

CALIFORNIA LEGISLATURE  
1995-96 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, August 31, 1995**

**FORTIETH SESSION DAY**

**TWO HUNDRED TWENTY-FIFTH CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

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## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Thursday, August 31, 1995

The Assembly met at 4 p.m.

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

Quorum present.

#### PRAYER

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

*O great God, Who dwells in light and created all things in wisdom, we come into Your presence with our thanks and to offer this morning prayer: Grant that this day may be spent in peace; clothe us with an armor of light and a shield of Your truth; and save us from all things that lurk in darkness. Yes, O Lord, Giver of all good things, may we be enlightened by the practice of Your commandments and stand tall in gladness of soul.—AMEN.*

#### PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member McDonald 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 Caldera, seconded by Assembly Member Takasugi.

**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 Archie-Hudson.*

*Because of illness: Assembly Member Brulte.*

**COMMUNICATIONS**

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

August 31, 1995

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

Dear Dotson: Please be advised that I have appointed Assemblymember Keith Olberg to the Assembly Local Government Committee to fill an existing vacancy for the hearing on Friday, September 1, 1995 only.

Sincerely,

DORIS ALLEN  
Speaker of the Assembly

August 31, 1995

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

Dear Dotson: Please be advised that I have appointed Assemblymembers Bruce McPherson and Steven Kuykendall to the Assembly Revenue and Taxation Committee to fill existing vacancies for the hearing on Friday, September 1, 1995 only.

Sincerely,

DORIS ALLEN  
Speaker of the Assembly

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

**ASSEMBLY BILL NO. 12 (Brewer)**—An act to amend Sections 195.73 and 196.96 of the Revenue and Taxation Code, relating to disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

**Urgency Clause**

Urgency clause read.  
The roll was opened.

**Call of the Assembly**

Pending the announcement of the vote, Assembly Member Brewer moved a call of the Assembly.

Motion carried. Time, 4:09 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**RECESS**

By unanimous consent, at 4:10 p.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

**REASSEMBLED**

At 5:08 p.m., the Assembly reconvened.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY  
CLAUSE TO ASSEMBLY BILL NO. 12**

At 5:08 p.m., on motion of Assembly Member Brewer, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Assembly Bill No. 12 adopted by the following vote:

**AYES—62**

Aguiar	Cunneen	Kaloogian	Olberg
Alby	Davis	Katz	Poochigian
Alpert	Ducheny	Knight	Pringle
Baca	Escutia	Knowles	Rainey
Baldwin	Figuroa	Knox	Richter
Battin	Firestone	Kuehl	Rogan
Boland	Frusetta	Kuykendall	Setencich
Bordonaro	Gallegos	Machado	Takasugi
Bowen	Goldsmith	Margett	Thompson
Bowler	Granlund	McDonald	Tucker
Brewer	Hannigan	McPherson	Villaraigosa
Bustamante	Harvey	Miller	Weggeland
Caldera	Hauser	Morrissey	Woods
Cannella	Hawkins	Morrow	Mme. Speaker
Conroy	Hoge	Murray, Kevin	
Cortese	House	Napolitano	

**NOES—8**

Bates	Isenberg	Mazzoni	Sher
Brown, Valerie	Martinez	Murray, Willard	Speier

The question being on the passage of the bill.

Bill passed by the following vote:

**AYES—62**

Aguiar	Cunneen	Kaloogian	Olberg
Alby	Davis	Katz	Poochigian
Alpert	Ducheny	Knight	Pringle
Baca	Escutia	Knowles	Rainey
Baldwin	Figueroa	Knox	Richter
Battin	Firestone	Kuehl	Rogan
Boland	Frusetta	Kuykendall	Setencich
Bordonaro	Gallegos	Machado	Takasugi
Bowen	Goldsmith	Margett	Thompson
Bowler	Granlund	McDonald	Tucker
Brewer	Hannigan	McPherson	Villaraigosa
Bustamante	Harvey	Miller	Weggeland
Caldera	Hauser	Morrissey	Woods
Cannella	Hawkins	Morrow	Mme. Speaker
Conroy	Hoge	Murray, Kevin	
Cortese	House	Napolitano	

**NOES—8**

Bates	Isenberg	Mazzoni	Sher
Brown, Valerie	Martinez	Murray, Willard	Speier

Bill ordered transmitted to the Senate.

**VOTE ADDS**

The following Assembly Member was granted unanimous consent to record her vote on the following item:

**Assembly Bill No. 12 and Urgency: Bowen—Aye.**

**RECESS**

By unanimous consent, at 5:09 p.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

**ADJOURNMENT**

At 5:30 p.m., the Assembly adjourned until Wednesday, September 6, 1995, or upon Call of the Speaker.

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DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk