

CALIFORNIA LEGISLATURE

1995-96 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, June 8, 1995

TWENTY-SEVENTH SESSION DAY

ONE HUNDRED FORTY-FIRST CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, June 8, 1995

The Assembly met at 10:05 a.m.

Hon. Doris Allen, 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—77:

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

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:

At nightfall, dawn and noon, we sing to You, we bless You, we give thanks to You, and we beseech You, Lord and Master of all: Guide our prayers aright as our offering to You. Let not our hearts be led to wicked thoughts or words, but deliver us all from those who pursue our souls. For it is on You, Lord, that our eyes are fixed, and in You that we have our hope.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

MOTION TO DISPENSED WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Assembly Member Brulte, seconded by Assembly Member Hannigan.

LEAVES OF ABSENCE FOR THE DAY

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

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

Because of illness in his family: Assembly Member Caldera.

COMMUNICATIONS

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

June 7, 1995

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that pursuant to the appropriate House Rule, I will be Chairwoman of the Assembly Rules Committee effective immediately.

Sincerely,

DORIS ALLEN

Speaker of the Assembly

June 8, 1995

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that Assemblymember Marilyn Brewer will no longer serve on the Assembly Rules Committee.

Sincerely,

DORIS ALLEN

Speaker of the Assembly

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

June 6, 1995

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: On behalf of the Democratic Caucus, please be advised that Assemblymember Diane Martinez has been appointed to the Assembly Public Safety Committee to fill an existing vacancy.

Sincerely,

WILLIE L. BROWN, JR.

June 7, 1995

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

Dear Dotson: Please be advised that on behalf of the Democratic Caucus, I have been appointed Democratic Floor Leader for the 1995-96 Legislative Session.

Sincerely,

WILLIE L. BROWN, JR.
Democratic Floor Leader

June 7, 1995

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

Dear Dotson: Please be advised that Assemblymember Richard Katz has been appointed to the Assembly Appropriations Committee in place of Assemblymember Barbara Lee for the hearing today only, June 7, 1995.

Sincerely,

WILLIE L. BROWN, JR.
Democratic Floor Leader

COMMUNICATIONS

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

Office of the Secretary of State

I, BILL JONES, Secretary of State of the State of California, hereby certify:

That I have compiled the semi-official returns of the June 6, 1995, 59th Assembly District Special General Election, and

That the attached Statement of Vote is a full, true, and correct compilation of the election results, submitted by the election officials of the county or counties conducting the election, and is on file in this office.

IN WITNESS WHEREOF, I
hereunto set my hand and
affix the Great Seal of the
State of California this 7th
day of June, 1995.

[SEAL]

BILL JONES
Secretary of State

59TH ASSEMBLY DISTRICT GENERAL SPECIAL ELECTION
SEMI-OFFICIAL CANVASS
JUNE 6, 1995

County	Bob Margett Rep	Brent A. Decker Dem	
Los Angeles	21,019	8,447	
% by County	71.33%	28.67%	
DISTRICT TOTAL	21,019	8,447	
% by District	71.33%	28.67%	
Los Angeles	Precincts By County	Precincts Reporting	Registered Voters
% by County	199	199	188,214
		100.00%	15.66%
DISTRICT TOTAL			188,214 TOTAL VOTERS
			29,466 VOTES CAST
			15.66% % TURNOUT

06/06/95
11:23:15 PM

CERTIFICATE OF ELECTION

The following Certificate of Election was presented and ordered printed in the Journal:

Certificate of Election

I, BILL JONES, Secretary of State of the State of California, hereby certify:

That according to the semi-official returns of the Special Election held on the 6th day of June, 1995,

BOB MARGETT

was elected to the office of

MEMBER OF ASSEMBLY—DISTRICT 59

for the term prescribed by law.

IN WITNESS WHEREOF, I hereunto
set my hand and affix the Great
Seal of the State of California at
Sacramento, this 7th day of
June, 1995.

[SEAL]

BILL JONES
Secretary of State

RECEIPT

This acknowledges receipt of the certificate of election for the 59th A.D., received this day, June 7, 1995 at 3:15 p.m.

E. DOTSON WILSON
Chief Clerk of the Assembly

OATH OF OFFICE

The following Oath of Office was administered by the Speaker of the Assembly, Doris Allen:

OATH

*for the Office of Member of the Assembly
59th Assembly District*

I, Bob Margett, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

BOB MARGETT

Subscribed and sworn to before me,
this 7th day of June
A.D. 1995

DORIS ALLEN
Speaker of the Assembly

COMMUNICATIONS

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

June 7, 1995

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that Assemblymember Fred Aguiar will no longer serve on the Assembly Rules Committee and that I have appointed Assemblymember Bob Margett to this committee.

Sincerely,

DORIS ALLEN

Speaker of the Assembly

CONSIDERATION OF DAILY FILE**UNFINISHED BUSINESS****CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 1 (Valerie Brown)—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.

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—74

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

NOES—2

Kaloogian

Knowles

Above bill ordered enrolled.

ASSEMBLY BILL NO. 3 (Firestone)—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.

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—75

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

NOES—None

Above bill ordered enrolled.

VOTE ADDS

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

Assembly Bill No. 1, Concurrence: Boland—Aye.

Assembly Bill No. 3, Concurrence: Boland—Aye.

RECESS

By unanimous consent, at 10:06 a.m., Speaker Allen declared the Assembly recessed.

MESSAGES FROM THE SENATE

Senate Chamber, June 8, 1995

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

Senate Bill No. 2

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

COMMUNICATIONS

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

June 7, 1995

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

Dear Dotson: Please be advised that I have appointed Assemblyman John Burton Vice Chairman of the Assembly Rules Committee.

Sincerely,

WILLIE L. BROWN, JR.
Democratic Floor Leader

ADJOURNMENT

At 3 p.m., the Assembly adjourned until Wednesday, June 14, 1995, or upon Call of the Speaker.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk