

CALIFORNIA LEGISLATURE  
1995-96 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Wednesday, September 13, 1995**

**FORTY-THIRD SESSION DAY**

**TWO HUNDRED THIRTY-EIGHTH CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Wednesday, September 13, 1995

The Assembly met at 9:28 a.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 following were placed upon the morning roll call—80:

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

(\* NOTE: Assembly Member Ackerman took and subscribed to the Oath of Office on this day, at 9:59 a.m.)

Quorum present.

#### REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

**COMMUNICATIONS**

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

September 11, 1995

*E. Dotson Wilson*

*Chief Clerk*

*State Capitol, Room 3196*

*Sacramento, California*

Dear Dotson: Please be advised that Assemblymember Curt Pringle will no longer serve as Vice Chairman of the Assembly Budget Committee but will remain a member of this committee. I have also appointed Assemblymember Bruce Thompson Vice Chairman of the Assembly Budget Committee.

Sincerely,

DORIS ALLEN

Speaker of the Assembly

September 11, 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 Tuesday, September 12, 1995 only.

Sincerely,

DORIS ALLEN

Speaker of the Assembly

September 11, 1995

*E. Dotson Wilson*

*Chief Clerk*

*State Capitol, Room 3196*

*Sacramento, California*

Dear Dotson: Please be advised that I have appointed Assemblymember Mickey Conroy to the Assembly Appropriations Committee to fill an existing vacancy for the hearing on Monday, September 11, 1995 only.

Sincerely,

DORIS ALLEN

Speaker of the Assembly

September 11, 1995

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

Dear Dotson: Please be advised that Assemblymember Brian Setencich will serve on the Assembly Appropriations Committee instead of Assemblymember Mickey Conroy, to fill an existing vacancy for the hearing on Monday, September 11, 1995 only.

Sincerely,

DORIS ALLEN

Speaker of the Assembly

September 11, 1995

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

Dear Dotson: Please be advised that I have appointed Assemblymember Steve Baldwin to the Assembly Environmental Safety and Toxic Materials Committee to fill an existing vacancy for the hearing on Monday, September 11, 1995 only.

Sincerely,

DORIS ALLEN

Speaker of the Assembly

September 12, 1995

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

Dear Dotson: Please be advised that I have appointed Assemblymember Brian Setencich to the Assembly Appropriations Committee to fill an existing vacancy for the hearing on Tuesday, September 12, 1995 only.

Sincerely,

DORIS ALLEN

Speaker of the Assembly

September 13, 1995

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

Dear Dotson: Please be advised that I have appointed Assemblymembers Bob Margett and Gary Miller to the Assembly Revenue and Taxation Committee to fill existing vacancies for the hearing on Wednesday, September 13, 1995 only.

Sincerely,

DORIS ALLEN

Speaker of the Assembly

September 13, 1995

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

Dear Dotson: Please be advised that I will serve on the Assembly Revenue and Taxation Committee instead of Assemblymember Gary Miller to fill an existing vacancy for the hearing on Wednesday, September 13, 1995 only.

Sincerely,

DORIS ALLEN  
Speaker of the Assembly

September 13, 1995

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

Dear Dotson: Please be advised that I have appointed Assemblymember Howard Kaloogian to the Assembly Human Services Committee to fill an existing vacancy for the hearing on Thursday, September 14, 1995 only.

Sincerely,

DORIS ALLEN  
Speaker of the Assembly

September 13, 1995

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

Dear Dotson: Please be advised that I have appointed Assemblymember Bruce Thompson to the Assembly Human Services Committee in place of Assemblymember Marilyn Brewer for the hearing on Thursday, September 14, 1995 only.

Sincerely,

DORIS ALLEN  
Speaker of the Assembly

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

September 11, 1995

*E. Dotson Wilson*

*Chief Clerk*

*State Capitol, Room 3196*

*Sacramento, California*

Dear Dotson: Please be advised that Assemblymember Juanita McDonald has been appointed to the Assembly Appropriations Committee in place of Assemblymember John Burton for the hearing on Monday, September 11, 1995 only.

Sincerely,

WILLIE L. BROWN JR.  
Minority Floor Leader

September 13, 1995

*E. Dotson Wilson*

*Chief Clerk*

*State Capitol, Room 3196*

*Sacramento, California*

Dear Dotson: Please be advised that Assemblymember Richard Katz will serve on the Assembly Revenue and Taxation Committee in place of Assemblymember Tom Hannigan for the hearing on Wednesday, September 13, 1995 only.

Sincerely,

WILLIE L. BROWN, JR.  
Minority Floor Leader

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

72nd ASSEMBLY DISTRICT SPECIAL GENERAL ELECTION  
SEMI-OFFICIAL CANVASS  
September 12, 1995

County	Dick Ackerman Rep	Shirley M. Hafner Dem	
Orange	17,212	4,954	
% by county	77.65%	22.35%	
DISTRICT TOTAL % by district	17,212 77.65%	4,954 22.3%	
Orange			REGISTERED VOTERS
% by county			179,278 12.36%
			09/12/95 10:09:31PM
DISTRICT TOTAL	154	154	179,278 TOTAL VOTERS 22,166 VOTES CAST 12.36% %TURNOUT

**CERTIFICATE OF ELECTION**

The following Certificate of Election was presented, read by the Clerk, 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 12th day of September, 1995,

**DICK ACKERMAN**

was elected to the office of

**MEMBER OF THE ASSEMBLY—DISTRICT 72**

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 13th day of  
September, 1995.

[SEAL]

**BILL JONES**  
Secretary of State

**OATH OF OFFICE**

The following Oath of Office was administered by the Chief Clerk of the Assembly, E. Dotson Wilson:

**OATH**

*for the Office of Member of the Assembly  
72nd Assembly District*

I, Dick Ackerman, 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.

**DICK ACKERMAN**

Subscribed and sworn to before me,  
this 13th day of September  
A.D. 1995

**E. DOTSON WILSON**  
Chief Clerk of the Assembly



**ADJOURNMENT**

At 5:03 p.m., the Assembly adjourned for the 1995 Interim Study Recess pursuant to unanimous consent granted on July 19, 1995, (Assembly Journal, page 215) to reconvene on Monday, January 3, 1996, or upon Call of the Speaker.

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DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk