of Assembly Member Thompson, the City of Sacramento Bagpipers Band performed for the Members of the Assembly in celebration of St. Patrick's Day.

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 Hoge, seconded by Assembly Member Davis.

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 Kevin Murray, Willard Murray, and Napolitano.

On personal business, and waiving per diem: Assembly Members Bowen, McDonald, and Sher.

Because of illness in her family: Assembly Member Kuehl.

EXPLANATIONS OF ABSENCE

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

March 14, 1996

*The Honorable Curt Pringle
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Pringle: This letter is to request to be excused from Session on Thursday, March 14, 1996 on legislative business.

Yours sincerely,

KEVIN MURRAY, Assembly Member
Forty-seventh District

March 14, 1996

*Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Pringle: I respectfully request to be excused from Floor Session on Thursday, March 14, 1996 in order to conduct legislative business in my district.

Thank you for your consideration and approval of this request.

Sincerely,

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

March 6, 1996

*The Honorable Curt Pringle
Speaker of the Assembly
California State Legislature
State Capitol Building, Room 219
Sacramento, California*

Dear Mr. Speaker: I respectfully request that I be excused from attending the Session scheduled for Thursday, March 14, 1996. Legislative business in my District Office necessitates my presence there.

In anticipation of your consideration and approval, I thank you and await your response.

Warmest regards,

GRACE F. NAPOLITANO, Assembly Member
Fifty-eighth District

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 14, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
 Assembly Bill No. 2034
 Assembly Bill No. 2036
 Assembly Bill No. 2052
 And reports the same correctly engrossed.

Assembly Bill No. 2080
 Assembly Bill No. 2093

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, March 14, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
 Assembly Bill No. 2078
 Assembly Bill No. 2107
 And reports the same correctly engrossed.

Assembly Bill No. 2135
 Assembly Bill No. 2208

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

<i>Bill No.</i>	<i>Committee</i>
2031	Agri.
2114	Ed.
2118	G.O.
2121	Pub. S.
2136	Ed.
2192	Ins. and Health
2264	Agri.
2380	W.,P. & W.
2428	C.P.,G.E. & E.D.
2668	Health and Ins.
2698	Health and Ins.
2725	H. & C.D. and L. Gov.
2739	H. & C.D.
2746	E.,R. & C.A.
2792	L. Gov.
2802	Health
2805	Budget
2823	L. Gov.
2836	H. & C.D.
2857	L. & E.
2870	C.P.,G.E. & E.D.
2900	Pub. S.
2904	H. & C.D.
2961	Higher Ed.
2971	L. Gov.
2977	Health
3016	Hum. S.
3024	L. Gov.
3026	H. & C.D.
3037	L. & E.
3131	H. & C.D.
3192	L. Gov. and E.,R. & C.A.

3223	-----	Ed.
3225	-----	P.E.,R. & S.S.
3226	-----	Health
3229	-----	Rev. & Tax.
3230	-----	Health and Ins.
3232	-----	Ins.
3233	-----	Ins.
3234	-----	Ins.
3235	-----	Ed.
3236	-----	Ins.
3237	-----	Ins.
3238	-----	Hum. S.
3239	-----	L. Gov. and Rev. & Tax
3240	-----	G.O. and Rev. & Tax
3241	-----	Jud.
3242	-----	Pub. S.
3243	-----	Jud.
3244	-----	H. & C.D.
3245	-----	W.,P. & W.
3246	-----	Pub. S.
3248	-----	C.P.,G.E. & E.D.
3249	-----	Rev. & Tax.
3250	-----	Ins.
3251	-----	Health and Ins.
3252	-----	P.E.,R. & S.S.
3254	-----	P.E.,R. & S.S.
3255	-----	H. & C.D.
3256	-----	Health
3257	-----	Jud.
3258	-----	U. & C.
3259	-----	Jud.
3261	-----	Pub. S.
3262	-----	Nat. Res.
3263	-----	Nat. Res.
3265	-----	Health
3266	-----	Health
3267	-----	Rev. & Tax.
3268	-----	E.,R. & C.A.
3270	-----	Ed.
3273	-----	Trans. and Ed.
3274	-----	Health
3276	-----	Ed.
3277	-----	Pub. S.
3278	-----	E.,R. & C.A.
3279	-----	E.,R. & C.A.
3280	-----	C.P.,G.E. & E.D.
3281	-----	Jud.
3282	-----	P.E.,R. & S.S.
3283	-----	Jud.
3284	-----	Hum. S.
3285	-----	Nat. Res.
3286	-----	E.S. & T.M.
3287	-----	Jud.
3288	-----	Pub. S.

3289	-----	Jud.
3290	-----	Ins. and Health
3292	-----	C.P.,G.E. & E.D.
3294	-----	Pub. S.
3295	-----	Ed.
3296	-----	L. Gov.
3297	-----	Health
3298	-----	Rev. & Tax.
3299	-----	Pub. S.
3301	-----	L. Gov.
3302	-----	G.O.
3303	-----	Pub. S.
3304	-----	Jud.
3305	-----	H. & C.D.
3306	-----	U. & C.
3308	-----	Ins.
3309	-----	Health
3311	-----	Rev. & Tax.
3312	-----	Rev. & Tax.
3314	-----	Pub. S.
3315	-----	Pub. S.
3316	-----	Pub. S.
3319	-----	Nat. Res.
3320	-----	C.P.,G.E. & E.D.
3321	-----	Hum. S.
3322	-----	Rev. & Tax.
3323	-----	Trans.
3324	-----	L. Gov. and C.P.,G.E. & E.D.
3326	-----	Pub. S.
3329	-----	E.S. & T.M.
3330	-----	Ed.
3331	-----	B. & F.
3332	-----	P.E.,R. & S.S.
3334	-----	L. Gov. and Rev. & Tax.
3337	-----	Health
3338	-----	Jud.
3339	-----	Pub. S.
3340	-----	Ins.
3342	-----	B. & F.
3343	-----	E.,R. & C.A.
3344	-----	W.,P. & W.
3345	-----	Nat. Res.
3346	-----	Ed.
3348	-----	G.O.
3349	-----	Pub. S.
3350	-----	Pub. S.
3352	-----	C.P.,G.E. & E.D.
3355	-----	C.P.,G.E. & E.D.
3356	-----	Jud.
3357	-----	Jud.
3358	-----	Nat. Res.
3359	-----	Hum. S.
3360	-----	Health
3361	-----	Jud.

3362	-----	Jud.
3363	-----	Jud.
3364	-----	Jud.
3365	-----	Pub. S.
3366	-----	B. & F.
3367	-----	Jud.
3368	-----	Trans.
3369	-----	Pub. S.
3370	-----	Pub. S.
3371	-----	C.P.,G.E. & E.D.
3372	-----	H. & C.D.
3373	-----	Health
3375	-----	Rev. & Tax.
3376	-----	P.E.,R. & S.S.
3377	-----	Pub. S.
3378	-----	Pub. S.
3379	-----	G.O.
3380	-----	Rev. & Tax.
3381	-----	Jud.
3382	-----	G.O.
3383	-----	Jud. and Hum. S.
3384	-----	Ed.
3385	-----	Ins.
3386	-----	Ins.
3387	-----	Hum. S.
3388	-----	Ins.
3389	-----	Health
3390	-----	Health
3391	-----	Trans. and Pub. S.
3392	-----	Pub. S.
3393	-----	C.P.,G.E. & E.D.
3394	-----	Rev. & Tax.
3396	-----	Health
3397	-----	Ed.
3400	-----	Pub. S.
3401	-----	Rev. & Tax.
3402	-----	C.P.,G.E. & E.D.
3403	-----	H. & C.D.
3404	-----	Jud.
3405	-----	Trans.
3406	-----	Nat. Res.
3412	-----	Jud.
3413	-----	Health
3415	-----	H. & C.D.
3416	-----	Jud.
3417	-----	Ins. and Health
3423	-----	Health
3424	-----	Ins. and Health
3426	-----	Trans.
3427	-----	P.E.,R. & S.S.
3428	-----	W.,P. & W.
3429	-----	E.,R. & C.A.
3431	-----	C.P.,G.E. & E.D. and Rev. & Tax.
3432	-----	Hum. S.

3433	-----	E.S. & T.M.
3435	-----	L. Gov. and Rev. & Tax.
3436	-----	Nat. Res.
3437	-----	Rev. & Tax.
3439	-----	Ins.
3440	-----	Hum. S. and Rev. & Tax.
3441	-----	L. Gov.
3442	-----	Jud.
3443	-----	Ed.
3444	-----	Health
3445	-----	C.P.,G.E. & E.D.
3446	-----	W.,P. & W.
3447	-----	W.,P. & W.
3448	-----	E.,R. & C.A.
3449	-----	Health
3450	-----	Ins.
3451	-----	P.E.,R. & S.S.
3454	-----	Ins. and Health
3455	-----	Hum. S.
3456	-----	Jud.
3457	-----	Higher Ed.
3458	-----	C.P.,G.E. & E.D.
3459	-----	Hum. S.
3460	-----	L. & E.
3461	-----	Pub. S.
3462	-----	C.P.,G.E. & E.D.
3463	-----	Nat. Res.
3464	-----	Nat. Res.
3465	-----	Nat. Res.
3466	-----	Nat. Res.
3467	-----	Nat. Res.
3468	-----	Nat. Res.
3469	-----	Nat. Res.
3470	-----	Jud.
3471	-----	Jud.
3472	-----	L. Gov.
3473	-----	C.P.,G.E. & E.D.

<i>House</i>		
<i>Resolution No.</i>		<i>Committee</i>
36	-----	Rls.

MOMENT OF SILENCE OBSERVED

Assembly Member McPherson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of the tragic deaths of 2 teachers and 16 children at the Dunblane Primary School, in Dunblane, Scotland, and was joined by the Members of the Assembly in observing a moment of silence.

SPECIAL RECOGNITION

Assembly Member Baca gave special recognition to Bishop Gerald Richard Barnes upon being the first Latino Bishop to be appointed to the Diocese of San Bernardino.

REQUEST FOR UNANIMOUS CONSENT

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

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Hannigan announced his intention to request that Senate Bill No. 1358 be removed from the inactive file.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Conroy was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Senate Bill No. 207

March 11, 1996

*Curt Pringle, Speaker
California Assembly
State Capitol
Sacramento, California*

Dear Mr. Speaker: This letter to the Assembly Journal expresses legislative intent with regard to the provisions of Public Utilities Code Section 739.3 as amended by and added to by SB 207.

In the new competitive telecommunications market, it is the intent of the legislature that the universal service proposal authorized by SB 207 should not result in an increase in the average overall telephone bill of customers in order to provide affordable service in high cost areas.

Yours,

MICKEY CONROY,
Chairman
Assembly Committee
Utilities and Commerce

RICHARD POLANCO
Author SB 207

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Bordonaro was granted unanimous consent that Assembly Bills Nos. 2025, 2448, and 3094 be withdrawn from the Committee on Human Services and re-referred to the Committee on Health.

SPECIAL COMMITTEE MEETINGS

Assembly Member Bordonaro was granted unanimous consent that the Committee on Human Services be permitted to hold a special meeting on Tuesday, March 19, 1996, for the purpose of setting Assembly Bill No. 2036 for hearing.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Morrissey was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Aubrey R. Johnston of Auburn.

Assembly Member Gallegos was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Hazel Joe Roessner, "Granny Girl", of Baldwin Park.

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 Rose Polvorosa, of San Leandro; and Irving Frankel, of Hayward.

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 Phyllis Reed Sans, of Hollister; Peggy Buckingham Pivetti, of Hollister; and Suzie Medina Whitecotton, of Hollister.

Assembly Member Alby was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of William W. Applegate, Sr. of Sacramento.

Assembly Member Caldera was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Evelyn Thurman Gratts of Los Angeles.

Assembly Member Takasugi was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Oxnard Police Department Officer, James Rex Jensen, Jr. of Ventura, killed in the line of duty Wednesday, March 13, 1996.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Goldsmith was granted unanimous consent that Assembly Bills Nos. 3010 and 3212 be withdrawn from the Committee on Budget and Finance and re-referred to the Committee on Revenue and Taxation and that Assembly Bill No. 3101 be withdrawn from the Committee on Budget and Finance and re-referred to the Committee on Judiciary.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Brulte was granted unanimous consent that when the Assembly adjourns on this day it do so in honor of the birth of Nathan Cole Weshner, born on February 18, 1996, to Alyssa and Brett Weshner, of Sacramento.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Morrissey was granted unanimous consent that Assembly Bill No. 2502 be withdrawn from the Committee on Consumer Protection, Governmental Efficiency and Economic Development and re-referred to the Committee on Banking and Finance.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Speier was granted unanimous consent that when the Assembly adjourns on this day it do so in honor of the birth of Ivan Henry Baglietto, born on March 13, 1996 to Nancy and Michael Baglietto.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 45 BY UNANIMOUS CONSENT

Assembly Member Mazzone was granted unanimous consent to take up Senate Concurrent Resolution No. 45, out of order.

SENATE CONCURRENT RESOLUTION NO. 45 (Solis)—Relative to Women's History Month.

Resolution read.

Members Made Coauthors of Senate Concurrent Resolution No. 45

Assembly Member Mazzoni was granted unanimous consent that all Assembly Members voting "Aye" be placed upon Senate Concurrent Resolution No. 45 as coauthors.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Ackerman, Aguiar, Baca, Baldwin, Bates, Battin, Burton, Bustamante, Cannella, Conroy, Cortese, Cunneen, Davis, Firestone, Frusetta, Gallegos, Goldsmith, Granlund, Hannigan, Harvey, Hauser, Hawkins, House, Kuykendall, Machado, Margett, McPherson, Miller, Morrissey, Rainey, Rogan, Setencich, Sweeney, Takasugi, Tucker, Villaraigosa, Weggeland, and Woods.

Request for Unanimous Consent

Assembly Member Mazzoni was granted unanimous consent to take up Senate Concurrent Resolution No. 45, as amended, without reference to print or file.

Consideration of Senate Concurrent Resolution No. 45, as Amended

SENATE CONCURRENT RESOLUTION NO. 45—Relative to Women's History Month.

Resolution read, as amended, presented by Assembly Member Mazzoni, and adopted.

Resolution ordered printed, and transmitted to the Senate.

RECESS

By unanimous consent, at 9:17 a.m., Speaker pro Tempore Aguiar declared the Assembly recessed.

REASSEMBLED

At 11:26 a.m., the Assembly reconvened.

Hon. Curt Pringle, Speaker of the Assembly, presiding.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP SENATE BILL NO. 714, OUT OF ORDER

Assembly Member Brulte requested unanimous consent to take up Senate Bill No. 714, out of order.

Assembly Member Katz withheld unanimous consent.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 2082—An act to amend Section 3604 of the Penal Code, relating to the death penalty.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2050—An act to amend Section 1596.871 of the Health and Safety Code, relating to child day care facilities.

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 bill was this day on the second reading file:

Senate Bill No. 49, ordered to third reading.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 14, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 2082

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

Assembly Chamber, March 14, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 2050

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to the Consent Calendar.

CONSIDERATION OF DAILY FILE (RESUMED)**UNFINISHED BUSINESS****MOTION TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 976 and 378 were continued until the next legislative day.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY JOINT RESOLUTION NO. 36 (Kaloogian)—Relative to congressional term limits.

Resolution read.

Motion to Amend

Assembly Member Kaloogian moved the adoption of amendments.

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

ASSEMBLY JOINT RESOLUTION NO. 57 (Thompson)—Relative to the defense of Taiwan.

Resolution read.

Motion to Amend

Assembly Member Thompson moved the adoption of amendments.

Amendments read and adopted; resolution ordered reprinted.

**Request to Take Up Assembly Joint Resolution No. 57,
as Amended Without Reference to File**

Assembly Member Thompson requested unanimous consent to take up Assembly Joint Resolution No. 57, as amended, without reference to file.

Assembly Member Vasconcellos withheld unanimous consent.

Resolution ordered returned to the third reading file.

BILLS STRICKEN FROM FILE

~~Assembly Member Vasconcellos was granted unanimous consent that Senate Bill No. 18 be stricken from file.~~

(NOTE: On July 11, 1996, the action was rescinded whereby Senate Bill No. 18 was stricken from file. See page 7923.)

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS**

SENATE BILL NO. 714 (Lockyer)—An act to add Section 17155 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

CAUCUS ANNOUNCEMENTS

At 11:35 a.m., Assembly Member Bustamante was granted unanimous consent that the Democratic Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 11:35 a.m., Speaker Pringle declared the Assembly recessed.

REASSEMBLED

At 12:08 p.m., the Assembly reconvened.
Hon. Curt Pringle, Speaker of the Assembly, presiding.

COMMUNICATIONS

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

March 14, 1996

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

Dear Mr. Wilson: Although I am recorded as being present on the attendance roll for today, I did not arrive for session until 12 noon. By that time votes had been recorded on several measures, and unanimous consent had already been withheld for anyone to add or change their votes on those measures.

Therefore, I would like the record to reflect that I arrived too late to have my vote recorded on any measures taken up earlier today.

Sincerely,

LOUIS CALDERA, Assembly Member
Forty-sixth District

FURTHER CONSIDERATION OF SENATE BILL NO. 714

SENATE BILL NO. 714 (Lockyer)—An act to add Section 17155 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill presented by Assembly Member Brulte.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—66

Ackerman	Campbell	Hoge	Olberg
Aguiar	Cannella	House	Poochigian
Alby	Conroy	Kaloogian	Rainey
Alpert	Cortese	Katz	Richter
Archie-Hudson	Cunneen	Knight	Rogan
Baca	Davis	Knowles	Setencich
Baldwin	Ducheny	Knox	Speier
Bates	Escutia	Kuykendall	Sweeney
Baugh	Figueroa	Lee	Takasugi
Boland	Firestone	Machado	Thompson
Bordonaro	Friedman	Margett	Vasconcellos
Brewer	Frusetta	Martinez	Villaraigosa
Brown	Gallegos	Mazzoni	Weggeland
Brulte	Granlund	McPherson	Woods
Burton	Hannigan	Miller	Mr. Speaker
Bustamante	Harvey	Morrissey	
Caldera	Hawkins	Morrow	

NOES—None

**Motion to Reconsider Senate Bill No. 714
on Next Legislative Day**

Assembly Member Brulte moved to reconsider on the next legislative day the vote whereby Senate Bill No. 714 was this day passed.

Senate Bill No. 714 ordered to the unfinished business file.

**REQUEST FOR UNANIMOUS CONSENT TO TAKE UP
HOUSE RESOLUTION NO. 35**

Assembly Member Mazzoni requested unanimous consent to take up House Resolution No. 35, without reference to committee or file.

Assembly Member Martinez withheld unanimous consent.

Motion to Temporarily Suspend the Rules

Assembly Member Rogan moved that the Rules be temporarily suspended for the purpose of permitting consideration of House Resolution No. 35, without reference to file.

Motion for temporary suspension of the Rules lost by the following vote:

AYES—39

Ackerman	Conroy	Knowles	Rainey
Aguiar	Davis	Kuykendall	Richter
Alby	Firestone	Margett	Rogan
Baldwin	Frusetta	Mazzoni	Setencich
Baugh	Granlund	McPherson	Takasugi
Boland	Harvey	Miller	Thompson
Bordonaro	Hawkins	Morrissey	Weggeland
Brewer	Hoge	Morrow	Woods
Brulte	House	Olberg	Mr. Speaker
Burton	Kaloogian	Poochigian	

NOES—24

Archie-Hudson	Campbell	Hannigan	Martinez
Baca	Ducheny	Hauser	Speier
Bates	Escutia	Isenberg	Sweeney
Brown	Figueroa	Katz	Tucker
Bustamante	Friedman	Knox	Vasconcellos
Caldera	Gallegos	Lee	Villaraigosa

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Morrissey was granted unanimous consent that Assembly Bill No. 2363 be withdrawn from the Committee on Consumer Protection, Governmental Efficiency and Economic Development and re-referred to the Committee on Public Employees, Retirement and Social Security.

At 12:15 p.m., Speaker pro Tempore Fred Aguiar, 61st District, presiding

MOTION TO ADJOURN

At 12:16 p.m., Assembly Member Bustamante moved that the Assembly do now adjourn.

Assembly Member Rogan seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Members Bates, Martinez, and Knowles arose to speak on the condition of the file.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

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

Motion carried.

VOTE ADDS

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

Senate Concurrent Resolution No. 45, Coauthors: Brown, Goldsmith, and Speier—Aye.

Senate Bill No. 714: Ducheny—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 12:19 p.m., Speaker pro Tempore Aguiar declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY JOINT RESOLUTION NO. 60—McPherson. Relative to reauthorization of the federal Safe Drinking Water Act.

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

March 14, 1996

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

Assembly Bill No. 2063

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

HAWKINS, Chairman

ASSEMBLY BILL NO. 2063—An act to amend Section 33426.5 of the Health and Safety Code, relating to redevelopment.

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

REPORTS OF STANDING COMMITTEES

Committee on Local Government

Date of Hearing: March 13, 1996

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 19

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

RAINEY, Chairman

Above bill ordered to second reading.

Date of Hearing: March 13, 1996

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 998

Senate Bill No. 999

Senate Bill No. 1001

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.

RAINEY, Chairman

Above bills ordered to second reading.

Committee on Judiciary

Date of Hearing: March 13, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 99

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

MORROW, Chairman

Above bill ordered to second reading.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: March 11, 1996

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Bill No. 1998

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

MCPHERSON, Chairman

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: March 13, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 2003

With the recommendation: Do pass.

MORROW, Chairman

Above bill ordered to second reading.

Date of Hearing: March 13, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 2074

With amendments with the recommendation: Amend, and do pass, as amended.

MORROW, Chairman

Above bill ordered to second reading.

Date of Hearing: March 13, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 825

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

MORROW, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Revenue and Taxation

Date of Hearing: March 11, 1996

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 405

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

TAKASUGI, Chairman

Above bill ordered to second reading.

Committee on Natural Resources

Date of Hearing: March 11, 1996

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 836

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

OLBERG, Chairman

Above bill ordered to second reading.

Committee on Local Government

Date of Hearing: March 13, 1996

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 805

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

RAINEY, Chairman

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, March 14, 1996

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

Assembly Bill No. 423

And respectfully requests the Assembly to concur in said amendments.

JOHN W. ROVANE, Acting Secretary of the Senate

Above bill ordered to unfinished business file.

Senate Chamber, March 14, 1996

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. 1307

JOHN W. ROVANE, Acting Secretary of the Senate

Senate Chamber, March 14, 1996

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

Senate Bill No. 265

Senate Bill No. 411

Senate Bill No. 1147

JOHN W. ROVANE, Acting Secretary of the Senate

Senate Chamber, March 14, 1996

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

Senate Joint Resolution No. 35

JOHN W. ROVANE, Acting Secretary of the Senate

FIRST READING OF SENATE BILLS

The following resolution was read:

SENATE JOINT RESOLUTION NO. 35—Relative to Miramar Naval Air Station, Camp Pendleton, and March Air Force Base.

SPECIAL COMMITTEE MEETINGS

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

Insurance on Wednesday, March 20, 1996 in Room 4202 and on Thursday, March 21, 1996 at 8 a.m. in Room 4202.

INTRODUCTION OF GUESTS

Assembly Member Alby, of the 5th Assembly District, introduced students from the 4th grade class at St. Michael's Episcopal Day School, their teacher, Catherine Whittaker, and former Senator Omer Rains.

Assembly Member Speier, of the 19th Assembly District, introduced Elizabeth Moore, of Carmichael.

Assembly Member Alby, of the 5th Assembly District, introduced her daughter Darcy Alby and her English class from Capital Christian Center.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Bustamante the Assembly adjourned until 9:30 a.m., Monday, March 18, 1996, out of respect to the memory of the Dunblane Primary School tragedy, on motion of Assembly Member McPherson; out of respect to the memory of Aubrey R. Johnston, on motion of Assembly Member Morrissey; out of respect to the memory of Hazel Joe Roessner "Granny Girl", on motion of Assembly Member Gallegos; out of respect to the memory of Rose Polvorosa and Irving Frankel, on motion of Assembly Member Sweeney; out of respect to the memory of Phyllis Reed Sans, Peggy Buckingham Pivetti, and Suzie Medina Whitecotton, on motion of Assembly Member Frusetta; out of respect to the memory of William W. Applegate, Sr., on motion of Assembly Member Alby; out of respect to the memory of Evelyn Thurman Gratts, on motion of Assembly Member Caldera; out of respect to the memory of James Rex Jensen, Jr., on motion of Assembly Member Takasugi; in honor of the birth of Nathan Cole Weshner, on motion of Assembly Member Brulte; and in honor of the birth of Ivan Henry Baglietto, on motion of Assembly Member Speier.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON MARCH 14, 1996**

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

AB	RN
2063	9607610

AJR	RN
36	9605632
57	9607591