

CALIFORNIA LEGISLATURE
1995-96 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, May 11, 1995
TWENTY-FIRST SESSION DAY
ONE HUNDRED THIRTEENTH 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, May 11, 1995

The Assembly met at 10:56 a.m.

Hon. Willie L. Brown, Jr., Speaker of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Walker reading.

ROLL CALL

The roll was called, and the following answered to their names—76:

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

Quorum present.

PRAYER

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

Lord, Having received this new day as a gift, we thank You for showing Your love toward us and for having guided us to glorify Your power. Enlighten our minds to study Your word and open our hearts to understand Your commandments. For we praise You with all our heart and we glorify Your Holy Name.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Baca, Assembly Member Machado 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 Pringle, seconded by Assembly Member Mazzoni.

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 Takasugi and Villaraigosa.

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

(NOTE: For explanation of absence of Assembly Member Takasugi on this day, on legislative business, pursuant to the Rules, see the Assembly Journal for the Regular Session for May 8, 1995; for explanation of absence of Assembly Member Villaraigosa on this day, on legislative business, pursuant to the Rules, see the Assembly Journal for the Regular Session for this day.)

COMMUNICATIONS

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

May 8, 1995

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

Dear Dotson: Please be advised that I have appointed Assemblymember Richard Katz to the Assembly Natural Resources Committee in place of Assemblymember Jackie Speier for the hearing today only, May 8, 1995.

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

May 9, 1995

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

Dear Dotson: Please be advised that I have appointed Assemblymember Tom Bates to the Assembly Health Committee in place of Assemblymember Martha Escutia for today only, May 9, 1995.

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

May 9, 1995

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

Dear Dotson: Please be advised that I have appointed the following Assemblymembers to committees in place of Assemblymember Martha Escutia, during her absence:

Assembly Budget Committee

Valerie Brown

Assembly Health Committee

Mike Machado

Assembly Rules Committee

Susan Davis

Sincerely,

WILLIE L. BROWN, JR.
 Speaker of the Assembly

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

May 5, 1995

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

Dear Dotson: In accordance with the provisions of HR 10, I am hereby removing Assemblyman Ross Johnson from the Assembly Committee on Elections, Reapportionment and Constitutional Amendments and replacing him with Assemblyman Trice Harvey.

I am also removing Assemblyman Harvey from the Assembly Committee on Public Employees, Retirement and Social Security.

Sincerely,

JAMES L. BRULTE
 Assembly Republican Leader

May 8, 1995

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

Dear Dotson: Assemblyman Curt Pringle will replace Assemblyman Nao Takasugi on the Committee on Revenue and Taxation during the week of May 8-12, 1995.

Assemblyman Tom Bordonaro will replace Assemblyman Takasugi on the Committee on Appropriations during the same time period.

Sincerely,

JAMES L. BRULTE
 Assembly Republican Leader

May 8, 1995

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

Dear Dotson: Assemblymembers Jan Goldsmith and Marilyn Brewer will replace Assemblymembers Nao Takasugi and Steve Kuykendall on the Assembly Banking and Finance Committee on May 8, 1995.

Sincerely,

JAMES L. BRULTE
Assembly Republican Leader

May 8, 1995

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

Dear Dotson: Assemblymember Bernie Richter will replace Assemblyman Nao Takasugi on the Assembly Governmental Organization Committee for the week of May 8-12, 1995.

Sincerely,

JAMES L. BRULTE
Assembly Republican Leader

May 8, 1995

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

Dear Dotson: Assemblyman Trice Harvey will replace Assemblyman Ross Johnson on the Assembly Insurance Committee on May 9, 1995, only.

Sincerely,

JAMES L. BRULTE
Assembly Republican Leader

May 9, 1995

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

Dear Dotson: Assemblyman Tom Woods will replace Assemblyman Ross Johnson on the Assembly Health Committee today only.

Sincerely,

JAMES L. BRULTE
Assembly Republican Leader

May 10, 1995

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

Dear Dotson: Assemblyman Bruce Thompson will serve on the Assembly Public Employees, Retirement and Social Security Committee today, May 10, 1995.

Sincerely,

JAMES L. BRULTE
Assembly Republican Leader

May 10, 1995

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

Dear Dotson: Assemblyman Ted Weggeland will replace Assemblyman Ross Johnson on the Assembly Appropriations Committee today, May 10, 1995.

Sincerely,

JAMES L. BRULTE
Assembly Republican Leader

May 11, 1995

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

Dear Dotson: Assemblyman Trice Harvey will replace Assemblyman Ross Johnson on the Assembly Insurance Committee today, May 11, 1995.

Sincerely,

JAMES L. BRULTE
Assembly Republican Leader

REFERENCE OF BILLS TO COMMITTEE

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

| | |
|------------------------------|------------------|
| <i>Assembly Bill No.</i> | <i>Committee</i> |
| 12----- | Rev. & Tax. |

**CONSIDERATION OF DAILY FILE
THIRD READING OF SENATE BILLS**

SENATE BILL NO. 2 (Thompson)—An act to amend Sections 17207 and 24347.5 of, and to add Sections 196.91, 196.92, and 196.93 to, the Revenue and Taxation Code, relating to taxation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Valerie Brown moved the adoption of amendments.

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

RECESS

By unanimous consent, at 10:57 a.m., Speaker Brown declared the Assembly recessed.

COMMUNICATIONS

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

May 11, 1995

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

Dear Speaker Brown: I hereby resign, effective immediately, as a Member of the California State Assembly from the 72nd District.

Sincerely,

ROSS JOHNSON, Assembly Member
Seventy-second District

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

May 11, 1995

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

Dear Dotson: Assemblyman Ross Johnson has tendered his resignation both as vice chair and member of the Assembly Rules Committee. As such, pursuant to the provisions of HR 10, I am appointing to the position of vice chair Assemblyman Fred Aguiar.

Assemblywoman Marilyn Brewer will become a full member of the Rules Committee, and Assemblyman James Rogan will be appointed as the Republican alternate to the Rules Committee.

Sincerely,

JAMES L. BRULTE
Assembly Republican Leader

May 11, 1995

*Honorable Pete Wilson
Governor of California
State Capitol, 1st Floor
Sacramento, California*

Dear Governor Wilson: Pursuant to the Government Code and on behalf of the Speaker of the Assembly, Honorable Willie L. Brown, Jr., I am forwarding a letter of resignation from Assembly Member Ross Johnson, effective May 11, 1995.

Thank you for your attention to this matter.

Sincerely,

E. DOTSON WILSON
Chief Clerk

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 8 a.m., Thursday, May 18, 1995.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON MAY 11, 1995**

The following measure was amended in the Assembly on this day:

Senate Bill

2