

CALIFORNIA LEGISLATURE
1995-96 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, June 24, 1996

SIXTY-NINTH SESSION DAY

FIVE HUNDRED TWENTY-THIRD 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
Monday, June 24, 1996

The Assembly met at 12:30 p.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, and the following answered to their names—76:

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

Quorum present.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

PRAYER

Upon invitation of Speaker pro Tempore Aguiar, the following prayer was offered by Pastor Kerry H. Kirkley, of Calvary Bible Church:

Our Heavenly Father, I come to You today acknowledging You as the Most High God. You alone are holy, just, omniscient and worthy of our honor and praise. You have made Your love known to us and have provided a way for us to have a personal relationship with You. We acknowledge You today as Jehovah God. We want to come to You and thank You for the privilege of standing in this place . . . this place where the men and women who You have allowed to assume positions of authority come together to discuss and debate and decide on issues of significance. Thank You for allowing us this privilege. I would pray that as we sing You would allow Your Spirit to move hearts. Take the message that these high school students will present and etch it into the hearts of those You have prepared to hear. Open hearts to hear Your Word and teach us even from the young. And for each student who is here, calm them so that they would be able to share from their hearts. As the business of this day continues in this room, I pray that You would be pleased by what You see. And Lord, we know that there are many in this room who are lonely, empty, unsure of the future, afraid of the past, and who, in spite of their positions, are still searching for true purpose in their lives. I pray today that You would meet them at their point of need, that You would reveal Yourself to them and that they would find peace in You. Bless this Assembly. I love You and give You all the praise.

In His name.—AMEN.

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 Willard Murray, seconded by Assembly Member Thompson.

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 Member Martinez.

Because of illness: Assembly Member Bowen.

(NOTE: For explanation of absence of Assembly Member Martinez on this day, on legislative business, pursuant to the Rules, see the Assembly Journal for the Regular Session for this day.)

AUTHOR'S AMENDMENTS
Committee on Appropriations

June 24, 1996

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 11

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

POOCHIGIAN, Chairman

SENATE BILL NO. 11—An act to amend Sections 1601 and 1603 of the Fish and Game Code, relating to water.

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.

ELECTION OF OFFICERS AND ADOPTION OF RULES

Assembly Member Rogan moved that the officers be deemed elected in the First Extraordinary Session as in the 1995–96 Regular Session (January 4, 1996, Assembly Journal, pages 4277, 4279, and 4280; and April 22, 1996, Assembly Journal, page 5865); and that the Assembly Rules in the 1995–96 Regular Session (House Resolution No. 36, Assembly Journal, page 5396, as amended by House Resolution No. 41, Assembly Journal, pages 6250/6259) be deemed adopted in the 1995–96 First Extraordinary Session; and that the Joint Rules in the 1995–96 Regular Session (Senate Concurrent Resolution No. 1, Resolution Chapter 14, Statutes of 1996, Assembly Journal, page 5668) be deemed adopted in the First Extraordinary Session.

Assembly Member Battin seconded the motion.

Motion carried.

AYES—41

Ackerman, Aguiar, Alby, Baldwin, Battin, Baugh, Boland, Bordonaro, Bowler, Brewer, Brulte, Conroy, Cortese, Cunneen, Firestone, Frusetta, Goldsmith, Granlund, Harvey, Hawkins, Hoge, House, Kaloogian, Knight, Knowles, Kuykendall, Margett, McPherson, Miller, Morrissey, Morrow, Olberg, Poochigian, Pringle, Rainey, Richter, Rogan, Takasugi, Thompson, Weggeland, and Woods.

NOES—33

Alpert, Archie-Hudson, Baca, Bates, Brown, Burton, Bustamante, Caldera, Campbell, Cannella, Davis, Ducheny, Escutia, Figueroa, Friedman, Gallegos, Hauser, Katz, Knox, Kuehl, Lee, Machado, Mazzoni, Migden, Kevin Murray, Willard Murray, Napolitano, Speier, Sweeney, Tucker, Vasconcellos, Villaraigosa, and Setencich.

Vote Adds

By unanimous consent, the following vote add was permitted on the election of officers and adoption of rules: Assembly Member Migden, "No".

(NOTE: Assembly Member James E. Rogan serves as Majority Floor Leader pursuant to election by Republican Caucus on January 16, 1996. See Assembly Journal for the Regular Session, p. 4394.)

OATHS OF OFFICE

Without objection the following Oaths of Office for Speaker of the Assembly, Speaker pro Tempore of the Assembly, Chief Clerk of the Assembly, and Chief Sergeant-at-Arms, of the Assembly, were deemed to have occurred in the First Extraordinary Session, and ordered printed in the Journal:

OATH*for the Office of Speaker of the Assembly*

I, Curt Pringle, 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.

OATH*for the Office of Speaker pro Tempore of the Assembly*

I, Fred Aguiar, 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.

OATH*for the Office of Chief Clerk of the Assembly*

I, E. Dotson Wilson, 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.

OATH*for the Office of Chief Sergeant-at-Arms*

I, Ronald E. Pane, 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.

ADJOURNMENT

At 12:34 p.m., the Assembly adjourned until Wednesday, June 26, 1996, or upon Call of the Speaker.

CURT PRINGLE, Speaker

ROCEL BETTENCOURT, Acting Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JUNE 24, 1996**

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

SB	RN
11	9621705