

CALIFORNIA LEGISLATURE
1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, November 2, 1989

**FIRST SESSION DAY
FIRST CALENDAR DAY**

AT SACRAMENTO, CALIFORNIA



PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, November 2, 1989

At 12:39 p.m., the Assembly met pursuant to the provisions of the Proclamation of the Honorable George Deukmejian, Governor of the State of California, dated October 31, 1989, convening the Legislature of the State of California on this day in extraordinary session.

R. Brian Kidney, Chief Clerk for the 1989-90 Regular Session, presiding.

Assistant Clerk Daniel McLean reading.

ROLL CALL

The roll was called, and the following answered to their names—77:

Allen	Elder	Jones	Pringle
Areias	Epple	Katz	Quackenbush
Bader	Farr	Kelley	Roos
Baker	Felando	Killea	Roybal-Allard
Bane	Ferguson	Klehs	Seastrand
Bates	Filante	La Follette	Sher
Bentley	Floyd	Lancaster	Speter
Bronzan	Frazee	Lempert	Statham
Brown, Dennis	Frizzelle	Leslie	Tanner
Burton	Hannigan	Lewis	Tucker
Calderon	Hansen	Margolin	Vasconcellos
Campbell	Harris	McClintock	Waters, Maxine
Chacon	Harvey	Mojonnier	Waters, Norman
Chandler	Hauser	Moore	Woodruff
Clute	Hayden	Mountjoy	Wright
Connelly	Hill	Murray	Wyman
Cortese	Hughes	Nolan	Mr Speaker
Costa	Hunter	O'Connell	
Eastin	Johnson	Peace	
Eaves	Johnston	Polanco	

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton T. Boswell:

Almighty God, You have brought us through an unbelievable display of the massive energies of the earth. Catastrophe and destruction, from its inherent powers has left in shambles many works of our hands, freeways, buildings, monuments and homes. Many are they who are sacrificed, and great is the loss of property, possessions, and things. Yet, we are thankful for all Your people who are spared, and we would unite in spirit for Your healing to come. As we are met here today surrounded by the urgencies, crises, troubles and cares, be near to us. Forgive us, our arrogance of the past, the building of physical structures against the commandments of Your physical law. Speak to us, that what we do may embrace opportunities in these troublesome times. Grant that in this place Your Spirit may transform despair into hope, using us, through these tasks to be done today, as Your heralds of relief and peace for the people of this state.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of the Chief Clerk, Senior Member of the Assembly Willie L. Brown, Jr. then led the Assembly in the pledge of allegiance to the Flag.

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 Friedman.

The following Assembly Member was excused for the day: Isenberg.

PROCLAMATION OF THE GOVERNOR

The Chief Clerk directed that the Proclamation of the Governor convening the Legislature in extraordinary session be read:

*A Proclamation
by the Governor of the State of California*

WHEREAS, an extraordinary occasion has arisen and now exists requiring that the Legislature of the State of California be convened in extraordinary session; now therefore,

I, GEORGE DEUKMEJIAN, Governor of the State of California, by virtue of the power and authority vested in me by Section 3 (b) Article IV of the Constitution of the State of California, do hereby convene the Legislature of the State of California to meet in extraordinary session at Sacramento, California, on the 2nd day of November, 1989, at 12:00 m. of said day for the following purpose and to legislate upon the following subject:

To consider and act upon legislation relative to earthquake preparedness and safety for public facilities and to provide assistance to those persons and public entities that suffered losses as a result of the recent earthquakes in the Cities of Isleton, Tracy, the City and County of San Francisco and the Counties of Alameda, Contra Costa, Marin, Monterey, San Benito, San Mateo, Santa Clara, Santa Cruz, and Solano.

IN WITNESS WHEREOF I have hereunto set my hand
and caused the Great Seal of the State of
California to be affixed this 31st day of
October 1989.

GEORGE DEUKMEJIAN
Governor of California

[SEAL]

ATTEST: MARCH FONG EU
Secretary of State

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

The Chief Clerk was granted unanimous consent that the following Certificate of Election and Oath of Office for Assembly Member Tricia Rae Hunter be printed in the Journal:

Certificate of Election

I, MARCH FONG EU, Secretary of State of the State of California, hereby certify:

That according to the official returns of the Special Primary Election held on the 3rd day of October, 1989, and the statement of the result thereof on file in my office

TRICIA (PATRICIA) RAE HUNTER

was elected to the office of

MEMBER OF THE ASSEMBLY—DISTRICT 76

for the term ending on the 3rd day of December, 1990.

[SEAL]

IN WITNESS WHEREOF, I hereunto set
my hand and affix the Great Seal
of the State of California, at Sacramento,
this 2nd day of November, 1989.

MARCH FONG EU

OATH

for the Office of Member of the California State Assembly

I, Patricia Rae Hunter, 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.

PATRICIA RAE HUNTER

Subscribed and sworn to before me, this 10th day of October A. D. 1989.

WILLIAM A. CRAVEN

RESOLUTIONS

The following resolution was offered:

House Resolution No. 1

By Assembly Member Hannigan:

Relative to the election of Assembly officers for the 1989-90 First Extraordinary Session.

Resolved by the Assembly of the State of California, That the following named persons constitute the officers of the Assembly for the 1989-90 First Extraordinary Session:

- Willie Lewis Brown, Jr.Speaker
- Mike RoosSpeaker pro Tempore
- R. Brian KidneyChief Clerk
- Charles Bell.....Sergeant at Arms
- Hamilton T. Boswell.....Chaplain

Request for Unanimous Consent to Take Up House Resolution No. 1

Assembly Member Hannigan was granted unanimous consent to take up House Resolution No. 1 without reference to file.

Resolution read.

Motion to Adopt House Resolution No. 1 by Acclamation

Assembly Member Frazee moved that House Resolution No. 1, relative to the election of officers for the 1989-90 First Extraordinary Session, be adopted by acclamation.

Motion carried, and House Resolution No. 1 adopted by acclamation.

OATHS OF OFFICE ADMINISTERED

Honorable Willie L. Brown, Jr., Speaker-elect, Mike Roos, Speaker pro Tempore-elect, R. Brian Kidney, Chief Clerk-elect, Charles Bell, Sergeant at Arms-elect, and Hamilton T. Boswell, Chaplain-elect, appeared at the bar of the Assembly, and took and subscribed to the following oath, administered by Bion Gregory, Legislative Counsel for the State of California.

OATH

I 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.

At 12:50 p.m., Speaker Willie L. Brown, Jr., 17th District, presiding.

ANNOUNCEMENTS

Speaker Brown announced that Assembly Member Frank Hill and his wife, Faye, are proud parents of a new son, Troy William Hill, born October 29, 1989.

DEMOCRATIC CAUCUS CHAIR ANNOUNCEMENT

Speaker Brown announced that Assembly Member Maxine Waters would chair the Democratic Caucus for the 1989-90 First Extraordinary Session of the Legislature.

APPOINTMENTS BY THE SPEAKER

Speaker Brown announced that he had made the following appointments for the 1989-90 First Extraordinary Session:

Assembly Member Tom Hannigan, Majority Floor Leader, Assembly Member Jack O'Connell, Assistant Speaker pro Tempore, and Assembly Member Tom Bane, Chairman of Rules Committee.

APPOINTMENT OF ASSEMBLY RULES COMMITTEE

Speaker Brown was granted unanimous consent that the membership of the Assembly Rules Committee for the 1989-90 First Extraordinary Session be the same as the membership of the Assembly Rules Committee for the 1989-90 Regular Session.

COMMUNICATIONS

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

Assembly Republican Caucus

November 2, 1989

*Mr. R. Brian Kidney, Chief Clerk
California State Assembly
State Capitol
Sacramento, California*

Dear Mr. Kidney: This is to inform you that the Assembly Republican Caucus has designated Assemblyman Ross Johnson as the Minority Leader for the 1989-90 First Extraordinary Session of the Legislature.

Sincerely,

ROSS JOHNSON
Assembly Minority Leader

REPUBLICAN CAUCUS CHAIR ANNOUNCEMENT

Speaker Brown announced that Assembly Member Robert Frazee had been designated to Chair the Republican Caucus for the 1989-90 First Extraordinary Session.

**APPOINTMENT OF SELECT COMMITTEE
TO NOTIFY SENATE AND GOVERNOR OF ORGANIZATION**

Speaker Brown appointed Assembly Members Roybal-Allard and Lancaster as a Select Committee to notify the Senate and Governor that the Assembly is organized and ready to do business for the 1989-90 First Extraordinary Session of the Legislature.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Speaker Brown was granted unanimous consent that the following communication from Governor George Deukmejian be printed in the Journal:

Earthquake Relief Package

A Special Message to the State Legislature

by

Governor George Deukmejian

Governor's Office, Sacramento

Thursday, November 2, 1989

Mr. Speaker, Mr. President pro Tem, Members of the Legislature:

On October 17, a major earthquake hit the greater San Francisco-Oakland Bay Area. This earthquake took a tragic toll on our state—killing 65 people, injuring more than 3,000, forcing thousands of families out of their homes and causing billions of dollars worth of property damage.

In the wake of this tragedy, there has been a tremendous outpouring of support from throughout the nation and the world. Concerned citizens and private organizations have contributed generously to our citizens in need. Last week, a \$3.45 billion federal disaster relief package was enacted. At the state level, \$122 million in emergency state funds have already been directed to help victims and local governments in dealing with this emergency.

These steps have been helpful in addressing many of the most immediate needs facing disaster victims, but the state of California must take additional steps to help many of those who were hardest hit by the earthquake.

Therefore, I have called a special session of the State Legislature to consider additional earthquake relief measures.

First, under the authority you provided to me in the Campbell-Torres-Cortese Natural Disaster Assistance Act Amendments of 1988, I will be approving resources to fund the state's share of matching funds to repair all damaged public facilities, highways, roads and bridges. I am also seeking legislation to include higher education facilities and certain non-profit organizations in the Natural Disaster Relief Act, thereby making them eligible for state matching funds. In addition, I am asking for legislation to enable the Governor to transfer money from the Reserve for Economic Uncertainties for all disaster-related state operations and local assistance.

Second, to further ease the financial burden facing local government, I will authorize that the state pick up and pay for the local match required by the federal government and FEMA for their highways and public facilities, and streets and roads.

Third, I am proposing that state funds be used for programs to help address housing needs in earthquake damaged areas, including low interest loans for homeowners and low-income rental properties.

Fourth, I am calling for amendments to our state's tax codes to allow individuals and businesses to carry forward their casualty losses for five years on their state income tax returns.

Fifth, I am asking the Legislature to authorize the Administration to fund supplemental grants of up to \$10,000 to those disaster victims in greatest need. These grants would be in addition to the \$10,000 grants available through the federal government.

Sixth, in order to speed repair work on damaged highways and bridges, and to maximize federal funds, I am asking for measures to put this construction on a "fast track" including exemptions from certain permitting procedures.

Seventh, I am proposing to appropriate funds to begin rehabilitating damaged park facilities.

Eighth, I am asking the Legislature to rebuild the state's \$20 million Disaster Response Fund.

Ninth, I am proposing the creation of a Damage Compensation Fund for those victims of the earthquake who were killed or injured on the Cypress structure of Interstate 880 and the Bay Bridge.

The cost of providing these essential relief measures and restoring state facilities to full repair will be a minimum of \$885 million, with additional costs to be almost certainly incurred as damage reports are updated and completed. Therefore, in addition to utilizing funds from our state's emergency reserve, I am asking the Legislature to approve a temporary, one-quarter cent increase in the state's sales tax for a period of 13 months beginning December 1, 1989 through December 31, 1990.

The past two and a half weeks have been difficult and trying times for many of California's residents. But in the wake of this tragedy, it has also been a time in which we were all reminded of the spirit of compassion that has long been part of the California tradition. Our state has pulled together like a family during this period of pain and suffering, and I am personally very proud of the way our state has risen to the challenge of this crisis.

I am confident that this spirit of compassion and cooperation will extend to this special legislative session, and that the Legislature will act swiftly and with bipartisan support, to help the earthquake victims in our state.

RESOLUTIONS

The following resolution was offered:

House Resolution No. 2

By Assembly Member Hannigan

Relative to the organization of the Assembly for the 1989-90 First Extraordinary Session.

Resolved by the Assembly of the State of California, (1) That the Chief Clerk or the Sergeant at Arms is hereby authorized to receipt to the Controller for all warrants for the payment of Members, Officers, and Attaches of the Assembly.

(2) That the Chief Clerk is authorized to receipt from the Members of the Assembly a mailing list of Histories, to be directed to libraries, chambers of commerce, and other public centers, and to individuals for general inspection. This list is to be limited to 10 names each, and shall be forwarded to the Legislative Bill Room for regular mailing. No Member shall include on the list any state department or employee thereof except state colleges and universities. The Chief Clerk is further authorized to place accredited newspaper representatives on the regular mailing list as well as the Legislative Counsel, Governor, and the Attorney General.

**Request for Unanimous Consent to Take Up
House Resolution No. 2**

Assembly Member Hannigan was granted unanimous consent to take up House Resolution No. 2 without reference to file.

Resolution read, and adopted by the following vote:

AYES—68

Allen	Elder	Jones	Polanco
Areias	Epple	Katz	Pringle
Bader	Farr	Kelley	Quackenbush
Bates	Felando	Killea	Roos
Bentley	Filante	Klehs	Roybal-Allard
Bronzan	Frazee	La Follette	Sher
Brown, Dennis	Frizzelle	Lancaster	Speier
Burton	Hannigan	Lempert	Statham
Calderon	Hansen	Leslie	Tanner
Campbell	Harris	Lewis	Tucker
Chacon	Harvey	Margolin	Vasconcellos
Chandler	Hauser	McClintock	Waters, Maxine
Clute	Hayden	Mojonner	Waters, Norman
Connelly	Hughes	Moore	Woodruff
Cortese	Hunter	Mountjoy	Wright
Costa	Johnson	Murray	Wyman
Eastin	Johnston	O'Connell	Mr. Speaker

NOES—None**MESSAGES FROM THE SENATE**

Senate Chamber, November 2, 1989

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No 1

DARRYL R. WHITE, Secretary of the Senate
By John W. Rovane, Assistant Secretary

**CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 1
BY UNANIMOUS CONSENT**

Without objection, Senate Concurrent Resolution No. 1 was taken up, without reference to file, for purpose of consideration at this time.

SENATE CONCURRENT RESOLUTION NO. 1 (Roberti)—Relative to the Joint Rules for the 1989-90 First Extraordinary Session

Resolution read and adopted by the following vote:

AYES—68

Allen	Elder	Jones	Polanco
Areias	Epple	Katz	Pringle
Bader	Farr	Kelley	Quackenbush
Bates	Felando	Killea	Roos
Bentley	Filante	Klehs	Roybal-Allard
Bronzan	Frazee	La Follette	Sher
Brown, Dennis	Frizzelle	Lancaster	Speier
Burton	Hannigan	Lempert	Statham
Calderon	Hansen	Leslie	Tanner
Campbell	Harris	Lewis	Tucker
Chacon	Harvey	Margolin	Vasconcellos
Chandler	Hauser	McIntock	Waters, Maxine
Clute	Hayden	Mojonnier	Waters, Norman
Connelly	Hughes	Moore	Woodruff
Cortese	Hunter	Mountjoy	Wright
Costa	Johnson	Murray	Wyman
Eastin	Johnston	O'Connell	Mr Speaker

NOES—None

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND THE RULES

Speaker Brown was granted unanimous consent to suspend the Rules to permit the introduction of bills on this day, in the order in which they are received at the Desk, rather than in alphabetical order, by Member.

REQUEST FOR UNANIMOUS CONSENT

Speaker Brown was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of the 66 people who died in the earthquake of October 17, 1989.

Moment of Silence Observed

Speaker Brown was granted unanimous consent that the Members of the Assembly observe a moment of silence in memory of the 66 people who died in the earthquake.

**STANDING COMMITTEES FOR THE 1989-90
FIRST EXTRAORDINARY SESSION CONVENED**

Speaker Brown was granted unanimous consent that all committees convened for the 1989-90 Regular Session be constituted for the 1989-90 First Extraordinary Session and that all designated Chairs of Committees for the 1989-90 Regular Session be designated for the 1989-90 First Extraordinary Session.

COMMITTEE FROM THE SENATE

Senators Cecil Green and Kopp appeared before the bar of the Assembly, and announced that the Senate had organized, and was ready to proceed with the business of the First Extraordinary Session of the Legislature.

MOTION FOR COMMITTEE OF THE WHOLE

At 12:57 p.m., Assembly Member Hannigan moved that the Assembly resolve itself into a Committee of the Whole for the purpose of consideration of matters of earthquake preparedness and assistance.

Motion carried.

IN COMMITTEE OF THE WHOLE

Speaker Willie L. Brown, Jr., presiding.

Matters of earthquake preparedness and assistance considered.

Without objection, the committee did arise, and report back to the Assembly.

IN ASSEMBLY

At 4:29 p.m., Speaker Brown presiding
Chief Clerk R. Brian Kidney at the Desk.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Farr was granted unanimous consent that the following remarks be printed in the Journal:

November 3, 1989

Remarks by Assemblymember Sam Farr

Extraordinary Session Related to Disaster Relief
Loma Prieta Earthquake

October 17, 1989

5:04 p.m.

15 seconds that changed the face and heart of Santa Cruz County.

Like many others, I was at home awaiting the start of the World Series when it hit.

Suddenly—no power, no phones, no radio reception—all communication with the outside world cut off.

Then the Emergency Broadcast System began working and the horrid facts started filtering in.

Santa Cruz County: 75% of my district—severely damaged.

Homes, storefronts, office buildings, roads toppled.

The Pacific Garden Mall in downtown Santa Cruz: three people killed. Most of the historic buildings destroyed or significantly damaged.

Watsonville: Entire downtown area damaged. Thousands of people displaced. Mobile homes off their foundations. One woman killed in a bakery collapse. Historic church destroyed.

Two more deaths discovered in subsequent hours and days.

The day after the quake I drove to Watsonville and Santa Cruz and was shocked at what I saw.

Then began the meetings with FEMA, OES, responder agencies in an all too familiar format. This is the fourth major disaster Santa Cruz County has suffered over the past seven years: Love Creek, Valentines Day floods, fires and now a 7.1 earthquake.

By Saturday, the fourth day after the quake, 2,545 people in shelters and it is raining hard. Fear of mudslides, increased damage, more road closures.

Santa Cruz County virtually cut off and isolated by the closure of Highway 17, Highway 1 in Watsonville, and other routes through the mountains.

Thousands of aftershocks continue to rock the area and people's nerves.

By the one week anniversary of the Loma Prieta quake, (the epicenter of this quake was on state property in the Forest of Nisene Marks State Park) it is clear that this community will have a long recovery period: the major business districts of Santa Cruz and Watsonville destroyed. Major roadways closed for several months. Hundreds of people homeless. Continuing threat of landslides.

The damage is now estimated at \$800 million in private loss and \$200 million in public loss: \$1 billion for a county with a population of just over 200,000. 560 homes destroyed. 106 mobile homes destroyed. 41 businesses destroyed. 1,822 homes with major damage, 304 mobile homes with major damage, 222 businesses with major damage. 4,727 homes with minor damage, 204 mobile homes with minor damage. 148 businesses with minor damage. And the list keeps growing. Again, this in a small county with a population of just over 200,000.

But the spirit has survived. The county emergency staff responded with efficiency, organization and quality. Elected officials on all levels responding. State and federal emergency services staff and administrators setting up shop. And, of course, important visits by the President, the Governor, top level state and federal administrators.

But it is the people who make the difference: Volunteers, community based health clinics, like Salud Para la Gente, immediately responding to the critical need in Watsonville to provide comfort, shelter and food to the now homeless—most of whom are low-income, hispanic, very frightened. Contributions from around the state and country. Individuals and businesses from all segments working together to respond and begin the recovery.

Now, the painful task of demolishing buildings which have stood for decades is underway. Trying to provide options for merchants who are the base of the economy of Santa Cruz.

The recovery and rebuilding is underway but substantial help is needed. Santa Cruz County is small and has been hit by previous disasters. There is no reserve to fall back on and little options for raising revenue.

Santa Cruz County needs help from the state in:

- *Financial aid and stability
- *Waivers and relief from certain state deadlines and requirements
- *Improved assistance for individuals, families and businesses which were victims of the earthquake
- *Immediate assistance to business, including agricultural enterprises, to bridge the gap left by federal programs.

*Assistance with housing reconstruction and rehabilitation in a manner that will provide affordable housing.

*Assistance with geological studies for speedy determinations on whether or not homes can be reconstructed

*Other issues as outlined in your binders.

Many of you have visited Santa Cruz County during the past few weeks and have witnessed first hand the devastation and ongoing problems. Others of you have called and expressed your concern. I appreciate that and look forward to your support during this special session and next year when more long-range issues must be addressed.

No event in California history has more demonstrated the capacity of our people to put aside their differences to focus on the humanitarian objective of making our communities whole.

In the past two weeks Monterey Bay area has been visited, viewed and written about. Every elected official whether special district, school district, city, county, state and federal have done their most to see that their arm of government has been responsive.

There are still many issues of unmet needs, and fears of business unable to recover, people living in tents with approaching winter weather, infrastructure repairs as yet unpaid for. The list goes on and on.

As we meet here today the eyes of California are upon us with expectations that the Legislature and the governor will do *no less than* what our constituents have proven they can do to respond to a disaster.

So let's put aside our differences and enact laws that are essential to make us proud to be in this institution.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Speaker Brown was granted unanimous consent that the transcript of the Committee of the Whole proceedings be printed in the Journal.

FIRST EXTRAORDINARY SESSION TRANSCRIPT OF PROCEEDINGS IN COMMITTEE OF THE WHOLE

SPEAKER WILLIE L. BROWN, JR.: Without objection, then, Mr. Hannigan's request will be so granted.

Now members, Ms. Waters, Mr. Hannigan, Mr. Burton, let me indicate what the procedures are to be for this Committee of the Whole.

You have heard the Governor's proclamation and the purpose for which this extraordinary session has been called. It has been called to deal with the issue of earthquake preparedness. It has been called to address the safety of California's public facilities and the safety of the people who use those facilities. It has been called for the purpose of providing relief and assistance to those cities and counties which have been declared disaster areas by the State of California.

On October 17th, an extraordinary event took place. In such circumstances, it is government's responsibility to respond particularly to the destruction and damage which occurred. The damage was not caused by the act of any person or persons. The

damage was not in any fashion anticipated, nor could it have been anticipated. Nonetheless, the destruction and damage were experienced.

At the national level, under Congressman Vic Fazio's leadership, Congress approved legislation for disaster relief totaling some \$4.2 billion, most of which will aid quake victims, public and private, in California. President Bush signed the earthquake relief measure into law within 72 hours of the moment the matter was first officially called to the attention of Congress. It was an extraordinary response by that governmental body to a disaster in this state. California's Congressional delegation was ably assisted by a delegation of legislators who traveled to Washington: from the Assembly, Mr. Katz, Ms. Hansen, Mr. Filante, Mr. Harris, Ms. Speier and Mr. Areias; and Senator Campbell, Senator Mello, Senator Marks, Senator Morgan.

Congressman Vic Fazio was the point person for the state of California. His efforts will be remembered and recounted for years to come.

I would suggest to you that the calling of this special session merits the same kind of attention. It merits the same swiftness of movement. It merits the same abandonment of political opportunities, particularly partisan opportunity. It deserves the same degree of statesperson-like attention, conduct and action demonstrated by the U.S. Congress.

In response to the Governor's call, we are here first and foremost, to hear reports assessing and evaluating what occurred, and the nature and extent of the damage. We will receive recommendations for an appropriate state response, and for a means to finance that response. I believe, and I trust the Governor shares my view, that no measure of benefit would be gained if, during this brief time given to us for enacting a state response, we were to engage in name calling, assigning blame, or any similar tactics which we have often practiced with great efficiency.

What we have witnessed in this quake, is the phenomenal power of nature to alter and destroy, within the briefest timeframe. I must tell you, it is extraordinary the limited amount of damage that was ultimately actually done.

There are, however, despite that assessment, a number of people who remain homeless. There are a number of public structures which remain unsafe for human occupancy. Those structures include Mr. Burton's office, the Supreme Court building, Senator Kopp's office, Senator Mark's office, the Governor's office, the Lt. Governor's office, and my office, in the city of San Francisco. A number of public buildings in other areas were similarly affected.

The real tragedy, however, are those people who live in the Marina District, in Watsonville, in Hollister, in Oakland, in Santa Cruz and in other areas, who invested their life's savings in homes that are now totally destroyed or so badly damaged that they may not be ultimately repairable or replaceable.

Somehow in this extraordinary session we must rise and respond to their cries and to their need. Even with the federal government showing the way to the tune of about \$4.2 billion, there is still a gap in terms of the total estimated damage. You will hear from administration representatives and others as to what those figures should actually be and in your wisdom, I hope you will listen closely

and be prepared to take advice and counsel from those who have actually been on the firing lines doing the work.

You will also hear from individuals who come from and who represent the areas of greatest tragedy and of the worst experiences. You will hear from the Mayor of Oakland, from the Mayor of San Francisco, the Mayor of Santa Clara, Santa Cruz, Watsonville, and from other areas. You will hear from members of county boards of supervisors. You will hear from just ordinary citizens who have been adversely affected.

I've chosen and recommended this forum so each of us can hear the same stories, and receive the same advice. I must tell you, it is my intent to activate all the committees of this house and to determine, after we have heard all of the evidence and the facts presented today, whether or not the various bills that may be introduced should be referred to any of those committees. But you should know, as of today, all committees are activated. All persons who hold the chairmanships of those committees are reappointed to those chairmanships, and if it seems appropriate, at some point bills may be referred to those committees.

The leadership of both houses of the Legislature, as well as the Governor, have met on three separate occasions and the staff of the various representatives have been meeting continuously as a group. They have framed an agenda. That agenda contains 11 or 12 items. It is believed by the leadership of both houses that the framing of that agenda and these 11 or 12 items are comprehensive in nature and cover the response that is appropriate at this time and under these extraordinary circumstances to meet the needs of those areas affected.

However, let me make it clear to you, there is absolutely no pride of authorship, and there is no pride in the thought processes that excludes any additional information or recommendations that may be helpful. There is no closing of the door for any recommendations that we can move on and act on and should act on in this session.

I would ask simply that you keep an open mind and an open view as those issues come before you and are presented by the membership, just as we did in the case of the Whittier earthquake and in the case of the Coalinga quake. When we have had legislative opportunities, we have often asked those individuals from the affected areas to be the authors of the various bills. We've done so on this occasion as well. We've asked the individual members—Democrats and Republicans—from the declared disaster areas to be the authors of the various proposed pieces of legislation. There was a meeting at 10 this morning in my office to go through those 11 proposals. There have been several other proposals which I will take up with the leadership at the appropriate time. We believe these 11 or 12 items represent the best response, but, as I said, we are open to any additional suggestions.

As we proceed, you may listen for an opportunity to amend and enhance the work that has been done by your leadership or to complement the work that has been done by your leadership, or to substitute something you deem far more appropriate. What I simply wish to indicate is that the process we should follow is to conduct the entire hearing now, have everybody from the public who wishes to testify say what they would, have the Administration make its

presentation and provide the evidence that supports the recommended 11 pieces of legislation and then we, as a house, come back tomorrow and determine what should be our course of action from that point on.

I am advised that the Senate intends to follow a similar schedule. They have a projected conclusion date of Saturday, so you can make your plans accordingly.

Before the conclusion of this Committee of the Whole, there will be a determination made as to whether or not the bills introduced will be heard on the Floor, so we all can hear the measures and hear every aspect of them, and debate them, and do whatever amending may need to be done; or, do we attempt to refer them to the appropriate policy committees as well as the Ways and Means Committee and try to set some committee hearings for tomorrow, and then go about the normal kind of process that we engage in?

I think, however, we are in an extraordinary set of circumstances and at an extraordinary time. I think we ought to treat it as extraordinary, and, in that regard, I tend to think a Committee of the Whole may be preferable. I am not, however, closed on that issue and don't intend to be closed until we complete the hearing of this Committee of the Whole with the various witnesses who wish to testify.

With your permission, I would recommend that we allow the Administration to open, selecting its personnel to make its presentation. When the Administration has completed its opening, individual members of the Assembly may wish to question the individual representatives from the Administration. As a matter of fact, you may wish to do so in a more timely fashion by questioning them individually on the conclusion of their remarks.

After we have completed that process, I am going to ask, on a county by county basis from the areas that have been affected, their representatives or individuals who have a story to tell that would be helpful for this extraordinary session, to come forward and make their presentations. Then we will hear from anyone else in the public who wishes to make a presentation, plus the membership representing these areas if they deem it appropriate to make a presentation on behalf of their constituency.

With your permission and your tolerance and your sufferance, I think we will follow that course of action for the moment. And with that in mind, I'll ask the administration's representatives, to come forward beginning with Emergency Services. It was this agency that commenced to operate for state purposes from the moment the scale that monitors changes in the earth's movement in California began to click its warning. I think they have monitored every county, every instance, and every incident, and they probably have a better perspective than anyone else. I would at this time ask the Office of Emergency Services' representatives to lead off the hearing process.

(end of opening statement)

SPEAKER WILLIE L. BROWN, JR.: All right. You'll introduce yourself, as to who you are, because I'm sure that we are, in one manner or another, recording this session.

MR. WILLIAM MEDIGOVICH: Thank you, Mr. Speaker, Members of the Assembly.

I'm Bill Medigovich, the State Director of the Office of the Emergency Services.

This is the second time that I've been called in an extraordinary session to come before you, following a serious event: the first was in Whittier. Although we've had a number of events in California—a number of disasters in the past—none quite meet this magnitude.

I would like, initially, to commend—sincerely—the police, fire and emergency services professionals that were out there “in the trenches” the moment the earthquake struck, and who did an outstanding job in operating our California Mutual Aid Plan.

We had some 12,000 state and federal response personnel who were brought into the areas impacted and worked there, night and day, for many, many long hours, who did a number of heroic things. We had great support from our federal counterparts in the initial emergency response phase, with the U.S. Coast Guard and the Sixth Army assets applying wherever we directed them to.

I'd also like to commend the California utilities, who were there—they have a mutual aid system. They are part and parcel of our emergency response, and they did an outstanding job in restoring those vital facilities at those tremendously difficult times.

We are now moving into the recovery stage. This is . . .

SPEAKER BROWN: . . . Mr. Medigovich? Excuse me, one second.

The Senate has just advised me, through the representation of Cecil Green and . . . They sent the two guys they want to get rid of, huh?

SENATOR CECIL GREEN: Yes. (LAUGHTER)

SPEAKER BROWN: They are organized, so we are told. And they are ready to do business.

All right. Thank you very much, Senator . . .

SENATOR GREEN: Thank you.

SPEAKER BROWN: All right. Mr. Medigovich.

MR. MEDIGOVICH: As I said, we are now in the recovery stage of this event, a very important and a very critical stage for us. And the Governor has instructed me—and all his department heads—to give the utmost importance and direction to attending to the needs of the victims in this terrible tragedy.

We have, at present time, more than 1,000 state workers who have been assigned out to the Disaster Application Center, working directly with the victims, and in the Disaster Field Office, which we are operating jointly with the federal government.

We have some 10,300 people displaced. And, to date, we've received some 35,000 total applications and have received as many as 2,300 by close of day yesterday. We have some 2,072 individuals who are sheltered, with the largest numbers being in Oakland and, of course, in Watsonville. And I was told that the federal government has issued temporary checks for housing to the tune of (\$?) \$2,500,000.

Also, after working feverishly, the Director of Housing and Community Development, Maureen Higgins, had been in direct contact with the regional directors of FEMA and the staff down at the Disaster Field Office, urging them to move swiftly to bring in

temporary housing for the people who are in the Watsonville area. And late last night, FEMA had agreed to move in 100 trailers immediately. And they'll have additional ones, which will follow.

I want to, at this time, also thank you for the support that I have received—that my office has received—from many of you individually, through your staffs. They have been an extension of this process, as well. And I can't tell you how much they've helped us in reaching out and getting the needs satisfied of many of the victims out there.

I urge you today to follow the Speaker's admonitions to quickly and swiftly bring this session together, so that we can address the needs of these victims. We cannot continue our job out there, unless we have your full support. Many, many programs have been instituted and put underway. I can tell you, unequivocally, that this was the fastest turnaround time in setting up disaster application centers and having our outreach to the many, many victims out there that has ever occurred in California or anywhere else nationally.

And I'd like to thank you for your help again. And Mr. Speaker, thank you for your comments.

SPEAKER BROWN: Any questions of Mr. Medigovich? Any questions of the representative from the Office of Emergency Services? Ms. Moore.

ASSEMBLYWOMAN GWEN MOORE: You mentioned the utilities and the Mutual Aid Program. It's my understanding that the water districts—or the water utilities—don't share the same mutual aid. Is that correct?

MR. MEDIGOVICH: I'm not sure which districts are, but most of them are involved in that planning effort, but not as effectively as the gas and electric and telecommunications . . .

ASSEMBLYWOMAN MOORE: . . . Well, it's my understanding that they're not a FEMA-approved plan and, therefore, there's some question about their ability to recover any costs or the expenses that they may incur. Is the Administration prepared to really look into that?

MR. MEDIGOVICH: Certainly. But when I was speaking of the mutual aid effect of the utilities, what I was . . . (beeper goes off) . . . Forgive me . . . (LAUGHTER)

SPEAKER BROWN: . . . That doesn't mean there's been another quake, does it . . . ? (LAUGHTER)

MR. MEDIGOVICH: . . . I certainly hope not, sir. But we operate in the State of California with our Emergency Response personnel, under a Mutual Aid Plan that allows . . .

ASSEMBLYWOMAN MOORE: . . . I'm familiar with that. And that's exactly what I'm talking about . . .

MR. MEDIGOVICH: . . . Yes. And the utilities are in that same vein: they operate in the same fashion.

But I'm unaware—They'll have costs for some facilities that should be eligible for FEMA requirements.

ASSEMBLYWOMAN MOORE: . . . It's because it has been pre-approved. And it's my understanding . . . And I think it would be a great help if we can somewhat resolve this notion of the water

utilities, because, obviously, they've sustained some problems of their own, and not being eligible for FEMA money causes greater cost to the ratepayers.

MR. MEDIGOVICH: Thank you. Well, we'll look right into that.

SPEAKER BROWN: Any other questions of the Office of Emergency Services?

The next representative from the Governor's Office will please come forward and identify themselves.

MR. ROBERT BEST: Thank you, Mr. Speaker, Members of the Assembly.

I'm Bob Best, the Director of Caltrans.

The earthquake certainly left us with our mouths agape for two reasons: one reason was that it was amazing that with an earthquake of that magnitude how little damage was suffered; and then, the other is, with the amount of damage that was suffered, just how serious that is and how much that is going to cost. We're looking right now at the current estimates—that are still not final estimates . . . But we expect approximately \$1.5 billion or \$1.4 billion worth of damages to the state highway system. And then, in terms of proposals—what we expect we will probably learn out of this quake, with regard to retrofitting other portions of the system, to protect them in the case of similar types of emergencies—it could run in the area of another \$300 million. So, we're looking at a very, very costly event, as far as the state highway system is concerned. And there are, of course, additional damages to the transportation system beyond that.

Within hours, literally, after the time that the earthquake hit, we had thousands of state employees, contractors employees, and consultants brought on board and down working on the various aspects of this particular problem, which spread for many, many miles. Although the most visible damage was concentrated within just a few locations, we had an obligation to inspect and take care of over 1,500 structures in that area, in addition to thousands of miles of roadways and to work with other transportation agencies with their particular problems. Currently, at this time, we have 26 emergency contracts out, close to \$40 million worth of work that is underway currently, for emergency rescue and for restoration—emergency restoration—work.

We still have a number of closures that are going to continue to affect the Bay Area and, to a certain extent, the rest of the state: the Bay Bridge is still closed; the 880 section at the Cypress structure that has received so much notoriety is closed; the Embarcadero viaduct in San Francisco is closed; Interstate 280—a portion of Interstate 280—in South San Francisco is closed; the central freeway viaduct in San Francisco is closed; Route 17 to Santa Cruz is only open on a very limited basis, at the current time, for trying to handle just the maximum demands for some commute and emergency vehicles; and we are still looking at a bridge down on Route 1 in the Struve Slough area. Those are the only closures that remain, to this date. There were other closures for shorter periods of time, while different areas could be identified and emergency repairs made. But, currently, that is the list that we are facing this day.

The Bay Bridge should be open within a few weeks. We are working to meet the Thanksgiving deadline to have the Bay Bridge open. And given the cooperation of the weather, the contractors are all engaged and the work is all underway, and that schedule looks very good.

The Cypress viaduct . . . All the demolition contracts have been let. We're in the process of taking that whole viaduct down, from beginning to end, including the portions that did not suffer a collapse during the event itself. We expect to complete that by early December. There will be a need to put in an emergency facility to help the City of Oakland handle its traffic circulation problems that will result from this, and provide some through movements, particularly with regard to assisting the Port of Oakland, which is very seriously affected with the loss of this structure. And we are working closely with—and have committed to work very closely with the Mayor of the City of Oakland—in working out an emergency relief provision to have on-line, we hope, by the late spring, at the latest, to restore at least a minimally adequate level of traffic circulation and service through that area.

Work on developing a concept and . . . An initial concept design is already underway. We have received a lot of offers of assistance from private engineering firms, and we have been able to use them to expedite this kind of emergency work . . .

MR. BEST: The structures on the San Francisco side that I listed that are currently closed, we are working, again with a lot of assistance from major Bay Area engineering firms, we are working to put what we refer to as splints, or temporary fixes, on those structures with the hope that within a few months we will be able to have those structures back up and operating. Those are strictly temporary measures, and determining what ultimately has to be done with those structures will have to await the analyses and learning what actually occurred during the quake itself and the utilization of the latest knowledge in terms of concluding an ultimate solution for those structures.

The bridge on Highway 1 at Struve Slough we would hope to have open in early April, and Route 17 we would hope to have restored to full traffic service and reasonable stabilization of the very uncertain soils in that area before Christmas.

The structures are one thing, and the need to replace those structures present very big problems, but one of the major problems that immediately resulted, of course, was the traffic service problem in the whole Bay Area as a result of having these service facilities down.

We brought a team up from Los Angeles that had been experienced in the Olympics Traffic Management Team and put together a traffic management program for the Bay Area including governmental agencies, private sector. The Governor went down to help involve the private sector in adjusting work hours and putting together an overall traffic management plan because, just during the peak commute hours, we had to come up with alternative services for approximately 55,000 trips, trans-Bay trips. That response was put together by having a substantial increase in the ridership on BART, doubling BART's ridership.

We have put in ferry service where none existed before, and that is currently handling over 4,000 trips a day.

The Cal Train, coming up from San Jose, has increased nearly 50 percent in its ridership, and these alternative modes have accounted for and have been able to accommodate all but about six to seven thousand of the movements, and some of those are still not back on the roadway yet, so we are looking at the capability of having a reasonable level of traffic service.

What's important to mention here at this stage is, when the Bay Bridge is opened, and we're predicting that by Thanksgiving, that will not solve the traffic in the Bay Area because the collection and distribution facilities to service that bridge are not, will not, be available at that time, so we're looking at a serious traffic management problem continuing in that area, continuing to be a costly and demanding program, both for the public and private sector, for a number of months.

All of this boils down, of course, to dollars. Our real needs now are, of course, to find the funding to respond to this thing. As I said, the damages are very substantial in terms of dollar value.

We are also faced with the problem that we are in a circumstance in particular where, in many more ways than one, time is money for us. We have major economic dislocations that are involved. We have major economic centers, such as the Port of Oakland, that are suffering at this particular time, and the longer we take to get these facilities back on line, the more these kinds of costs are going to accumulate.

We also have a 180-day emergency program from the federal government which ends after 180 days, and that provides federal money, without the need for state money to match it, only for those 180 days, and those costs are reimbursable only if they have actually been incurred prior to that particular time. So we are facing a real urgency to move very quickly on that, and because of that, the Administration will be making a proposal to expedite the development of these emergency projects.

The concept is that we will work very closely with the local governments concerned to identify what needs to be done in each of the restoration areas to provide the emergency relief, and then we have the problem that, under current state laws, many agencies have the ability to stop projects through the permit process, and then, in addition to that, the lawful processes that they are required to go through before they can take action sometimes require many weeks or even months before they can complete that action, and for these emergency facilities, we feel we need a much more expedited process that would allow us to involve the consultation and advice of these agencies in reaching a final conclusion as to what should be done but would enable the project to keep moving while we are obtaining the review of the various agencies that have permitting authority but not to allow the project to stop and wait at each individual stage, due to the very serious costs we would be suffering as we lose time on these restoration projects.

We have heard from a number of our counterparts around the country and even around the world, and I can tell you here today that the eyes of the world are on California and how we are reacting to this. The world and across the country is truly amazed at the speed with which we've been able to get the problem under control, and they are now looking to us to see what we will be able to do in terms

of responding to the needs of the people and the restoration demands that are going to face us in the coming months.

The speed of our response, the ability to care for the people who have been affected, are crucial, and part of this is also what are we going to do in terms of looking to the future? How are we going to learn from this? What are we going to propose to learn from this? And one of the items that will be on the agenda is the need to adopt an aggressive program to ensure that our transportation facilities have been given the latest treatment with regard to seismic safety, and that is a lesson that we have to learn out of this and that the rest of the world will be looking at us.

We, before this event, were leaders in many ways with regard to earthquake response and preparedness, and we expect to come out of this as truly being the world leader with regard to both earthquake preparedness and response.

Thank you, Mr. Speaker.

SPEAKER BROWN: Just a second. There can be questions to you.

Any questions to . . .

All right, Ms. Speier. First.

ASSEMBLYWOMAN JACKIE SPEIER: Mr. Best, when you first began, you estimated that the cost associated with this disaster from Caltrans' perspective was \$1.8 billion; is that correct?

MR. BEST: The figure we have now is that we're looking at \$1.7 billion for the state highway system, which includes the estimate of the damage and what we believe will be necessary for an expedited retrofit program.

ASSEMBLYWOMAN SPEIER: So this also includes the emergency repairs, the demolition, all the rescue efforts that were created as a result of the earthquake?

MR. BEST: It includes those portions that fall to our program. That's correct.

ASSEMBLYWOMAN SPEIER: Now, the federal package that was passed and signed by the President, I believe, had a billion dollars in it for transportation relief, which I believe will respond to a portion of this; is that correct?

MR. BEST: That's correct.

The program that was established has no dollar limit on the program, but the initial appropriation that was made as part of that was a billion dollars, but the program that is there allows us to apply for federal participation in all of these costs, and if the costs go all the way up to the area that we believe they will, we would have to ask for an additional appropriation.

ASSEMBLYWOMAN SPEIER: Now, for reimbursement purposes, does the work have to be completed within 180 days, or requested?

MR. BEST: The overall federal program runs beyond 180 days, so we continue to obtain federal money.

The crucial aspect of the 180 days is during that time we do not have to provide any state dollars to match the federal dollars. After the 180 days, any eligibility that we have, any federal dollars that we

receive, we will have to match at the state level at a percentage that averages out at approximately 20 percent, so that's the urgency on the 180 days.

ASSEMBLYWOMAN SPEIER: Now, there's been a lot of discussion of a quarter cent sales, which over a period of thirteen months would generate \$800 million. It looks like, just observing what is needed for Caltrans in responding to this quake, that, easily, the money could be expended on just the repairs and restoration and retrofitting necessary for the roadways in the state as a result of this quake. Is that not the case?

MR. BEST: Well, we have estimated . . . Again, because of the uncertainty of exactly what the federal program is, plus the uncertainty of exactly what our total dollars will be, these are very rough estimates, but our best guess is we need approximately \$360 million of state money to match the federal program.

Now, Jesse Huff will be up here in a few minutes to give you the total picture, which goes beyond just this one element of it, and how that all fits together.

ASSEMBLYWOMAN SPEIER: You're saying that you believe that the federal government will come through with \$1.3 to \$1.4 billion?

MR. BEST: We believe that the federal government will increase its appropriation again, and our current thinking is, given the context we've had back there, that we have a good chance of getting federal participation in all of our damage.

ASSEMBLYWOMAN SPEIER: Well, with all due respect, Mr. Best, in our conversations with the Secretary of Transportation when we were there, he made it very clear that California needs to do its fair share relative to increasing its gas tax, that it lags behind many states in this nation, and they, . . .

In fact, we walked away from that meeting feeling that, from a transportation point of view, there was not going to be a willingness to expend additional dollars until and unless we see that gas tax increase occur as a result of SCA 1 passing. That is, of course, still up in the air, so I don't have the same degree of confidence that we can look to the federal government for another \$300 million to address just what we need to do within the Caltrans portion of this relief.

MR. BEST: Well, I go nose to nose with Sam Skinner quite frequently here on a lot of these issues, and many of the proposals that we had for modifying the federal program, including the amount of money to be appropriated, the Administration initially opposed, and we were able to overcome that, and so I think, right at this stage, we expect that if we go back to the federal government, to the Department of Transportation, that we will have a case to sell them to get their support.

We also believe, however, that we have a very substantial chance, given our influence in the Congress as well as our ability to influence Transportation, to get additional revenues from the federal level.

ASSEMBLYWOMAN SPEIER: But our best guess, right now, with what we do know about the damage, we still need another \$300 to \$400 million just to respond to the transportation component?

MR. BEST: Well, right now, in terms of our immediate position, we're still in the 180 days where we get federal funds with no matching requirement, so in terms of our immediate provisions and our immediate turn-around time, we're in pretty good shape.

It's in terms of the ultimate restoration that we will have to get additional federal money if our costs do come out to where our current estimates are.

ASSEMBLYWOMAN SPEIER: Thank you.

SPEAKER BROWN: Chairman Katz.

ASSEMBLYMAN RICHARD KATZ: Mr. Best, I'd like to clarify a couple of things because I've heard two different figures since we've started here.

You said, I believe, that \$1.4 billion is the damage to state roads?

MR. BEST: That's our current estimate.

ASSEMBLYMAN KATZ: Yes. I believe in a subsequent question and answer to Ms. Speier, you indicated \$1.7 billion.

MR. BEST: That includes our estimate that we need approximately \$300 million to carry forward with corrective measures based upon what we expect to learn out of this.

ASSEMBLYMAN KATZ: Okay. I want to focus on two things.

First of all, in your \$1.4 billion figure, are you including what you referred to as the "temporary fix" on some of those structures or these ultimate solutions?

MR. BEST: That includes both.

ASSEMBLYMAN KATZ: So that, no matter what the ultimate solution is, you don't anticipate its going above \$1.4 billion?

MR. BEST: Mr. Katz, as you know, we can build some awfully expensive projects if we put our minds to it, but—and so the figures we have put in here are what we would consider to be kind of a medium estimate of what it would cost to put an ultimate project through there.

We have not yet, obviously, completed our negotiations with the City of Oakland in terms of what that facility should be, so these figures are very soft at this time in terms of an ultimate cost replacement.

ASSEMBLYMAN KATZ: Okay.

Let me talk a little bit about the retrofit and the importance of the retrofit program from where we're going from here, and you're including \$300 million as what's identified now for the Phase Two retrofit?

MR. BEST: Well, we don't believe that necessarily our retrofit program, in fact, we're looking at it right now, is going to be the same.

When you refer to Phase Two, you're referring to the retrofit program that we had prior to this earthquake. Certainly, most all of what were the top priority projects in that Phase Two would be included in this.

We're talking about now having to re-evaluate our priorities and identify a new category of projects for this expedited retrofit program.

ASSEMBLYMAN KATZ: As I understand this Phase Two program, Caltrans went out and looked at 2500 structures within the

state and came to the conclusion that 767 of them were a priority that needed to be dealt with, more so than the remaining 1600 or whatever it was.

MR. BEST: That's correct.

ASSEMBLYMAN KATZ: Okay. I guess here's where I'm a little bit confused and concerned: Caltrans, in '87, went forward with Phase Two and estimated a cost of \$65 million, which I believe was approved through the budget process and through the California Transportation Commission for annual payments of roughly \$16 million, I guess, to cover four phases of that second phase program.

MR. BEST: That's correct.

ASSEMBLYMAN KATZ: Okay. And in the first year of that program, the 88-89 fiscal year, no money was expended at all.

MR. BEST: That's correct.

ASSEMBLYMAN KATZ: Okay. Why?

MR. BEST: The projects were not ready to go on time.

ASSEMBLYMAN KATZ: What was the problem with the projects?

MR. BEST: Well, what we were doing in that, in attempting to . . . As you know that \$65 million was intended to expedite Phase Two, and as a result of the experience of the Whittier earthquake, and the research on Phase I that had already been done had not been completed, and so there was an estimate as to how soon the information would come back from the research that would enable us to begin design of those projects, and that estimate was just not correct. So the principal reason for the delay was we were trying to start up the Phase Two program before the research was completed because we thought we would know enough before the end. So it was matter of reaching the point where we felt the research had gone far enough then translating that into plans and getting going on it.

ASSEMBLYMAN KATZ: Mr. Best, the problem on that, and I'm not trying to get argumentative with you on it, I understand, though, that Phase Two, for column wrapping single column structures, we know how to do that. We've been doing that. This is not a multi-column phase we're in here yet. The 767 structures that I believe are part of Phase Two which are single column structures, some of which have been wrapped.

MR. BEST: You're right. Phase Two is essentially, if you want to call it, wrapping single column structures. That's what Phase Two was defined as, but again, each bridge is . . . you don't just come up with a cookbook or a set of wraps and go out and start strapping them on the bridge. Each bridge has to be individually analyzed and individually designed, and in fact, when we say we know how to wrap single column structures, that means we know some of the techniques, but in terms of knowing how to do it on each different bridge type, we don't know that. So that's what the research was for, was to identify . . . to take the wrapping theory and try to figure out what is the best way and most effective way to apply that theory to the different types of structures we have here in California.

ASSEMBLYMAN KATZ: So that's why, now, Caltrans has come back and said that instead of spending \$65 million on 767 structures, we're going to spend \$63.3 million on just the first 100 of those 767 structures.

MR. BEST: I don't follow you with those figures.

What we are saying right now is that we believe, as a result of this earthquake, that we can't look necessarily at single columns and multi-columns and say that single columns are highest priority and multi-columns are highest priority, that there's going to be a different way of prioritizing that and that we're going to need to take a segment of what used to be Phase Two and probably a segment of what used to be Phase Three and combine it into a new program, and our estimates are that that program will cost approximately \$300 million.

ASSEMBLYMAN KATZ: I guess, then, just to bring it around, we obviously want to work with you, and I'm interested in how the prioritization is done, number one. The committee is also interested, and we know because you're going to be participating, and we appreciate your presence and your department's presence, at the Tuesday hearing we're doing in Los Angeles on seismic safety of freeway structure, but let me ask this question: We know some of the columns can be wrapped. We know how we can deal with some of the structures. I would assume that retrofitting is a priority for the department?

MR. BEST: That's correct.

ASSEMBLYMAN KATZ: Okay. Then why is not retrofitting included at all in the Governor's package that we have before us here today?

MR. BEST: Retrofitting is included in that package.

ASSEMBLYMAN KATZ: Not according to the information we've been given.

MR. BEST: Well, the funding that is being proposed is to recognize the full costs that we've talked about, including \$300 million for the retrofitting program.

ASSEMBLYMAN KATZ: Okay. So the Administration is supporting that \$300 million out of the current \$800 million out of the quarter cent sales tax for retrofit?

MR. BEST: That's my understanding. Jesse Huff can clarify that for you.

ASSEMBLYMAN KATZ: Jesse, you want to nod up and down while you're sitting over there?

MR. JESSE HUFF: I'll answer the question when I speak.

ASSEMBLYMAN KATZ: Well, just say "yes" or "no", Jesse. That's okay. Just thumbs up or thumbs down. Is he right?

MR. BEST: What he's saying is it's a little more complex than that.

ASSEMBLYMAN KATZ: Just waffling again. Okay.

MR. BEST: The program is supported, and he'll explain where the money's coming from.

ASSEMBLYMAN KATZ: Well, I'm real interested in where the money's coming from. I guess that's a central question. If it's not coming out of the quarter cent sales tax, and there are a lot of people

that would argue that we need to be doing retrofitting immediately in a lot of areas, at least those areas where we know we can, as well as explaining why, if we don't know how to do it in some areas, it's safe to keep those freeways open. I mean, that's another part of the department's decision-making process I'd be interested in, but if the money's not all coming out of the \$800 million, I'd like to know where it is coming from.

MR. BEST: Okay.

Jesse just told me to tell you that the answer to your question is essentially yes, and that he will explain it to you in more detail when he explains the whole funding package.

As far as the question about keeping current bridges open, we have completed a review of all the bridges in the state. We went through a process after this was over and said of anything that we have occur in this, are there any bridges in the state that have some degree of similarity to the kind of bridges that we saw suffer failures in the Bay Area, and we went back and looked at those bridges to see just what is their degree of similarity and how do they differ, with the purpose of closing any of those bridges if we felt that they would be susceptible to the kind of catastrophic damage we've seen in the San Francisco area, and the report I got back yesterday, or day before yesterday, said that we have no bridge in the state that we believe is currently tentatively subject to that kind of damage, either because . . . primarily because they were designed at different times, built at different times, and/or built to different standards.

ASSEMBLYMAN KATZ: Okay.

Just this last question. Ms. Speier talked about the impressions that those of us who met with Secretary Kemp and Secretary Skinner came away with in Washington, and more doom and gloom than their attitude is OMB's, which even makes Mr. Huff look like an optimist.

And our concern, very clearly, from Washington was they were not thrilled about going above the hundred million per incident as it was, let alone that we were, all through the cooperative efforts of the Administration and the Legislature, able to get that, in Congress, to a billion dollars.

If, in fact, we are wrong, or your assumption is wrong in terms of additional federal funds, where then will that money come from to complete this project, these projects?

MR. BEST: I'd again have to pass that to Jesse Huff, because the funding . . . There are various funding sources, and that's a question he'd have to answer, Mr. Katz.

ASSEMBLYMAN KATZ: All right. I guess, Mr. Best, what I'm concerned about and I'd like to hear you address, my theory about . . . I understand there are various funding sources for transportation. There's gas tax, state gas tax, federal gas tax, and that's sort of it.

If, in fact, the feds don't come up with more money, the \$800 million proves to be inadequate for additional failures that are determined to be down the road, additional things that come to light, my fear is then, we're going to be taking out of projects that are currently in the State Highway Account or projects that are proposed for funding, and there may be a reshifting of those priorities, or a

reshifting of funding, and as you know, because we've sat through this before, we're already facing a \$2.5 billion deficit in the five-year plan, so I am seriously concerned that if the \$800 million proves to be inadequate and Congress says, "Hey, we did \$3.4 or \$3.5 billion for California, which is more than we've done for the rest of the country," then we are going to further put our transportation program behind because of an inadequate response up front.

MR. BEST: We certainly recognize those concerns.

SPEAKER BROWN: Mr. Sher.

ASSEMBLYMAN BYRON SHER: Mr. Best, I want to pursue just for a moment the point you made about the 180-day emergency, the federal program, and the cost reimbursement and the need to expedite the repair and reconstruction of these roadways and bridges that were damaged.

You're aware, are you not, that your chief engineer and the general counsel for your department have been meeting here in Sacramento for the last few days with staff members for the Assembly Natural Resources Committee and Mr. Baker's staff, Senator Kopp's staff, Assemblyman Harris' staff, trying to draft this language, and we have now agreed on an expedited process for any permits that might be required which would give the local government, as you suggest, an opportunity to be heard but would expedite the process.

MR. BEST: I'm aware that those negotiations have been going on. I have not seen the language to come out of those yet. I tried before I came to this hearing. I found that it was not yet available.

ASSEMBLYMAN SHER: Right.

Well, your point is, though, that what you're looking for is an expedited process so that any local approvals, and you don't want to bypass, for example, the City of Oakland. You want them involved if a permit or approval is needed. The important thing is that it be expedited, fast tracked, so that you can make these repairs, spend the money, qualify under the 180-day program; is that correct?

MR. BEST: That's true. Not only, of course, to qualify under the 180 day program but also because there are serious ongoing economic dislocations in the community, and that's it. Our proposal is . . . We don't believe it would be appropriate for us, either with regard to the local governments or with regard to the environmental permitting agencies to simply say, "You're out of the picture." They have to continue to be in picture with the roles they've had in the past. What we need is to have a process that allows us to go through the consultation process and still get that project out on an expedited basis.

ASSEMBLYMAN SHER: Right. I didn't mention . . . Obviously, there are these dislocations, and those are even more important, perhaps, than the money.

You started your comments with "time is money" and so I was addressing those, but obviously, we need to get these links back up in place as soon as we can but without overriding local government's participation in the process.

I think we're in agreement and I think we've got the language that your general counsel and chief engineer actually have already agreed to.

SPEAKER BROWN: Ms. Eastin.

ASSEMBLYWOMAN DELAINE EASTIN: Yes, Mr. Best.

First, we're all very grateful for the work your folks did during the crisis, and so I really want to acknowledge them for their work.

One of the problems, though, we've sort of had with your department across the state has been a failure to do very good estimates on the cost of projects. And so projects in my district have gone from either three times the original cost or up to six times the original cost.

So when I heard that the estimate on the Cypress structure was \$200 million, it just didn't ring true to me because one interchange in my district, you're going to charge \$160 million for, and you don't have to tear it down in order to build it.

I need to know, frankly, are these estimates based on a \$200 million Cypress reconstruction?

MR. BEST: I don't have the figures with me today, and I don't know exactly what figure was put in for the permanent Cypress reconstruction.

The biggest problem we always have had in coming up with accurate cost estimates that you referred to is not the estimates of the cost of construction but identifying and tying down the scope of the project itself, and most of the cost changes, if they're not attributable to unforeseen right-of-way escalation, are usually related to changes in the scope of the project, and that's something we hope to do early here in terms of the process we're talking about, is to have an expedited process to tie down the scope of that project.

Certainly, if we have estimated a project of a scope that ranks 50 on a scale of 10, and we come up with a project whose scope is 75 on that scale, then these cost estimates would be low.

ASSEMBLYWOMAN EASTIN: Well, that is one concern I have.

I also have a concern that because the Cypress is likely to be out . . . I believe your estimate is June of '92 is the earliest that we might really have it back fully functioning in some form?

MR. BEST: Well, again, you see, we're trying to respond to those questions and give estimates when we really don't know yet what process we'll have to go through to get that approved, and that is an extremely optimistic estimate. Under current laws and procedures, obviously, there's no way we could ever achieve that date.

ASSEMBLYWOMAN EASTIN: Well, my concern is that for this period of time, the real relief has come because of some fairly herculean efforts on the part of the transit agencies of the Bay Area. Many of these agencies, frankly, are not able to achieve the fair box ratio return that we have historically asked from them because they're doing things, like BART is running service from midnight to 5 a.m., something that doesn't really pay in terms of ridership but is becoming essential for the district.

Because the Cypress will be out so long and because a small increase in the number of cars deeply increases congestion, many of us are concerned that transit be given an operating subsidy during this period of time, and I don't see that here in this package, and it's something I intend to work on during this period of time. Because I think the only way to relieve the highway system is to build the transit system up.

MR. BEST: Right. The cost estimates we have put together are based upon projects that are part of the eligible federal aid system for emergency relief, and we have assumed that all other earthquake relief issues would be brought up under the FEMA process for emergency relief, so the cost estimates we have put together do not include the kinds of concerns that you have just expressed.

ASSEMBLYWOMAN EASTIN: I appreciate that. I think I'll be working on that myself, and I know some other folks who feel strongly that if we don't address that we're going to make the situation unbearable, especially for commerce in and out of the port.

Thank you very much.

SPEAKER BROWN: Mr. Farr.

ASSEMBLYMAN SAM FARR: Thank you very much, Mr. Speaker.

Mr. Best, I just have one quick question, and that deals with the local match that's required to repair local bridges, erosion projects, corridor improvements, and traffic signals.

As you know, the county I represent, Santa Cruz, it's closed with Highway 17, in part, and the detour around Watsonville on Highway 1, and the local economy is severely affected by the closure of those state highways.

The City of Santa Cruz has just submitted to me a request to find out whether the local grant match can be waived. It ranges anywhere from ten percent to forty percent, but just in that city alone, for eight projects that I've mentioned, it adds up to about \$2.7 million. Is consideration being given to have the state absorb those local matches?

MR. BEST: Yes, Mr. Farr. We believe that would be a good idea.

ASSEMBLYMAN FARR: Thank you.

SPEAKER BROWN: Mr. Peace.

ASSEMBLYMAN STEVE PEACE: Thank you, Mr. Speaker.

You indicated that there was, in fact, an inventory taken of the facilities up and down the state in an effort to determine what potential problems there might be in areas outside of the quake-impacted area; is that correct?

MR. BEST: That's correct.

ASSEMBLYMAN PEACE: And your conclusions were that there was no structure in the entire state that required immediate attention because of an engineering similarity, or a potential engineering similarity, to the 880 or the 101 circumstance where you had total failure?

MR. BEST: That's correct. That's a very simplified statement of what was done and what was reported.

ASSEMBLYMAN PEACE: Other engineering folks have indicated to me . . . I can't speak for others, but in my community, in San Diego, that at least two structures are of serious significant and immediate concern, one being the on ramps to the Coronado Bay Bridge, and the other being the Pacific Highway interchange where Pacific Highway loops over . . . or actually, I guess, it's the ramp off of Highway 5 on to Pacific Highway.

You're saying that your engineers do not agree with the conclusions which have indicated that at least both of those structures are vulnerable?

MR. BEST: I'm not saying they don't agree because, again, I've overly simplified, and when you deal with engineers, you have to know for sure what they're talking about when they make their statements.

We don't believe that those structures are vulnerable to the kind of catastrophic failure that was experienced on I-880. There are a number of structures throughout the state that are vulnerable to damage and sufficient damage that they may become unusable. That's why we would be proposing this kind of a retrofit program, but we do not believe that they are subject to catastrophic failure.

We've heard a number of the reports, communicated in the way that you've just communicated that one, and what we have been asking all of the private engineers and everybody who comes up with this thing is to please identify for us just exactly what they're talking about and we will immediately put a seismic evaluation team on that structure to determine whether what they're saying is accurate or not.

ASSEMBLYMAN PEACE: Have you not done a seismic evaluation of all of those structures as part of that inventorying process?

MR. BEST: I do not know off the top of my head whether the structures you are referring to are sufficiently similar to have been part of the review that we just proposed.

All of the structures in this state have had seismic evaluations . . .

ASSEMBLYMAN PEACE: Okay, but your most recent inventory only looked at structures that were sufficiently similar to the ones that failed in the Bay Area?

MR. BEST: That's correct.

ASSEMBLYMAN PEACE: And so you've not done any survey of structures that didn't meet the initial criteria.

MR. BEST: I'm not going to say that we haven't done any survey. In terms studying them and looking at them, we have not gone through this special process of going back and looking at every bridge in the state yet. We certainly will after we complete the analysis of what occurred there so we know for sure what happened there so that we can apply the knowledge to the other structures throughout the state.

Our immediate concern in the review that we just conducted last week, right in the middle of the recovery process, was to look for bridges that we had any reason to believe might respond to a quake in the same way that the Cypress structure did.

ASSEMBLYMAN PEACE: Now, is my understanding . . . and this may not be correct, so correct me if I'm wrong. The Department felt that the Cypress structure was engineered in such a way to withstand a quake up to an 8.0; is that correct?

MR. BEST: I don't remember seeing the 8.0 figure. The design of the structures are designed to what's called the maximum credible quake from the nearest fault, and they are designed based upon

seismic mapping that's been done throughout the state, and I don't remember off the top of my head exactly what the design structure is.

You don't design a bridge against a Richter scale reading. You design a bridge against the moments that are going to be applied, and there is no direct relationship between a Richter scale reading and the moments that it applies. So the seismic analysis is much more complicated than we can talk about in simplistic terms.

ASSEMBLYMAN PEACE: Well, then, let me rephrase the question, then. I'm a simple guy. Sorry. I can't get past the simplicity.

Were the moments of impact in excess of what the bridge was designed to withstand, or did the bridge not withstand the moments of impact which you thought it could withstand?

MR. BEST: The moments of impact were above what the bridge was designed for, the bridge being designed back in the early 1950's when there was very little in the codes in terms of earthquake design.

However, the bridge had been analyzed according to the receipt of higher moments than it was designed for. It had completed the first stage retrofit program already and had been identified as one for consideration for further retrofitting. But the opinion of the engineers at the time was that the first stage program had completed any concern about any portion of that structure collapsing, and so the next phase was to look at things where there would be things that would render it unserviceable.

ASSEMBLYMAN PEACE: So does that mean that after the retrofit in '71, the projected maximum moment of impact was at a level that was lower than what ended up being the impact in this circumstance, or was that projected maximum impact higher than or equal to what the actual impact was?

MR. BEST: At this stage, we don't know for sure what all the moments were and exactly what happened at that structure, so I can't answer that question.

ASSEMBLYMAN PEACE: It is your . . . From a departmental perspective, and I'll ask Mr. Huff this question, too, from the Governor's perspective later, but from the departmental perspective, is it your policy perception that whatever facilities are identified throughout the state, whether or not they are in the quake-impacted area, will receive the same treatment in terms of upgrade and such on the same kind of priority schedule, or is it the department's intention to pursue a policy that will engage in the repairs and retrofits in the quake-impacted first and then move to areas outside the quake-impacted area?

MR. BEST: Our policy would be to, once we have learned what we can out of this, to identify and prioritize the bridges throughout the state uniformly in terms of what were considered the high risk bridges and to start work on the high risk bridges, regardless of where they're located geographically in the state.

ASSEMBLYMAN PEACE: Thank you.

SPEAKER BROWN: Mr. Hayden.

I'm sorry. Just a second, Mr. Hayden. Mr. McClintock.

ASSEMBLYMAN TOM McCLINTOCK: Thank you.

Mr. Best, you had mentioned the construction contracts that have been let thus far in the reconstruction effort. Are we paying the

prevailing wage on those, and if so, are we doing so by the federal Davis-Bacon standards or by higher California Motile Average.

MR. BEST: I don't know whether we're paying prevailing wage on those because those have all been let under the immediate executive order that was put out by the Governor, and those are being done on a negotiated basis with the contractor. So I do not know, off the top of my head, whether those have actually been done by prevailing wage or not.

ASSEMBLYMAN McCLINTOCK: Could you get that information for me? I'm informed by the Association of Builders and Contractors that the difference between the federal Davis-Bacon Act and the higher, much, much more expensive California Motile Average of calculation amounts to about ten percent on a highway project and that Governor himself has the ability to change that.

MR. BEST: We'll get that information for you.

ASSEMBLYMAN McCLINTOCK: Thank you.

SPEAKER BROWN: Mr. Hayden.

ASSEMBLYMAN TOM HAYDEN: Thank you.

First, I'd just like to say a word of congratulations to the people at Caltrans who have been working on the Nimitz and some of these other projects that I have visited. There have been some reports in the papers about demoralization, that sort of thing, and the work being done and the effort being expended is very much appreciated. I hope that the people doing the work know that.

I think that most of the questions raised today have been about the cost of these immediate repairs, and I didn't want this opportunity to go by without also offering you a chance to share with us your broader policy concerns or any reflections you might have.

I know that hindsight is always easier and that the purpose of this session is basically to help the victims of today, but in the money we expend there must be a connection with the assumptions about priorities and lessons to be learned so that we can prevent more victims tomorrow.

In that light, I just wanted to ask if some of the statements that I've seen attributed to you about the Caltrans budget are accurate and give you a chance to reflect with us on some of these priority issues or philosophical issues.

In the *Los Angeles Times*, about ten days after the earthquake, there was an article that indicated a quote from you, Mr. Best, that earthquake safety, and I'm quoting, "was not the highest priority in the department for the expenditure of whatever funds became available. It's just as simple as that," close quote.

The article, and other articles, went on to indicate, I believe, that the Caltrans budget has been about \$1 billion a year for each of the past 5 fiscal years for new construction and less than a fourth of that, or a third of that, for repairs, and a smaller portion of that for earthquake improvements.

There also was a report . . . perhaps this is an unfair comparison, but it struck me as being quite vivid, that Caltrans is planning to spend \$44.5 million in this year's budget to maintain and care for landscaping along the freeways, compared to \$18 million budgeted for earthquake improvements.

. . . about a four-to-one, or three-to-one . . . I'm sorry. Three-to-one or two-to-one ratio.

Given these figures, if they are roughly true, reflecting a priority on new construction over repair, what is your judgment now, and what would you recommend to us, in terms of the relative priorities you would place on new construction versus repair, and particularly the . . . apparently, the assertion of many of the engineers that earthquake safety has simply not gotten enough of the dollars that have been available?

MR. BEST: Well, I'm going back through several of those points.

First of all, those numbers do not show that there is a priority for new construction over repairs; what they show is that new construction is very, very, very expensive, as opposed to repairs.

One of the problems we have, in terms of not having an adequate budget for new construction, is that we attempt to fully fund our maintenance and rehabilitation program every year, and that is growing in cost every year, as the system ages. So it is really a matter that you can do a lot more repair and reconstruction for the same dollar than you can do new construction.

On the comments relating to the priority of the particular seismic program, virtually everything the Department does is a safety program, and at times, you know, what they have to do is they take a bite out of a much longer conversation, and what the discussion was is that we have a very large safety program, and we spend many, many millions of dollars every year to correct hazardous points throughout the facility, both in general reconstruction, repair, and in new construction, as well as in specifically designated moneys to go into the safety program.

So, we . . . And before this particular earthquake, in the entire history of the state, we had experienced two deaths related to earthquake damage on the state system, and we could, of course, go through and show you many, many spots around the state where we had exceeded that in a much shorter period of time, in terms of deaths and serious injury from other causes. So, what that statement said was that, simply, the priority within the Department was to address those issues that had the highest probability of causing death and injury on the state highway system, and that the Seismic Safety Program was not top priority in that, although it was one of the projects that's there.

I think it's also noteworthy that there is no other state highway department or state transportation department in the country that even comes close to maintaining the size of seismic research and development and retrofitting expenditures that our Department does.

The landscaping comparison, I think, is . . . Again, it's a cute figure that a reporter calls up and plugs in out of context. Basically, we discontinued in this state, many, many years ago, installing much landscaping, unless that landscaping was required by the federal government, which it sometimes is, in terms of a program such as the Interstate Program, or it was necessary to put that landscaping in, in order to obtain a freeway agreement with a local government, in order to proceed with a project. So, landscaping, in terms of new development of landscaping, has been about the rock-bottom priority in this state for many, many years.

Once the landscaping is in and you have expended a lot of dollars in federal money and the maintenance of that simply becomes part of the overall maintenance program, you're very reluctant to walk away from it and see a major investment just wither up and go away.

ASSEMBLYMAN HAYDEN: So, what you're saying, in essence, is that, in terms of the safety part of the budget, you chose to focus on the so-called "blood alleys" and the places where there are actual fatalities. In terms of immediate priorities, rather than more underlying structural improvements that might or might not be needed as immediately.

MR. BEST: Then, in terms, again, of the analysis of which represented the highest probability of threat of the traveling public, we focused on the whole program, and, as I say again, we made the decision in spite of the facts and statistics of a relatively low risk in that area to have a very major program, by all conventional standards, prior to this earthquake.

It's easy to sit here now and look at it and say, "Well, why wasn't this program larger?" In fact, it was, by all conventional measures prior to this earthquake, a very large and substantial program. Plus, I think it's important, again, to recognize that the first phase of that program had been totally completed. And that phase was the phase that was addressed to stopping the kinds of failures that we have seen here.

ASSEMBLYMAN HAYDEN: The second phase you're talking about, the \$66 million phase, it was still not as much as the expenditure for the reinforcing and construction of new sound walls. I guess my question is, what's done is done. In terms of your priorities, from now on, would you do anything differently?

MR. BEST: In terms of our priorities, from now on, I think we've already . . .

ASSEMBLYMAN HAYDEN: And this question of "blood alleys" versus seismic repair, and so on . . .

MR. BEST: Well, we certainly hope that we do not have to retard the work that we have going now on blood alleys and other types of safety measures on the highway, and that's why we're proposing, as a part of the measure to be considered at this session, that we expedite the Seismic Safety Program and provide a source of revenue that would not require us to go back and cut back on those other programs.

So, in essence, what we're saying is, we think we've learned some new things from this quake: we've seen something that never happened before in this state occur, as a result of this quake. We need to take that language and immediately move, on a priority basis, to apply that language to our system, as a whole. We want . . . So, in other words, we want to do both.

ASSEMBLYMAN HAYDEN: Thank you.

SPEAKER BROWN: Mr. Areias.

ASSEMBLYMAN AREIAS: Yes.

Mr. Best, obviously, we—all of us working together—have, for some time, long before the earthquake of October 17th, been putting our efforts behind putting our state's transportation system back together. Doesn't it make sense to move up the SCA 1 vote, which is

critical, in terms . . . with or without the earthquake damage, in terms of the three-and-a-half billion dollar hole in our five-year plan, doesn't it make sense to move that up to December or some other earlier date to enjoy the benefits of the additional revenue? Doesn't that make sense, in terms of our long-term planning to deal with earthquake damage, as well as the needs of our transportation improvements without the earthquake?

Are those discussions taking place?

MR. BEST: Certainly, there's no disagreement that the vote on SCA 1 is critical. We need to do a lot with our transportation system that will totally be impossible without the approval of SCA 1. As it relates directly to the earthquake needs, in our particular program area, and I'm not speaking on the whole area, but in our particular program area, with our ability to draw 100% federal funding for most of the efforts that we need to have going here for the first 180, without providing a state match, we have the capability to respond and deal with that measure.

So, the advancing of SCA 1 is not critical, in terms of earthquake relief. The question that relates to is the question of how soon can we get going on the many projects that were planned for that SCA 1 program.

ASSEMBLYMAN AREIAS: How much additional revenue would we raise by moving SCA 1, providing it would pass, to December?

MR. BEST: You're forcing me to do a calculation off the top of my head, but it would be . . . If it went into effect January 1—if that's what you're saying—would represent about \$300 million, I think.

ASSEMBLYMAN AREIAS: Three hundred million. Doesn't it also make sense, from a strategic standpoint, given the tendency of the public and others to forget, to move that vote up to a special election in December?

MR. BEST: Well, again, as . . . I think the only thing I can answer is what I said, with regard to the earthquake program, it's not necessary; with regard to doing it for other reasons, the approach would be to move more quickly on the kinds of programs that were embodied in the transportation program that was adopted and is on the book and waiting for SCA 1 to pass.

ASSEMBLYMAN AREIAS: What are we going to do if SCA 1 doesn't pass, whether it's in December or June? What will be your recommendations to the Governor and the Legislature at that time?

MR. BEST: I hate to even think about it.

ASSEMBLYMAN AREIAS: Well, polls indicate that it doesn't look real good right now; so, I think we've got to think about it.

MR. BEST: The state's transportation programs, I think, as we've gone over many times, and as the Governor and the leadership of both Houses of the Legislature have said repeatedly, will be in extremely serious shape if SCA 1 does not pass.

ASSEMBLYMAN AREIAS: Thank you.

SPEAKER BROWN: Mr. Frizzelle.

ASSEMBLYMAN FRIZZELLE: Mr. Best, of course, before any of us, as Legislators, vote for a tax increase, we're going to have to feel some public confidence, in general, in the decisions that are made.

And right now, the public confidence is shaken a little bit. Of course, you took over as Director fairly recently, and there are a lot of engineering decisions that have been made in the past that are not of your doing or your staff's. And you talk about the system's age, and I'm wondering about the age of the criteria or the judgment tools we use to make decisions somewhat.

In behalf of the public's confidence, I'd like to have you address those kinds of issues like the subsurface soil, the things . . . the liquefaction of the soils that we build on, in many circumstances, the criteria we use for making judgments that are relatively new or, at least, in focus now.

Is there a way that we can address the engineering judgment and the kinds of . . . Well, I'm thinking of mandates on local governments even, as to what kinds of structures, or what kind of bedrock, or what kinds of devices we use to secure things that can apparently shift in some areas and not in others. You can build a beautiful freeway, a beautiful bridge, or a beautiful overpass, and it may look good on the surface, and engineering-wise, it may be built as a structure to withstand a lot of different kinds of shakes. But would it withstand a calculation, or a different calculation, if the soil surfaces that it was built on were entirely different? What kind of criteria, what kinds of judgment tools, can we plug in . . . can we assure the public . . . as being now recognized and used that was not in the past?

MR. BEST: The assurances we can give the public, as of today, are that California applies the most advanced analytical techniques available in designing structures. They are considerably different than the tools that were available and employed back in the early-1950's, as a result of the fact that every time a major earthquake comes along, a lot is learned. Prior to the 1971 quake, there had been in place very little instrumentation to actually measure the kinds of moments that were created by various kinds of earthquakes, and I believe, for example, that the design criteria being used were based upon the 1940 El Centro, and based upon one single-sized monitor—or measuring device—that was in the vicinity to do that.

Now, we have, normally, when there is a significant quake, a number of measuring devices in place where we can begin to measure and learn a lot more about the kinds of moments that are produced. And as a result of that, after each major quake, there is, in fact, a re-looking at every . . . at the current level of knowledge that's in existence at that time, and revisions are made to design codes, and revisions are made to the ideas about what retrofittings are needed, and so forth.

So, California has been applying the best. And I have talked to the leading engineering figures and engineers who are involved in seismic safety who work from outside the State of California, and they have assured me of that, in addition to my own people assuring me of that. I'm not personally an engineer, nor anybody who is knowledgeable in seismic design.

But, beyond that, I commit that, as a result of what we have learned by this particular quake, or will learn, when we have completed the forensic analysis, which will be conducted not only by ourselves, but independently, by the major universities, by the independent review panel being appointed by the Governor of

national and international experts, to come and look at this, we will immediately take that knowledge and go back in. And even though we are currently the leaders in the nation, as far as this area, to go ahead and see what can be learned and what else can be updated, both in terms of standards and in terms of the analytical tools that are employed.

ASSEMBLYMAN FRIZZELLE: I think my concern goes a little bit to the concept of subsurface soils in Mexico City: the transfer of shock waves through some soils was a lot different than through others. We may have to revise earthquake standards for all kinds of buildings and structures. But when we're talking about hundreds of millions of dollars, or billions of dollars, reconstructing the kinds of major structures that freeways constitute, I'm wondering if we have built in to that kind of structure or series of criteria those subsurface soil variations that make what looks to be a good structure in one place, maybe a vulnerable structure in another . . .

MR. BEST: The answer to that is, yes, that is part of the analysis. It is the type of soil that is . . . And because we have a fairly sophisticated level of knowledge of the response of different soils . . . In other words, the response of hard rock versus softer soils is considerably different, and the differences are fairly well known. And so, there is a definite difference in design, in terms of whether you put pile footings or spread footings in, and things such as this do vary, based upon the analysis of the soils—and the way those soils will transmit the forces of an earthquake.

ASSEMBLYMAN FRIZZELLE: Thank you, Mr. Best.

SPEAKER BROWN: Mr. Leslie.

ASSEMBLYMAN LESLIE: Mr. Best, the other day, yesterday or the day before that, I was shocked when I was watching the evening news and saw a representative of the Sierra Club who had indicated that this would be a golden opportunity to eliminate unneeded freeway, talking about the Nimitz Freeway, and he had indicated something about a lawsuit to somehow stop the reconstruction of the Nimitz Freeway.

Were you aware of this at all? And even if you weren't, do you have any comments on the idea that maybe the freeway is unneeded at all?

MR. BEST: Yes, I was aware of it. I had the opportunity yesterday, when I was down in the Oakland area, to talk briefly with one of the Sierra Club representatives who was on the television and was announcing this. It's well known that the Sierra Club believes, and has many reasons to believe, that the transportation system in the Bay Area should depend much less on roads and much more on alternative forms of transportation. So, we would expect to have some degree of disagreement on that.

We also believe that the transportation system in the Bay Area should depend more on transit and alternative sources, and it's a matter of achieving the appropriate balance. And we would probably disagree as to what that balance would be.

They have made some statements to the extent that they will sue to stop the replacement of the Nimitz structure or capacity at the same level of capacity that it had before. When I met with them down in Oakland, I suggested that they identify some knowledgeable

engineers who are experienced in this kind of design, that they feel comfortable with, to represent the Sierra Club's viewpoint, with regard to alternative forms and how alternative forms can be effectively utilized, along with the major highway facilities, and that we would engage those people and have them as part of the design review team, in order to make sure that that input is recognized, in order to attempt to diffuse any need for them to run to court immediately.

There is probably little doubt that down the line, the engineers within the Department of Transportation are going to be recommending something different than the Sierra Club. What we're hoping to do is to resolve as many of those disagreements as we can, and not just have us sitting on each side of the fence, hurling rocks at each other, but to really get down to the basic disagreements, and then, those can be presented as policy decisions to be made by the Legislature, if that's appropriate, or by the Administration.

ASSEMBLYMAN LESLIE: But it is, I gather, from what you said, your opinion that there . . . that it is necessary to replace the Nimitz . . . ?

MR. BEST: It is my opinion, first of all, that we must move expeditiously, no holds barred, to get an emergency facility in place. I believe that there is no question that that is a crucial need. I also believe that we need to have a permanent replacement for the Nimitz. What is open is, what should that permanent placement be? In other words, we have to provide for that traffic service through that corridor, and we are willing to work with the Sierra Club and others to consider how best to handle that traffic service, as opposed to just immediately going back and putting the identical Nimitz structure back in there. We want to sit down and talk about what's the best way to handle that traffic service. Right now, from what I know, I have no doubt that that is going to include a freeway capacity of some kind; but, it may well include some other alternatives, as well.

SPEAKER BROWN: Mr. Filante.

ASSEMBLYMAN FILANTE: Mr. Best, if I could pursue that same question, for a moment. It's more than the Sierra Club, at this point. I have a number of constituents and others I've talked to say we shouldn't have any double-deck structures like that: "I'll never ride on a double-deck freeway again", and so forth. That will severely limit them, but, nevertheless, I and others are looking at structural differences, and there is at least a large body of trained people who think that you can have safe double-deck structures. I don't see how you can eliminate them altogether, because you're always going to have interchanges and some structures over others.

Where are you now, in terms of that kind of plan? I know you just said that you're looking at other alternatives; but, in terms of the state . . . because you're looking at the whole state system, and the whole state is subject to earthquake dangers. What can you tell us about the frequency with which you would have to look at anything but a double-deck structure?

MR. BEST: First of all, we have to clarify some of the words, because we use double-decking, unfortunately, in different stages. The Nimitz is referred to as a double-deck structure: it is a

multiple-deck structure; it actually has two elevated decks on it. Two elevated decks stacked on top of each other is extremely rare in California, and most of the time, when we talk about double-decking, we're really talking about single-decking, that is, putting a single deck above a surface level facility of some kind, and so, we feel that there are many areas of this state, particularly the growing and already developed, but yet still growing, metropolitan areas where, to provide adequate traffic service, we're going to have to consider the adding of a decked facility. In most cases, that would be a single-deck, not the same kind of multiple-deck that we have at the Nimitz.

For example, probably the most well known three-decked facility that we have is in San Francisco, and that's Market Street, where we actually have three levels of transportation services going through that corridor: two of them are subsurface; and then, one at the surface. And without the capability to have that multiple-level type of transportation service, we are looking at having such a broad-based right-of-way in major urban areas, that we don't believe that that is going to be a likely alternative. So, we do need to recognize and preserve the probability of having multiple-level transportation facilities.

ASSEMBLYMAN FILANTE: Could you also tell us, since you mentioned the Market Street corridor, and that is, for the most part, public transit, where are we, in terms of seismic safety, with the various elevated public transit structures that already exist or that are on the planning boards. BART's obviously there in the Bay Area, the Bridge itself we've talked about, the Golden Gate, the bridge I represent, no problems. The other one, a real problem. Can you comment on that, please?

MR. BEST: Yes. I have asked the question, and I have been told that the elevated structures that carry transit, like any elevated highway structure, have all been built to the current seismic codes in California, as they existed at the time that structure was designed. I am not aware of a question as to any re-analysis and retrofitting on any of those transits. I just don't have that knowledge.

ASSEMBLYMAN FILANTE: Well, I'm not talking retrofitting, either. But I'm concerned, because all that we're hearing—and it's true—this is not "The Big One". And, you know, go from seven to eight; that's ten times as strong. You have cracks and a few evidences of weakness in existing structures—and let's assume that they are built to current standards—in "The Big One", they're coming down—or, you can assume that some of them might. So, I would think that our planning, whether it be for mass transit or the freeways, would include some look at that. And you're saying, "No"?

MR. BEST: Well, I'm not sure of the question, Mr. Filante. It's my understanding, as I say, that the engineers who work on the structures follow the same pattern and same approach that the people who work on the highway structures do. I would certainly think that in light of what we learned from this program, that the transit agencies that have elevated structures will be looking back at their structures, as well . . . if that answers your question.

ASSEMBLYMAN FILANTE: Yes. And I would only hope, though, that we don't split it. In other words, I think that we, here in the

Legislature, and the public, deserve to see these together, because, as you mentioned—and as Mr. Leslie referred to—the Sierra Club . . . you're looking at choices between, let's say, a mass transit facility and a freeway or a road. And if we don't have the two studies or the results together, then, we're not able to make decisions.

MR. BEST: Yes. Well, you have hit an important point, and that is, within the transportation community, we have multiple jurisdictions . . .

ASSEMBLYMAN FILANTE: Right.

MR. BEST: . . . multiple, independent jurisdictions, and that is the current state of the law. We, of course, would be more than willing to make our engineering services available, on a cooperative basis or in a cooperative program, to do it on a joint basis . . .

ASSEMBLYMAN FILANTE: I have no problem with the independents. I would only ask—which I think I've gotten already from you, the statement, or the feeling, that you would support and try to coordinate all of the statistics or the plans from the different entities.

Thank you.

MR. BEST: We surely would.

SPEAKER BROWN: Mr. Elder.

ASSEMBLYMAN ELDER: Mr. Best, I think we're getting to the point which concerns me, and that's relative to the municipal bridges, for example, that go over a state highway. And I don't know where those particularly exist . . . I'll just take an example that I think is correct, and that would be in the area of the Pasadena Freeway. I'm not even sure if the Pasadena Freeway, for example, is a state highway; I think it is. And the bridges that go over the Pasadena Freeway are those, I think, operated, perhaps, by the City of Pasadena . . .

MR. BEST: We consider those our bridges. If they cross the state highway, they are part of our bridge program. A municipal bridge that crosses a municipal street or a county road would not be.

ASSEMBLYMAN ELDER: But in terms of the 1600 facilities that you inspected that were found to be all right, I think those were the numbers that you were talking about with Mr. Katz earlier, you did, in fact, look at where the municipal facilities intersected with the state highway program?

MR. BEST: That's correct.

ASSEMBLYMAN ELDER: And, in fact, those were inventories even though they are not technically within the jurisdiction of Caltrans.

MR. BEST: They are within the jurisdiction of Caltrans because they are within the right of way, so any structure that is within our right of way is within our jurisdiction, so those are our bridges.

ASSEMBLYMAN ELDER: So you've anticipated this concern?

MR. BEST: That's correct.

ASSEMBLYMAN ELDER: One point, I'd like to get your reaction. For some time I feel like the lone wolf around here in terms of trying to get this advocated, and that is that we should perhaps reverse index the gas tax so that we could capture some of the decline

in gas prices for tax purposes over time for the state highway program. If we have a specific percentage or a certain number of cents per gallon, that's a rather static amount of dollars coming in on the gallonage, but if, for example, the gas prices are very high at a particular time and the tax is then applied in a retroactive way or in a reverse index way, we can capture some of that decrease in the market price of gasoline for the transportation system so that the public would not ever experience an increase in the gasoline prices as a result of the tax but rather would not have them diminish quite as much as they normally would absent some type of approach like this.

Have you looked at that, and is that part of the consideration here, to reverse index the gasoline taxes, either in cents per gallon or as a percent?

MR. BEST: Last year, when we were putting together the funding program for the new transportation program, many options were looked at, and that was one that was considered in that process.

In effect, as you know, an alternative proposal was what was developed and was passed last June. In this particular case, of course, what we are talking about here is a proposal to deal with the sales tax and not the gasoline tax.

ASSEMBLYMAN ELDER: I understand that, but in terms of the long term transportation program, there was not a feeling that the reverse indexing was on an equal footing to the proposals, I guess, in SCA 1.

MR. BEST: I think that's correct. I think that, if I remember correctly those discussions, and I can't speak for everybody who took part in them, but the principal concern was the problem of predictability. When you're running a long-term public works project program where some of the projects take, maybe, seven to ten years to work out, there really is an urgent need to have a predictability in terms of what you'll be able to fund when, and I believe that that was one of the factors that was being evaluated at that time.

ASSEMBLYMAN ELDER: Well, Mr. Best, if for example, under what we've talked about, gasoline prices diminished significantly, we would basically be talking about a recession or even, perhaps, a depression, and at that time, public works moneys would be necessary to kind of rejuvenate the economy, so it seems to be that there's a very good argument for that, and again, if this tax were applied in the summertime, when gasoline prices are their highest, I think that we could see a substantial windfall in revenues without any impact, really, on the motoring public.

MR. BEST: Yeah. I understand that point. I would have to point out that the day when we could utilize major public works programs as an immediate response to a recessionary period are pretty much behind us in the sense that, particularly in the highway program as well as in other major public works programs, the process of developing those projects, which many years ago could be done in a year and half to two years to put a very major project out so you could have a very quick response in terms of moving the money into the economy, that same process now is a five to seven or eight year process, and you don't get the quick turn-around in terms of putting the money in.

ASSEMBLYMAN ELDER: And that's not to confuse it with the current situation, which is simply a rebuilding of previous facilities, albeit somewhat sturdier, hopefully.

MR. BEST: That's correct.

SPEAKER BROWN: Mr. Baker.

ASSEMBLYMAN WILLIAM BAKER: Mr. Speaker, in conclusion, I think I'm the last mike up. I'd like to thank Mr. Bob Best for giving Caltrans a bad reputation. They've taken their reputation as being the stodgy bureaucracy that couldn't get out of its way, and they've responded rapidly, both at the Cypress and at the Bay Bridge structure, so much so that they've gotten headlines, and I think that's due in part to Bob Best's new leadership, and I'd like to just say thank you, Bob Best, for making Caltrans one of the fastest responding agencies and for giving the state a great name.

MR. BEST: Thank you, Mr. Baker.

I have to add though that there are a large number of individuals over there who dedicated many hours a day and turned in just superlative performances to produce the kind of response we did.

ASSEMBLYMAN BAKER: I speak on behalf of Mr. Katz, too, the Chairman of the Transportation Committee. He and I were talking about a normal working relationship and what happens in an emergency. You folks have performed admirably, and we're very grateful.

SPEAKER BROWN: Mr. Vasconcellos.

ASSEMBLYMAN JOHN VASCONCELLOS: Mr. Best, I have some information I want to just run past you.

I'm told that the Metropolitan Transportation Commission has been identified as the agency to look at damage to local streets and roads by both the state and the feds: is that right?

MR. BEST: That's the normal process. That's right.

The federal money that is available, not under the FEMA program but through the Federal Aid Highway Act, will flow through us, and we utilize the MTC in the Bay Area.

ASSEMBLYMAN VASCONCELLOS: Have you seen the estimates yet of the total amount of damage to streets and roads?

MR. BEST: I have not seen the updated estimates. We had some very, very loose estimates early on.

ASSEMBLYMAN VASCONCELLOS: Because I'm told that they've got a preliminary estimate of a billion dollars in damage to all the streets and roads that exceeds the federal aid and the quarter cent tax.

MR. BEST: I have not seen the estimate that high, but the ones I had seen that were lower than that were preliminary estimates.

ASSEMBLYMAN VASCONCELLOS: If this estimate proves to be an accurate one, then what will be our appropriate response?

MR. BEST: Well, in the program we have now, we are recommending that the state would provide the local match, and with that kind of a program, again, you have to split that in half because some of those damages will not be federal aid eligible, and they would be under the regular FEMA program, and the billion dollar appropriation we're talking about when we use that phrase, a

billion, instead of the \$4.3 billion, is limited to those routes that are on the federal aid system, and it is our understanding that that figure is more like \$250 to \$300 million.

That's what we have included in the package that we're dealing with here today. If it goes above that, then we would be needing to look for about a 20 percent state match.

ASSEMBLYMAN VASCONCELLOS: Okay. Thank you.

SPEAKER BROWN: Thank you very much, Mr. Best.

Mr. Huff?

MR. JESSE HUFF: You want to take me now?

SPEAKER BROWN: Yes. You are next.

MR. HUFF: Thank you, Mr. Speaker, Members.

I was asked to present the Administration proposals on the earthquake response. These proposals have been addressed by the leadership and the Governor in meetings, and they've also been discussed with various members and legislative staff.

The Governor, in his message, laid forth a proposal, a number of proposals, to deal in an immediate fashion with the problems that have been caused by the earthquake, so I'll just quickly run through them.

First, the Administration is proposing to amend Campbell-Torres-Cortese Act, that's the Natural Disaster Assistance Act, to enable the Administration to transfer funds from the reserve to disaster-related state operations. This will permit additional funds to flow to the Individual and Family Grant Program, to housing programs, and to transportation and higher education reconstruction.

It is parallel to authority that exists in current law with regard to transferring funds to make them available to local governments.

Secondly, the Administration is authorizing state assumption of the local match requirements for the various projects involved. This includes FEMA, assistance, the 25 percent match that locals are expected to provide, as well as the match in the federally assisted highway programs. The administration is authorizing that the state meet the local match requirements in all of those areas.

Thirdly, the Administration is proposing enactment of legislation creating a homeowner and rental housing rehabilitation program. It would be parallel to the program that was created in the aftermath of the Whittier earthquake. This was one program that was not made permanent in the Natural Disaster Assistance Act, and we're asking that that be done.

We are also asking for funds for emergency shelter and rental deposit program, funds of the rural economic development program, which will assist in mobile home infrastructure, and funds for the Office of Migrant Services.

Fourthly, we're requesting authorization, legislation, for business and individuals to have a 100 percent casualty loss carried forward on their income taxes for five years. This was done in Whittier. We currently have a 50 percent loss carry forward as a part of existing law. We're asking that 100 percent for five years.

The property tax deferral aspect that was also part of the Whittier package is already contained in existing law, so we need no further authorization there.

The fifth point is to appropriate funds to the Department of Social Services to cover the deficiency that they've already incurred in the Individual and Family Grant Program. This is about \$19 million. The program is a feature of current law, but the funding mechanism is what needs to be provided.

Sixth, we're asking for legislation for fast-track highway repair, and Mr. Best and Mr. Sher talked about that earlier.

Seventh, we're asking for an appropriation of approximately a million and a half in bond funds to begin rehabilitation of state park facilities that were damaged in order to have them available in time for normal operating season.

Eighthly, we're asking for authorization of an additional \$20 million in the Disaster Response Fund. This was the fund that we have just about exhausted in our first initial responses to the problems of the earthquake, and we're asking that it be replenished with another \$20 million so that in the event that there are any further disasters or calls on this fund for the rest of the year, we'll be able to respond to them.

Ninth, we're asking that a fund be created designed to compensate the relatives of those victims who were killed or those who were injured as a result of the collapse of the Nimitz Freeway and the Bay Bridge.

Now, the funding mechanism we have proposed, as I think everyone knows, is enactment of a quarter percent addition to the state sales tax, beginning December 1, 1989, and lasting 13 months to December 31, 1990. This will raise approximately \$790 million, and the money as we are proposing will go into a special fund for disaster relief that is connected to this earthquake.

On the financial details, we see at the moment, in the highway area, a state match requirement of about \$360 million. This includes, as I mentioned before, the local share of federally-assisted highways as well as the victims' fund I just mentioned, a total of about \$360 million in the highway area. Additionally, the state match for the FEMA program, which will rebuild the local damage, the public damage, is about \$315 million. This will also include the state's match, the local's match for those projects, and the state projects include the higher education projects.

MR. HUFF: . . . to compensate damage that was incurred by private, nonprofit organizations that are FEMA eligible and their damage. That will take about \$40 million.

The price of reconstruction in the K to 12 area, which goes through the Federal Department of Education, is about \$15 million. The requirement for the individual and family grant program we believe to be \$75 million. The requirement for the housing programs that I described is about \$75 million, and we see about another \$5 million in various state administrative costs. That's a total of \$885 million, which is what the Governor referenced in his message.

The tax relief provisions, we estimate to have an impact of about \$150 million.

So, at this moment, and let me make sure I am very clear on this . . . At this moment the damage estimates are obviously still not final and will be subject to quite a bit of change, but at this moment we see a requirement, or an impact, on the state of \$1.035 billion with regard to this earthquake.

Now, that does exceed the amount of money raised by the quarter cent, and it exceeds it by an amount of about \$240 million. We believe that sum can be accommodated, and we believe that the sales tax increase of a quarter cent will provide about \$360 million in the current year and maybe \$430 million in the budget year. So, over the two years, we'll receive the \$790 million.

The difference, I think, clearly, must come from the reserve.

In addition to the earthquake, there are some costs that our reserve currently faces. We have provided notification of a deficiency in Forestry already. We do not have caseload estimates yet in our social welfare programs, but there is always the potential that there are some deficiencies in the social welfare programs that traditionally have come out of the reserve.

In addition, any future disasters, of course, might also come from the reserve, and finally, any revenue downturn, if there is such, might also have to come from the reserve.

At the present time, there are new revenue estimates. I am aware that both the Commission on State Finance and the Legislative Analyst have made recent forecasts, and both of them have forecast that revenues might be down. I don't have any hard evidence that their forecasts are correct. I do have anecdotal evidence that there may be some areas of concern, particularly as Congress discusses cutting capital gains and tax payers alter their behavior and also in the downturn in the housing market, announced this week. Corporate profits have seemed a little weak in the last few weeks, and the index of leading economic indicators turned in a rather weak performance just a couple of days ago.

There is, I think, some downside potential, although at the present time we have no hard evidence that when we count the final money next June we will be down. I believe we should be cautious, however.

Therefore, I believe it would be imprudent to try to depend on the reserve alone. It would also be a disservice to those in need.

I think that the Governor's proposal builds on the Whittier and Coalinga experiences in the programs that we've proposed, as well as on the programs that have responded to disasters in the area of fires and floods. These programs, as has been mentioned several times, have been discussed by the leadership. It's a process that has produced, I think, a good result.

The Administration is desirous of an effective response to this situation, and we're desirous of participating not only with the leadership, but with all the membership in fashioning that response.

Thank you.

SPEAKER BROWN: Mr. Calderon.

ASSEMBLYMAN CALDERON: Yes. Mr. Huff, I think that basically, with respect to the Whittier experience, we did some good work in terms of earthquake disaster relief legislation that served as a model for us to move on from that point in this experience.

You did indicate that the Governor's proposal envisioned some revenues for any future damage or disaster which may occur, but you didn't mention, with respect to those claims that might be made, those that are still outstanding in terms of damages experienced by the Whittier residents.

When we enacted the earthquake relief program two years ago, we also provided for claims to be made by flood victims and fire victims. Do you envision that some claims where there is a need, an outstanding need, with respect to the earthquake victims in Whittier, do you expect that they would be able to make some claims as well under the Governor's proposal?

MR. HUFF: Well, I'm personally not aware of claims that are still outstanding, but I would think that if there are still claims that haven't been processed, if they meet the requirements . . . ?

Many of the funds that we set up for Whittier still exist and, in fact, still have sums of money in them. I'd first look to see if they fit into one of those programs. For example, the housing fund that was created in Whittier still has funds available, and my understanding is they're still proceeding with expending that money.

ASSEMBLYMAN CALDERON: I'd like to explore that with you because, in terms of the downtown Whittier district, which is the heart and vital organ for the City of Whittier, there are a number of businesses that are still boarded up and have not been rehabilitated, and although we're recovering economically two years after the quake, there is still substantial uncompensated economic damage that the community has sustained. I think the city manager has estimated that number in the amount of \$15 to \$20 million.

I just want the opportunity to be able to apply for some funds so that we can also sort of close the chapter on that disaster.

SPEAKER BROWN: All right, Mr. Huff.

Ms. La Follette.

ASSEMBLYWOMAN MARIAN W. LA FOLLETTE: Thank you, Mr. Speaker.

Mr. Huff, we've had quite a bit of discussion this morning about money for retrofitting, and I listened to you, but I wasn't quite sure I heard where that \$300 million is included, in which of the steps that the Governor is proposing.

MR. HUFF: The \$300 million for retrofitting is part of the total \$1.7 billion that is the current estimate of Federal Assisted State Highway Program that we're looking at.

ASSEMBLYWOMAN LA FOLLETTE: So you're saying your \$300 million is supposed to be part of that money that is coming from the federal government?

MR. HUFF: It will be part from the fed and part from the state with the normal match requirements. We estimate that it's about 80-20 match.

ASSEMBLYWOMAN LA FOLLETTE: Naturally, coming from Southern California, and all indications point to the fact that we're going to have a really big one in Southern California, I am very concerned we learn from the lessons of this disaster and that we be prepared, more prepared than we were before, and so, before I support any sort of a tax increase, I want to be very much assured that we are going to see money coming down to Southern California to correct some of the problems that are associated with some of our overpasses that have been found to need structural improvement.

MR. HUFF: As Mr. Best indicated, the Administration's policy on the retrofit is to apply the money where the need is, regardless of the

geographic area, and I am sure that that will be followed out and that that will lead to needs in Southern California being addressed with the retrofit program.

ASSEMBLYWOMAN LA FOLLETTE: I also think I heard you say that there would be \$1.5 million allocated for restructuring of K-12 schools? These were schools damaged in the San Francisco earthquake?

MR. HUFF: We believe that the state's share of the school damage is \$15 million.

ASSEMBLYWOMAN LA FOLLETTE: Oh, \$15 million.

MR. HUFF: \$15 million.

ASSEMBLYWOMAN LA FOLLETTE: Is there anything in the Governor's proposal that addresses the need of bringing some of the public schools in the Southern California area up to code?

MR. HUFF: We have not addressed the reconstruction program, which is normally run through the State Allocation Board.

That program is in need of additional funds, which typically have been raised through bond measures, and I am aware that there are a couple of bond measures that have been introduced and are moving through the legislative process which would provide the traditional funding source for the modernization and reconstruction programs in K-12.

ASSEMBLYWOMAN LA FOLLETTE: Will the Governor be supporting those bonds?

MR. HUFF: The Governor has been, and I anticipate will be, supportive of additional bonding for construction as well as reconstruction of K-12 schools.

ASSEMBLYWOMAN LA FOLLETTE: One other question: Will the Governor be seeking other means of providing funds to help to meet future natural disasters?

I see that in the proposal there will be \$20 million to re-fund that so-called disaster response fund. \$20 million, as we can see, doesn't go very far when you have such a disaster as we've just experienced.

What I am asking is, is the Governor looking for more ways to bring more money into the budget, other than just the sales tax increase?

MR. HUFF: The answer is yes. First of all, one of the major sources of funds, as I think we all realize, is the Federal Emergency . . .

ASSEMBLYWOMAN LA FOLLETTE: I'm not talking about that. I'm talking about our contribution in the state.

MR. HUFF: Our contribution in the state, primarily . . . First of all, the reserve is going to be contributing some funds to this. Secondly, I anticipate that through all the rest of the term of this Administration money is going to be pretty tight in any nonessential area as a result of the need to direct money into the relief sort of effort.

ASSEMBLYWOMAN LA FOLLETTE: See, that's the problem. That's the problem we faced all through these many years.

You said "a nonessential area." Disaster preparedness is an essential area. This is why we've had landscaping along the freeways as a higher priority than, to some extent, safety, and so I'm just saying

that this should become a number one priority even though it doesn't appear evident that another disaster is right on top of us.

MR. HUFF: I can assure you from many personal conversations with the Governor, as can Mr. Best, as can Mr. Medigovich, that safety is foremost in the Governor's mind.

SPEAKER BROWN: Mr. Areias.

ASSEMBLYMAN AREIAS: Yes, Mr. Huff, surely after seven years in your present capacity you have some idea of what that reserve is. There seems to be a disparity of something like \$300 to \$400 million, depending on who you want to believe.

What can you tell us in terms of your experiences in the last seven years? What do you believe the level of that reserve is?

MR. HUFF: Actually, it's been six, but it does seem like longer.

In terms of the level of the reserve, and in terms of the experience I've had, I've seen years where we were convinced that the reserve was going to be low, that revenues were going to be low, and then we had a windfall. That's happened twice.

ASSEMBLYMAN AREIAS: This is one of those years.

MR. HUFF: And I've seen other years where we thought everything was all right, and within days after April 15, we had a billion dollar shortfall.

So anyone who tells you that they know for certainty doesn't know what they're talking about.

ASSEMBLYMAN AREIAS: Okay.

You were going to finish your thought?

MR. HUFF: Now, given that caveat, there are some things in the environment, in the economic environment, which should promote caution, and I think I named them: The inclination of Congress to talk about cutting capital gains but not to do it creates the worst of all possible worlds for us because taxpayers then sit on their money, don't conduct transactions that produce capital gains. The weakness in corporate profits, the weakness in the housing market just very recently, the persistence of high interest rates, these are things that cause us concern. We haven't turned them into an economic forecast and we haven't turned that economic forecast into a revenue estimate yet, and maybe those things will all change next month, but right now, just looking at the horizon, there are some things that I would say just promote caution.

The Commission on State Finance and the Legislative Analyst have gone through the process of creating a revenue estimate. It is a complicated process, and they've done that, and they've issued their results. We haven't done that yet.

ASSEMBLYMAN AREIAS: Okay, and their results are considerably lower than your last best estimates.

MR. HUFF: That is correct.

ASSEMBLYMAN AREIAS: My concern is that as long as you and I have been here and this Governor has held that office, that he has steadfastly held on to a 3 percent, or roughly billion dollar reserve, which in retrospect now looks like prudent action.

How far down is he willing to take that reserve? Surely, whether it's \$700 million or it's a billion, he's not going to deplete it completely. We need roughly \$200 million to operate the state in our

treasury at all time as I understand it. How do you factor that in? What are we really talking about in terms of a reserve?

MR. HUFF: I think it would be imprudent to draw that reserve down to zero, for a number of reasons, not the least of which is . . .

ASSEMBLYMAN AREIAS: What is the prudent level?

MR. HUFF: I think that if we draw it down halfway right now, we're at a prudent level.

ASSEMBLYMAN AREIAS: So somewhere between \$500 million and \$350 million?

MR. HUFF: Yeah.

ASSEMBLYMAN AREIAS: And we need \$200 million to operate in there at all times?

MR. HUFF: It makes life a lot easier. The Treasurer has to really look for money to pay bills when we draw it all the way down.

ASSEMBLYMAN AREIAS: Okay.

Another question on another subject: In your 11 points that you outlined for us, I didn't hear anything in terms of a comprehensive plan to deal with some of the huge agricultural losses in Santa Clara County, Santa Cruz County, and well as San Benito County in my district. I'm most familiar with those losses in San Benito County.

One, there are thousands and thousands of people in San Benito County that depend on those businesses for employment. They're fairly old facilities that may not reopen or may locate somewhere else if they don't get some kind of help. You're looking at one company with roughly \$35 million in losses, 17 million cans of tomato sauce that each have to be reviewed individually. That is a huge, huge task. We're not sure whether they qualify as major source employers under SBA regulations.

Is there anything that the Administration is considering now in terms of the rural areas, the agricultural businesses, and the people that depend on those businesses for employment beyond the \$500,000 normal cap, which doesn't scratch the surface. The quake, unfortunately, came right at the end of their pack, and you're looking at \$35 million in inventory by one company that's been affected, and there are many that have been affected.

MR. HUFF: I was just recently made aware of that situation. When we began our formulation of our response package, we did not, clearly, have all the information that one might need, and so in the discussions with the leadership and going ahead with the package, we did not include a response in the area that you described. We would be interested in defining any problem and discovering what might be an appropriate response in this area, and that's what I meant when I said the Administration does, in fact, welcome the participation of all the members now in the process.

We've put forth a proposal. It's, like I said, based on Whittier and based on our field assessments and all the information that we were able to collect in the short period of time that has elapsed since the earthquake.

ASSEMBLYMAN AREIAS: Well, I can assure you that Mr. Farr, myself, and a number of others of us will be contacting you later

today, and we hope that we can embody something in there for their relief in that package.

Thank you.

SPEAKER BROWN: Mr. Hauser.

ASSEMBLYMAN DAN HAUSER: Thank you, Mr. Speaker.

A couple of quick ones, Mr. Huff, if I could, please. First of all, you went through a litany of a number of programs which the Administration's going to be asking for augmentation or a refilling of the funds available.

As you are probably aware, we've been in discussion with your office for the past week and a half on those issues. Do we have the figures yet that the Administration is going to be recommending for those various programs, such as the emergency shelter, the migrant farm workers, etc.?

MR. HUFF: Yes, we do. We'll be providing the information later. I can respond . . .

ASSEMBLYMAN HAUSER: I'm not going to ask you specifically. I just wanted to know if we're going to have those figures later today or first thing in the morning.

MR. HUFF: Yes. I think later today.

ASSEMBLYMAN HAUSER: Okay. Thank you.

One other issue that has come up, and I know from my own review of, in particular, Santa Cruz County and San Benito County, a great percentage of the residential structures that were damaged or destroyed are low or moderate income. Many of them are rental properties. Now, one component of the rewrite of the Whittier Narrows legislation provides moneys through a low-interest deferred loan to owners of rental property, but at the time we wrote that legislation, we didn't put any sort of incentive in to encourage the landlords to maintain those a low-income property.

Would the Administration be supportive of an incentive to maintain those as low-income properties?

MR. HUFF: Yes, Mr. Hauser, if I may punt, I'd like to refer that question to the Director of the Department of Housing and Community Development, Maureen Higgins.

ASSEMBLYMAN HAUSER: Thank you. Good afternoon, Maureen.

MS. MAUREEN HIGGINS: Hello.

Yes, Mr. Hauser, we would be supportive of such an incentive, and in fact, I understand that it was your idea in the first place, and in fact, we went back and discussed that, and the concept that we are supportive of would be an incentive whereby we would forgive the loan for that amount of time in which a landlord made his or her property affordable.

ASSEMBLYMAN HAUSER: Perfect. Thank you.

MS. HIGGINS: You're welcome.

SPEAKER BROWN: Ms. Speier.

ASSEMBLYWOMAN SPEIER: Mr. Huff, you are often quoted as responding to the need for a prudent reserve, and obviously, we've been somewhat helped by the fact that there has been a prudent reserve.

I'm also concerned that we have a prudent response. It's my understanding that there were a number of chaptered bills that were signed by the Governor that would have provided prenatal care, programs for AIDS, the pesticide bill carried by Assemblyman Bronzan, programs amounting to about \$20 million that were all chaptered, that were supposed to take effect, that were supposed to be implemented, and as a result of . . . These are all only in the Department of Health Services.

My understanding is that the Department of Finance has now rejected those particular bills and those laws and done so under the rationale that the earthquake is going to be cause for more tightening of the belt, so to speak.

So my question to you is, you have spoken about the one quarter cent sales tax being adequate to respond to the needs of the state. Well, it sounds to me like on the one hand, you are willing to say that. On the other hand, you are quick to take the ax to many state programs that the Governor has signed that should be taking effect and now they are going to be hurt as well.

Could you respond to that?

MR. HUFF: Well, but you're talking about the budget development for the 1990-91 year. The response really is that those decisions aren't final, that no decisions are final until the governor makes them final. So you have information about a process that is sort of mid-way, and it is not always a harmonious process between Finance and various departments in state service, but it always seems to produce a budget at the end that the Governor is comfortable with, and I'm confident that we'll do so again.

ASSEMBLYWOMAN SPEIER: Well, let me just quote from this memo: "Of note are the bills that aren't being funded. The rationale: we need to preserve general fund to deal with the earthquake."

Well, I want to know whether we're going to be raising a quarter cent sales tax to deal with the earthquake or are we going to be using the entire budget to respond to the earthquake and then not respond to the other programs in the state that have been funded in the past, that have been signed into law, and that should be moving forward.

MR. HUFF: Well, as I said before, we're really mid-process in the budget. There have been no final decisions made on those programs or any others, and I really can't respond to what the budget is going to look like in January because we haven't created it yet.

ASSEMBLYWOMAN SPEIER: But, Mr. Huff, these are chaptered laws, and you have already rejected them for financing in the next fiscal year based on the fact that we have an earthquake to deal with and funds are going to have to be restricted. That's what we're here for during this extraordinary session, to respond to the earthquake, to take whatever steps are necessary to respond, and take the financial responsibility.

I don't want to see us on the one hand only with a quarter cent sales tax if that's not going to do the job. I think the people of this state are very clear. They want us to take action. They want us to respond to this earthquake. I don't think we want to hold the rest of the budget in hostage status in terms of dealing with the earthquake.

MR. HUFF: I understand that, but I want you to understand that what you're characterizing as a final decision is not. It's the Governor's decision. It's not my decision, in the final analysis as to what is put into the January budget, and even the January budget represents a proposal, not a final budget.

It still goes, as you know, through the legislative process, and what I'm saying is that we have not reached a final decision on those programs.

ASSEMBLYWOMAN SPEIER: Well, are you saying that this memo I have, then, is inaccurate, that you have not already rejected a number of these programs, implementation of SB 1208, implementation of AB 219, implementation of SB 1026, implementation of AB 650, implementation of AB 2161, implementation of AB 21?

MR. HUFF: Well, not having had the benefit of reading that memo, I don't know what it says. I do know that we go through a process with our departments, and very frequently, we return proposals to departments for a variety of reasons. They then pursue them, appeal them, take them to the Governor, and he makes the final decision. That's what you're talking about here.

ASSEMBLYWOMAN SPEIER: Well, Mr. Huff, is it your mindset then, to craft the budget this year and reduce the number of funding items for bills that have already been signed into law that are supposed to be implemented and use as your basis for not funding those laws the earthquake?

MR. HUFF: That is not my mindset. My mindset is to craft a budget that meets the needs that the state has within the resources it has.

ASSEMBLYWOMAN SPEIER: Thank you.

SPEAKER BROWN: Mr. Farr.

ASSEMBLYMAN SAM FARR: Mr. Huff, I want to thank the Administration for coming to the district and spending so much time there, and I think you've become aware of some of the real-life issues that are facing some of the people that are falling through the FEMA crack, and I have two proposals that we've negotiated with the Administration, particularly with the Department of Commerce, and I think you've responded, in part, to the one that Assemblyman Areias raised, and that is that in the field of agriculture, and this is what we'd like to propose, is that there be some small farm assistance and guarantees.

There is, right now, no opportunity for California small farmers to get any kind of loan through the federal system, and we'd like you to be able to help us make those bridge loans to the small farms, and so I'm going to be introducing legislation to do that, and I'd like to have you take a serious look at it in response to the question you asked Mr. Areias.

Secondly, the other part, is that the emergency small business . . . As you have heard and perhaps certainly people in Whittier are seeing, that time lag for processing many of these FEMA loans, sometimes can go up to a year, and we have businesses in our area that are primarily small businesses that need to get back into operation prior to the Christmas season.

So what we've asked the Department of Commerce, and they've come up with a very clever way of giving short term 30 day bridge loans that would allow them to get sufficient amount of capital to get into business through the holiday season and then be able to repay those loans back with subsequent federal loans, and that legislation will be introduced today, and I hope that you will give consideration to that as well.

MR. HUFF: We will give consideration to it.

SPEAKER BROWN: Looks like you've got off clean. Thank you very much, Mr. Huff.

You've heard the Administration's proposed response, and we will be considering the matter sometime tomorrow. If you have continuing questions, Mr. Huff intends to stick around, Mr. Best intends to stick around, but at this time I think it is appropriate that we go to the various representatives of the local area, and I would like to do it in the following fashion: I would like to have the individual legislators' representatives of that local area participate in helping me designate the order of appearance by their own local elected officials or appointed officials or individuals who may have some information that would be of assistance to have us make proper decisions in this extraordinary session.

I intend to do the various areas by alphabetical order in the manner in which the Governor set it, except for one thing. For my own City and County of San Francisco, the centerpiece of that, the centerpiece, I would like very much to have my own Mayor, the Honorable Art Agnos, a former member of our house, and for that reason giving him the preference to lead off.

Mayor Agnos.

Welcome back, Mayor Agnos. I think this is your first official visit since departing these halls. We really welcome you back, and we have several members of this house who believe that they're equal to the current pitching staff that you have and are prepared to sign.

MAYOR ART AGNOS: Thank you, Mr. Speaker. I've got enough trouble over that one, Mr. Speaker. Don't . . .

SPEAKER BROWN: Mayor Agnos, your relationship with Mr. Quayle has been noted by the entire membership, and we recall that on David Brinkley's show, you quoted your mother in terms of handling that matter, and consistent with that quote, we wish you to take these home with you as a token of our appreciation: some small potatoes.

MAYOR AGNOS: Thank you very much, Mr. Speaker. I'll be seeing Mrs. Quayle in my office tomorrow at 1:00. She is coming to San Francisco, and she wants to see me, and I'm looking forward to that opportunity.

I truly regret the circumstances which brought me here, but I must say it's been a delight to see many old friends and have an opportunity to say hello to them.

Let me just say formally, as the Mayor of San Francisco, on behalf of the people of San Francisco, that we are truly grateful to the Executive Branch and the Legislature for convening this special session, as well as the heartfelt concern from throughout the state,

and I mean throughout the entire state that encouraged and supported us from the very first moments of the October 17 earthquake.

As mayor, I received many telegrams from people in this room and from the other house, as well as calls offering assistance, calls which also came from every part of the state, every city, whether it was the rural parts of our state or the urban parts of our state, from private citizens on limited incomes and from the titans of the corporate world, and whether they were expressions of concern and hope for us or donations of relief materials that we needed, they touched us all, and we're very grateful; and to all of those people and to each of you, I want you to know we're grateful and we hope you will take back our thanks from the people of San Francisco.

I also want to express my appreciation to the Executive branch, to the Governor and the Lieutenant Governor, for their swift action in bringing us state assistance, literally within moments after the earthquake. Lieutenant Governor Leo McCarthy, acting for the Governor, who was out of the state on business, was with us from the very first night and the very first moments as our emergency response began. He saw to it that the necessary orders were given in order to ensure that there would be no delay in the immediate assistance that we could get from the state.

Governor Deukmejian, as you know, quickly canceled his business trip in Europe and sped back to Northern California, and one of the first places in all of the earthquake impacted area that he came to was San Francisco, met with us, and promised us responsive and swift action, and that's exactly what we've gotten every step of the way.

In addition to expressing the thanks of the people of San Francisco, I want to express my personal thanks to the Governor because he did come to my office within 24 hours after his return to make sure that he heard personally what our city and what the entire region needed as he went around the region.

The Office of Emergency Services of this Administration and the California Conservation Corps, as well as our own San Francisco Corps, were invaluable and still are, as they are on duty in our city providing help and security to the earthquake victims, and they deserve our very special thanks.

It's now been 16 days since that 7.1 earthquake jolted us, and in San Francisco, our greatest loss was the loss of 13 people in the quake and from its aftermath. While we're thankful that many people were spared, we continue to mourn with those who lost loved ones and who need our comfort.

The October 17 earthquake started with a 15 second jolt that created immediate damage and loss of life, but our recovery effort, and what's different about this than other kinds of disasters, our recovery effort must take into account the aftershocks from the earth and the aftershocks to our services and to our economy. Both forms of aftershocks are continuing and continue to have an impact on us, and the effect of those aftershocks is further stress and weakening of buildings that were seriously damaged with the initial jolt. Even buildings that originally were considered to be safe and habitable with minor cracks now are seeing those hairline cracks widen into 2 inch gaps, and suddenly the status of that building changes to

uninhabitable, and because of that, at this early stage, no final accounting of the quake damage can really be easily tallied.

Our first estimates placed the private sector costs from the damage at somewhere between \$1.5 billion and \$2.5 billion, and the public sector costs in our city alone at somewhere around three quarters of a billion dollars.

Now, last year, as a new mayor, I worked hard to keep an emergency reserve in our city budget, even though we faced an unprecedented deficit and needed to make major cuts in our services. Our emergency reserve, which we put into place at that time, of \$5.9 million took us through the first 24 hours of the emergency response. Today, we estimate that our emergency response costs now total some \$20 million for police and fire service, building inspections, social services, and mental health services for earthquake victims, including meals delivered to home-bound seniors and disabled, some of whom were trapped in highrises when the power went out, and emergency repairs to broken water lines.

Over 150 city-owned buildings have been damaged, including very serious structural damage. Early estimates placed the street repair damage at somewhere around \$84 million. As of yesterday in San Francisco, 21,000 privately owned buildings in our city had been inspected since the earthquake. Based on those inspections, 125 buildings are closed because they are unsafe for occupancy and 344 more are quarantined for limited occupancy only.

Repair and replacement costs for the buildings that I've talked about are estimated at somewhere around \$152 million.

Another 3,000 buildings sustained moderate structural damage, and as yet we have no cost projections for what those 3,000 buildings will require in terms of their repair. Another 1,200 units of housing were lost because of the earthquake, and over 1,000 people lost their homes and were sheltered in Red Cross shelters. Today 635 San Franciscans, including some 40 children, remain in those shelters.

The Marina neighborhood, where the fire added to the quake's destruction, sustained the greatest damage. However, neighborhoods throughout San Francisco have suffered, and it is in the South of Market Area that we lost the largest amount of affordable housing.

We also lost an estimated 200 to 300 small businesses, which were either closed or badly disrupted in earthquake-damaged areas. Fingers of destruction reached, also, into the Port of San Francisco, into famous San Francisco's Fisherman's Wharf, the Golden Gate Park, the Richmond, our civic center, including state buildings where your colleagues are housed and now have moved to another location, as well as San Francisco's main library.

About two thirds of the housing units lost were home to those of low and moderate income, and as these units are replaced or repaired, we will face an extremely difficult but critical task of retaining affordability. These losses include residential hotels and shelters that were an essential part of the city's efforts to help homeless people recover productive lives.

As great as the harm from the quake and the earth's aftershocks have been, we are gravely concerned, as well, by the continuing aftershocks that are rippling through our city's economy. The fact is

that San Francisco's emergency response saved lives and saved property. Within 72 hours after the quake, all city services were fully operational with the sole exception of three bus lines whose routes ended at the edge of the Marina neighborhood where the fire was.

The vast majority of San Francisco was quick to recover, and we were easily able to host a major convention within 5 days after the earthquake. Other conventions are returning to our city but not enough to offset what the hotel industry had reported to me as recently as yesterday is a \$25 to \$30 million drop in income in the first ten days of the quake.

Restaurants without so much as a broken pane of glass report business down by as much as 80% throughout the city.

The aftershock to our tourist and service industry means, obviously, the loss of jobs, payrolls, and sales taxes.

Our city's tax base is also affected by property tax deferrals. As of yesterday, we had received 600 deferral requests on property taxes, and we are receiving more deferral requests from home owners at the rate of about 60 a day.

It is too early to assess the number of property owners who will file for a tax deferral, but for each 1 percent of assessed valuation of commercial property waived, San Francisco will lose \$4.2 million per tax year or \$2.1 million per first installment.

While it is too early to know all that will be required for full recovery, including the recovery from the aftershocks to our economy and its ripple to our city and state revenues I can give you a sketch of what we now know about local government actions that can help us prepare and recover on our own. We're not asking you to do it all for us. We are ready to do much on our own. However, we obviously need your help for a complete speedy recovery.

San Francisco, for example, has strong building codes and they helped prevent greater devastation in this disaster. Much attention has been focused on the fact that the Marina neighborhood near the Golden Gate Bridge, where the damage was severe, is on landfill. That is true, but it is also true, many other sections in San Francisco are also built on landfill and were not seriously damaged, the city's financial district, for example, the Moscone Convention Center, which we pressed into use as an emergency shelter, the Bank of America building, the Transamerica pyramid, even Candlestick Park, which was the scene of the World Series when the earthquake hit are all built on landfill or partially so. All of them held up well, and where we had in modern methods built and incorporated with strong seismic codes, it obviously worked.

Last year, San Francisco started, and has been in the process before the earthquake, of evaluating our older public buildings for seismic needs, and again, last year, in the teeth of the biggest budget deficit in the history of our city, I included \$400,000 for a first ever seismic survey of our public buildings so that we could know what the condition of them was, and as a result of that seismic survey, we have placed on the ballot for this coming Tuesday, a seismic bond issue for some \$90 million to upgrade those public buildings that we found to need it in last year's survey.

I also rejected last year, when we were struggling with our deficit, proposals to sell off our fire boat, which turned out to be an

instrumental tool in fighting the Marina fire when the high pressure water system broke down because of the earthquake.

Our city also had an earthquake-proof command headquarters where the leadership of the city and major departments, police, fire, health, public works, and all the rest, were able to work together in safety as we directed response efforts.

Today, in our recovery efforts we have developed streamlined procedures to issue permits for rebuilding and repairing, as well as streamlined procedures for housing and other social service needs including general assistance, which is, as you know, a county cost, and food stamps. We are embarking on an aggressive program to reassure tourists and conventions that San Francisco hospitality is back on track from cable cars to Fisherman's Wharf, to Chinatown, to the Mission District.

Most of all, what I want you to hear today from San Francisco is that we are prepared to be smart and effective with state assistance that you can provide to us. It is important to recognize that the steps taken by this state legislature and the Governor's Office in the special session are just beginning. When you come back in December and January, we will be ready with a more complete, comprehensive appraisal of our needs.

Rebuilding parts of our city, including highways, city buildings, businesses, and homes, is obviously going to take more than a few months. We will need ongoing state assistance and flexibility over the next few years if we're going to match our intentions with effective action.

Caltrans has been immediately helpful in our traffic problems, with the Bay Bridge knocked out of commission for over a month and a half now.

I view the quarter cent sales tax as an effort to provide immediate relief, to compensate lost tax revenues and city costs, and I will work closely with other Northern California officials and with you to develop a similar long-term recovery program.

Because of these losses to our revenues, it will be essential for the state to pick up the full 25 percent match on FEMA projects and to cover quake-related costs that FEMA does not include. I would respectfully request that the Legislature approve special seismic and soils testing, and I've discussed this with the Speaker who, as you know, is a Regent on the University of California Regents, to help us do soils testing in cooperation with the University of California, who could be very helpful to us. We want to support action to make use of existing authority in state agencies that can provide emergency housing.

This Legislature, wisely, created a process that could be triggered under these kinds of circumstances to authorize funding and direct grants to acquire and rehabilitate low-income housing, one of our most pressing needs, especially since the earthquake. By using this authority now, we will avoid delays that can only bring harm to those that we want to help.

As repairs to our infrastructure, particularly to our highways, get under way, I want to urge a policy of local control that respects the rights of local government, that respects what local citizens can provide in determining how best to repair and replace our transportation system. In doing so, we need the state's vision to help

us maximize the opportunities created by the damage and the earthquake.

We have a silver lining in this earthquake, and that is to not go back to where we were on October 16, before the earthquake, but to use the funds that you're about to authorize for us and see what we can do better in looking to the future, rather than simply replacing the past.

The Governor's inclusion of non-profit agencies in the authorization for financial assistance will help us in the recovery to the economy and to our city services. Non-profit arts organizations have estimated that damages to the arts have so far totaled over \$40 million, and they are only a portion of the city's art community, which is essential to our economy as well as our services.

The San Francisco Conservation Corps are serving as security in the impacted area. They, under the current law, without your changes, are not eligible for compensation, yet they have been essential, and continue to be at this very moment, at some 19 checkpoints where they are preserving a kind of security for people who are impacted in this area.

San Francisco Open Hand, an AIDS service agency, provided meals around the clock for police, fire, volunteers and disaster victims, and yet they are not eligible for compensation because of the quirk in the law that does not allow non-profits to receive that kind of assistance. I'm pleased that the Governor is supporting, and I hope you will follow through on, authorizing that kind of reimbursement under the changes you propose in the law.

I join with the others in requesting action on the recommendations from the League of California Cities as well as the County Supervisors Association. Their inclusion will make the state's commitment and partnership a meaningful one and make wise use of state dollars that will be spent.

In San Francisco, we spoke of the earthquake knocking us off our feet for a while, but our hearts and minds stayed in the right place. What we saw in our city during that period of time is that we all became neighbors, no matter what part of the city we lived in. The police and fire departments worked beyond the call of duty, as did every city department, and I'm proud to stand before you today and pay tribute to the people of San Francisco as well as the people of the entire impacted area in Northern California in how they responded as a people to this disaster.

What we ask of you now is your faith in us and your understanding, and the assistance that you provide will be put to good use as an investment in the recovery of us all.

Thank you very much.

SPEAKER BROWN: Any questions of Mayor Agnos?

Mayor Agnos, I have a couple of questions if you would.

Would you give us the benefit of your current knowledge about the Embarcadero Freeway, about the road damages and overpass that we need Caltrans to address and some kind of a schedule of the effectiveness of that?

MAYOR AGNOS: Well, we need from Caltrans a prompt and obviously safe appraisal of when people can use it. It is a vital transportation artery for Chinatown, for North Beach, Fisherman's

Wharf, and we are not empowered to make the structural evaluation of that facility, and we're looking for Caltrans to tell us when it can be used or what is necessary to fix it, as well as I-280, which is another vital transportation link in San Francisco, which is right now closed.

Caltrans has been responsive to date. We need them to give us that judgment as soon as possible so that we can make the according plans.

SPEAKER BROWN: All right.

Mr. Connelly.

ASSEMBLYMAN LLOYD CONNELLY: Mr. Speaker, members, during the course of today's hearing we've commended, as I think we properly should, public servants, firefighters, building inspectors, sewage hook-up people, all of whom did an outstanding job in this emergency situation.

Several of the public servants that did outstanding jobs were also elected officials. I believe Mr. Agnos is one of those, and those of us who served with him were not surprised by that.

I'm uniquely proud to say I served with you because of your actions over the last few days, and I know in chatting with other members on the floor they share my point of view.

SPEAKER BROWN: All right. Mr. Connelly, that was very good.

The San Francisco delegation, Mr. Mayor: Ms. Speier, Mr. Burton, as well as your Senate representatives, were very pleased and proud of your performance and your leadership, and we readily followed your leadership in that moment of crisis.

It didn't surprise me at all that you exhibited those leadership qualities to the rest of the nation. Those are the qualities that you have consistently displayed to us, and I'm now pleased that the rest of the world sees you in that light, and you're now even part of "Saturday Night Live" and CNN and all the other things that makes one a legend in his own time.

Ms. Speier.

ASSEMBLYWOMAN JACKIE SPEIER: Mr. Speaker and members, and to our mayor, we're real proud that we "grewed you here". You really have done an extraordinary job, and having witnessed first hand your efforts on weekends throughout the crisis, day and night, Art, you are someone that we really cherish as a role model, and I very much appreciate your leadership.

One of the things that is very apparent in San Francisco is the loss of property at this point, and there are loans available through SBA up to \$100,000 for individuals to try and reconstruct their homes. In the Marina area for certain and in many other areas of the city that won't begin to deal with the infrastructure problems that a home might have, let alone the actual home itself.

How can we, as a Legislature, respond to you and the citizens of the City of San Francisco who have been so dramatically impacted in terms of their homes?

MAYOR AGNOS: Well, first of all, let me thank you for your individual response as well, Jackie. You were right there at the Marina Red Cross shelter helping fill out the forms for people who were left homeless, and it was just symbolic of the kind of concern we got from everybody in the Legislature who were able to get through to us in the first 48, 72 hours.

What we need most is the kind of things that you are considering, that you're hearing from the League, of . . . California Conservation . . . Cities . . . What the hell is it?

SPEAKER BROWN: The League of California Cities.

MAYOR AGNOS: California Cities. You can tell I haven't been doing this very long.

They have developed a program which we think makes sense, whether it's a quarter of a cent or a penny, whatever it is. We have faith that you're going to stay with us when it counts, all of us, not just San Francisco, because every part of the Northern California area is desperately needy.

As a matter of fact, you'll be happy to know that our relief efforts after the Red Cross leaves will continue as a region because we have set up in concert with our colleagues in Watsonville, Santa Cruz, Oakland, and all over the impacted area a Northern California Earthquake Relief Fund.

Many of you have asked me how you can help our city and our region, and as various people and entities around California ask you how you can help, we have set up, as I say, a regional earthquake relief fund called the Northern California Earthquake Relief Fund that's being administered by the Bank of America. We need to get together, once we catch our breaths, and figure out an apportionment process, but that is one way that you can help in addition to what you are planning to do in this special session.

I can't tell you how important housing is going to be in our area, and I know from talking to our colleagues in the south, in Watsonville and Santa Cruz, housing is desperately important to us, and whatever you can do in that area as well as the reimbursements that we've been discussing would be the highest priorities for us.

SPEAKER BROWN: Thank you very much, Mayor Agnos, and we'll understand if it will be necessary for you to depart before we conclude the entirety of this hearing. So feel free to leave at any time you deem necessary.

Now we'll start with Alameda County. That is the first listed county in the alphabet. There are five members who represent that county: Mr. Baker for a minor part, Mr. Bates in total, Ms. Eastin for a minor part, for a major part, Mr. Harris on total and Mr. Klehs in total. I'll ask Mr. Klehs to be the lead person on behalf of Alameda County.

Mr. Klehs what would you prefer to have me do? You have your mayor, Lionel Wilson, here from Oakland. You have your supervisor, Don Barotta, here from Oakland. I've seen those two persons. How would you like to have us handle it?

ASSEMBLYMAN JOHAN KLEHS: Mr. Speaker, the delegation would prefer that Mayor Lionel Wilson speak on behalf of all of us on the damage that occurred in his city.

SPEAKER BROWN: All right. Mayor Lionel Wilson, the mayor of Oakland, California, the home of the World Series Champion A's, and within his residence, within his jurisdiction, the 39 to 40 lives that were lost on the Cypress Freeway, and it was the most direct and the most collection, the greatest collection, of lives lost in this tragedy.

Mayor Wilson.

MAYOR LIONEL WILSON: Thank you, Mr. Speaker and members of the California Legislature. I'm pleased to have this

opportunity to address the Assembly with regard to the damages incurred in Alameda County and also throughout Northern California as a result of Earthquake . . . what is now referred to as "Earthquake '89" some 16 or 17 days ago.

Yes. There were a number of lives, more lives lost in that earthquake in the area of the Cypress Freeway, a mile and a quarter of freeway, in which the top deck of the freeway collapsed onto the lower deck.

I think it's a consensus among all of those that are familiar with what took place there that had it not been for that World Series baseball game which was being played that afternoon, was to have been played in San Francisco, that had it not been for that earthquake, that the numbers who would have sustained injuries, loss of life, would have been probably doubled at least because of the great number who had gone to the game or had gone home to watch the game.

I would also like to say on behalf of those of us who have joined together here in a joint statement from the cities and counties affected, with the exception of San Francisco, which has spoken for itself, and at the time when we met earlier today to talk about the extent of the damages and the position of the respective cities and counties, that a joint statement was prepared for submission to this august body.

I must also say that I would be remiss if I were to say to this august body that the one-quarter sales tax will be adequate to take care of the damages sustained in Oakland. Unfortunately . . . and in Alameda County. Unfortunately, that is not true. However, on the one hand we're grateful for the assistance that is being put forth by this special session, hopefully in the nature of the one-quarter sales tax, while at the same time, in view of the fact that it is a fact that it will not be enough to take care—begin to take—care of the damages that each and all of us have sustained, and I would be remiss if we were to come at a later date to this body and ask for help after the total amount of damages has been determined without first telling you when we had the opportunity here today that we're very certain that it would not be adequate.

The community of Oakland has sustained substantial losses as a result of the October 17 earthquake. Beyond the very tragic loss of lives due to the collapse of the freeway, families and individuals have been made temporarily or permanently homeless as a result of damage to large and small dwellings alike.

Many businesses, some large such as our port, which has sustained some estimated \$115 million in damages, and many other smaller businesses have been affected.

The heroism of the residents of West Oakland and of the many professionals as they, with their own lives in peril, tried to extricate victims of the freeway collapse will never be forgotten. I recently had . . . A few days ago I had an opportunity to look at some pictures that were taken shortly after the earthquake occurred. I had been told that residents of the West Oakland area and the vicinity of that freeway have attempted to be of some help, but until I saw those pictures, little did I realize how many people, young people, from the very area swarmed over the freeway trying to be of help to people

who had been injured and people who were trying to extricate themselves from that debris and from the freeway at that particular time.

Many of the young people, who under other circumstances, perhaps, in some other places, might have been a part of the kind of problems that you see in terms of looting and that sort of thing, were people who responded and put their own lives in danger in order to try and help those who had been injured and who were lying there. And I must say, also, that it should be pointed out that the nature of that freeway and the areas that it serves is such that among that tragic loss of lives, most of those were people from many other areas throughout Northern California, rather than people from the immediate City of Oakland, but that played no part in the kind of heroic effort that was put forth by so many people to aid those people who had been injured and those who, it turned out, had lost their lives.

Our community is working hard, using every human and fiscal resource available to restore our affected families' lives and find them safe and adequate housing, to restore our affected businesses, including our port, to restore our affected streets and highways, and to restore our city, dedicated staffs, full effectiveness, relocation to safe quarters.

I am joined today with other officials of affected communities throughout the Bay Area to express our gratitude for the help so far received and proposed, and assert that we will still fall far short of the funds necessary to restore our communities to full health.

The joint statement by the League of California Cities and the County Supervisors Association of California sets forth an accurate assessment of the financial situation that Oakland and other communities must address as well as a clear agenda of needs that must be met if our affected families and businesses are to be adequately served.

The following is an outline of Oakland's needs as we can best assess them today:

We have hundreds of families and individuals displaced from low-income dwellings and single room occupancy hotels who are still in temporary school shelters. They simply cannot afford to pay the rent for available housing units, even on a temporary basis. It will take \$65 million just to rebuild the necessary single room occupancy dwellings to replace those lost in the quake. We must spend millions more to house our displaced low-income families. The \$150 million allocated by the state for the entire Bay Area is certainly inadequate to meet that need.

We have most of our city staff on the streets seeking office space while finding creative ways to restore normal service to our citizens. Our city hall and all the adjacent office facilities were heavily damaged, and it will cost at least \$105 million to rebuild or replace them. Just our short-term costs and revenue losses due to the earthquake, not including disaster response, now total almost \$5 million. Our current estimates put all city damages, and I'm talking about public damages, at \$260 million.

The Port of Oakland has suffered \$115 million in damages, and although operations and revenues are not currently being affected to

a substantial degree, unless adequate and timely assistance is provided, those operations and revenues will suffer.

With strong community participation in a city approval of the plans, the Cypress section of the freeway must be rebuilt if Caltrans estimates of the massive congestion in the city and on other freeways without rebuilding prove to be correct. Now, with regard to the rebuilding of the freeway and the temporary plans for developing a roadway tying the two ends of that freeway together, the Oakland City Council has been quite concerned by the waivers that have been granted to Caltrans from our permit processes and from all of our processes that would have an impact on that work. It fully understands that that is a two-way street and that the city must compromise and find ways to aid Caltrans and speed up the process of that reconstruction as rapidly as may be possible. However, on the other hand, we feel very strongly on the other side of the street that Oakland should be given every opportunity to participate in the decision-making with regard not only to the permanent structure but also to the temporary roadway which is contemplated.

We have been in contact with Caltrans before arriving here and since arriving here, and I do believe that we are going to be able to resolve that problem. However, I should bring to your attention that two resolutions were passed unanimously by the city council, one asking the Governor to modify his executive order, and two, asking the Legislature of the State of California not to comply with the requests of California for the blanket waiver of numerous local government permits and environmental reviews and requirements in order to accelerate the reconstruction process. We must be assured that we, as a community, will have full participation in the very important decisions that will be made over the ensuing months.

We also recognize that it is to the benefit of our community to minimize the disruptions that will occur as we rebuild. Therefore, the city is committed to doing everything possible to facilitate a timely decision-making process while ensuring everyone the opportunity to participate in that process.

Working together, we can rebuild a transportation system that serves and protects both the needs of our residents and businesses and the needs of the Bay Area and the state. We are doing everything possible to speed up the economic losses to the businesses in the City of Oakland. We have speeded up our inspection processes in order to get as many businesses back into operation as quickly as possible. We also plan to take what steps are necessary in order to speed up the permit process as we seek to reconstruct and rehabilitate the residences in the City of Oakland.

Again, we wish to thank this state Legislature, the Governor's Office, and all of those who have been so helpful in trying to assist us through this very difficult period. Thank you very much.

SPEAKER BROWN: All right, Mayor Wilson. Any questions of Mayor Wilson?

Mayor Wilson, thank you very much. The membership thanks you, and we hope we can respond, and we watched with absolute amazement when you made the announcement of the discovery of Buck Helm after 89 hours.

The many hours that you've put in at the Cypress Freeway site can only be commended and cause each of us, as elected officials, to

rededicate ourselves in terms of the duties that we have and which we have to discharge, and I want to commend you personally.

MAYOR WILSON: Thank you, Mr. Speaker.

I think it ought to be noted, too, that Mr. Collin lives in a small city some four hours away from the City of Oakland, and I think it ought to be noted that natural disasters of this kind are not selective in terms of people. It's not selective in terms of areas. We've seen it happen in Southern California, and I'm just grateful for the tremendous and wonderful way in which people, not only from all over the state, not only from all over the United States, but outside of the United States, rallied around to assist us during this very difficult period, and they are the volunteers, and the contributions continue to come in, literally from all over the world, so that I'm sure that as the Legislature views this kind of a problem it will understand and appreciate that it can happen anywhere to any of us, wherever we may live and wherever we may function.

SPEAKER BROWN: Thank you, Mr. Mayor.

Now, Ms. Eastin, from Alameda County as well.

ASSEMBLYWOMAN EASTIN: Mr. Speaker and members, I would prefer to focus only on the heroes, of which there are many, but there are also, I think, some Schmeels that we have to worry about in this state, and we saw some of them in Whittier, California.

In the aftermath of the earthquake, there was a lot of regular people, as there are in Oakland and San Francisco and Watsonville and Santa Cruz, who suffered personal losses and who, in trying to rebuild their lives, fell into the clutches of some shysters.

I would like to introduce, if I may, a couple of folks who have come to us from Whittier to very briefly describe what can happen in this clean-up period and what we should all be worried about.

Jane Kosareff and her daughter Christine, have joined us from Whittier to describe what their sad experience was in the aftermath of the Whittier earthquake. I want to thank them very much for being here with us today.

Ms. Kosareff.

MS. JANE KOSAREFF: Thank you very much.

My daughter and I wanted to come here today to share briefly what we have gone through, and I truly sympathize with the victims from this greatest earthquake, and it's a nightmare, and the nightmare continues through rebuilding, which is what we have been going through.

Our life has been in an upheaval. I'm a single mother with three children, and I felt that I was taken advantage of by a contractor. He took half my money, did one-fourth of the work, and what he did was garbage work, shoddy. Everything has to be redone.

I got an attorney, the attorney sent him a letter, and he has since moved, and it just goes on and on, and I've had to continue with my own contracting.

I work full time, and my weekends have been tied up with getting my house . . . trying to get it finished with the money I have left, and it's a nightmare, and I try to get out of the contract, but I was kind of advised that this man was doing very bad work, and he came maybe an hour and a half a day. We'd see him once every two weeks. I always had to call to see when he was coming back. He tore the house

apart, destroyed carpets. I tried to get out of it. He threatened to turn me over to an attorney and said that he was entitled to 35% of the contract and that I would have to sign another contract with the understanding I could have nobody do the work on my house for six months, and that's where I sit right now.

ASSEMBLYWOMAN EASTIN: Thank you very much, Ms. Kosareff.

I wanted this constituent to speak for all of us because I think we ought to spend a little bit of time making sure that we don't repeat this sad story in the wake of this earthquake, and I think this area of consumer fraud is one that we ought to use this brief time to tighten up on, so thank you very much for sharing your story.

SPEAKER BROWN: Thank you very much, Ms. Eastin.

Now Contra Costa County. And while, for Contra Costa County, Mr. Campbell's name has been given to me, I would ask that the documents which individual members wanted to be passed out . . . Sergeants, you are now instructed to pass those out. They include Mr. Campbell's as well as several other documents of the membership.

Now, Mr. Campbell.

For those of you who don't know, yes, there was a little bit of touching of Contra Costa County as well as a couple of other areas that you don't know about: The City of Isleton, the City of Tracy, and I believe someplace in Solano County that Mr. Hannigan represents was included in the disaster consideration.

Mr. Campbell.

ASSEMBLYMAN ROBERT CAMPBELL: Yes. Mr. Speaker, I'll be brief, and members as well, because I know you have other larger, more significant losses, but Contra Costa County did suffer some losses. I just wanted, before I get into the figures, I'll be very brief, that you be very careful in terms of what kind of dollar amounts we look at as an upset figure for the total potential loss down the line.

We after, right after the earthquake, on the Wednesday after it, I instructed my staff to keep in touch with various cities in the county and various school districts to keep a tab on what they thought were the damages due to the earthquake.

It's sort of like election returns. You know, if you're watching, they keep changing every so often. In fact, we had an update on this last one, but in Contra Costa County we figured about \$30 million in losses, and we've broken it down pretty much in terms of the cities to \$1.5 million residential, commercial is about about \$4.9, and the public is about \$19.7.

I might just point out that the largest number of losses were in Richmond, which is about \$23 of this \$29 million. Also, the school districts did pretty well except in Richmond, which had the largest number of losses, \$1.8 million, and of course, San Ramon, which is in Mr. Baker's district, has about a million dollar loss.

The point is that they're still looking. Every day they find something new. Most of the losses have been sort of minor structural. A lot of bricks have fallen off, etc., so as you go down the line, please keep track of whatever we do in this legislative session that we do, this executive session, or this special session. We're looking at potential losses that aren't going to appear on the books for several months.

As I hear on CBS news, riding around the area, a lot of engineers are being interviewed on the various radio stations talking about potential loss of roadway systems that we can't even see yet, and when the rainy season sets in there's an erosion, and maybe the losses will show up a couple of years from now.

So thank you, Mr. Speaker.

SPEAKER BROWN: Any questions of Mr. Campbell?

Hearing none, we'll now go to Marin, Mr. Filante. So anything you want to cover, and if so, make it brief. Marin County was in pretty good shape when I last saw it.

ASSEMBLYMAN BILL FILANTE: Thank you.

Mr. Speaker, I will, trust me, be brief.

We did not suffer extraordinary damages. Our damages are somewhere around a million and a half dollars, about a third of that private damage. We have public damage in terms of cities and structures and utilities damage, less than half a million, mostly water pipes.

One major problem, Mr. Speaker and Members, has already been covered because that's the gridlock that we're suffering from as one of the alternates to the trans-Bay corridor. We are trying to coordinate the ferries and the Golden Gate Bridge bus service. There is a doubling of the traffic on the Richmond-San Rafael Bridge and almost a doubling of the traffic on the Golden Gate Bridge, and this is not working.

I, representing the North Bay, am particularly disappointed because we have not had the response I thought we would have in terms of car pooling, van pooling, and the use of public transit by North Bay commuters. We're trying to increase that even more. That's the problem that we have right now.

The things that we discussed and the incentives that private sector and Caltrans have worked out are things that we're going to have to push for.

I appreciate the help that we've gotten, and we'll continue to work with those entities.

Thank you, Mr. Speaker.

SPEAKER BROWN: All right. Now we have Monterey County. Mr. Farr.

ASSEMBLYMAN SAM FARR: Mr. Speaker and Members, Assemblyman Areias and myself both represent Monterey County, and unfortunately, the local officials weren't able to come up today, but I'll give you just a quick report.

The majority of Monterey County escaped unscathed from the earthquake. However, North Monterey County did experience substantial damage in several areas. Moss Landing Island has been condemned, with access denied to property owners due to water and sewer problems. Eleven commercial buildings have been red-tagged, meaning they can't be entered. These include significant on-shore support facilities for the commercial fishing industry and the estimated loss in the neighborhood of \$1 million per day in the economy to Moss Landing. Two homes have been destroyed, and the state marine lab, which is administered by C.S.U., was totally destroyed in Moss Landing, and we're going to be appropriating funds to rebuild that state institution in the near future.

In Pajaro, which is in the northern part of the county, 83 families were displaced immediately after the earthquake, and there are now 41, 35 single family homes, 5 mobile homes, and 1 public building, the historic Porter Mansion, that have been red-tagged. There are 133 homes damaged, 27 mobile homes damaged, 200 families impacted in an area where the population is approximately 3,000 people, primarily low-income agriculture workers of Hispanic origin.

The disaster application center has been operating in Pajaro with a bilingual staff, and that is my report. Assemblyman Areias has the report for the rest of Monterey County.

ASSEMBLYMAN RUSTY AREIAS: Thank you, Sam.

SPEAKER BROWN: All right. Mr. Areias. Mr. Areias should be identified more than, Sam, just a colleague from Monterey.

Mr. Areias in September came to me, and I don't know whether or not he has anything going with whomever does this stuff, but he convinced me that we should do a select committee on earthquake preparedness. I absolutely had no idea what it really meant and what was fully involved, but Mr. Areias is very persuasive.

We named that committee, and within 41 days from the date the committee was actually named and published, Mr. Areias was at the centerpoint of trying to organize the effort that we would be making in response to an earthquake tragedy.

Mr. Areias, for your foresight I'm appreciative, and I'm also interested in what you think I should do on the lottery next week.

Mr. Areias.

ASSEMBLYMAN AREIAS: Thank you, Mr. Speaker. Thank you for making the selection, and I must say that even though as tragic as the circumstances are around us that the work of the last 16 days has been invigorating and worthwhile, and I'm proud of the work that we've done.

Historically, California prepared this state in terms of a major disaster. Certainly Senator Alquist, the father of seismic safety, has not received nearly the recognition that he is so deserving of. We all owe him a debt of gratitude. He's done a tremendous amount of work over the years, before there were, at least in recent times, any major quakes, and he's to be commended for that.

In Salinas, in Monterey County, there were, fortunately, no fatalities. There were 17 people injured, mostly minor injuries. They were treated and released. Forty to fifty people were displaced, homes destroyed. It added up to 25 homes, damage to 80. Businesses destroyed, 38. Businesses damaged, 54. One private school was destroyed, and public buildings, there were 7 of them that were destroyed, and there were 7 public buildings that were damaged. The damage estimate is \$15.1 million for the City of Salinas and that part of Monterey County.

The electricity and some of the gas and water services were discontinued as a result of the quake. Those are all reestablished. There are no Red Cross emergency shelters now being operated. The centers have worked very effectively, and most of all, I want to tell you that Salinas was very fortunate. In terms of the general area, compared to Watsonville, San Benito County, Santa Cruz, the damage was relatively minor, and I want to say that the people of Salinas, when we started our neighbor to neighbor, or shelter a

neighbor program, really took the time to call in and offer their homes and any other services that they could provide and just did a tremendous job in terms of the charitable attitude that they had toward offering whatever contributions they could, whether it be shelter or some unique service, that they could help with at that particular time, and I want to thank them. I'm very proud to represent them.

Thank you, Mr. Speaker.

SPEAKER BROWN: Anybody else? Mr. Seastrand? . . . wish to be heard who's not on the floor at the moment?

Mr. Seastrand has indicated a desire to be the author of the Governor's bill having to do with park restoration money as part of the earthquake relief bail-out process.

Anyone else from Monterey want to be heard? San Benito County, Mr. Areias. You want to tell us about that county, Mr. Areias?

ASSEMBLYMAN AREIAS: Here to represent San Benito County and give you an accurate assessment of the damages and problems associated with the earthquake, Mr. Mike Graves, the Chairman of the Board of Supervisors, who worked with me and the representatives from OES and everyone else in a coordinated fashion.

Three weeks before the earthquake, they had a preparedness drill. I don't know how many of you are aware of it, but San Benito County is kind of viewed as the earthquake capitol of California. It has been the epicenter of many quakes. They even have exploited it commercially in that they have self-guided earthquake tours of San Benito County. They were very, very well prepared and I think were exemplary in terms of the way they dealt with it, even though, because they're a smaller county, you didn't hear about it as much.

Supervisor Mike Graves, the Chairman of the Board.

SUPERVISOR MIKE GRAVES: Mr. Speaker, Mr. Areias, Members, thank you very much for this opportunity to be here.

I am going to be very brief, as we've discussed this issue extensively here today.

There are just two points I'd like to make. One is that San Benito County sustained as hard or harder a hit as anyone in the earthquake area, totaling a \$100 million or eight percent of our assessed evaluation.

It is important for us and our economy and the people that are effected by the . . . businesses that were devastated during the earthquake, that they be put back the way they were October the seventeenth, and I think that's one message that we want to bring here today.

The other message that I would like to bring here today, and I was extremely proud to be able to announce all through this, is that no one in San Benito County was fatally injured or killed during the earthquake. We are extremely lucky that that did not happen.

Having said that, I am not going to go through all the specific numbers. It's a \$100 million in damage, 8 percent of our assessed evaluation. I think that point should be well taken.

Thank you very much.

SPEAKER BROWN: Thank you very much. Any other representatives from San Benito County wish to be heard?

All right. Let's go now to San Mateo County, where Mr. Lempert, Mr. Sher, and Ms. Speier.

Mr. Sher's mike us up.

ASSEMBLYMAN BYRON SHER: Mr. Speaker, Supervisor Tom Nolan from San Mateo County is sitting in the room. I'd like to ask him, if he would, to come to the microphone and describe the damages suffered by the county.

SPEAKER BROWN: What supervisor?

ASSEMBLYMAN SHER: Tom Nolan.

SPEAKER BROWN: All right, Mr. Nolan.

SUPERVISOR TOM NOLAN: Thank you, Mr. Speaker.

With me today is Kent Paxton, our Director of Emergency Services, who will describe in some detail what happened in San Mateo County.

Assuredly among the major counties hit, San Mateo County suffered the least amount of damage. We had about \$300 million total worth in San Mateo County.

I'm here on behalf of our board of supervisors to urge the Legislature to do all in your power to not only help make the Bay Area whole but to do as Mayor Agnos suggested, to give us the opportunity to make ourselves better than we were on October 17.

I'm referring specifically to matters of mass transportation. The Metropolitan Transportation Commission has endorsed two proposals that San Mateo County's brought forth, two rail extensions that make a lot of sense to us, that we think will build on the system that was proved so well on October 17, namely the BART System, the Cal Train System. They worked when other systems were down.

We have two proposals, one to be the restoration of the old Dumbart Rail Bridge and the building of a temporary BART station in the area of Coloma, outside of Daly City.

We believe both of these to be important rail improvements can be done in that area. They can be done relatively inexpensively.

We are also willing, on the regional level, the MTC, the counties, to support an increase in the bridge tolls that were recently increased by a special election last year. The MTC has passed a resolution saying that for our part we'd be willing to do as much as to double those bridge tolls to help defray the cost of not only making us whole but making us better.

At this point, I'd like to ask Mr. Kent Paxton, our Director of Emergency Services, to say a word to you.

Thank you.

SPEAKER BROWN: The name of the person again, Supervisor Nolan?

Mr. Paxton, welcome. Please identify yourself.

MR. KENT PAXTON: My name is Kent Paxton, Mr. Speaker. I am the Director of Emergency Services in San Mateo County.

I'd like to thank first, the members of our Assembly delegation: Assemblywoman Speier, Assemblyman Lempert, and Assemblyman Sher, who were in touch with us from the very first hours of the emergency to offer their help and assistance, and who stopped by our emergency operating center. It was very much appreciated and helped us work through the emergency.

San Mateo County was not as damaged as the counties to our immediate south, Santa Cruz and Santa Clara, nor the county to our north, San Francisco, nor Alameda County, but it was very, very heavy damage, nonetheless, now running up to \$301 million.

We had a serious series of floods in the early 1980's, and our worst damage during those floods was \$25 million, so this is a tremendously greater disaster for us.

We had over 782 homes that were damaged, one home destroyed, and almost more important, 793 businesses damaged, with one destroyed.

That is one of our major concerns as we look toward the recovery period. Supervisor Nolan talked about our transportation concerns. We're also very concerned about small businesses and their ability to recuperate.

I see in some of the proposals before you, and I hope you will continue to focus on the problems of small businesses, which often have high failure rates after disasters of this magnitude.

Associated with that, we have major concerns about employment in San Mateo County. Two large hotels near the airport were severely damaged and will be closed for at least a period of months, which is a serious situation.

We've established our financial recovery task force and a social recovery task force to try to coordinate the assistance you have provided and will be providing and to ensure that all our efforts are well coordinated and that we're working in a cost effective way to recover.

In closing, I'd like to mention that there is a Chinese idiom for crisis. It's composed actually of two separate Chinese characters, one character which means danger, and one which means opportunity. I think there is a danger in looking at this earthquake as an example of all the earthquakes we can face. This one turned out to be, to a large extent, manageable because of the leadership in San Francisco, in Oakland, and in other places, but I don't think we ought to assume that will be true for future earthquakes.

It is also an opportunity for us to reflect and to move ahead on earthquake preparedness issues.

I want to say in closing that I was extremely impressed with the response of the Office of Emergency Services, the state Office of Emergency Services. Over the years we have placed tremendous burdens on them, and we haven't given them, it seems to me, the tools they really need to do their job.

I would hope the Legislature, when you come back in the spring, would give serious consideration to funding, either through bonds or other methods, a state emergency operating center that is worthy of the State of California.

Thank you, Mr. Speaker.

SPEAKER BROWN: Santa Clara County, Assemblyman Cortese. I notice Mr. Areias, Ms. Eastin, Mr. Quackenbush, who isn't here at the moment, and Mr. Sher has been up, Mr. Vasconcellos. We'll take Mr. Cortese.

ASSEMBLYMAN DOMINIC L. CORTESE: Mr. Speaker, thank you very much.

Santa Clara County, comparatively speaking, survived and emerged very well in spite of the fact that we were closer to the epicenter than Oakland and San Francisco. On the other hand, we didn't come out of it unscratched. We probably had 1,300 injured, \$728 million so far estimated in terms of damage. The key area in terms of being hardest hit was the City of Los Gatos, the town of Los Gatos.

I have here today Joanne Benjamin, the Mayor of the Town of Los Gatos, who would like to comment.

SPEAKER BROWN: Mayor Benjamin, welcome.

MAYOR JOANNE BENJAMIN: Thank you, and thank you, Mr. Speaker, Members of the Assembly.

I appreciate the opportunity to speak to you today. As Mayor of Los Gatos, I would like to very briefly describe to you the effect of the October 17th, 1989 earthquake upon downtown Los Gatos.

In roughly one square mile our downtown suffered over \$250 million in damage. 350 structures were substantially damaged. 260 people were injured, some seriously. Two major sections of our downtown area including our main street are still fenced off. Many small mom and pop enterprises have lost not only their business but their homes. The fiscal liability of our town has been jeopardized because we depend so heavily upon revenues from our downtown, we would like your assistance but we want to solve our problems locally if possible. In the past this legislative body has granted similar devastated communities such as Coalinga, Whittier, and Crescent City the right to adopt a redevelopment project in a expedited fashion. We want to assist those business and homeowners. We would appreciate your support of Chuck Quackenbush and Rebecca Morgan in this effort.

Thank you.

SPEAKER BROWN: Mayor Benjamin, thank you very much.

Now Mr. Farr, Santa Cruz County.

ASSEMBLYMAN FARR: Mr. Speaker, I would like to introduce to you my former staff member, now Santa Cruz County Supervisor, Fred Keely, who will give a report for Santa Cruz County for the cities in Santa Cruz.

SUPERVISOR FRED KEELY: Thank you. Mr. Speaker, Members, first of all I would like to thank Assemblymember Farr and Senator Mello for their quick response to the earthquake that took place on October 17th. It is very heartening to have two members represent the area that are as responsive as Mr. Farr and Senator Mello.

It has been said by some that the 1980's is the decade of greed, and if you live in Santa Cruz County what has happened is we have had four presidentially declared disasters during the 1980's. 1982, 1983, 1986, and now the devastating earthquake of 1989, so instead of the decade of greed in Santa Cruz County it has in fact been a decade of need.

We have as others who have preceded me, we have had the same kind of stories of hundreds of homes completely destroyed, businesses torn apart, lives ripped apart, families torn apart, it is truly a devastating litany. Now really the question it seems to us in Santa Cruz County is how completely and quickly will you allow us to recover. We know what the federal government has said, we know

what our own abilities are, and we are now at your doorstep asking you the question how quickly you're going to allow full recovery in Santa Cruz County as well as the other counties devastated by this presidentially declared disaster?

For us, it is a question of how quickly the 1,158 people who tonight are in tents in Watsonville with no floors on those tents, it has rained there, it is cold, the children are getting sick, they don't have hot meals, it is a travesty that it goes on one day longer, and our question is how quickly and fully and completely are you going to act to help those people recover?

Our question is how quickly, if at all you're going to help 97 year old Frances Rubley in the small township of Ben Lomond up in the Redwood Forest of the San Lorenzo Valley to be able to repair her home that she has lived in for 45 years, and she has no income other than social security? Are you going to have her leave her home permanently, walk away from it, or are you going to help Frances Rubley recover quickly and fully?

It's a question of how quickly, if at all the 350 businesses in Santa Cruz in the downtown core area are going to be able to open again? How quickly the 3,215 employees of those businesses are going to be able to get back to work so that they can earn income so that they can pay their income tax so that they can become productive members of this society again?

It's a question of how quickly, if at all, we're going to allow Guy and Mary Grable of Mount Herman in Santa Cruz County to be able to get their home back on its foundation, and them and their two children back in their house, and be able to be again fully productive members of this society?

It's really not a question that is answered by proposing a 1/4 cent increase in the sales tax in California for 13 months. If you agree that that is the answer then you are agreeing to sentence the citizens of Santa Cruz County, and in the other disaster related cities and counties, you're agreeing to sentence them to a continuing disaster.

What we need from you as the Speaker said when he opened the session is to open your minds to the possibilities that are going to be proposed in the next 24 and 48 hours dealing with this unprecedented disaster.

Those of us who are members of the California Supervisors Association met today with the League of California Cities representatives and we have rejected the 1/4 cent increase in the sales tax, and instead are proposing a 1 cent increase in the sales tax. It is our belief that by taking that kind of bold action will the California Legislature and the Governor of California be saying to the people who have suffered these damages, who have suffered these losses that you care enough about them and want them to rebuild their lives, their homes, their business, and put their families back together. It is penny wise and pound foolish not to do that. Because every day that goes by that these people are without jobs, that they are out of their homes, that their businesses are closed down is another day that goes by that they are not productive in terms of helping generate the revenue that makes California a great state, and in fact we are not a great state if we don't do what is necessary during

this Extraordinary Session Legislature to put these lives, families, and businesses together, and we would implore you to do exactly that.

Thank you, very much.

SPEAKER BROWN: We have completed the testimony for Informational Purposes that needs to be offered.

With your permission we will dissolve the Committee of the Whole and go back to the Extraordinary Session for regular business.

Mr. Felando moves, and Mr. Quackenbush seconds that be the course of action, without objections such shall be the order. We've been resolved, we're now back in regular session.

CAUCUS ANNOUNCEMENTS

Speaker Brown announced that the Republican Caucus would meet tomorrow, at 8:30 a.m., in the Rules Committee meeting room.

ANNOUNCEMENTS

Speaker Brown announced that policy committee hearings would convene tomorrow, at 9:30 a.m., and that the Committee on Ways and Means would convene at 11 a.m.

REQUEST FOR UNANIMOUS CONSENT

Speaker Brown was granted unanimous consent that all fiscal bills taken up in committees on Friday, November 3rd, which receive sufficient votes to report out of committee, be transmitted to the Committee on Ways and Means. A letter describing the action of the committee and containing any amendments recommended by the committee will be addressed to the Speaker and delivered to the Assembly Desk.

Further, that all fiscal bills taken up in policy committees, for which no final vote has been taken by 11 a.m. will be transmitted to the Committee on Ways and Means. A letter describing this result will be addressed to the Speaker and delivered to the Assembly Desk.

All non-fiscal bills taken up in policy committees, which receive a favorable vote, will be reported out of policy committee in the usual manner.

REQUEST FOR UNANIMOUS CONSENT REGARDING REFERENCE OF BILLS TO COMMITTEE

Speaker Brown was granted unanimous consent to suspend the Rules to permit all bills introduced on this day to be referred to committees, not by the Committee on Rules, but rather by the Speaker, in consultation with Assembly Members Johnson and Hannigan.

DESK HELD OPEN FOR INTRODUCTION OF BILLS

Speaker Brown was granted unanimous consent that the Desk be held open until 6:45 p.m. to permit the introduction of Assembly bills.

MEMBERSHIP OF STANDING COMMITTEES

Speaker Brown was granted unanimous consent that the membership of the standing committees for the 1989-90 First Extraordinary Session be the same as the membership for the 1989-90 Regular Session.

**CONGRATULATIONS EXTENDED
TO ASSEMBLY MEMBER HUNTER**

Speaker Brown was joined by the Members of the Assembly in extending congratulations to Assembly Member Tricia Rae Hunter upon her recent election to the California State Assembly.

COMMUNICATIONS

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

November 1, 1989

*Brian Kidney, Chief Clerk
State Capitol, Room 3194
Sacramento, California*

Dear Brian: Please be advised that I have appointed Assemblymember Tricia Hunter to the Human Services Committee to fill a vacancy and to the Education Committee in place of Assemblymember Nolan Frizzelle.

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

November 2, 1989

*Brian Kidney, Chief Clerk
State Capitol, Room 3194
Sacramento, California*

Dear Brian: Please be advised that I have appointed Assemblymember Steve Peace to the Ways and Means Committee in place of Assemblymember Terry Friedman.

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

November 2, 1989

*Brian Kidney, Chief Clerk
State Capitol, Room 3194
Sacramento, California*

Dear Brian: Please be advised that I have appointed Assemblymember Gwen Moore to the Governmental Organization Committee in place of Assemblymember Johan Klehs.

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Mountjoy was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lorraine Woltman, of Monrovia.

Assembly Member Nolan was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Michael McClafferty, of Reseda, a native of County Donegal, Ireland.

ANNOUNCEMENTS

Speaker Brown announced that all hearings previously scheduled for tomorrow are postponed.

VOTE ADDS

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

House Resolution No. 2: Allen, Bader, Filante, and Jones—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 4:45 p.m., Speaker Brown declared the quorum call of the Assembly dispensed with.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1—Quackenbush. An act relating to redevelopment, and declaring the urgency thereof, to take effect immediately

ASSEMBLY BILL NO. 2—Hannigan, Statham, and Hansen. An act to add Sections 24304.8, 24304.9, and 24304.10 to the Government Code, relating to counties, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 3—Farr, Speier, Seastrand, and La Follette. An act to add and repeal Section 8684 of the Government Code, relating to disaster assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

ASSEMBLY BILL NO. 4—Farr and Areias. An act relating to disaster assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 5—Eastin, Farr, Willie Brown, Klehs, Areias, Bates, Burton, Campbell, Cortese, Lempert, Quackenbush, Speier, and Vasconcellos. An act to add Section 66532 to the Government Code, relating to transportation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

ASSEMBLY BILL NO. 6—Hauser. An act to add Part 16 (commencing with Section 34050) to Division 24 of, and to add Section 50835 to, the Health and Safety Code, relating to natural disaster assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

ASSEMBLY BILL NO. 7—Hannigan and Lempert. An act to add Sections 14049 and 14049.5 to the Government Code, relating to transportation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

ASSEMBLY BILL NO. 8—Pringle, Woodruff, Wright, Baker, Ferguson, Hill, and McClintock. An act to add and repeal Article 6.3 (commencing with Section 18505) of Chapter 17 of Part 10 of Division 2 of the Revenue and Taxation Code, relating to taxation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

ASSEMBLY BILL NO. 9—Eastin (Principal coauthor: Senator Roberti) Farr, Epple, Areias, Calderon, Cortese, Hansen, Johnston, Klehs, Lempert, and Quackenbush. An act to add Section 670 to the Penal Code, relating to crimes, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 10—McClintock, Chandler, Harvey, Felando, Ferguson, Frizzelle, Mountjoy, Seastrand, and Wyman. An act relating to earthquake disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 11—Johnston (Principal coauthor: Vasconcellos) Burton, Farr, Hayden, Bates, Bronzan, Campbell, Chacon, Clute, Connelly, Cortese, Eastin, Eaves, Epple, Floyd, Hill, Katz, Klehs, Lempert, Margolin, Moore, Peace, Quackenbush, Roybal-Allard, Sher, Speier, Tanner, and Norman Waters. An act relating to unemployment insurance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 12—Maxine Waters, Hughes, Polanco, and Tucker. An act relating to natural disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

ASSEMBLY BILL NO. 13—Maxine Waters. An act to add Section 160.5 to the Streets and Highways Code, relating to highways

ASSEMBLY BILL NO. 14—Hansen. An act relating to transportation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

ASSEMBLY BILL NO. 15—Cortese (Principal coauthor: Senator Torres). An act to add and repeal Sections 17211 and 24385 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy

ASSEMBLY BILL NO. 16—Cortese (Principal coauthor: Senator Alquist). An act to add Chapter 12 1 (commencing with Section 8874 10) to Division 1 of Title 2 of the Government Code, relating to earthquake hazards risk-assessment and management, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

ASSEMBLY BILL NO. 17—Cortese (Principal coauthor: Senator Torres). An act to add Chapter 12.47 (commencing with Section 8878 50) to Division 1 of Title 2 of the Government Code, relating to financing the reconstruction and seismic retrofitting of state and local government buildings by providing the funds necessary therefor through the issuance and sale of bonds of the State of California and by providing for the disposition of those funds.

ASSEMBLY BILL NO. 18—Cortese (Principal coauthors: Senators Alquist and Torres) and Campbell. An act to add Section 8897 2 to the Government Code, relating to seismic safety, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

ASSEMBLY BILL NO. 19—Speier. An act to add Section 8693 to the Government Code, relating to emergency assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

ASSEMBLY BILL NO. 20—Speier. An act to add Section 8684 to the Government Code, relating to disaster assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

ASSEMBLY BILL NO. 21—Filante, Allen, Dennis Brown, Hunter, McClintock, and Wyman (Senator Bill Greene, Coauthor). An act to add Section 465 to the Penal Code, relating to crimes, and declaring the urgency thereof, to take effect immediately

ASSEMBLY BILL NO. 22—Farr. An act to add Sections 17560 1, 65920 1, and 66451.22 to, and Chapter 1 4 (commencing with Section 6080) to Division 7 of Title 1 of, the Government Code, to add Section 50835 to the Health and Safety Code, to add Section 30514 2 to the Public Resources Code, and to add Section 6 1 to Chapter 1519 of the Statutes of 1986, relating to statutory and regulatory time limits, and declaring the urgency thereof, to take effect immediately

ASSEMBLY BILL NO. 23—Moore and Roos. An act to amend Section 10083 of, and to add Section 10087.5 to, the Insurance Code, relating to insurance

ASSEMBLY BILL NO. 24—Eastin (Principal coauthor: Senator Roberti). An act to add Sections 5536.5, 6788, and 7028 16 to the Business and Professions Code, relating to buildings, and declaring the urgency thereof, to take effect immediately

ASSEMBLY BILL NO. 25—Klehs. An act to add and repeal Sections 17053 31 and 23631 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy

ASSEMBLY BILL NO. 26—Bates. An act to add Section 30892 3 to the Streets and Highways Code, relating to transportation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

ASSEMBLY BILL NO. 27—Connelly. An act to amend Section 10088 of the Insurance Code, relating to insurance

ASSEMBLY BILL NO. 28—Areias. An act to add Section 50672 to the Health and Safety Code, relating to disaster relief, and declaring the urgency thereof, to take effect immediately

ASSEMBLY BILL NO. 29—Areias. An act to amend Section 50517 7 of the Health and Safety Code, relating to housing, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

ASSEMBLY BILL NO. 30—Areias. An act to add Chapter 11 6 (commencing with Section 50820) to Part 2 of Division 31 of the Health and Safety Code, relating to earthquake victims, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

ASSEMBLY BILL NO. 31—Areias. An act to add Section 10089 5 to the Insurance Code, relating to insurance

ASSEMBLY BILL NO. 32—Wright. An act to add and repeal Article 7.6 (commencing with Section 16419) of Chapter 2 of Division 4 of Title 2 of the Government Code, and to add and repeal Sections 6051 1 and 6201 1 of the Revenue and Taxation Code, relating to earthquake relief, and making an appropriation therefor, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 33—Polanco. An act relating to mental health

ASSEMBLY BILL NO. 34—Farr. An act relating to disaster assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

ASSEMBLY BILL NO. 35—Cortese. An act to amend Sections 8680 2, 8680 4, 8680 5, and 8680 8 of the Government Code, relating to natural disaster assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

ASSEMBLY BILL NO. 36—Quackenbush (Principal coauthor: Filante). An act to amend Sections 17207 and 24347 5 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 37—Bates. An act relating to disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

ASSEMBLY BILL NO. 38—Sher and Baker. An act to add and repeal Article 8 (commencing with Section 229) to Chapter 1 of Division 1 of the Streets and Highways Code, relating to transportation, and declaring the urgency thereof, to take effect immediately

ASSEMBLY BILL NO. 39—Seastrand, Baker, Hansen, Farr, and Filante. An act to amend and supplement the Budget Act of 1989 by adding Item 3790-002-001, Item 3790-002-721, Item 3790-002-786, and Item 3790-101-722 to Section 2 00 thereof, relating to parks and historical resources, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

ASSEMBLY BILL NO. 40—Farr. An act to add Sections 50661 5, 50661 7 and 50662 7 to the Health and Safety Code, relating to natural disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

ASSEMBLY BILL NO. 41—Farr. An act to add Sections 50661 5, 50661 7, and 50671 5 to the Health and Safety Code, relating to natural disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

ASSEMBLY BILL NO. 42—Vasconcellos (Principal coauthor: Speier). An act to amend Sections 8680 9, 8682 9, 8683, 8686, 8690 2, 8690 4, and 8690 6 of the Government Code, and to amend Section 12 31 of the Budget Act of 1989 (Chapter 93 of the Statutes of 1989), relating to natural disaster assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

ASSEMBLY BILL NO. 43—Vasconcellos. An act to amend Section 12 30 of Chapter 93 of the Statutes of 1989, relating to disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

ASSEMBLY BILL NO. 44—Katz. An act to add Article 4 8 (commencing with Section 179) to Chapter 1 of Division 1 of the Streets and Highways Code, relating to transportation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

ASSEMBLY BILL NO. 45—Willie Brown. An act to add Part 8 (commencing with Section 997) to Division 3 6 of Title 1 of the Government Code, relating to disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

ASSEMBLY BILL NO. 46—Burton. An act relating to earthquake relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

ASSEMBLY BILL NO. 47—Klehs. An act to amend Section 16418 of, and to add Sections 24304 8, 24304 9, and 24304 10 to, the Government Code and to amend Sections 197, 197 1, 197 2, 197 3, 197 5, 197 6, 197 9, and 198 1 of the Revenue and Taxation Code, relating to local government, making an appropriation therefor and declaring the urgency thereof, to take effect immediately

ASSEMBLY BILL NO. 48—Arcias and Willie Brown. An act to add Article 7 7 (commencing with Section 16419) to Chapter 2 of Division 4 of Title 2 of the Government Code, and to amend Section 7102 of, and add Sections 6051 1, 6051 9, 6201 1, 12637, 43158, and 45156 to, the Revenue and Taxation Code, relating to taxation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

ASSEMBLY CONCURRENT RESOLUTION NO. 1—Polanco. Relative to state contracts

ASSEMBLY CONCURRENT RESOLUTION NO. 2—Maxine Waters. Relative to highway earthquake safety

REFERENCE OF BILLS TO COMMITTEE

Pursuant to unanimous consent granted earlier this day, the following bills were referred to committee by the Speaker:

Assembly

<i>Bill No.</i>	<i>Committee</i>
1	L. Gov.
2	L. Gov.
3	W. & M.
4	Agri.
5	Trans.
6	H. & C.D.
7	Trans.
8	Rev. & Tax.
9	Pub. S.
10	W. & M.
11	W. & M.
12	W. & M.
13	Trans.
14	Trans.
15	Rev. & Tax.
16	L. Gov.
17	L. Gov.
18	L. Gov.
19	W. & M.
20	W. & M.
21	Pub. S.
22	W. & M.
23	W. & M.
24	Pub. S.
25	Rev. & Tax.
26	Trans.
27	Jud.
28	W. & M.
29	H. & C.D.
30	H. & C.D.
31	W. & M.
32	Rev. & Tax.
33	Health
34	Agri.
35	W. & M.
36	Rev. & Tax.
37	L. Gov.
38	Trans.
39	W.P. & W.
40	H. & C.D.
41	H. & C.D.
42	W. & M.
43	W. & M.
44	Trans.
45	Jud.
46	W. & M.

47----- Rev. & Tax.

48----- Rev. & Tax.

Assembly Concurrent

Resolution No.

Committee

1----- Trans.

2----- Trans.

ADJOURNMENT

At 9 p.m., the Assembly adjourned until 2:30 p.m., Friday, November 3, 1989, out of respect to the memory of the 66 people who died in the earthquake of October 17, 1989, on motion of Speaker Brown; out of respect to the memory of Lorraine Woltman, on motion of Assembly Member Mountjoy; and out of respect to the memory of Michael McClafferty, on motion of Assembly Member Nolan.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

CALIFORNIA LEGISLATURE
1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Friday, November 3, 1989

SECOND SESSION DAY

SECOND CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: 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)

①

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Friday, November 3, 1989

The Assembly met at 4:50 p.m.

Hon. Phillip Isenberg, Assembly Member, 10th District, presiding.
Chief Clerk R. Brian Kidney at the Desk.

Assistant Clerk Daniel McLean reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

At 4:51 p.m., Acting Speaker Isenberg placed a quorum call upon the Assembly.

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

At 6:09 p.m., Speaker Willie L. Brown, Jr., 17th District, presiding.

Quorum Present

At 6:10 p.m., Speaker Brown declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—79:

Allen	Elder	Johnson	Peace
Areias	Epple	Johnston	Polanco
Bader	Farr	Jones	Pringle
Baker	Felando	Katz	Quackenbush
Bane	Ferguson	Kelley	Roos
Bates	Filante	Killea	Roybal-Allard
Bentley	Floyd	Klehs	Seastrand
Bronzan	Frazee	La Follette	Sher
Brown, Dennis	Friedman	Lancaster	Speier
Burton	Frizzelle	Lempert	Statham
Calderon	Hannigan	Leslie	Tanner
Campbell	Hansen	Lewis	Tucker
Chacon	Harris	Margolin	Vasconcellos
Chandler	Harvey	McClintock	Waters, Maxine
Clute	Hauser	Mojonnier	Waters, Norman
Connelly	Hayden	Moore	Woodruff
Cortese	Hill	Mountjoy	Wright
Costa	Hughes	Murray	Wyman
Eastm	Hunter	Nolan	Mr Speaker
Eaves	Isenberg	O'Connell	

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton T. Boswell:

Almighty God, Our Help in Ages Past and Our Hope for Years to Come, be near to us. Let Your light so shine as to illumine this Assembly in these troublesome and stressful days. Cast out shadows and dispel darkness in or around each proposal which would solve the problem at hand. Give to them the light of understanding and a mind for truth when appraising agenda for the day. Guide these leaders and members to find their way as sure as a compass on unchartered seas. May they face with courage and conquer fear in everything that says it can't be done, or all is in vain. Save them from idle words and empty victories which lead nowhere. Make Your presence felt, Lord, and grant to each, the strength of conviction to do Your will.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker Brown, Assembly Member McClintock then led the Assembly in the pledge of allegiance to the Flag.

READING OF THE JOURNAL DISPENSED WITH

By unanimous consent, reading of the Journal of the previous legislative day was dispensed with.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 49—Wyman and Johnson. An act to add Section 162.5 to the Streets and Highways Code, relating to highways, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

ASSEMBLY BILL NO. 50—Arcias. An act to add Chapter 4.5 (commencing with Section 5000) to Part 1 of Division 2 of the Insurance Code, relating to insurance, and making an appropriation therefor

ASSEMBLY BILL NO. 51—Maxine Waters. An act to amend Section 17514 of the Education Code, relating to the State School Building Aid and Earthquake Reconstruction and Replacement Bond Law of 1974, and declaring the urgency thereof, to take effect immediately

ASSEMBLY BILL NO. 52—Arcias. An act to add Chapter 11 (commencing with Section 15399.50) to Part 6.7 of Division 3 of Title 2 of the Government Code, relating to disaster assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

ASSEMBLY BILL NO. 53—Elder. An act to add Section 20218 to the Government Code, relating to the Public Employees' Retirement System, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY JOINT RESOLUTION NO. 1—Filante. Relative to earthquake programs

REPORTS OF STANDING COMMITTEES**Committee on Local Government**

Date of Hearing November 3, 1989

Mr Speaker Your Committee on Local Government reports

Assembly Bill No 2

With the recommendation Do pass

CORTESE, Chairman

Above bill ordered to second reading.

COMMUNICATIONS

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

Committee on Judiciary

November 3, 1989

*Hon. Willie L. Brown, Jr.
Room 219, State Capitol
Sacramento, California*

Dear Mr. Speaker: On November 3, 1989 the Assembly Committee on Judiciary voted to pass AB 45X (W. Brown) (10-0) and reported the measure directly to the Committee on Ways and Means.

Sincerely,

PHILLIP ISENBERG, Chairman

Committee on Water, Parks and Wildlife

November 3, 1989

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

Dear Mr. Speaker: The Assembly Water, Parks and Wildlife Committee has met and in accordance with a motion made on November 2, 1989, herewith transmits AB 39 directly to the Committee on Ways and Means with the recommendation: Do Pass to Ways & Means.

The Committee vote was 9-0.

Sincerely,

JIM COSTA, Chairman

Committee on Local Government

November 3, 1989

Dear Mr. Speaker: The Assembly Committee on Local Government has met and in accordance with a motion made on November 2, 1989, herewith transmits AB 37x directly to the Committee on Ways and Means with the recommendation: Do pass, and re-refer to Committee on Ways and Means.

The committee vote was 8-0.

Yours truly,

DOMINIC L. CORTESE, Chairman

November 3, 1989

Dear Mr. Speaker: The Assembly Committee on Local Government has met and in accordance with a motion made on November 2, 1989, herewith transmits AB 16x directly to the Committee on Ways and Means with the recommendation: Do pass, and re-refer to Committee on Ways and Means.

The committee vote was 6-1.

Yours truly,

DOMINIC L. CORTESE, Chairman

November 3, 1989

Dear Mr. Speaker: The Assembly Committee on Local Government has met and in accordance with a motion made on November 2, 1989, herewith transmits AB 17x directly to the Committee on Ways and Means with the recommendation: Do pass, and re-refer to Committee on Ways and Means.

The committee vote was 6-0.

Yours truly,

DOMINIC L. CORTESE, Chairman

November 3, 1989

Dear Mr. Speaker: The Assembly Committee on Local Government has met and in accordance with a motion made on November 2, 1989, herewith transmits AB 18x directly to the Committee on Ways and Means with the recommendation: Do pass, and re-refer to Committee on Ways and Means.

The committee vote was 8-0.

Yours truly,

DOMINIC L. CORTESE, Chairman

Committee on Housing and Community Development

November 3, 1989

Honorable Willie L. Brown, Jr.

Speaker of the Assembly

State Capitol

Sacramento, California

Dear Mr. Speaker: The Assembly Committee on Housing and Community Development met November 3rd and the following bills were transmitted to the Assembly Committee on Ways and Means.

AB 6x (Hauser)—As Amended (Vote 6-1)

AB 29x (Areias)—As Amended (Vote 6-1)

AB 40x (Farr)—As Amended (Vote 7-0)

AB 41x (Farr)—As Amended (Vote 7-0)

Sincerely,

DAN HAUSER, Chairman

Committee on Transportation

November 3, 1989

Honorable Willie L. Brown, Jr.

Speaker of the Assembly

State Capitol

Sacramento, California

Dear Mr. Speaker: The Assembly Committee on Transportation has met November 2, 1989, herewith transmits AB 26x directly to the Committee on Ways and Means with the recommendation Do Pass.

The Committee vote was 10-1.

Sincerely,

RICHARD KATZ, Chairman
Assembly Transportation Committee

November 3, 1989

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

Dear Mr. Speaker: The Assembly Committee on Transportation has met and in accordance with a motion made on November 2, 1989, herewith transmits AB 38X directly to the Committee on Ways and Means with the recommendation Do Pass.

The Committee vote was 15-1.

Sincerely,

RICHARD KATZ, Chairman
Assembly Transportation Committee

November 3, 1989

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

Dear Mr. Speaker: The Assembly Committee on Transportation has met and in accordance with a motion made on November 2, 1989, herewith transmits AB 44X directly to the Committee on Ways and Means with the recommendation Do Pass.

The Committee vote was 13-0.

Sincerely,

RICHARD KATZ, Chairman
Assembly Transportation Committee

November 3, 1989

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

Dear Mr. Speaker: The Assembly Committee on Transportation has met and in accordance with a motion made on November 2, 1989, herewith transmits AB 5X directly to the Committee on Ways and Means with the recommendation Do Pass.

The Committee vote was 15-1.

Sincerely,

RICHARD KATZ, Chairman
Assembly Transportation Committee

November 3, 1989

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

Dear Mr. Speaker: The Assembly Committee on Transportation has met and in accordance with a motion made on November 2, 1989, herewith transmits AB 7X directly to the Committee on Ways and Means with the recommendation Do Pass.

The Committee vote was 15-1.

Sincerely,

RICHARD KATZ, Chairman
Assembly Transportation Committee

November 3, 1989

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

Dear Mr. Speaker: The Assembly Committee on Transportation has met and in accordance with a motion made on November 2, 1989, herewith transmits AB 13X directly to the Committee on Ways and Means with the recommendation Do Pass.

The Committee vote was 10-0.

Sincerely,

RICHARD KATZ, Chairman
Assembly Transportation Committee

November 3, 1989

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

Dear Mr. Speaker: The Assembly Committee on Transportation has met and in accordance with a motion made on November 2, 1989, herewith transmits ACR IX directly to the Committee on Ways and Means with the recommendation: Be adopted.

The Committee vote was 9-4.

Sincerely,

RICHARD KATZ, Chairman
Assembly Transportation Committee

Committee on Agriculture

November 3, 1989

Dear Mr. Speaker: The Assembly Committee on Agriculture has met and in accordance with a motion made on November 2, 1989, herewith transmits AB No. 4X directly to the Committee on Ways and Means with the recommendation: Do pass and rerefer to the Committee on Ways and Means.

The committee recommends the following amendments (see attached).

The committee vote was 8-0.

Sincerely,

NORM WATERS, Chairman
Assembly Agriculture Committee

November 3, 1989

Dear Mr. Speaker: The Assembly Committee on Agriculture has met and in accordance with a motion made on November 2, 1989, herewith transmits AB No. 34X directly to the Committee on Ways and Means with the recommendation: Do pass and rerefer to the Committee on Ways and Means.

The committee recommends the following amendments (see attached).

The committee vote was 8-0.

Sincerely,

NORM WATERS, Chairman
Assembly Agriculture Committee

Committee on Revenue and Taxation

November 3, 1989

Honorable Willie L. Brown, Jr.
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: The Assembly Committee on Revenue and Taxation has met and in accordance with a motion made on November 2, 1989, herewith transmits AB 15X (Cortese) directly to Ways and Means with no recommendation.

The Committee vote was 9-0.

Sincerely,

JOHAN KLEHS
Assemblyman

November 3, 1989

*Honorable Willie L. Brown, Jr.
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: The Assembly Committee on Revenue and Taxation has met and in accordance with a motion made on November 2, 1989, herewith transmits AB 25X (Klehs) directly to Ways and Means with no recommendation.

The Committee vote was 9-0.

Sincerely,

JOHAN KLEHS
Assemblyman

November 3, 1989

*Honorable Willie L. Brown, Jr.
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: The Assembly Committee on Revenue and Taxation has met and in accordance with a motion made on November 2, 1989, herewith transmits AB 36X (Quackenbush) directly to Ways and Means with the recommendation that the bill go Do Pass to Ways and Means.

The Committee vote was 9-0.

Sincerely,

JOHAN KLEHS
Assemblyman

November 3, 1989

*Honorable Willie L. Brown, Jr.
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: The Assembly Committee on Revenue and Taxation has met and in accordance with a motion made on November 2, 1989, herewith transmits AB 47X (Klehs) directly to Ways and Means with the recommendation that the bill go Do Pass to Ways and Means.

The Committee vote was 9-0.

Sincerely,

JOHAN KLEHS
Assemblyman

November 3, 1989

*Honorable Willie L. Brown, Jr.
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: The Assembly Committee on Revenue and Taxation has met and in accordance with a motion made on November 2, 1989, herewith transmits AB No. 48X (Areias) directly to the Committee on Ways and Means with the recommendation do pass as amended.

The amendments adopted were as follows:

1) The attached language suspending the provisions of Article XVI, Section 8 of the Constitution (Proposition 98), as it relates to the revenues generated by the 1/4% sales tax increase.

2) Language requiring the State Board of Equalization to evaluate the effect of the proposed sales tax change on its administrative costs and the compliance burden placed upon retailers (this language to be consistent with language currently being drafted to amend SB 33X).

The committee vote was 7-1.

Sincerely,

JOHAN KLEHS
Assemblyman

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, November 3, 1989

Mr. Speaker Pursuant to your instructions, the Chief Clerk has examined Assembly Bill No. 2

And reports the same correctly engrossed

R BRIAN KIDNEY, Chief Clerk

Above bill ordered to third reading.

**CONSIDERATION OF ASSEMBLY BILL NO. 2
BY UNANIMOUS CONSENT**

Assembly Member Hannigan was granted unanimous consent to take up Assembly Bill No. 2, without reference to committee or file, for purpose of consideration at this time.

ASSEMBLY BILL NO. 2 (Hannigan)—An act to add Sections 24304 8, 24304 9, and 24304 10 to the Government Code, relating to counties, and declaring the urgency thereof, to take effect immediately

Bill read second time.

Resolutions

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Hannigan

Resolved, That Assembly Bill No. 2 presents a case of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bill be read on three separate days in each house is hereby dispensed with, and it is ordered that the bill be placed upon its passage, and considered engrossed.

Resolution read, and adopted by the following vote:

AYES—68

Allen	Eaves	Johnson	Murray
Areias	Elder	Johnston	O'Connell
Bader	Epple	Jones	Polanco
Bane	Ferguson	Katz	Pringle
Bentley	Filante	Kelley	Roos
Bronzan	Floyd	Killea	Roybal-Allard
Brown, Dennis	Frazee	Klehs	Seastrand
Burton	Friedman	La Follette	Sher
Calderon	Frizzelle	Lancaster	Speier
Campbell	Hannigan	Lempert	Tanner
Chacon	Harris	Leslie	Tucker
Chandler	Harvey	Lewis	Waters, Maxine
Clute	Hauser	Margolin	Waters, Norman
Connelly	Hayden	McClintock	Woodruff
Cortese	Hughes	Mojonnier	Wright
Costa	Hunter	Moore	Wyman
Eastin	Isenberg	Mountjoy	Mr Speaker

NOES—None

Article IV, Section 8(b) of the Constitution was declared dispensed with.

Third Reading of Assembly Bill No. 2

ASSEMBLY BILL NO. 2—An act to add Sections 24304 8, 24304 9, and 24304 10 to the Government Code, relating to counties, and declaring the urgency thereof, to take effect immediately

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—72

Allen	Eaves	Hunter	O'Connell
Areias	Elder	Isenberg	Peace
Bader	Epple	Johnson	Polanco
Baker	Farr	Johnston	Pringle
Bane	Felando	Jones	Roos
Bentley	Ferguson	Katz	Roybal-Allard
Bronzan	Filante	Kelley	Seastrand
Brown, Dennis	Floyd	Killea	Sher
Burton	Frazee	Klehs	Speier
Calderon	Friedman	La Follette	Statham
Campbell	Frizzelle	Lancaster	Tanner
Chacon	Hannigan	Lempert	Tucker
Chandler	Harris	Leslie	Waters, Maxine
Clute	Harvey	Lewis	Waters, Norman
Connelly	Hauser	McClintock	Woodruff
Cortese	Hayden	Mojonnier	Wright
Costa	Hill	Moore	Wyman
Eastin	Hughes	Murray	Mr Speaker

NOES—1

Mountjoy

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—72

Allen	Eaves	Hunter	O'Connell
Areias	Elder	Isenberg	Peace
Bader	Epple	Johnson	Polanco
Baker	Farr	Johnston	Pringle
Bane	Felando	Jones	Roos
Bentley	Ferguson	Katz	Roybal-Allard
Bronzan	Filante	Kelley	Seastrand
Brown, Dennis	Floyd	Killea	Sher
Burton	Frazee	Klehs	Speier
Calderon	Friedman	La Follette	Statham
Campbell	Frizzelle	Lancaster	Tanner
Chacon	Hannigan	Lempert	Tucker
Chandler	Harris	Leshe	Waters, Maxine
Clute	Harvey	Lewis	Waters, Norman
Connelly	Hauser	McClintock	Woodruff
Cortese	Hayden	Mojonnier	Wright
Costa	Hill	Moore	Wyman
Eastin	Hughes	Murray	Mr Speaker

NOES—1

Mountjoy

Bill ordered transmitted to the Senate.

DESK HELD OPEN

Speaker Brown was granted unanimous consent that the Desk be held open to receive all amendments to Assembly bills from committees.

REQUEST FOR UNANIMOUS CONSENT

Speaker Brown was granted unanimous consent that all bills reported from committees today with a "Do pass" recommendation be taken up, without reference to file, for purpose of second reading, and that the bills be ordered to third reading; and that all bills reported from committees today with a "Do pass as amended" recommendation be taken up, without reference to file, for purpose of second reading and adoption of committee amendments, and that the bills be ordered to third reading for the next legislative day.

VOTE ADDS

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

Assembly Bill No. 2, Resolution to Dispense with Constitution: Bronzan, Calderon, Chacon, Chandler, Cortese, Hayden, Jones, Katz, Killea, Murray, Seastrand, and Wright—Aye.

Assembly Bill No. 2 and Urgency: Bronzan, Calderon, Chacon, Cortese, Hayden, Katz, Killea, Seastrand, and Wright—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 6:20 p.m., Speaker Brown declared the quorum call of the Assembly dispensed with.

COMMUNICATIONS

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

November 3, 1989

*Brian Kidney, Chief Clerk
State Capitol, Room 3194
Sacramento, California*

Dear Brian: Please be advised that I have appointed Assemblymember Terry Friedman to the Ways and Means Committee in place of Assemblymember Steve Peace.

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

REPORTS OF STANDING COMMITTEES
Committee on Public Safety

November 3, 1989

*Mr. R. Brian Kidney
Chief Clerk of the Assembly
Room 3196, State Capitol
Sacramento, California*

Dear Mr. Kidney: Pursuant to a motion made on November 2, 1989, the Chair of the Committee on Public Safety is transmitting Assembly Bills 9x, 21x, and 24x to the Ways and Means Committee.

Peace and Friendship,

JOHN BURTON
Chair

Committee on Ways and Means

Date of Hearing: November 3, 1989

Mr. Speaker. Your Committee on Ways and Means reports:

Assembly Bill No. 3

Assembly Bill No. 28

Assembly Bill No. 11

Assembly Bill No. 43

Assembly Bill No. 22

Assembly Bill No. 47

Assembly Bill No. 23

With the recommendation Do pass.

VASCONCELLOS, Chairman

Above bills ordered to second reading.

Date of Hearing: November 3, 1989

Mr. Speaker: Your Committee on Ways and Means reports:

Assembly Bill No. 39

With amendments with the recommendation: Amend, and do pass, as amended.

VASCONCELLOS, Chairman

Above bill ordered to second reading.

ADOPTED
RECORD # 30 BP NOV 3 1989
R. BRIAN KIDNEY
Chairman

OK RL
NOV 03 1989 ORIGINAL COPY
89307 18:31
PAGE NO. 1
Substitute

1989-90 FIRST EXTRAORDINARY SESSION
AMENDMENTS TO ASSEMBLY BILL NO. 39

Amendment 1
Strike out lines 2 and 3 of the title, and

insert:

adding items 3790-002-001, 3790-002-786, and 3790-101-722
to Section 2.00 thereof,

Amendment 2
On page 2, strike out line 6, and insert:

(a) Notwithstanding any other provision of law,
the funds appropriated by this act and

Amendment 3
On page 2, line 14, strike out "The" and insert:
Notwithstanding any other provision of law, the

Amendment 4
On page 2, line 17, strike out "28" and insert-
28.00

Amendment 5
On page 2, strike out line 21, and insert:

(c) Notwithstanding any other provision of law,
the state bond funds from which amounts are appropriated
by this act for earthquake relief for state and local
parks shall be reimbursed from federal funds received by
the state or local governments to the extent that:

(1) Federal relief funds are made available for
these projects.

(2) These reimbursements do not jeopardize the
tax-exempt status of the affected state bond funds.

SEC. 2. Notwithstanding any other provision of
law, in order to expedite the Section 28.00 process

Amendment 6
On page 2, line 24, strike out "28" and insert:

28.00

RECORD # 40 BP: 89307 18:31
RN 89 025594 PAGE NO. 2

Amendment 7
On page 2, strike out line 35, and on page 3,
strike out lines 1 and 2

Amendment 8
On page 3, line 3, strike out "(c)" and insert:
(b)

Amendment 9
On page 3, line 7, strike out "-200,000" and
insert:
-1,300,000

Amendment 10
On page 3, strike out lines 9 to 15, inclusive

Amendment 11
On page 3, line 16, strike out "SEC. 5." and
insert:
SEC. 4.

Amendment 12
On page 3, line 23, strike out "200,000" and
insert:
1,300,000

Amendment 14
On page 3, line 25, strike out "SEC. 6." and
insert:
SEC. 5.

Amendment 15
On page 4, line 11, strike out "SEC. 7." and
insert:
SEC. 6.

- 0 -

Date of Hearing November 3, 1989

Mr Speaker Your Committee on Ways and Means reports

Assembly Concurrent Resolution No 1

With the recommendation Be adopted

VASCONCELLOS, Chairman

Above resolution ordered on file.

Committee on Revenue and Taxation

Date of Hearing November 3, 1989

Mr Speaker Your Committee on Revenue and Taxation reports.

Assembly Bill No 8

Assembly Bill No 32

With the recommendation That the bills be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper committee for study.

KLEHS, Chairman

Subject matter of the above bills referred to the Committee on Rules.

SECOND READING OF BILLS BY UNANIMOUS CONSENT

Pursuant to unanimous consent granted earlier this day, the following bills were taken up, without reference to file, for purpose of second reading, and adoption of committee amendments:

ASSEMBLY BILL NO. 3—An act to add and repeal Section 8684 of the Government Code, relating to disaster assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 11—An act relating to unemployment insurance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 22—An act to add Sections 17560 1, 65920 1, and 66451 22 to, and Chapter 1 4 (commencing with Section 6080) to Division 7 of Title 1 of, the Government Code, to add Section 50835 to the Health and Safety Code, to add Section 30514 2 to the Public Resources Code, and to add Section 6 1 to Chapter 1519 of the Statutes of 1986, relating to statutory and regulatory time limits, and declaring the urgency thereof, to take effect immediately

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 23—An act to amend Section 10083 of, and to add Section 10087 5 to, the Insurance Code, relating to insurance

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 28—An act to add Section 50672 to the Health and Safety Code, relating to disaster relief, and declaring the urgency thereof, to take effect immediately

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 43—An act to amend Section 12 30 of Chapter 93 of the Statutes of 1989, relating to disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 47—An act to amend Section 16418 of, and to add Sections 24304 8, 24304 9, and 24304 10 to, the Government Code and to amend Sections 197, 197 1, 197 2, 197 3, 197 5, 197 6, 197 9, and 198 1 of the Revenue and Taxation Code, relating to local government, making an appropriation therefor and declaring the urgency thereof, to take effect immediately

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 39—An act to amend and supplement the Budget Act of 1989 by adding Item 3790-002-001, Item 3790-002-721, Item 3790-002-786, and Item 3790-101-722 to Section 2.00 thereof, relating to parks and historical resources, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

Bill read second time; amendments proposed by the Committee on Ways and Means read and adopted; bill ordered reprinted and to be returned to the third reading file.

PROPOSED POLICY COMMITTEE AMENDMENTS

The following amendments were this day transmitted from policy committees to the Committee on Ways and Means:

ORIGINAL COPY

NOV 03 1989

SUIT:
RECORD #

40 BF:

RN 89 025434

89307 20:11
PAGE NO. 1

Substantive

1989-90 FIRST EXTRAORDINARY SESSION
AMENDMENTS TO ASSEMBLY BILL NO. 6

Amendment 1

On page 2, line 2, after the first "to" insert:

Division 24 of

Amendment 2

On page 3, strike out lines 27 to 33, inclusive,
in line 34, strike out "34054." and insert:

34053.

Amendment 3

On page 4, line 3, strike out "34055." and
insert:

34054.

Amendment 4

On page 4, strike out lines 8 to 16, inclusive,
in line 17, strike out "34057." and insert:

34055.

Amendment 5

On page 4, strike out lines 20 to 26, inclusive,
in line 27, strike out "34058." and insert:

communities participating in the Special Housing Program
for Migratory Workers (Chapter 8.5 (commencing with
Section 50710) of Part 2 of Division 31) and the
Department of Commerce shall give priority to funding
those purposes authorized by the Rural Economic
Development Infrastructure Program (Article 5 (commencing
with Section 15373.6) of Chapter 2.5 of Part 6.7 of the
Government Code).

34056.

Amendment 6

On page 4, strike out line 28 and insert:

Sections 34053 and 34054 with the

SERT:
RECORD #

50 BF:

RN 89 025434

89307 20:11
PAGE NO. 2

Amendment 7

On page 4, line 33, strike out "34059." and

insert:

34057.

Amendment 8

On page 8, strike out line 20 and insert:

sum of twenty million dollars (\$20,000,000) is hereby

Amendment 9

On page 8, strike out lines 26 to 31, inclusive,
and insert:

(a) Nine million six hundred forty thousand
dollars (\$9,640,000) to the Emergency

Amendment 10

On page 8, line 36, after "Code" insert:

of which one million (\$1,000,000) is to be expended for
the program established by Section 34078 of the Health and
Safety Code

Amendment 11

On page 8, strike out lines 37 to 40, inclusive,
on page 9, strike out lines 1 and 2 and insert:

(b) Two million dollars (\$2,000,000) to the
Rural

Amendment 12

On page 9, line 5, strike out "34054" and

insert:

34053

Amendment 13

On page 9, strike out line 7 and insert:

(c) Two million dollars (\$2,000,000) to the
Urban

Amendment 14

On page 9, line 10, strike out "34054" and

insert:

Nov. 3, 1989

ASSEMBLY JOURNAL

97

sert: 89307 20:11
RECORD # 60 BF: RN 89 025434 PAGE NO. 3

RECORD # 30 BF:

NOV 03 1989 89307 15:34
RN 89 025577 PAGE NO. 1
Substantive

34053

Amendment 15
On page 9, strike out line 12 and insert:
(d) Four million dollars (\$4,000,000) to the
Self-Help

Amendment 16
On page 9, line 15, strike out "34055" and
insert:

34054

Amendment 17
On page 9, strike out line 17 and insert:
(e) Three hundred sixty thousand dollars
(\$360,000) to the Special

Amendment 18
On page 9, line 19, strike out "34057" and
insert:

34056

Amendment 19
On page 9, strike out lines 21 to 24, inclusive,
and insert:

(f) One million dollars (\$1,000,000) to the
Rural Economic Development Fund for the purposes specified
in Section 34055 of the Health and Safety Code.

(g) One million dollars (\$1,000,000) to the
special fund of the Office of Migrant Services for the
purposes specified in Section 34055 of the Health and
Safety Code.

- 0 -

1989-90 FIRST EXTRAORDINARY SESSION
AMENDMENTS TO ASSEMBLY BILL NO. 29

Amendment 1
On page 3, strike out line 5, and insert:
SEC. 2. The sum of two million dollars
(\$2,000,000) is

- 0 -

98

ASSEMBLY JOURNAL

Nov. 3, 1989

NOV 3 1989

ORIGINAL COPY

RECORD # 40 BF:

RN 89 025238 89307 17:53
PAGE NO. 1

Substantive

1989-90 FIRST EXTRAORDINARY SESSION
AMENDMENTS TO ASSEMBLY BILL NO. 40

Amendment 1

On page 6, lines 13 and 14, strike out "fifteen million dollars (\$15,000,000)" and insert

twenty-six million five-hundred thousand dollars (\$26,500,000)

- 0 -

NOV 04 1989

ORIGINAL COPY

RECORD # 40 BF:

RN 89 025617 89308 11:14
PAGE NO. 1

Substantive

1989-90 FIRST EXTRAORDINARY SESSION
AMENDMENTS TO ASSEMBLY BILL NO. 41

Amendment 1

On page 7, lines 24 and 25, strike out "fifteen million dollars (\$15,000,000)" and insert:

twenty-six million five hundred thousand dollars (\$26,500,000)

- 0 -

Nov. 3, 1989

ASSEMBLY JOURNAL

99

ADJOURNMENT

At 12 M, the Assembly adjourned until 8:30 a.m., Saturday, November 4, 1989.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON NOVEMBER 3, 1989**

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

Assembly Bill

39

CALIFORNIA LEGISLATURE
1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Saturday, November 4, 1989

**THIRD SESSION DAY
THIRD CALENDAR DAY**

AT SACRAMENTO, CALIFORNIA



NOTE: 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
Saturday, November 4, 1989

The Assembly met at 8:30 a.m.
Hon. Mike Roos, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk R. Brian Kidney at the Desk.
Assistant Clerk Daniel McLean reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

At 8:31 a.m., Speaker pro Tempore Roos placed a quorum call upon the Assembly.

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

Quorum Present

At 9:28 a.m., Speaker pro Tempore Roos declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—77:

Allen	Elder	Johnston	Pringle
Areias	Epple	Jones	Quackenbush
Bader	Farr	Katz	Roos
Baker	Felando	Kelley	Roybal-Allard
Bane	Ferguson	Killea	Seastrand
Bates	Filante	Klehs	Sher
Bentley	Floyd	La Follette	Speier
Bronzan	Frazee	Lancaster	Statham
Brown, Dennis	Frizzelle	Lempert	Tanner
Burton	Hannigan	Leslie	Tucker
Calderon	Hansen	Lewis	Vasconcellos
Campbell	Harris	McClintock	Waters, Maxine
Chacon	Harvey	Mojonnier	Waters, Norman
Chandler	Hauser	Moore	Woodruff
Clute	Hayden	Mountjoy	Wright
Connelly	Hill	Murray	Wyman
Cortese	Hughes	Nolan	Mr. Speaker
Costa	Hunter	O'Connell	
Eastin	Isenberg	Peace	
Eaves	Johnson	Polanco	

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton T. Boswell:

Almighty God, Whose Power Is Manifest in the Ordering of the World and Whose Justice and Truth Will Timely Prevail, Be with us in this Assembly. Grant us Your blessing as we consider the heavy issues of this day. Give to each member a special grace to accept the resolution of these matters. Hopefully, ensuring the common good. We thank You Lord, for faithful men and women who seek to do the right thing in the assurance that truth and justice are their own reward. In the presence of Your great power, we know now, how weak we are, how temporal and transitory we are—here today and gone tomorrow. But You Lord are the same yesterday, today, and tomorrow, and the power is Yours.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Roos, Assembly Member O'Connell 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 Hannigan, seconded by Assembly Member O'Connell.

CAUCUS ANNOUNCEMENTS

At 9:30 a.m., by unanimous consent, the Democratic Caucus was permitted to meet in the Assembly Lounge, and the Republican Caucus was permitted to meet in the Rules Committee Meeting Room.

RECESS

By unanimous consent, at 9:31 a.m., Speaker pro Tempore Roos declared the Assembly recessed.

REASSEMBLED

At 10:55 a.m., the Assembly reconvened.

Hon. Mike Roos, Speaker pro Tempore of the Assembly, presiding.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, November 4, 1989

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 3

Assembly Bill No. 28

Assembly Bill No. 11

Assembly Bill No. 39

Assembly Bill No. 22

Assembly Bill No. 43

Assembly Bill No. 23

Assembly Bill No. 47

And reports the same correctly engrossed

R. BRIAN KIDNEY, Chief Clerk

Above bills ordered to third reading.

Assembly Chamber, November 4, 1989

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 1

And reports the same correctly engrossed.

R. BRIAN KIDNEY, Chief Clerk

Above resolution ordered on file.

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

ASSEMBLY BILL NO. 3 (Farr)—An act to add and repeal Section 8684 of the Government Code, relating to disaster assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—65

Areias	Eaves	Jones	Roos
Bader	Elder	Katz	Roybal-Allard
Baker	Epple	Kelley	Seastrand
Bane	Farr	Killea	Sher
Bates	Filante	Klehs	Speier
Bentley	Floyd	La Follette	Statham
Bronzan	Frizzelle	Lancaster	Tanner
Burton	Hannigan	Lempert	Tucker
Calderon	Hansen	Leshie	Vasconcellos
Campbell	Harris	McClintock	Waters, Maxine
Chacon	Harvey	Mojonnier	Waters, Norman
Chandler	Hauser	Moore	Woodruff
Clute	Hayden	Murray	Wyman
Connelly	Hill	O'Connell	Mr Speaker
Cortese	Hughes	Peace	
Costa	Isenberg	Polanco	
Eastin	Johnston	Quackenbush	

NOES—11

Allen	Ferguson	Lewis	Pringle
Brown, Dennis	Frazer	Mounjoy	Wright
Felando	Hunter	Nolan	

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—65

Areias	Eaves	Jones	Roos
Bader	Elder	Katz	Roybal-Allard
Baker	Epple	Kelley	Seastrand
Bane	Farr	Killea	Sher
Bates	Filante	Klehs	Speier
Bentley	Floyd	La Follette	Statham
Bronzan	Frizzelle	Lancaster	Tanner
Burton	Hannigan	Lempert	Tucker
Calderon	Hansen	Leshie	Vasconcellos
Campbell	Harris	McClintock	Waters, Maxine
Chacon	Harvey	Mojonnier	Waters, Norman
Chandler	Hauser	Moore	Woodruff
Clute	Hayden	Murray	Wyman
Connelly	Hill	O'Connell	Mr Speaker
Cortese	Hughes	Peace	
Costa	Isenberg	Polanco	
Eastin	Johnston	Quackenbush	

NOES—11

Allen	Ferguson	Lewis	Pringle
Brown, Dennis	Frazer	Mounjoy	Wright
Felando	Hunter	Nolan	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 22 (Farr)—An act to add Sections 17560.1, 65920.1, and 66451.22 to, and Chapter 1 4 (commencing with Section 6080) to Division 7 of Title 1 of, the Government Code, to add Section 50835 to the Health and Safety Code, to add Section 30514 2 to the Public Resources Code, and to add Section 6 1 to Chapter 1519 of the Statutes of 1986, relating to statutory and regulatory time limits, 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 Farr moved a call of the Assembly.

Motion carried. Time, 11:03 a.m.

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

ASSEMBLY BILL NO. 39 (Seastrand)—An act to amend and supplement the Budget Act of 1989 by adding Items 3790-002-001, 3790-002-786, and 3790-101-722 to Section 2 00 thereof, relating to parks and historical resources, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—77

Allen	Elder	Johnston	Pringle
Areias	Epple	Jones	Quackenbush
Bader	Farr	Katz	Roos
Baker	Felando	Kelley	Roybal-Allard
Bane	Ferguson	Killea	Seastrand
Bates	Filante	Klehs	Sher
Bentley	Floyd	La Follette	Speier
Bronzan	Frazee	Lancaster	Statham
Brown, Dennis	Frizzelle	Lempert	Tanner
Burton	Hannigan	Leslie	Tucker
Calderon	Hansen	Lewis	Vasconcellos
Campbell	Harris	McClintock	Waters, Maxine
Chacon	Harvey	Mojonnier	Waters, Norman
Chandler	Hauser	Moore	Woodruff
Clute	Hayden	Mountjoy	Wright
Connolly	Hills	Murray	Wyman
Cortese	Hughes	Nolan	Mr Speaker
Costa	Hunter	O'Connell	
Eastin	Isenberg	Peace	
Eaves	Johnson	Polanco	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—77

Allen	Elder	Johnston	Pringle
Areias	Epple	Jones	Quackenbush
Bader	Farr	Katz	Roos
Baker	Felando	Kelley	Roybal-Allard
Bane	Ferguson	Killea	Seastrand
Bates	Filante	Klehs	Sher
Bentley	Floyd	La Follette	Speier
Bronzan	Frazee	Lancaster	Statham
Brown, Dennis	Frizzelle	Lempert	Tanner
Burton	Hannigan	Leshe	Tucker
Calderon	Hansen	Lewis	Vasconcellos
Campbell	Harris	McChntock	Waters, Maxine
Chacon	Harvey	Mojonnier	Waters, Norman
Chandler	Hauser	Moore	Woodruff
Clute	Hayden	Mountjoy	Wright
Connelly	Hill	Murray	Wyman
Cortese	Hughes	Nolan	Mr Speaker
Costa	Hunter	O'Connell	
Eastin	Isenberg	Peace	
Eaves	Johnson	Polanco	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 43 (Vasconcellos)—An act to amend Section 12 30 of Chapter 93 of the Statutes of 1989, 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, and adopted by the following vote:

AYES—77

Allen	Elder	Johnston	Pringle
Areias	Epple	Jones	Quackenbush
Bader	Farr	Katz	Roos
Baker	Felando	Kelley	Roybal-Allard
Bane	Ferguson	Killea	Seastrand
Bates	Filante	Klehs	Sher
Bentley	Floyd	La Follette	Speier
Bronzan	Frazee	Lancaster	Statham
Brown, Dennis	Frizzelle	Lempert	Tanner
Burton	Hannigan	Leslie	Tucker
Calderon	Hansen	Lewis	Vasconcellos
Campbell	Harris	McChntock	Waters, Maxine
Chacon	Harvey	Mojonnier	Waters, Norman
Chandler	Hauser	Moore	Woodruff
Clute	Hayden	Mountjoy	Wright
Connelly	Hill	Murray	Wyman
Cortese	Hughes	Nolan	Mr Speaker
Costa	Hunter	O'Connell	
Eastin	Isenberg	Peace	
Eaves	Johnson	Polanco	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—77

Allen	Elder	Johnston	Pringle
Areias	Epple	Jones	Quackenbush
Bader	Farr	Katz	Roos
Baker	Felando	Kelley	Royal-Allard
Bane	Ferguson	Killea	Seastrand
Bates	Filante	Klehs	Sher
Bentley	Floyd	La Follette	Speier
Bronzan	Frazee	Lancaster	Statham
Brown, Dennis	Frizzelle	Lempert	Tanner
Burton	Hannigan	Leslie	Tucker
Calderon	Hansen	Lewis	Vasconcellos
Campbell	Harris	McChntock	Waters, Mayne
Chacon	Harvey	Mojonnier	Waters, Norman
Chandler	Hauser	Moore	Woodruff
Clute	Hayden	Mountjoy	Wright
Connelly	Hill	Murray	Wyman
Cortese	Hughes	Nolan	Mr Speaker
Costa	Hunter	O'Connell	
Eastin	Isenberg	Peace	
Eaves	Johnson	Polanco	

NOES—None

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT

Speaker pro Tempore Roos was granted unanimous consent that all bills passed on this day be transmitted to the Senate immediately.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 23 (Moore)—An act to amend Section 10083 of, and to add Section 10087 5 to, the Insurance Code, relating to insurance

Bill read third time.

CAUCUS ANNOUNCEMENTS

At 11:10 a.m., Assembly Member Johnson was granted unanimous consent that the Republican Caucus be permitted to meet in the Rules Committee meeting room.

RECESS

By unanimous consent, at 11:11 a.m., Speaker pro Tempore Roos declared the Assembly recessed.

ANNOUNCEMENTS

Speaker Brown announced that the House would remain in recess until 1:30 p.m. today.

REASSEMBLED

At 1:48 p.m., the Assembly reconvened.

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

MESSAGES FROM THE SENATE

Senate Chamber, November 4, 1989

Mr Speaker. I am directed to inform your honorable body that the Senate on this day passed

Assembly Bill No. 43

DARRYL R WHITE, Secretary of the Senate
By John W Rovane, Assistant Secretary

Above bill ordered enrolled.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 23

ASSEMBLY BILL NO. 23 (Moore)—An act to amend Section 10083 of, and to add Section 10087 5 to, the Insurance Code, relating to insurance.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 1:49 p.m.

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

MESSAGES FROM THE SENATE

Senate Chamber, November 4, 1989

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Senate Bill No 10

DARRYL R WHITE, Secretary of the Senate
By John W Rovane, Assistant Secretary

Senate Chamber, November 4, 1989

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Senate Bill No 11

DARRYL R WHITE, Secretary of the Senate
By John W Rovane, Assistant Secretary

Senate Chamber, November 4, 1989

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Senate Bill No 34

Senate Bill No 40

Senate Bill No 45

DARRYL R WHITE, Secretary of the Senate
By John W Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 10—An act to amend and supplement the Budget Act of 1989 by adding Items 3790-002-001, 3790-002-786, and 3790-101-722 to Section 2 00 thereof, relating to parks and historical resources, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

SENATE BILL NO. 11—An act relating to natural disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 34—An act to amend Section 16418 of, and to add Sections 24304 8, 24304 9, and 24304 10 to, the Government Code, and to amend Sections 197, 197 1, 197 2, 197 3, 197 5, 197 6, 197 9, 198 1, 17207, and 24347 5 of the Revenue and Taxation Code, relating to taxation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

SENATE BILL NO. 40—An act to amend Section 12 30 of Chapter 93 of the Statutes of 1989, relating to disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

SENATE BILL NO. 45—An act to add Part 8 (commencing with Section 997) to Division 3 6 of Title 1 of the Government Code, relating to disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

REPORTS OF STANDING COMMITTEES
Committee on Ways and Means

Date of Hearing November 3, 1989

Mr. Speaker Your Committee on Ways and Means reports
 Assembly Bill No. 38

With amendments with the recommendation Amend, and do pass, as amended
 VASCONCELLOS, Chairman

CONSIDERATION OF ASSEMBLY BILL NO. 38
BY UNANIMOUS CONSENT

Assembly Member Sher was granted unanimous consent to take up Assembly Bill No. 38, without reference to file, for purpose of consideration at this time.

ASSEMBLY BILL NO. 38 (Sher)—An act to add and repeal Article 8 (commencing with Section 229) to Chapter 1 of Division 1 of the Streets and Highways Code, relating to transportation, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Committee Amendments Withdrawn

By unanimous consent, the amendments proposed by the Committee on Ways and Means to Assembly Bill No. 38 were withdrawn.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Vasconcellos

Resolved, That Assembly Bills Nos. 35, 36, 37, 38, 40, 41, 42, 44, 45, and 48 present a case of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bills be read on three separate days in each house is hereby dispensed with, and it is ordered that the bills be placed upon their passage, and considered engrossed.

Resolution read, and adopted by the following vote:

AYES—74

Allen	Eaves	Johnson	Peace
Areias	Elder	Johnston	Polanco
Bader	Epple	Jones	Pringle
Baker	Farr	Katz	Quackenbush
Bane	Felando	Kelley	Róos
Bates	Ferguson	Killea	Roybal-Allard
Bentley	Filante	Klehs	Sher
Bronzan	Floyd	La Follette	Speier
Brown, Dennis	Frazee	Lancaster	Statham
Burton	Frizzelle	Lempert	Tanner
Calderon	Hannigan	Leslie	Tucker
Campbell	Hansen	Lewis	Vasconcellos
Chacon	Harris	McClintock	Waters, Norman
Chandler	Hauser	Mojonnier	Woodruff
Clute	Hayden	Moore	Wright
Connelly	Hill	Mountjoy	Wyman
Cortese	Hughes	Murray	Mr Speaker
Costa	Hunter	Nolan	
Eastin	Isenberg	O'Connell	

NOES—None

Article IV, Section 8(b) of the Constitution was declared dispensed with.

Resolution to Dispense With Constitutional Provision

By Assembly Member Vasconcellos

Resolved, That Senate Bills Nos. 10, 11, 34, 40, and 45 present a case of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bills be read on three separate days in each house is hereby dispensed with, and it is ordered that the bills be placed upon their passage.

Resolution read, and adopted by the following vote:

AYES—74

Allen	Eaves	Johnson	Peace
Areias	Elder	Johnston	Polanco
Bader	Epple	Jones	Pringle
Baker	Farr	Katz	Quackenbush
Bane	Felando	Kelley	Roos
Bates	Ferguson	Killea	Roybal-Allard
Bentley	Filante	Klehs	Sher
Bronzan	Floyd	La Follette	Spæer
Brown, Dennis	Frazee	Lancaster	Statham
Burton	Frizzelle	Lempert	Tanner
Calderon	Hanmigan	Leshe	Tucker
Campbell	Hansen	Lewis	Vasconcellos
Chacon	Harris	McClintock	Waters, Norman
Chandler	Hauser	Mojonnier	Woodruff
Clute	Hayden	Moore	Wright
Connelly	Hill	Mountjoy	Wyman
Cortese	Hughes	Murray	Mr Speaker
Costa	Hunter	Nolan	
Eastun	Isenberg	O'Connell	

NOES—None

Article IV, Section 8(b) of the Constitution was declared dispensed with.

THIRD READING OF ASSEMBLY BILL NO. 38

ASSEMBLY BILL NO. 38—An act to add and repeal Article 8 (commencing with Section 229) to Chapter 1 of Division 1 of the Streets and Highways Code, relating to transportation, and declaring the urgency thereof, to take effect immediately

Bill read third time.

Motion to Amend

Assembly Member Sher moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

**Further Consideration of Assembly Bill No. 38, As Amended,
By Unanimous Consent**

Assembly Member Sher was granted unanimous consent to take up Assembly Bill No. 38, as amended, without reference to file, for purpose of consideration at this time, and that the same be considered engrossed.

ASSEMBLY BILL NO. 38 (Sher)—An act to add Section 66532 of, and to add and repeal Section 14524 3 of, the Government Code, and to add Section 162.5 to, to add Article 4 8 (commencing with Section 179) to, and to add and repeal Article 8 (commencing with Section 229) of, Chapter 1 of Division 1 of, the Streets and Highways Code, relating to transportation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—76

Allen	Eaves	Isenberg	Peace
Areias	Elder	Johnson	Polanco
Bader	Epplé	Johnston	Pringle
Baker	Farr	Jones	Quackenbush
Bane	Felando	Katz	Roos
Bates	Ferguson	Kelley	Roybal-Allard
Bentley	Filante	Killea	Seastrand
Bronzan	Floyd	La Follette	Sher
Brown, Dennis	Frazee	Lancaster	Speier
Burton	Frizzelle	Lempert	Statham
Calderon	Hannigan	Leslie	Tanner
Campbell	Hansen	Lewis	Tucker
Chacon	Harris	McClintock	Vasconcellos
Chandler	Harvey	Mojonnier	Waters, Maxine
Clute	Hauser	Moore	Waters, Norman
Connelly	Hayden	Mountjoy	Woodruff
Cortese	Hill	Murray	Wright
Costa	Hughes	Nolan	Wyman
Eastin	Hunter	O'Connell	Mr Speaker

NOES—None

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—76

Allen	Eaves	Isenberg	Peace
Areias	Elder	Johnson	Polanco
Bader	Epplé	Johnston	Pringle
Baker	Farr	Jones	Quackenbush
Bane	Felando	Katz	Roos
Bates	Ferguson	Kelley	Roybal-Allard
Bentley	Filante	Killea	Seastrand
Bronzan	Floyd	La Follette	Sher
Brown, Dennis	Frazee	Lancaster	Speier
Burton	Frizzelle	Lempert	Statham
Calderon	Hannigan	Leslie	Tanner
Campbell	Hansen	Lewis	Tucker
Chacon	Harris	McClintock	Vasconcellos
Chandler	Harvey	Mojonnier	Waters, Maxine
Clute	Hauser	Moore	Waters, Norman
Connelly	Hayden	Mountjoy	Woodruff
Cortese	Hill	Murray	Wright
Costa	Hughes	Nolan	Wyman
Eastin	Hunter	O'Connell	Mr Speaker

NOES—None

Bill ordered transmitted to the Senate immediately.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Sher was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 38

November 4, 1989

*Willie L. Brown, Jr., Speaker
California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Willie: I would like to enter the following letter in the Assembly Daily Journal:

AB 38X is a bill I have authored to address transportation impacts of the October 17, 1989 earthquake in the Bay Area. Section 3 of the bill adds Section 162.5 to the Streets and Highways Code, requiring Caltrans to develop new seismic standards for transportation facilities. Subdivision (b) (2) of this section requires Caltrans to incorporate technology for highways and bridges "to withstand extreme seismic activity". In using this phrase, it is my intent that Caltrans shall interpret it to mean that the department shall incorporate technology for highways and bridges to withstand a maximum credible earthquake.

Sincerely,

BYRON D. SHER, Assembly Member
Twenty-first Assembly District

REPORTS OF STANDING COMMITTEES**Committee on Ways and Means**

Date of Hearing November 3, 1989

Mr Speaker Your Committee on Ways and Means reports

Assembly Bill No 48

With the recommendation Do pass

VASCONCELLOS, Chairman

**CONSIDERATION OF ASSEMBLY BILL NO. 48
BY UNANIMOUS CONSENT**

Assembly Member Areias was granted unanimous consent to take up Assembly Bill No. 48, without reference to file, for purpose of consideration at this time.

ASSEMBLY BILL NO. 48 (Areias)—An act to add Article 77 (commencing with Section 16419) to Chapter 2 of Division 4 of Title 2 of the Government Code, and to amend Section 7102 of, and add Sections 6051 1, 6051 9, 6201 1, 12637, 43158, and 45156 to, the Revenue and Taxation Code, relating to taxation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

Bill read second time.

Third Reading of Assembly Bill No. 48

ASSEMBLY BILL NO. 48—An act to add Article 77 (commencing with Section 16419) to Chapter 2 of Division 4 of Title 2 of the Government Code, and to amend Section 7102 of, and add Sections 6051.1, 6051.9, 6201.1, 12637, 43158, and 45156 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 by Assembly Member McClintock

Assembly Member McClintock moved the adoption of amendments.

Amendments read.

Demand for Previous Question

Assembly Members Vasconcellos, Hannigan, Costa, Isenberg, and Campbell demanded the previous question. Demand sustained.

The question being on the adoption of amendments offered by Assembly Member McClintock.

Amendments refused adoption by the following vote:

AYES—31

Allen	Frazee	Kelley	Nolan
Bader	Frizzelle	La Follette	Pringle
Bentley	Hansen	Lancaster	Quackenbush
Brown, Dennis	Harvey	Leslie	Seastrand
Calderon	Hill	Lewis	Woodruff
Chandler	Hunter	McClintock	Wright
Felando	Johnson	Mojonmer	Wyman
Ferguson	Jones	Mountjoy	

NOES—42

Areias	Elder	Johnston	Sher
Bates	Epple	Katz	Speier
Bronzan	Farr	Killea	Statham
Burton	Filante	Klehs	Tanner
Campbell	Floyd	Lempert	Tucker
Chacon	Hannigan	Moore	Vasconcellos
Clute	Harris	Murray	Waters, Maune
Connelly	Hauser	O'Connell	Waters, Norman
Cortese	Hayden	Polanco	Mr Speaker
Costa	Hughes	Roos	
Eastin	Isenberg	Roybal-Allard	

Motion to Amend

Assembly Member Areias moved the adoption of amendments.

Amendments read.

Demand for Previous Question

Assembly Members Hannigan, Isenberg, Polanco, Tucker, and Klehs demanded the previous question. Demand sustained.

The question being on the adoption of amendments offered by Assembly Member Areias.

Amendments adopted by the following vote:

AYES—72

Allen	Eastin	Hughes	O'Connell
Areias	Eaves	Isenberg	Peace
Bader	Elder	Johnson	Polanco
Baker	Epple	Johnston	Quackenbush
Bane	Farr	Jones	Roos
Bates	Felando	Kelley	Royal-Allard
Bentley	Ferguson	Killea	Seastrand
Bronzan	Filante	Klehs	Sher
Brown, Dennis	Floyd	La Follette	Speier
Burton	Frazee	Lancaster	Tanner
Calderon	Frizzelle	Lempert	Tucker
Campbell	Hannigan	Leslie	Vasconcellos
Chacon	Hansen	McClintock	Waters, Maxine
Chandler	Harris	Mojonier	Waters, Norman
Clute	Harvey	Moore	Woodruff
Connelly	Hauser	Mountjoy	Wright
Cortese	Hayden	Murray	Wyman
Costa	Hill	Nolan	Mr Speaker

NOES—None

Bill ordered reprinted.

**Further Consideration of Assembly Bill No. 48, As Amended,
by Unanimous Consent**

Assembly Member Areias was granted unanimous consent to take up Assembly Bill No. 48, as amended, without reference to file, for purpose of consideration at this time, and that the bill be considered engrossed.

ASSEMBLY BILL NO. 48 (Areias)—An act to add Article 77 (commencing with Section 16419) to Chapter 2 of Division 4 of Title 2 of the Government Code, and to amend Section 7102 of, and add Sections 6051 1, 6201 1, 6376, 12637, 43158, and 45156 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.

Urgency Clause

Urgency clause read.

Demand for Previous Question

Assembly Members Hannigan, Isenberg, Klehs, Tanner, and Tucker demanded the previous question. Demand sustained.

The question being on the adoption of the urgency clause.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 3:14 p.m.

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

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 3:15 p.m., by unanimous consent, the members of the Committee on Rules were excused for the purpose of attending a meeting of the committee at this time, in the Rules Committee meeting room.

REPORTS OF STANDING COMMITTEES**Committee on Ways and Means**

Date of Hearing November 3, 1989

Mr. Speaker Your Committee on Ways and Means reports.

Assembly Bill No. 45

With amendments with the recommendation: Amend, and do pass, as amended.

VASCONCELLOS, Chair

**CONSIDERATION OF ASSEMBLY BILL NO. 45
BY UNANIMOUS CONSENT**

Assembly Member Willie Brown was granted unanimous consent to take up Assembly Bill No. 45, without reference to file, for purpose of amendment.

ASSEMBLY BILL NO. 45 (Willie Brown)—An act to add Part 8 (commencing with Section 997) to Division 36 of Title 1 of the Government Code, relating to disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

Bill read second time.

Committee Amendments Withdrawn

By unanimous consent, the amendments proposed by the Committee on Ways and Means to Assembly Bill No. 45 were withdrawn.

Motion to Amend

Assembly Member Willie Brown moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

**Consideration of Assembly Bill No. 45, As Amended,
by Unanimous Consent**

Assembly Member Willie Brown was granted unanimous consent to take up Assembly Bill No. 45, as amended, without reference to file, for purpose of consideration at this time, and that the bill be considered engrossed.

ASSEMBLY BILL NO. 45 (Willie Brown)—An act to add Part 8 (commencing with Section 997) to Division 36 of Title 1 of the Government 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, and adopted by the following vote:

AYES—74

Allen	Elder	Johnson	Peace
Areias	Epple	Johnston	Polanco
Bader	Farr	Jones	Pringle
Baker	Felando	Katz	Quackenbush
Bane	Ferguson	Kelley	Roos
Bates	Filante	Killea	Roybal-Allard
Bentley	Floyd	Klehs	Seastrand
Bronzan	Frazee	La Follette	Speier
Burton	Frizzelle	Lancaster	Statham
Calderon	Hannigan	Lempert	Tanner
Campbell	Hansen	Leslie	Tucker
Chacon	Harris	Lewis	Waters, Maxine
Chandler	Harvey	McClintock	Waters, Norman
Clute	Hauser	Mojonnier	Woodruff
Connelly	Hayden	Moore	Wright
Cortese	Hill	Mountjoy	Wyman
Costa	Hughes	Murray	Mr Speaker
Eastin	Hunter	Nolan	
Eaves	Isenberg	O'Connell	

NOES—None

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—74

Allen	Elder	Johnson	Peace
Areias	Epple	Johnston	Polanco
Bader	Farr	Jones	Pringle
Baker	Felando	Katz	Quackenbush
Bane	Ferguson	Kelley	Roos
Bates	Filante	Killea	Roybal-Allard
Bentley	Floyd	Klehs	Seastrand
Bronzan	Frazee	La Follette	Speier
Burton	Frizzelle	Lancaster	Statham
Calderon	Hannigan	Lempert	Tanner
Campbell	Hansen	Leslie	Tucker
Chacon	Harris	Lewis	Waters, Maxine
Chandler	Harvey	McClintock	Waters, Norman
Clute	Hauser	Mojonnier	Woodruff
Connelly	Hayden	Moore	Wright
Cortese	Hill	Mountjoy	Wyman
Costa	Hughes	Murray	Mr. Speaker
Eastin	Hunter	Nolan	
Eaves	Isenberg	O'Connell	

NOES—None

Bill ordered transmitted to the Senate immediately.

REPORTS OF STANDING COMMITTEES**Committee on Ways and Means**

Date of Hearing November 3, 1989

Mr Speaker. Your Committee on Ways and Means reports

Assembly Bill No 37

With amendments with the recommendation Amend, and do pass, as amended

VASCONCELLOS, Chairman

CONSIDERATION OF ASSEMBLY BILL NO. 37**BY UNANIMOUS CONSENT**

Assembly Member Bates was granted unanimous consent to take up Assembly Bill No. 37, *without reference to file, for purpose of consideration at this time.*

ASSEMBLY BILL NO. 37 (Bates)—An act relating to disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

Bill read second time.

Committee Amendments Withdrawn

By unanimous consent, the amendments proposed by the Committee on Ways and Means to Assembly Bill No. 37 were withdrawn.

Third Reading of Assembly Bill No. 37

ASSEMBLY BILL NO. 37—An act 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, and adopted by the following vote:

AYES—74

Allen	Eaves	Isenberg	Peace
Aretas	Elder	Johnson	Polanco
Bader	Epple	Johnston	Pringle
Baker	Farr	Jones	Quackenbush
Bane	Felando	Katz	Roos
Bates	Ferguson	Kelley	Roybal-Allard
Bentley	Filante	Killea	Seastrand
Bronzan	Floyd	Klehs	Speier
Brown, Dennis	Frazee	La Follette	Statham
Burton	Frizzelle	Lancaster	Tanner
Calderon	Hannigan	Lempert	Tucker
Campbell	Hansen	Leshe	Waters, Maxine
Chacon	Harris	Lewis	Waters, Norman
Chandler	Harvey	McClintock	Woodruff
Clute	Hauser	Mojonmer	Wright
Connelly	Hayden	Moore	Wyman
Cortese	Hill	Mountjoy	Mr Speaker
Costa	Hughes	Murray	
Eastun	Hunter	O'Connell	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—74

Allen	Eaves	Isenberg	Peace
Areias	Elder	Johnson	Polanco
Bader	Epple	Johnston	Pringle
Baker	Farr	Jones	Quackenbush
Bane	Felando	Katz	Roos
Bates	Ferguson	Kelley	Roybal-Allard
Bentley	Filante	Killea	Seastrand
Bronzan	Floyd	Klehs	Speier
Brown, Dennis	Frazee	La Follette	Statham
Burton	Frizzelle	Lancaster	Tanner
Calderon	Hannigan	Lempert	Tucker
Campbell	Hansen	Leslie	Waters, Maxine
Chacon	Harns	Lewis	Waters, Norman
Chandler	Harvey	McChntock	Woodruff
Clute	Hauser	Mojonnier	Wright
Connelly	Hayden	Moore	Wyman
Cortese	Hill	Mountjoy	Mr Speaker
Costa	Hughes	Murray	
Eastn	Hunter	O'Connell	

NOES—None

Bill ordered transmitted to the Senate immediately.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

Date of Hearing: November 4, 1989

Mr Speaker Your Committee on Ways and Means reports

Assembly Bill No 41

With amendments with the recommendation Amend, and do pass as amended

VASCONCELLOS, Chairman

**CONSIDERATION OF ASSEMBLY BILL NO. 41
BY UNANIMOUS CONSENT**

Assembly Member Farr was granted unanimous consent to take up Assembly Bill No. 41, without reference to file, for purpose of amendment.

ASSEMBLY BILL NO. 41 (Farr)—An act to add Sections 50661.5, 50661.7, and 50671.5 to the Health and Safety Code, relating to natural disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Committee Amendments Withdrawn

By unanimous consent, the amendments proposed by the Committee on Ways and Means to Assembly Bill No. 41 were withdrawn.

Motion to Amend

Assembly Member Farr moved the adoption of amendments. Amendments read and adopted; bill ordered reprinted.

**Further Consideration of Assembly Bill No. 41, As Amended,
By Unanimous Consent**

Assembly Member Farr was granted unanimous consent to take up Assembly Bill No. 41, as amended, without reference to file, for purpose of consideration at this time, and that the bill be considered engrossed.

ASSEMBLY BILL NO. 41 (Farr)—An act to amend Section 50517 7 of, and to add Sections 50661 5, 50661 7, and 50671 5 to, the Health and Safety Code, and to add Section 5028 to the Public Resources Code, relating to natural disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

Allen	Eaves	Johnson	Polanco
Areias	Epple	Johnston	Pringle
Bader	Farr	Jones	Quackenbush
Baker	Felando	Katz	Ross
Bane	Ferguson	Kelley	Roybal-Allard
Bates	Filante	Killea	Seastrand
Bentley	Floyd	Klehs	Speier
Bronzan	Frazee	La Follette	Statham
Brown, Dennis	Frizzelle	Lancaster	Tanner
Burton	Hannigan	Lempert	Tucker
Calderon	Hansen	Leslie	Waters, Maxine
Campbell	Harris	McClintock	Waters, Norman
Chacon	Harvey	Mojonnier	Woodruff
Chandler	Hauser	Moore	Wright
Clute	Hayden	Mountjoy	Wyman
Connelly	Hill	Murray	Mr. Speaker
Cortese	Hughes	Nolan	
Costa	Hunter	O'Connell	
Eastin	Isenberg	Peace	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—73

Allen	Eaves	Johnson	Polanco
Areias	Epple	Johnston	Pringle
Bader	Farr	Jones	Quackenbush
Baker	Felando	Katz	Ross
Bane	Ferguson	Kelley	Roybal-Allard
Bates	Filante	Killea	Seastrand
Bentley	Floyd	Klehs	Speier
Bronzan	Frazee	La Follette	Statham
Brown, Dennis	Frizzelle	Lancaster	Tanner
Burton	Hannigan	Lempert	Tucker
Calderon	Hansen	Leslie	Waters, Maxine
Campbell	Harris	McClintock	Waters, Norman
Chacon	Harvey	Mojonnier	Woodruff
Chandler	Hauser	Moore	Wright
Clute	Hayden	Mountjoy	Wyman
Connelly	Hill	Murray	Mr. Speaker
Cortese	Hughes	Nolan	
Costa	Hunter	O'Connell	
Eastin	Isenberg	Peace	

NOES—None

Bill ordered transmitted to the Senate immediately.

REPORTS OF STANDING COMMITTEES**Committee on Ways and Means**

Date of Hearing November 3, 1989

Mr Speaker Your Committee on Ways and Means reports

Assembly Bill No 44

With amendments with the recommendation Amend, and do pass, as amended
VASCONCELLOS, Chairman**CONSIDERATION OF ASSEMBLY BILL NO. 44
BY UNANIMOUS CONSENT**

Assembly Member Hauser was granted unanimous consent to take up Assembly Bill No. 44, without reference to file, for purpose of consideration at this time.

ASSEMBLY BILL NO. 44 (Katz)—An act to add Article 48 (commencing with Section 179) to Chapter 1 of Division 1 of the Streets and Highways Code, relating to transportation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

Bill read second time.

Committee Amendments Withdrawn

By unanimous consent, the amendments proposed by the Committee on Ways and Means to Assembly Bill No. 44 were withdrawn.

Motion to Amend by Assembly Member Hauser

Assembly Member Hauser moved the adoption of amendments. Amendments read and adopted; bill ordered reprinted.

**Further Consideration of Assembly Bill No. 44, As Amended,
by Unanimous Consent**

Assembly Member Hauser was granted unanimous consent to take up Assembly Bill No. 44, as amended, without reference to file, for purpose of consideration at this time, and that the bill be considered engrossed.

ASSEMBLY BILL NO. 44 (Hauser)—An act to add Sections 50661.5, 50661.7, and 50662.7 to, to add Article 6 (commencing with Section 15373.96) to Chapter 2.5 of Part 6.7 of Division 3 of Title 2 of, and to add Part 1.6 (commencing with Section 34050) to Division 24 of, the Health and Safety Code, relating to natural disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

Allen	Elder	Johnson	Polanco
Areias	Epple	Johnston	Pringle
Bader	Farr	Jones	Quackenbush
Baker	Felando	Katz	Ros
Bane	Ferguson	Kelley	Roybal-Allard
Bates	Filante	Killea	Seastrand
Bentley	Floyd	Klehs	Speter
Bronzan	Frazee	La Follette	Statham
Burton	Frizzelle	Lancaster	Tanner
Calderon	Hannigan	Lempert	Tucker
Campbell	Hansen	Leshe	Waters, Maxine
Chacon	Harris	McClintock	Waters, Norman
Chandler	Harvey	Mojonnier	Woodruff
Clute	Hauser	Moore	Wright
Connelly	Hayden	Mountjoy	Wyman
Cortese	Hill	Murray	Mr Speaker
Costa	Hughes	Nolan	
Eastin	Hunter	O'Connell	
Eaves	Isenberg	Peace	

NOES—None

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—73

Allen	Elder	Johnson	Polanco
Areias	Epple	Johnston	Pringle
Bader	Farr	Jones	Quackenbush
Baker	Felando	Katz	Ros
Bane	Ferguson	Kelley	Roybal-Allard
Bates	Filante	Killea	Seastrand
Bentley	Floyd	Klehs	Speter
Bronzan	Frazee	La Follette	Statham
Burton	Frizzelle	Lancaster	Tanner
Calderon	Hannigan	Lempert	Tucker
Campbell	Hansen	Leshe	Waters, Maxine
Chacon	Harris	McClintock	Waters, Norman
Chandler	Harvey	Mojonnier	Woodruff
Clute	Hauser	Moore	Wright
Connelly	Hayden	Mountjoy	Wyman
Cortese	Hill	Murray	Mr Speaker
Costa	Hughes	Nolan	
Eastin	Hunter	O'Connell	
Eaves	Isenberg	Peace	

NOES—None

Bill ordered transmitted to the Senate immediately.

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO ASSEMBLY BILL NO. 48**

At 3:28 p.m., on motion of Assembly Member Willie Brown, 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. 48 adopted by the following vote:

AYES—60

Allen	Costa	Isenberg	Peace
Areias	Eastin	Johnson	Polanco
Bader	Eaves	Johnston	Quackenbush
Bane	Elder	Jones	Roos
Bates	Epple	Katz	Roybal-Allard
Bentley	Farr	Kelley	Sher
Bronzan	Filante	Killea	Speier
Burton	Floyd	Klehs	Statham
Calderon	Frazee	La Follette	Tanner
Campbell	Hannigan	Lancaster	Tucker
Chacon	Hansen	Lempert	Vasconcellos
Chandler	Harris	Leslie	Waters, Maxine
Clute	Hauser	Moore	Waters, Norman
Connelly	Hayden	Murray	Woodruff
Cortese	Hughes	O'Connell	Mr. Speaker

NOES—17

Baker	Harvey	Mojonnier	Wright
Brown, Dennis	Hill	Mountjoy	Wyman
Felando	Hunter	Nolan	
Ferguson	Lewis	Pringle	
Frizzelle	McClintock	Seastrand	

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—60

Allen	Costa	Isenberg	Peace
Areias	Eastin	Johnson	Polanco
Bader	Eaves	Johnston	Quackenbush
Bane	Elder	Jones	Roos
Bates	Epple	Katz	Roybal-Allard
Bentley	Farr	Kelley	Sher
Bronzan	Filante	Killea	Speier
Burton	Floyd	Klehs	Statham
Calderon	Frazee	La Follette	Tanner
Campbell	Hannigan	Lancaster	Tucker
Chacon	Hansen	Lempert	Vasconcellos
Chandler	Harris	Leslie	Waters, Maxine
Clute	Hauser	Moore	Waters, Norman
Connelly	Hayden	Murray	Woodruff
Cortese	Hughes	O'Connell	Mr. Speaker

NOES—17

Baker	Harvey	Mojonnier	Wright
Brown, Dennis	Hill	Mountjoy	Wyman
Felando	Hunter	Nolan	
Ferguson	Lewis	Pringle	
Frizzelle	McClintock	Seastrand	

Bill ordered transmitted to the Senate immediately.

REPORTS OF STANDING COMMITTEES
Committee on Ways and Means

Date of Hearing: November 3, 1989

Mr. Speaker: Your Committee on Ways and Means reports.

Assembly Bill No 36

With the recommendation Do pass

VASCONCELLOS, Chairman

CONSIDERATION OF ASSEMBLY BILL NO. 36
BY UNANIMOUS CONSENT

Assembly Member Klehs was granted unanimous consent to take up Assembly Bill No. 36, without reference to file, for purpose of amendment.

ASSEMBLY BILL NO. 36 (Quackenbush)—An act to amend Sections 17207 and 24347 5 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy

Bill read second time.

Motion to Amend by Assembly Member Klehs

Assembly Member Klehs moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Further Consideration of Assembly Bill No. 36, As Amended,
by Unanimous Consent

Assembly Member Klehs was granted unanimous consent to take up Assembly Bill No. 36, as amended, without reference to file, for purpose of consideration at this time, and that the bill be considered engrossed.

ASSEMBLY BILL NO. 36 (Klehs)—An act to amend Section 16418 of, and to add Sections 24304 8, 24304 9, and 24304.10 to, the Government Code, and to amend Sections 197, 197 1, 197 2, 197 3, 197 5, 197 6, 197 9, 198 1, 17207, and 24347 5 of 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.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

Allen	Eaves	Johnston	Polanco
Areias	Elder	Jones	Pringle
Bader	Epple	Katz	Quackenbush
Baker	Farr	Kelley	Roos
Bane	Felando	Killea	Roybal-Allard
Bates	Filante	Klehs	Seastrand
Bentley	Floyd	La Follette	Speier
Bronzan	Frazee	Lancaster	Statham
Brown, Dennis	Frizzelle	Lempert	Tanner
Burton	Hannigan	Leslie	Tucker
Calderon	Hansen	Lewis	Waters, Maxine
Campbell	Harris	McClintock	Waters, Norman
Chacon	Harvey	Mojonnier	Woodruff
Chandler	Hauser	Moore	Wright
Clute	Hayden	Mountjoy	Wyman
Connelly	Hill	Murray	Mr. Speaker
Cortese	Hughes	Nolan	
Costa	Hunter	O'Connell	
Eastin	Isenberg	Peace	

NOES—None

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—73

Allen	Eaves	Johnston	Polanco
Areias	Elder	Jones	Pringle
Bader	Epple	Katz	Quackenbush
Baker	Farr	Kelley	Roos
Bane	Felando	Killea	Roybal-Allard
Bates	Filante	Klehs	Seastrand
Bentley	Floyd	La Follette	Speier
Bronzan	Frazee	Lancaster	Statham
Brown, Dennis	Frizzelle	Lempert	Tanner
Burton	Hannigan	Leslie	Tucker
Calderon	Hansen	Lewis	Waters, Maxine
Campbell	Harris	McClintock	Waters, Norman
Chacon	Harvey	Mojonnier	Woodruff
Chandler	Hauser	Moore	Wright
Clute	Hayden	Mountjoy	Wyman
Connelly	Hill	Murray	Mr. Speaker
Cortese	Hughes	Nolan	
Costa	Hunter	O'Connell	
Eastin	Isenberg	Peace	

NOES—None

Bill ordered transmitted to the Senate immediately.

REPORTS OF STANDING COMMITTEES**Committee on Ways and Means**

Date of Hearing: November 3, 1989

Mr. Speaker Your Committee on Ways and Means reports

Assembly Bill No 42

With amendments with the recommendation Amend, and do pass, as amended
VASCONCELLOS, Chairman**CONSIDERATION OF ASSEMBLY BILL NO. 42
BY UNANIMOUS CONSENT**

Assembly Member Speier was granted unanimous consent to take up Assembly Bill No. 42, without reference to file, for purpose of amendment.

ASSEMBLY BILL NO. 42 (Vasconcellos)—An act to amend Sections 8680 9, 8682 9, 8685, 8686, 8690 2, 8690 4, and 8690.6 of the Government Code, and to amend Section 12 31 of the Budget Act of 1989 (Chapter 93 of the Statutes of 1989), relating to natural disaster assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

Bill read second time.

Committee Amendments Withdrawn

By unanimous consent, the amendments proposed by the Committee on Ways and Means to Assembly Bill No. 42 were withdrawn.

Motion to Amend by Assembly Member Speier

Assembly Member Speier moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

**Further Consideration of Assembly Bill No. 42, As Amended,
by Unanimous Consent**

Assembly Member Speier was granted unanimous consent to take up Assembly Bill No. 42, as amended, without reference to file, for purpose of consideration at this time, and that the bill be considered engrossed.

ASSEMBLY BILL NO. 42 (Vasconcellos)—An act to amend Sections 8680 9, 8682 9, 8685, 8686, 8690 2, 8690 4, and 8690 6 of the Government Code, and to amend Section 13600 of the Welfare and Institutions Code, relating to natural disaster assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Speier.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

Allen	Elder	Johnson	Polanco
Areias	Epple	Johnston	Pringle
Bader	Farr	Jones	Quackenbush
Baker	Felando	Katz	Roos
Bane	Ferguson	Kelley	Royal-Allard
Bates	Filante	Killea	Seastrand
Bentley	Floyd	Klehs	Speier
Bronzan	Frazee	La Follette	Statham
Burton	Frizzelle	Lancaster	Tanner
Calderon	Hannigan	Lempert	Tucker
Campbell	Hansen	Leslie	Waters, Maxine
Chacon	Harris	McClintock	Waters, Norman
Chandler	Harvey	Mojonnier	Woodruff
Clute	Hauser	Moore	Wright
Connelly	Hayden	Mountjoy	Wyman
Cortese	Hill	Murray	Mr. Speaker
Costa	Hughes	Nolan	
Eastin	Hunter	O'Connell	
Eaves	Isenberg	Peace	

NOES—None

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—73

Allen	Elder	Johnson	Polanco
Areias	Epple	Johnston	Pringle
Bader	Farr	Jones	Quackenbush
Baker	Felando	Katz	Roos
Bane	Ferguson	Kelley	Royal-Allard
Bates	Filante	Killea	Seastrand
Bentley	Floyd	Klehs	Speier
Bronzan	Frazee	La Follette	Statham
Burton	Frizzelle	Lancaster	Tanner
Calderon	Hannigan	Lempert	Tucker
Campbell	Hansen	Leslie	Waters, Maxine
Chacon	Harris	McClintock	Waters, Norman
Chandler	Harvey	Mojonnier	Woodruff
Clute	Hauser	Moore	Wright
Connelly	Hayden	Mountjoy	Wyman
Cortese	Hill	Murray	Mr. Speaker
Costa	Hughes	Nolan	
Eastin	Hunter	O'Connell	
Eaves	Isenberg	Peace	

NOES—None

Bill ordered transmitted to the Senate immediately.

REPORTS OF STANDING COMMITTEES
Committee on Ways and Means

Date of Hearing: November 3, 1989

Mr. Speaker Your Committee on Ways and Means reports:
Assembly Bill No. 35

With amendments with the recommendation: Amend, and do pass, as amended.
VASCONCELLOS, Chairman

CONSIDERATION OF ASSEMBLY BILL NO. 35
BY UNANIMOUS CONSENT

Assembly Member Cortese was granted unanimous consent to take up Assembly Bill No. 35, without reference to file, for purpose of amendment.

ASSEMBLY BILL NO. 35 (Cortese)—An act to amend Sections 8680.2, 8680.4, 8680.5, and 8680.8 of the Government Code, relating to natural disaster assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Committee Amendments Withdrawn

By unanimous consent, the amendments proposed by the Committee on Ways and Means to Assembly Bill No. 35 were withdrawn.

Motion to Amend

Assembly Member Cortese moved the adoption of amendments. Amendments read and adopted; bill ordered reprinted.

Further Consideration of Assembly Bill No. 35, As Amended,
by Unanimous Consent

Assembly Member Cortese was granted unanimous consent to take up Assembly Bill No. 35, as amended, without reference to file, for purpose of consideration at this time, and that the bill be considered engrossed.

ASSEMBLY BILL NO. 35 (Cortese)—An act to amend Sections 8680.2, 8680.4, 8680.5, and 8680.8 of, and to add Section 8686.1 to, the Government Code, relating to natural disaster assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

Bill read third time.

Urgency Clause

Urgency clause read.

Demand for Previous Question

Assembly Member Katz, Frizzelle, Willie Brown, Klehs, and Hauser demanded the previous question. Demand sustained.

The question being on the adoption of the urgency clause.

Urgency clause adopted by the following vote:

AYES—59

Allen	Eastn	Hunter	Murray
Areias	Eaves	Johnson	Nolan
Bader	Epple	Johnston	Peace
Baker	Felando	Jones	Pringle
Bane	Ferguson	Kelley	Seastrand
Bentley	Filante	Killea	Statham
Brown, Dennis	Fraze	Klehs	Tanner
Burton	Frizzelle	La Follette	Tucker
Calderon	Hannigan	Lancaster	Waters, Maxine
Campbell	Hansen	Lempert	Waters, Norman
Chacon	Harvey	Leshe	Woodruff
Chandler	Hauser	Lewis	Wright
Clute	Hayden	McClntock	Wyman
Cortese	Hill	Mojonnier	Mr Speaker
Costa	Hughes	Mountjoy	

NOES—9

Bates	Harris	Moore
Connelly	Isenberg	Roos
Floyd	Katz	Speier

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—59

Allen	Eastn	Hunter	Murray
Areias	Eaves	Johnson	Nolan
Bader	Epple	Johnston	Peace
Baker	Felando	Jones	Pringle
Bane	Ferguson	Kelley	Seastrand
Bentley	Filante	Killea	Statham
Brown, Dennis	Fraze	Klehs	Tanner
Burton	Frizzelle	La Follette	Tucker
Calderon	Hannigan	Lancaster	Waters, Maxine
Campbell	Hansen	Lempert	Waters, Norman
Chacon	Harvey	Leslie	Woodruff
Chandler	Hauser	Lewis	Wright
Clute	Hayden	McClntock	Wyman
Cortese	Hill	Mojonnier	Mr Speaker
Costa	Hughes	Mountjoy	

NOES—9

Bates	Harris	Moore
Connelly	Isenberg	Roos
Floyd	Katz	Speier

Bill ordered transmitted to the Senate immediately.

RECESS

By unanimous consent, at 3:44 p.m., Speaker pro Tempore Roos declared the Assembly recessed.

REASSEMBLED

At 3:50 p.m., the Assembly reconvened.

Hon. Mike Roos, Speaker pro Tempore of the Assembly, presiding.

MESSAGES FROM THE SENATE

Senate Chamber, November 4, 1989

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No 1

DARRYL R WHITE, Secretary of the Senate
By John W Rovane, Assistant Secretary

Senate Chamber, November 4, 1989

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No 3
Senate Bill No 4

DARRYL R WHITE, Secretary of the Senate
By John W Rovane, Assistant Secretary

Senate Chamber, November 4, 1989

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No 36

DARRYL R WHITE, Secretary of the Senate
By John W Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 1—An act to amend Sections 8680 4, 8680 5, 8680 8, 8680 9, 8682 9, 8685, 8686, 8690 2, 8690 4, and 8690 6 of, and to add Section 8680 45 to the Government Code, and to amend Section 13600 of the Welfare and Institutions Code, relating to natural disaster assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 3—An act to amend Section 50517 7 of, and to add Sections 50661 5, 50661 7, and 50671 5 to, the Health and Safety Code, and to add Section 5028 to the Public Resources Code, relating to natural disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 4—An act to add Sections 50661 5, 50661 7, and 50662 7 to, to add Article 6 (commencing with Section 15373 96) to Chapter 2 5 of Part 6 7 of Division 3 of Title 2 of, and to add Part 1 6 (commencing with Section 34050) to Division 24 of, the Health and Safety Code, relating to natural disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 36—An act to add Section 66532 to, and to add and repeal Section 14524 3 of, the Government Code, and to add Section 162 5 to, to add Article 4 8 (commencing with Section 179) to, and to add and repeal Article 8 (commencing with Section 229) of, Chapter 1 of, Division 1 of the Streets and Highways Code, relating to transportation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Vasconcellos

Resolved, That Senate Bills Nos. 1, 3, 4, and 36 present a case of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bills be read on three separate days in each house is hereby dispensed with, and it is ordered that the bills be placed upon their passage.

Resolution read, and adopted by the following vote:

AYES—71

Allen	Eastin	Isenberg	Peace
Areias	Eaves	Johnston	Polanco
Bader	Elder	Jones	Pringle
Baker	Epple	Katz	Quackenbush
Bane	Farr	Kelley	Roos
Bates	Felando	Killea	Roybal-Allard
Bentley	Ferguson	Klehs	Seastrand
Bronzan	Floyd	La Follette	Speier
Brown, Dennis	Frazee	Lancaster	Statham
Burton	Hannigan	Lempert	Tanner
Calderon	Hansen	Lewis	Tucker
Campbell	Harris	McClintock	Waters, Maxine
Chacon	Harvey	Mojonnier	Waters, Norman
Chandler	Hauser	Moore	Woodruff
Clute	Hayden	Mountjoy	Wright
Connelly	Hill	Murray	Wyman
Cortese	Hughes	Nolan	Mr Speaker
Costa	Hunter	O'Connell	

NOES—None

Article IV, Section 8(b) of the Constitution was declared dispensed with.

**CONSIDERATION OF SENATE BILL NO 34
BY UNANIMOUS CONSENT**

Assembly Member Quackenbush was granted unanimous consent to take up Senate Bill No. 34, without reference to committee or file, for purpose of consideration at this time.

SENATE BILL NO. 34 (Garamendi)—An act to amend Section 16418 of, and to add Sections 24304.8, 24304.9, and 24304.10 to, the Government Code, and to amend Sections 197, 197.1, 197.2, 197.3, 197.5, 197.6, 197.9, 198.1, 17207, and 24347.5 of the Revenue and Taxation Code, relating to taxation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

Bill read second time.

Third Reading of Senate Bill No. 34

SENATE BILL NO. 34 (Garamendi)—An act to amend Section 16418 of, and to add Sections 24304.8, 24304.9, and 24304.10 to, the Government Code, and to amend Sections 197, 197.1, 197.2, 197.3, 197.5, 197.6, 197.9, 198.1, 17207, and 24347.5 of 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, and presented by Assembly Member Quackenbush.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

Allen	Eaves	Johnston	Polanco
Areias	Elder	Jones	Pringle
Bader	Epple	Katz	Quackenbush
Baker	Farr	Kelley	Roos
Banc	Felando	Killea	Royal-Allard
Bates	Filante	Klehs	Seastrand
Bentley	Floyd	La Follette	Speier
Bronzan	Frazee	Lancaster	Statham
Brown, Dennis	Frizzelle	Lempert	Tanner
Burton	Hannigan	Leslie	Tucker
Calderon	Hansen	Lewis	Waters, Maxine
Campbell	Harris	McClintock	Waters, Norman
Chacon	Harvey	Mojonnier	Woodruff
Chandler	Hauser	Moore	Wright
Clute	Hayden	Mountjoy	Wyman
Connelly	Hill	Murray	Mr. Speaker
Cortese	Hughes	Nolan	
Costa	Hunter	O'Connell	
Eastin	Isenberg	Peace	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—73

Allen	Eaves	Johnston	Polanco
Areias	Elder	Jones	Pringle
Bader	Epple	Katz	Quackenbush
Baker	Farr	Kelley	Roos
Bane	Felando	Killea	Royal-Allard
Bates	Filante	Klehs	Seastrand
Bentley	Floyd	La Follette	Speier
Bronzan	Frazee	Lancaster	Statham
Brown, Dennis	Frizzelle	Lempert	Tanner
Burton	Hannigan	Leslie	Tucker
Calderon	Hansen	Lewis	Waters, Maxine
Campbell	Harris	McClintock	Waters, Norman
Chacon	Harvey	Mojonnier	Woodruff
Chandler	Hauser	Moore	Wright
Clute	Hayden	Mountjoy	Wyman
Connelly	Hill	Murray	Mr. Speaker
Cortese	Hughes	Nolan	
Costa	Hunter	O'Connell	
Eastin	Isenberg	Peace	

NOES—None

Bill ordered transmitted to the Senate immediately

**CONSIDERATION OF SENATE BILL NO. 11
BY UNANIMOUS CONSENT**

Assembly Member Bates was granted unanimous consent to take up Senate Bill No. 11, without reference to committee or file, for purpose of consideration at this time.

SENATE BILL NO. 11 (Alquist)—An act relating to natural disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

Bill read second time.

Third Reading of Senate Bill No. 11

SENATE BILL NO. 11 (Alquist)—An act relating to natural disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Bates.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—74

Allen	Eaves	Isenberg	Peace
Areias	Elder	Johnson	Polanco
Bader	Epple	Johnston	Pringle
Baker	Farr	Jones	Quackenbush
Bane	Felando	Katz	Roos
Bates	Ferguson	Kelley	Roybal-Allard
Bentley	Filante	Killea	Seastrand
Bronzan	Floyd	Klehs	Speer
Brown, Dennis	Frazee	La Follette	Statham
Burton	Frizzelle	Lancaster	Tanner
Calderon	Hannigan	Lempert	Tucker
Campbell	Hansen	Leslie	Waters, Maxine
Chacon	Harris	Lewis	Waters, Norman
Chandler	Harvey	McClintock	Woodruff
Clute	Hauser	Mojonnier	Wright
Connelly	Hayden	Moore	Wyman
Cortese	Hill	Mountjoy	Mr. Speaker
Costa	Hughes	Murray	
Eastin	Hunter	O'Connell	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—74

Allen	Eaves	Isenberg	Peace
Areias	Elder	Johnson	Polanco
Bader	Epple	Johnston	Pringle
Baker	Farr	Jones	Quackenbush
Bane	Felando	Katz	Roos
Bates	Ferguson	Kelley	Roybal-Allard
Bentley	Filante	Killea	Seastrand
Bronzan	Floyd	Klehs	Speer
Brown, Dennis	Frazee	La Follette	Statham
Burton	Frizzelle	Lancaster	Tanner
Calderon	Hannigan	Lempert	Tucker
Campbell	Hansen	Leslie	Waters, Maxine
Chacon	Harris	Lewis	Waters, Norman
Chandler	Harvey	McClintock	Woodruff
Clute	Hauser	Mojonnier	Wright
Connelly	Hayden	Moore	Wyman
Cortese	Hill	Mountjoy	Mr. Speaker
Costa	Hughes	Murray	
Eastin	Hunter	O'Connell	

NOES—None

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF SENATE BILL NO. 36
BY UNANIMOUS CONSENT**

Assembly Member Katz was granted unanimous consent to take up Senate Bill No. 36, without reference to committee or file, for purpose of consideration at this time.

SENATE BILL NO. 36 (Kopp)—An act to add Section 66532 to, and to add and repeal Section 14524 3 of, the Government Code, and to add Section 162 5 to, to add Article 4.8 (commencing with Section 179) to, and to add and repeal Article 8 (commencing with Section 229) of, Chapter 1 of, Division 1 of the Streets and Highways Code, relating to transportation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

Bill read second time.

Third Reading of Senate Bill No. 36

SENATE BILL NO. 36 (Kopp)—An act to add Section 66532 to, and to add and repeal Section 14524 3 of, the Government Code, and to add Section 162.5 to, to add Article 4.8 (commencing with Section 179) to, and to add and repeal Article 8 (commencing with Section 229) of, Chapter 1 of Division 1 of, the Streets and Highways Code, relating to transportation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

Bill read third time, and presented by Assembly Member Katz.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—76

Allen	Eaves	Isenberg	Peace
Areias	Elder	Johnson	Polanco
Bader	Epple	Johnston	Pringle
Baker	Farr	Jones	Quackenbush
Bane	Felando	Katz	Roos
Bates	Ferguson	Kelley	Roybal-Allard
Bentley	Filante	Killea	Seastrand
Bronzan	Floyd	La Follette	Sher
Brown, Dennis	Frazee	Lancaster	Spcier
Burton	Frizzelle	Lempert	Statham
Calderon	Hanmgan	Leslie	Tanner
Campbell	Hansen	Lewis	Tucker
Chacon	Harris	McClintock	Vasconcellos
Chandler	Harvey	Mojonmer	Waters, Maxine
Clute	Hauser	Moore	Waters, Norman
Connelly	Hayden	Mountjoy	Woodruff
Cortese	Hill	Murray	Wright
Costa	Hughes	Nolan	Wyman
Eastin	Hunter	O'Connell	Mr. Speaker

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—76

Allen	Eaves	Isenberg	Peace
Areias	Elder	Johnson	Polanco
Bader	Epple	Johnston	Pringle
Baker	Farr	Jones	Quackenbush
Bane	Felando	Katz	Roos
Bates	Ferguson	Kelley	Roybal-Allard
Bentley	Filante	Killea	Seastrand
Bronzan	Floyd	La Follette	Sher
Brown, Dennis	Frazee	Lancaster	Speier
Burton	Frizzelle	Lempert	Statham
Calderon	Hannagan	Leslie	Tanner
Campbell	Hansen	Lewis	Tucker
Chacon	Harns	McChntock	Vasconcellos
Chandler	Harvey	Mojonnier	Waters, Maxine
Clute	Hauser	Moore	Waters, Norman
Connelly	Hayden	Mountjoy	Woodruff
Cortese	Hill	Murray	Wright
Costa	Hughes	Nolan	Wyman
Eastin	Hunter	O'Connell	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF SENATE BILL NO. 10
BY UNANIMOUS CONSENT**

Assembly Member Seastrand was granted unanimous consent to take up Senate Bill No. 10, without reference to committee or file, for purpose of consideration at this time.

SENATE BILL NO. 10 (Morgan)—An act to amend and supplement the Budget Act of 1989 by adding Items 3790-002-001, 3790-002-786, and 3790-101-722 to Section 2.00 thereof, relating to parks and historical resources, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

Bill read second time.

Third Reading of Senate Bill No. 10

SENATE BILL NO. 10 (Morgan)—An act to amend and supplement the Budget Act of 1989 by adding Items 3790-002-001, 3790-002-786, and 3790-101-722 to Section 2.00 thereof, relating to parks and historical resources, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Seastrand.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—77

Allen	Elder	Johnston	Pringle
Areias	Epple	Jones	Quackenbush
Bader	Farr	Katz	Roos
Baker	Felando	Kelley	Roybal-Allard
Bane	Ferguson	Killea	Seastrand
Bates	Filante	Klehs	Sher
Bentley	Floyd	La Follette	Speier
Bronzan	Frazee	Lancaster	Statham
Brown, Dennis	Frizzelle	Lempert	Tanner
Burton	Hannigan	Leslie	Tucker
Calderon	Hansen	Lewis	Vasconcellos
Campbell	Harris	McClintock	Waters, Maxine
Chacon	Harvey	Mojonnier	Waters, Norman
Chandler	Hauser	Moore	Woodruff
Clute	Hayden	Mountjoy	Wright
Connelly	Hill	Murray	Wyman
Cortese	Hughes	Nolan	Mr. Speaker
Costa	Hunter	O'Connell	
Eastin	Isenberg	Peace	
Eaves	Johnson	Polanco	

NOES—None

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—77

Allen	Elder	Johnston	Pringle
Areias	Epple	Jones	Quackenbush
Bader	Farr	Katz	Roos
Baker	Felando	Kelley	Roybal-Allard
Bane	Ferguson	Killea	Seastrand
Bates	Filante	Klehs	Sher
Bentley	Floyd	La Follette	Speier
Bronzan	Frazee	Lancaster	Statham
Brown, Dennis	Frizzelle	Lempert	Tanner
Burton	Hannigan	Leslie	Tucker
Calderon	Hansen	Lewis	Vasconcellos
Campbell	Harris	McClintock	Waters, Maxine
Chacon	Harvey	Mojonnier	Waters, Norman
Chandler	Hauser	Moore	Woodruff
Clute	Hayden	Mountjoy	Wright
Connelly	Hill	Murray	Wyman
Cortese	Hughes	Nolan	Mr. Speaker
Costa	Hunter	O'Connell	
Eastin	Isenberg	Peace	
Eaves	Johnson	Polanco	

NOES—None

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF SENATE BILL NO. 1
BY UNANIMOUS CONSENT**

Assembly Member Speier was granted unanimous consent to take up Senate Bill No. 1, without reference to committee or file, for purpose of consideration at this time.

SENATE BILL NO. 1 (Mello)—An act to amend Sections 8680.4, 8680.5, 8680.8, 8680.9, 8682.9, 8685, 8686, 8690.2, 8690.4, and 8690.6 of, and to add Section 8680.45 to the Government Code, and to amend Section 13600 of the Welfare and Institutions Code, relating to natural disaster assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

Bill read second time.

Third Reading of Senate Bill No. 1

SENATE BILL NO. 1 (Mello)—An act to amend Sections 8680.4, 8680.5, 8680.8, 8680.9, 8682.9, 8685, 8686, 8690.2, 8690.4, and 8690.6 of, and to add Section 8680.45 to the Government Code, and to amend Section 13600 of the Welfare and Institutions Code, relating to natural disaster assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

Bill read third time, and presented by Assembly Member Speier.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

Allen	Elder	Johnson	Polanco
Arcias	Epple	Johnston	Pringle
Bader	Farr	Jones	Quackenbush
Baker	Felando	Katz	Roos
Bane	Ferguson	Kelley	Roybal-Allard
Bates	Filante	Killea	Seastrand
Bentley	Floyd	Klehs	Speier
Bronzan	Frazee	La Follette	Statham
Burton	Frizzelle	Lancaster	Tanner
Calderon	Hannigan	Lempert	Tucker
Campbell	Hansen	Leshe	Waters, Maxine
Chacon	Harris	McClintock	Waters, Norman
Chandler	Harvey	Mojonnier	Woodruff
Clute	Hauser	Moore	Wright
Connelly	Hayden	Mountjoy	Wyman
Cortese	Hill	Murray	Mr Speaker
Costa	Hughes	Nolan	
Eastin	Hunter	O'Connell	
Eaves	Isenberg	Peace	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—73

Allen	Elder	Johnson	Polanco
Areias	Epple	Johnston	Pringle
Bader	Farr	Jones	Quackenbush
Baker	Felando	Katz	Roos
Banc	Ferguson	Kelley	Roybal-Allard
Bates	Filante	Killea	Seastrand
Bentley	Floyd	Klehs	Speier
Bronzan	Frazee	La Follette	Statham
Burton	Frizzelle	Lancaster	Tanner
Calderon	Hannigan	Lempert	Tucker
Campbell	Hansen	Leslie	Waters, Maxine
Chacon	Harris	McClintock	Waters, Norman
Chandler	Harvey	Mojonnier	Woodruff
Clute	Hauser	Moore	Wright
Connelly	Hayden	Mountjoy	Wyman
Cortese	Hill	Murray	Mr. Speaker
Costa	Hughes	Nolan	
Eastin	Hunter	O'Connell	
Eaves	Isenberg	Peace	

NOES—None

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF SENATE BILL NO. 40
BY UNANIMOUS CONSENT**

Assembly Member Speier was granted unanimous consent to take up Senate Bill No. 40, without reference to committee or file, for purpose of consideration at this time.

SENATE BILL NO. 40 (Campbell)—An act to amend Section 12 30 of Chapter 93 of the Statutes of 1989, relating to disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Third Reading of Senate Bill No. 40

SENATE BILL NO. 40 (Campbell)—An act to amend Section 12.30 of Chapter 93 of the Statutes of 1989, relating to disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

Bill read third time, and presented by Assembly Member Speier.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—77

Allen	Elder	Johnston	Pringle
Areias	Epple	Jones	Quackenbush
Bader	Farr	Katz	Roos
Baker	Felando	Kelley	Roybal-Allard
Bane	Ferguson	Killea	Seastrand
Bates	Filante	Klehs	Sher
Bentley	Floyd	La Follette	Speier
Bronzan	Frazee	Lancaster	Statham
Brown, Dennis	Frizzelle	Lempert	Tanner
Burton	Hannigan	Leshe	Tucker
Calderon	Hansen	Lewis	Vasconcellos
Campbell	Harris	McClintock	Waters, Maxine
Chacon	Harvey	Mojonnier	Waters, Norman
Chandler	Hauser	Moore	Woodruff
Clute	Hayden	Mountjoy	Wright
Connelly	Hill	Murray	Wyman
Cortese	Hughes	Nolan	Mr. Speaker
Costa	Hunter	O'Connell	
Eastn	Isenberg	Peace	
Eaves	Johnson	Polanco	

NOES—None

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—77

Allen	Elder	Johnston	Pringle
Areias	Epple	Jones	Quackenbush
Bader	Farr	Katz	Roos
Baker	Felando	Kelley	Roybal-Allard
Bane	Ferguson	Killea	Seastrand
Bates	Filante	Klehs	Sher
Bentley	Floyd	La Follette	Speier
Bronzan	Frazee	Lancaster	Statham
Brown, Dennis	Frizzelle	Lempert	Tanner
Burton	Hannigan	Leshe	Tucker
Calderon	Hansen	Lewis	Vasconcellos
Campbell	Harris	McClintock	Waters, Maxine
Chacon	Harvey	Mojonnier	Waters, Norman
Chandler	Hauser	Moore	Woodruff
Clute	Hayden	Mountjoy	Wright
Connelly	Hill	Murray	Wyman
Cortese	Hughes	Nolan	Mr. Speaker
Costa	Hunter	O'Connell	
Eastn	Isenberg	Peace	
Eaves	Johnson	Polanco	

NOES—None

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF SENATE BILL NO. 45
BY UNANIMOUS CONSENT**

Assembly Member Isenberg was granted unanimous consent to take up Senate Bill No. 45, without reference to committee or file, for purpose of consideration at this time.

SENATE BILL NO. 45 (Lockyer)—An act to add Part 8 (commencing with Section 997) to Division 36 of Title 1 of the Government Code, relating to disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Third Reading of Senate Bill No. 45

SENATE BILL NO. 45 (Lockyer)—An act to add Part 8 (commencing with Section 997) to Division 36 of Title 1 of the Government Code, relating to disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

Bill read third time, and presented by Assembly Member Isenberg.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—74

Allen	Elder	Johnson	Peace
Areias	Epple	Johnston	Polanco
Bader	Farr	Jones	Pringle
Baker	Felando	Katz	Quackenbush
Bane	Ferguson	Kelley	Roos
Bates	Filante	Killea	Roybal-Allard
Bentley	Floyd	Klehs	Seastrand
Bronzan	Frazee	La Follette	Speier
Burton	Frazzelle	Lancaster	Statham
Calderon	Hannigan	Lempert	Tanner
Campbell	Hansen	Leslie	Tucker
Chacon	Harris	Lewis	Waters, Maxine
Chandler	Harvey	McClintock	Waters, Norman
Clute	Hauser	Mojonnier	Woodruff
Connelly	Hayden	Moore	Wright
Cortese	Hill	Mountjoy	Wyman
Costa	Hughes	Murray	Mr Speaker
Eastin	Hunter	Nolan	
Eaves	Isenberg	O'Connell	

NOES—None

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—74

Allen	Elder	Johnson	Peace
Areias	Epple	Johnston	Polanco
Bader	Farr	Jones	Pringle
Baker	Felando	Katz	Quackenbush
Bane	Ferguson	Kelley	Roos
Bates	Filante	Killea	Roybal-Allard
Bentley	Floyd	Klehs	Seastrand
Bronzan	Frazee	La Follette	Speier
Burton	Frazzelle	Lancaster	Statham
Calderon	Hannigan	Lempert	Tanner
Campbell	Hansen	Leslie	Tucker
Chacon	Harris	Lewis	Waters, Maxine
Chandler	Harvey	McClintock	Waters, Norman
Clute	Hauser	Mojonnier	Woodruff
Connelly	Hayden	Moore	Wright
Cortese	Hill	Mountjoy	Wyman
Costa	Hughes	Murray	Mr Speaker
Eastin	Hunter	Nolan	
Eaves	Isenberg	O'Connell	

NOES—None

Bill ordered transmitted to the Senate immediately.

REPORTS OF STANDING COMMITTEES**Committee on Ways and Means**

Date of Hearing November 3, 1989

Mr Speaker Your Committee on Ways and Means reports

Assembly Bill No. 40

With amendments with the recommendation: Amend, and do pass, as amended.

VASCONCELLOS, Chairman

CONSIDERATION OF ASSEMBLY BILL NO. 40**BY UNANIMOUS CONSENT**

Assembly Member Farr was granted unanimous consent to take up Assembly Bill No. 40, without reference to file, for purpose of amendment.

ASSEMBLY BILL NO. 40 (Farr)—An act to add Sections 50661.5, 50661.7, and 50662.7 to the Health and Safety Code, relating to natural disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Committee Amendments Withdrawn

By unanimous consent, the amendments proposed by the Committee on Ways and Means to Assembly Bill No. 40 were withdrawn.

Motion to Amend

Assembly Member Farr moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

**Further Consideration of Assembly Bill No. 40, As Amended,
by Unanimous Consent**

Assembly Member Farr was granted unanimous consent to take up Assembly Bill No. 40, as amended, without reference to file, for purpose of consideration at this time, and that the bill be considered engrossed.

ASSEMBLY BILL NO. 40 (Farr)—An act to add Section 8684 to, and to add Article 3.5 (commencing with Section 13540) to Chapter 1 of Part 6.7 of Division 3 of Title 2 of, the Government Code, relating to disaster assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—72

Allen	Eastin	Hughes	O'Connell
Areias	Eaves	Isenberg	Peace
Bader	Elder	Johnson	Polanco
Baker	Epple	Johnston	Pringle
Bane	Farr	Jones	Quackenbush
Bates	Felando	Katz	Roos
Bentley	Ferguson	Kelley	Roybal-Allard
Bronzan	Filante	Killea	Seastrand
Brown, Dennis	Floyd	Klehs	Speier
Burton	Frazee	Lempert	Statham
Calderon	Frizzelle	Leslie	Tanner
Campbell	Hannigan	Lewis	Tucker
Chacon	Hansen	McClintock	Waters, Maxine
Chandler	Harris	Mojonnier	Waters, Norman
Clute	Harvey	Moore	Woodruff
Connelly	Hauser	Mountjoy	Wright
Cortese	Hayden	Murray	Wyman
Costa	Hill	Nolan	Mr Speaker

NOES—None

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—72

Allen	Eastin	Hughes	O'Connell
Areias	Eaves	Isenberg	Peace
Bader	Elder	Johnson	Polanco
Baker	Epple	Johnston	Pringle
Bane	Farr	Jones	Quackenbush
Bates	Felando	Katz	Roos
Bentley	Ferguson	Kelley	Roybal-Allard
Bronzan	Filante	Killea	Seastrand
Brown, Dennis	Floyd	Klehs	Speier
Burton	Frazee	Lempert	Statham
Calderon	Frizzelle	Leslie	Tanner
Campbell	Hannigan	Lewis	Tucker
Chacon	Hansen	McClintock	Waters, Maxine
Chandler	Harris	Mojonnier	Waters, Norman
Clute	Harvey	Moore	Woodruff
Connelly	Hauser	Mountjoy	Wright
Cortese	Hayden	Murray	Wyman
Costa	Hill	Nolan	Mr Speaker

NOES—None

Bill ordered transmitted to the Senate immediately.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Mojonnier was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mrs. Blanche Karabensh, of Mountain View.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Willie Brown was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 45

November 4, 1989

*R. Brian Kidney
Chief Clerk of the Assembly
State Capitol
Sacramento, California*

Dear Mr. Kidney: I request that this letter be published in the Assembly Daily Journal as an expression of legislative intent with regard to my legislation AB 45X.

The intent of AB 45X is to provide fair and full compensation to the unfortunate victims of the collapse of the Bay Bridge and Cypress Structure. In this regard, the acceptance of Phase I payments, as authorized by Section 997.2, shall neither preclude claimants from receipt of further payments under Phase II nor prevent such claimants from pursuing litigation against the State of California.

Further, it is the intent of this legislation that the Board of Control fully and fairly inform all claimants of their rights under this legislation, including the right to be represented by an attorney. This shall be accomplished in as simple, clear, and straightforward a manner as possible. All reasonable efforts shall be made to assist claimants.

The intent expressed in this letter is consistent with my testimony on this measure before the Assembly Judiciary Committee on November 3, 1989.

Submitted by,

WILLIE L. BROWN, JR.
Speaker of the Assembly

**CONSIDERATION OF SENATE BILL NO. 3
BY UNANIMOUS CONSENT**

Assembly Member Hauser was granted unanimous consent to take up Senate Bill No. 3, without reference to committee or file, for purpose of consideration at this time.

SENATE BILL NO. 3 (Hauser)—An act to amend Section 50517.7 of, and to add Sections 50661.5, 50661.7, and 50671.5 to, the Health and Safety Code, and to add Section 5028 to the Public Resources Code, relating to natural disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Third Reading of Senate Bill No. 3

SENATE BILL NO. 3 (Marks)—An act to amend Section 50517.7 of, and to add Sections 50661.5, 50661.7, and 50671.5 to, the Health and Safety Code, and to add Section 5028 to the Public Resources Code, relating to natural disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Hauser.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

Allen	Eaves	Johnson	Polanco
Areias	Epple	Johnston	Pringle
Bader	Farr	Jones	Quackenbush
Baker	Felando	Katz	Roos
Bane	Ferguson	Kelley	Roybal-Allard
Bates	Filante	Killea	Seastrand
Bentley	Floyd	Klehs	Speier
Bronzan	Frazee	La Follette	Statham
Brown, Dennis	Frizzelle	Lancaster	Tanner
Burton	Hannigan	Lempert	Tucker
Calderon	Hansen	Leslie	Waters, Maxine
Campbell	Harris	McClintock	Waters, Norman
Chacon	Harvey	Mojonnier	Woodruff
Chandler	Hauser	Moore	Wright
Clute	Hayden	Mountjoy	Wyman
Connelly	Hill	Murray	Mr Speaker
Cortese	Hughes	Nolan	
Costa	Hunter	O'Connell	
Eastin	Isenberg	Peace	

NOES—None

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—73

Allen	Eaves	Johnson	Polanco
Areias	Epple	Johnston	Pringle
Bader	Farr	Jones	Quackenbush
Baker	Felando	Katz	Roos
Bane	Ferguson	Kelley	Roybal-Allard
Bates	Filante	Killea	Seastrand
Bentley	Floyd	Klehs	Speier
Bronzan	Frazee	La Follette	Statham
Brown, Dennis	Frizzelle	Lancaster	Tanner
Burton	Hannigan	Lempert	Tucker
Calderon	Hansen	Leslie	Waters, Maxine
Campbell	Harris	McClintock	Waters, Norman
Chacon	Harvey	Mojonnier	Woodruff
Chandler	Hauser	Moore	Wright
Clute	Hayden	Mountjoy	Wyman
Connelly	Hill	Murray	Mr Speaker
Cortese	Hughes	Nolan	
Costa	Hunter	O'Connell	
Eastin	Isenberg	Peace	

NOES—None

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF SENATE BILL NO. 4
BY UNANIMOUS CONSENT**

Assembly Member Hauser was granted unanimous consent to take up Senate Bill No. 4, without reference to committee or file, for purpose of consideration at this time.

SENATE BILL NO. 4 (Leroy Greene)—An act to add Sections 50661.5, 50661.7, and 50662.7 to, to add Article 6 (commencing with Section 15373.96) to Chapter 2.5 of Part 6 of Division 3 of Title 2 of, and to add Part 1.6 (commencing with Section 34050) to Division 24 of, the Health and Safety Code, relating to natural disaster relief, making an appropriation therefore, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Third Reading of Senate Bill No. 4

SENATE BILL NO. 4 (Leroy Greene)—An act to add Sections 50661.5, 50661.7, and 50662.7 to, to add Article 6 (commencing with Section 15373.96) to Chapter 2.5 of Part 6.7 of Division 3 of Title 2 of, and to add Part 1.6 (commencing with Section 34050) to Division 24 of, the Health and Safety Code, relating to natural disaster relief, making an appropriation therefore, and declaring the urgency thereof, to take effect immediately

Bill read third time, and presented by Assembly Member Hauser.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

Allen	Elder	Johnson	Polanco
Areas	Epple	Johnston	Pringle
Bader	Farr	Jones	Quackenbush
Baker	Felando	Katz	Roos
Bane	Ferguson	Kelley	Roybal-Allard
Bates	Filante	Killea	Seastrand
Bentley	Floyd	Klehs	Speier
Bronzan	Frazee	La Follette	Statham
Burton	Frizzelle	Lancaster	Tanner
Calderon	Hannigan	Lempert	Tucker
Campbell	Hansen	Leslie	Waters, Maxine
Chacon	Harris	McClintock	Waters, Norman
Chandler	Harvey	Mojonmier	Woodruff
Clute	Hauser	Moore	Wright
Connelly	Hayden	Mountjoy	Wyman
Cortese	Hill	Murray	Mr Speaker
Costa	Hughes	Nolan	
Eastn	Hunter	O'Connell	
Eaves	Isenberg	Peace	

NOES—None

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—73

Allen	Elder	Johnson	Polanco
Areas	Epple	Johnston	Pringle
Bader	Farr	Jones	Quackenbush
Baker	Felando	Katz	Roos
Bane	Ferguson	Kelley	Roybal-Allard
Bates	Filante	Killea	Seastrand
Bentley	Floyd	Klehs	Speier
Bronzan	Frazee	La Follette	Statham
Burton	Frizzelle	Lancaster	Tanner
Calderon	Hannigan	Lempert	Tucker
Campbell	Hansen	Leslie	Waters, Maxine
Chacon	Harris	McClintock	Waters, Norman
Chandler	Harvey	Mojonmier	Woodruff
Clute	Hauser	Moore	Wright
Connelly	Hayden	Mountjoy	Wyman
Cortese	Hill	Murray	Mr. Speaker
Costa	Hughes	Nolan	
Eastn	Hunter	O'Connell	
Eaves	Isenberg	Peace	

NOES—None

Bill ordered transmitted to the Senate immediately.

MESSAGES FROM THE SENATE

Senate Chamber, November 4, 1989

Mr. Speaker I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No 12

DARRYL R. WHITE, Secretary of the Senate
By John W Rovane, Assistant Secretary

Senate Chamber, November 4, 1989

Mr Speaker. I am directed to inform your honorable body that the Senate on this day passed

Senate Bill No 33

DARRYL R WHITE, Secretary of the Senate
By John W Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 12—An act to add Section 8684 to, and to add Article 3.5 (commencing with Section 13540) to Chapter 1 of Part 6.7 of Division 3 of Title 2 of the Government Code, relating to disaster assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

SENATE BILL NO. 33—An act to add Article 7.7 (commencing with Section 16419) to Chapter 2 of Division 4 of Title 2 of the Government Code, and to amend Section 7102 of, and add Sections 6051.1, 6201 1, 6376, 12637, 43158, and 45156 to, the Revenue and Taxation Code, relating to taxation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Vasconcellos.

Resolved, That Senate Bills Nos. 12 and 33 present a case of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bills be read on three separate days in each house is hereby dispensed with, and it is ordered that the bills be placed upon their passage.

Resolution read, and adopted by the following vote:

AYES—72

Allen	Eastm	Hughes	O'Connell
Areias	Eaves	Ishenberg	Peace
Bader	Elder	Johnson	Polanco
Baker	Epple	Johnston	Pringle
Bane	Farr	Jones	Quackenbush
Bates	Felando	Katz	Roos
Bentley	Ferguson	Kelley	Roybal-Allard
Bronzan	Filante	Killea	Seastrand
Brown, Dennis	Floyd	Klehs	Speier
Burton	Frazee	La Follette	Statham
Calderon	Frizzelle	Lancaster	Tanner
Campbell	Hannigan	Lempert	Tucker
Chacon	Hansen	Leslie	Waters, Maxine
Chandler	Harris	Lewis	Waters, Norman
Clute	Harvey	Mojonmer	Woodruff
Connelly	Hauser	Mountjoy	Wright
Cortese	Hayden	Murray	Wyman
Costa	Hill	Nolan	Mr Speaker

NOES—None

Article IV, Section 8(b) of the Constitution was declared dispensed with.

**CONSIDERATION OF SENATE BILL NO. 12
BY UNANIMOUS CONSENT**

Assembly Member Farr was granted unanimous consent to take up Senate Bill No. 12, without reference to committee or file, for purpose of consideration at this time.

SENATE BILL NO. 12 (Mello)—An act to add Section 8684 to, and to add Article 3.5 (commencing with Section 13540) to Chapter 1 of Part 6.7 of Division 3 of Title 2 of the Government Code, relating to disaster assistance making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

Bill read second time.

Third Reading of Senate Bill No. 12

SENATE BILL NO. 12 (Mollo)—An act to add Section 8684 to, and to add Article 3.5 (commencing with Section 13540) to Chapter 1 of Part 6.7 of Division 3 of Title 2 of, and to add and repeal Section 8684 of, the Government Code, relating to disaster assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

Bill read third time, and presented by Assembly Member Farr.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—72

Allen	Eastin	Hughes	O'Connell
Areias	Eaves	Isenberg	Peace
Bader	Elder	Johnson	Polanco
Baker	Epple	Johnston	Pringle
Bane	Farr	Jones	Quackenbush
Bates	Felando	Katz	Roos
Bentley	Ferguson	Kelley	Roybal-Allard
Bronzan	Filante	Killea	Seastrand
Brown, Dennis	Floyd	Klehs	Speier
Burton	Frazee	Lempert	Statham
Calderon	Frizzelle	Leslie	Tanner
Campbell	Hannigan	Lewis	Tucker
Chacon	Hansen	McClintock	Waters, Maxine
Chandler	Harris	Mojonnier	Waters, Norman
Clute	Harvey	Moore	Woodruff
Connelly	Hauser	Mountjoy	Wright
Cortese	Hayden	Murray	Wyman
Costa	Hill	Nolan	Mr Speaker

NOES—None

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—72

Allen	Eastin	Hughes	O'Connell
Areias	Eaves	Isenberg	Peace
Bader	Elder	Johnson	Polanco
Baker	Epple	Johnston	Pringle
Bane	Farr	Jones	Quackenbush
Bates	Felando	Katz	Roos
Bentley	Ferguson	Kelley	Roybal-Allard
Bronzan	Filante	Killea	Seastrand
Brown, Dennis	Floyd	Klehs	Speier
Burton	Frazee	Lempert	Statham
Calderon	Frizzelle	Leslie	Tanner
Campbell	Hannigan	Lewis	Tucker
Chacon	Hansen	McClintock	Waters, Maxine
Chandler	Harris	Mojonnier	Waters, Norman
Clute	Harvey	Moore	Woodruff
Connelly	Hauser	Mountjoy	Wright
Cortese	Hayden	Murray	Wyman
Costa	Hill	Nolan	Mr Speaker

NOES—None

Bill ordered transmitted to the Senate, immediately.

CONSIDERATION OF SENATE BILL NO. 33 BY UNANIMOUS CONSENT

Assembly Member Areias was granted unanimous consent to take up Senate Bill No. 33, without reference to committee or file, for purpose of consideration at this time.

SENATE BILL NO. 33 (Mello)—An act to add Article 77 (commencing with Section 16419) to Chapter 2 of Division 4 of Title 2 of the Government Code, and to amend Section 7102 of, and add Sections 6051 1, 6201 1, 6376, 12637, 43158, and 45156 to, the Revenue and Taxation Code, relating to taxation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Third Reading of Senate Bill No. 33

SENATE BILL NO. 33 (Mello)—An act to add Article 77 (commencing with Section 16419) to Chapter 2 of Division 4 of Title 2 of the Government Code, and to amend Section 7102 of, and add Sections 6051 1, 6201 1, 6376, 12637, 43158, and 45156 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, and presented by Assembly Member Farr.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—60

Allen	Costa	Isenberg	Peace
Areias	Eastin	Johnson	Polanco
Bader	Eaves	Johnston	Quackenbush
Bane	Elder	Jones	Roos
Bates	Epple	Katz	Roybal-Allard
Bentley	Farr	Kelley	Sher
Bronzan	Filante	Killea	Speier
Burton	Floyd	Klehs	Statham
Calderon	Frazee	La Follette	Tanner
Campbell	Hannigan	Lancaster	Tucker
Chacon	Hansen	Lempert	Vasconcellos
Chandler	Harris	Leshe	Waters, Maxine
Clute	Hauser	Moore	Waters, Norman
Connelly	Hayden	Murray	Woodruff
Cortese	Hughes	O'Connell	Mr Speaker

NOES—17

Baker	Harvey	Mojonnier	Wright
Brown, Dennis	Hill	Mountjoy	Wyman
Felando	Hunter	Nolan	
Ferguson	Lewis	Pringle	
Frizzelle	McClintock	Seastrand	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—60

Allen	Costa	Izenberg	Peace
Areias	Eastin	Johnson	Polanco
Bader	Eaves	Johnston	Quackenbush
Bane	Elder	Jones	Roos
Bates	Epple	Katz	Roybal-Allard
Bentley	Farr	Kelley	Sher
Bronzan	Filante	Killea	Speer
Burton	Floyd	Klehs	Statham
Calderon	Frazee	La Follette	Tanner
Campbell	Hannigan	Lancaster	Tucker
Chacon	Hansen	Lempert	Vasconcellos
Chandler	Harris	Leslie	Waters, Maxine
Clute	Hauser	Moore	Waters, Norman
Connelly	Hayden	Murray	Woodruff
Cortese	Hughes	O'Connell	Mr Speaker

NOES—17

Baker	Harvey	Mojonnier	Wright
Brown, Dennis	Hill	Mounjoy	Wyman
Felando	Hunter	Nolan	
Ferguson	Lewis	Pringle	
Frizzelle	McClintock	Seastrand	

Bill ordered transmitted to the Senate, immediately.

RECESS

By unanimous consent, at 4:46 p.m., Speaker pro Tempore Roos declared the Assembly recessed.

REASSEMBLED

At 4:48 p.m., the Assembly reconvened.

Hon. Mike Roos, Speaker pro Tempore of the Assembly, presiding.

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO ASSEMBLY BILL NO. 22**

At 4:48 p.m., on motion of Assembly Member Farr, 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. 22 refused adoption by the following vote:

AYES—50

Areias	Eaves	Katz	Roybal-Allard
Bane	Elder	Kelley	Seastrand
Bates	Epple	Killea	Sher
Bronzan	Farr	Klehs	Speier
Burton	Floyd	Lempert	Statham
Calderon	Hannigan	McClintock	Tanner
Campbell	Hansen	Moore	Tucker
Chacon	Harris	Murray	Vasconcellos
Clute	Hayden	O'Connell	Waters, Maxine
Connelly	Hughes	Peace	Waters, Norman
Cortese	Isenberg	Polanco	Mr. Speaker
Costa	Johnston	Quackenbush	
Eastin	Jones	Roos	

NOES—24

Allen	Felando	Johnson	Mountjoy
Bader	Ferguson	La Follette	Nolan
Baker	Frazee	Lancaster	Pringle
Bentley	Harvey	Lesie	Woodruff
Brown, Dennis	Hill	Lewis	Wright
Chandler	Hunter	Mojonnier	Wyman

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 23**

At 4:49 p.m., on motion of Assembly Member Moore, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 23 passed by the following vote:

AYES—53

Areias	Eastin	Hughes	Pringle
Baker	Eaves	Isenberg	Quackenbush
Bane	Elder	Johnston	Roos
Bates	Epple	Katz	Roybal-Allard
Bronzan	Farr	Killea	Sher
Burton	Felando	Klehs	Speier
Calderon	Floyd	Lempert	Tanner
Campbell	Frizzelle	McClintock	Tucker
Chacon	Hannigan	Mojonnier	Waters, Maxine
Chandler	Hansen	Moore	Waters, Norman
Clute	Harris	Murray	Mr. Speaker
Connelly	Hauser	O'Connell	
Cortese	Hayden	Peace	
Costa	Hill	Polanco	

NOES—13

Bentley	Johnson	Mountjoy	Wyman
Brown, Dennis	Kelley	Seastrand	
Frazee	Lancaster	Statham	
Harvey	Lesie	Woodruff	

Bill ordered transmitted to the Senate immediately.

MESSAGES FROM THE SENATE

Senate Chamber, November 4, 1989

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No 35	Assembly Bill No 41
Assembly Bill No 36	Assembly Bill No 42
Assembly Bill No. 37	Assembly Bill No. 44
Assembly Bill No 38	Assembly Bill No. 45
Assembly Bill No 39	Assembly Bill No 48
Assembly Bill No 40	

DARRYL R. WHITE, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 54—Filante. An act to add Section 14501.4 to the Welfare and Institutions Code, relating to health care, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

**REFERENCE OF ASSEMBLY BILL NO. 54
TO COMMITTEE**

Speaker Brown was granted unanimous consent that Assembly Bill No. 54 be referred to the Committee on Health.

At 6:04 p.m., Speaker Willie L. Brown, Jr., 17th District, presiding.

RECESS

By unanimous consent, at 6:05 p.m., Speaker Brown declared the Assembly recessed.

REASSEMBLED

At 6:07 p.m., the Assembly reconvened.

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

MESSAGES FROM THE SENATE

Senate Chamber, November 4, 1989

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Senate Bill No 38

DARRYL R WHITE, Secretary of the Senate

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 38—An act to amend Section 8680 2 of, and to add Sections 8680.25 and 8686.1 to, and to add Section 8686 1 to, the Government Code, relating to disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Vasconcellos

Resolved, That Senate Bill No. 38 presents a case of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bill be read on three separate days in each house is hereby dispensed with, and it is ordered that the bill be placed upon its passage.

Resolution read, and adopted by the following vote:

AYES—73

Allen	Eaves	Johnson	Polanco
Areias	Epple	Johnston	Pringle
Bader	Farr	Jones	Quackenbush
Baker	Felando	Katz	Roos
Bane	Ferguson	Kelley	Roybal-Allard
Bates	Filante	Killea	Seastrand
Bentley	Floyd	Klehs	Speier
Bronzan	Frazee	La Follette	Statham
Brown, Dennis	Frizzelle	Lancaster	Tanner
Burton	Hannigan	Lempert	Tucker
Calderon	Hansen	Leslie	Waters, Maxine
Campbell	Harris	McClintock	Waters, Norman
Chacon	Harvey	Mojonmer	Woodruff
Chandler	Hauser	Moore	Wright
Clute	Hayden	Mountjoy	Wyman
Connely	Hill	Murray	Mr Speaker
Cortese	Hughes	Nolan	
Costa	Hunter	O'Connell	
Eastin	Isenberg	Peace	

NOES—None

Article IV, Section 8(b) of the Constitution was declared dispensed with.

**CONSIDERATION OF SENATE BILL NO. 38
BY UNANIMOUS CONSENT**

Assembly Member Cortese was granted unanimous consent to take up Senate Bill No. 38, without reference to committee or file, for purpose of consideration at this time.

SENATE BILL NO. 38 (Petris)—An act to amend Section 8680 2 of, and to add Sections 8680 25 and 8686 1 to, and to add Section 8686.1 to, the Government Code, relating to disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

Bill read second time.

Third Reading of Senate Bill No. 38

SENATE BILL NO. 38 (Petris)—An act to amend Section 8680 2 of, and to add Sections 8680 25 and 8686.1 to, and to add Section 8686 1 to, the Government Code, relating to disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

Bill read third time, and presented by Assembly Member Cortese.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—59

Allen	Eastin	Hunter	Murray
Areias	Eaves	Johnson	Nolan
Bader	Epple	Johnston	Peace
Baker	Felando	Jones	Pringle
Bane	Ferguson	Kelley	Seastrand
Bentley	Filante	Killea	Statham
Brown, Dennis	Frazee	Klehs	Tanner
Burton	Frizzelle	La Follette	Tucker
Calderon	Hannigan	Lancaster	Waters, Maxine
Campbell	Hansen	Lempert	Waters, Norman
Chacon	Harvey	Leslie	Woodruff
Chandler	Hauser	Lewis	Wright
Clute	Hayden	McClintock	Wyman
Cortese	Hill	Mojonnier	Mr Speaker
Costa	Hughes	Mountjoy	

NOES—9

Bates	Harris	Moore
Connelly	Isenberg	Roos
Floyd	Katz	Speier

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—59

Allen	Eastin	Hunter	Murray
Areias	Eaves	Johnson	Nolan
Bader	Epple	Johnston	Peace
Baker	Felando	Jones	Pringle
Bane	Ferguson	Kelley	Seastrand
Bentley	Filante	Killea	Statham
Brown, Dennis	Frazee	Klehs	Tanner
Burton	Frizzelle	La Follette	Tucker
Calderon	Hannigan	Lancaster	Waters, Maxine
Campbell	Hansen	Lempert	Waters, Norman
Chacon	Harvey	Leslie	Woodruff
Chandler	Hauser	Lewis	Wright
Clute	Hayden	McClintock	Wyman
Cortese	Hill	Mojonnier	Mr Speaker
Costa	Hughes	Mountjoy	

NOES—9

Bates	Harris	Moore
Connelly	Isenberg	Roos
Floyd	Katz	Speier

Bill ordered transmitted to the Senate immediately.

RECESS

By unanimous consent, at 6:07 p.m., Speaker Brown declared the Assembly recessed.

REASSEMBLED

At 6:10 p.m., the Assembly reconvened.

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

VOTE ADDS

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

Assembly Bill No. 3 and Urgency: Bronzan, Harris, Harvey, Peace, and Quackenbush—Aye.

Assembly Bill No. 39 and Urgency: Harris—Aye.

Assembly Bill No. 43 and Urgency: Harris—Aye.

Resolution to Dispense with Constitution: Calderon, Clute, and Harris—Aye.

Assembly Bill No. 38 and Urgency: Clute, Harris, Kelley, and Quackenbush—Aye.

Assembly Bill No. 48, Motion to Amend by McClintock: Calderon and Lancaster—Aye; Clute, Harris, and Statham—No.

Assembly Bill No. 48, Motion to Amend by Areias: Calderon, Clute, and Quackenbush—Aye.

Assembly Bill No. 45 and Urgency: Areias—Aye.

Assembly Bill No. 37 and Urgency: Hunter, La Follette, Mojonner, Quackenbush, and Wright—Aye.

Assembly Bill No. 44 and Urgency: Bane, Costa, and Mojonner—Aye.

Assembly Bill No. 48 and Urgency: Allen and Chandler—Aye.

Assembly Bill No. 36 and Urgency: Allen, Dennis Brown, and Woodruff—Aye.

Assembly Bill No. 35 and Urgency: Bates—No.

Resolution to Dispense with Constitution: Clute—Aye.

Resolution to Dispense with Constitution: Hansen—Aye.

Assembly Bill No. 23: Hansen—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 6:11 p.m., Speaker Brown declared the quorum call of the Assembly dispensed with.

REPORTS OF STANDING COMMITTEES**Committee on Ways and Means**

Date of Hearing November 3, 1989

Mr Speaker Your Committee on Ways and Means reports

Assembly Bill No 21

With amendments with the recommendation Amend, and do pass, as amended

VASCONCELLOS, Chairman

Above bill ordered to second reading.

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON NOVEMBER 4, 1989**

The following measures were amended in the Assembly on this day:

Assembly Bills

35
36
38
40
41
42
44
45
48

Amendments were considered by the Assembly, but not adopted, to the following measure:

Assembly Bill

48

CALIFORNIA LEGISLATURE

1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY JOURNAL

RECESS JOURNAL NO. 1

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, December 4, 1989

Pursuant to the provisions of Joint Rule 59, the following Assembly Journal for the 1989-90 First Extraordinary Session was printed while the Assembly was in Interim Study Recess.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, November 5, 1989

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

- | | |
|----------------------|----------------------|
| Assembly Bill No. 35 | Assembly Bill No 41 |
| Assembly Bill No. 36 | Assembly Bill No 42 |
| Assembly Bill No. 37 | Assembly Bill No 43 |
| Assembly Bill No. 38 | Assembly Bill No. 44 |
| Assembly Bill No. 39 | Assembly Bill No. 45 |
| Assembly Bill No. 40 | Assembly Bill No 48 |

And reports the same correctly enrolled, and presented to the Governor at 2:30 p m., November 5, 1989.

R. BRIAN KIDNEY, Chief Clerk

MESSAGES FROM THE GOVERNOR

The following item veto messages from the Governor were received, and ordered printed in the Journal, and the item vetoes placed on the unfinished business file:

Item Veto—Assembly Bill No. 41

Governor's Office, Sacramento
November 6, 1989

I am deleting the appropriations of \$33,500,000 contained in Assembly Bill 41X.

The appropriations contained in this bill have already been provided for by the appropriations contained in Senate Bill 3X.

With this deletion, I approve Assembly Bill 41X.

Cordially,

GEORGE DEUKMEJIAN

Item Veto—Assembly Bill No. 44

Governor's Office, Sacramento
November 6, 1989

I am deleting the appropriations of \$41,500,000 contained in Assembly Bill 44X.

The appropriations contained in this bill have already been provided for by the appropriations contained in Senate Bill 4X.

With this deletion, I approve Assembly Bill 44X.

Cordially,

GEORGE DEUKMEJIAN

Item Veto—Assembly Bill No. 38

Governor's Office, Sacramento
November 6, 1989

I am deleting the appropriations of \$84,800,000 contained in Assembly Bill 38X.

The appropriations contained in this bill have already been provided for by the appropriations contained in Senate Bill 36X.

With this deletion, I approve Assembly Bill 38X.

GEORGE DEUKMEJIAN

RECEIPT

I acknowledge receipt this 8th day of November, 1989 at 11:05 a.m. of the Governor's statement of the items of appropriation reduced or eliminated from Assembly Bills Nos. 41x, 44x, and 38x delivered to me personally by Karen Morgan.

LAWRENCE A. MURMAN
Chief Assistant Clerk of the Assembly

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

CALIFORNIA LEGISLATURE
1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, January 3, 1990

FOURTH SESSION DAY

SIXTY-FOURTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: 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
Wednesday, January 3, 1990

The Assembly met at 12:36 p.m.

Hon. Mike Roos, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk R. Brian Kidney at the Desk.

Assistant Clerk Daniel McLean reading.

ROLL CALL

The roll call was called, and the following answered to their names—75:

Allen	Elder	Isenberg	Peace
Areias	Epple	Johnson	Polanco
Bader	Farr	Johnston	Pringle
Baker	Felando	Jones	Quackenbush
Bane	Ferguson	Katz	Roos
Bentley	Filante	Kelley	Roybal-Allard
Bronzan	Floyd	Klehs	Seastrand
Brown, Dennis	Frazee	La Follette	Sher
Burton	Friedman	Lancaster	Speier
Calderon	Frizzelle	Lempert	Statham
Campbell	Hammigan	Leslie	Tanner
Chacon	Hansen	Lewis	Tucker
Chandler	Harris	McClintock	Waters, Maxine
Clute	Harvey	Mojonnier	Waters, Norman
Connelly	Hauser	Moore	Woodruff
Cortese	Hayden	Mountjoy	Wright
Costa	Hill	Murray	Wyman
Eastin	Hughes	Nolan	Mr. Speaker
Eaves	Hunter	O'Connell	

Quorum present.

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton T. Boswell:

O God, Our Help in Ages Past and Our Hope for Years to Come,
How great is our need, for a deeper awareness of eternal truth as we come to these desks beginning the work which is before us. In the midst of noise and clamor, victories and defeats in this changing world in a new year, we ask Your guidance. Help us through expediences of the hour and shine upon our efforts the glory of purposes pursued in light of lasting value and principle. Be mightily with this Assembly, as they confront the agenda of this session. Give them the keys and directions to fruitful legislation. May we all begin this day with a new dedication, and wider sense of responsibility to meet the needs and problems of this governance. Send us forth amid the tasks at hand making goodness attractive and with sure evidence of love and justice in all that we do.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Roos, Assembly Member Norman Waters then led the Assembly in the pledge of allegiance to the Flag.

READING OF THE JOURNAL DISPENSED WITH

By unanimous consent, reading of the Journal of the previous legislative day was dispensed with.

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 Members Bates and Vasconcellos.

Because of illness: Assembly Member Margolin.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Tanner was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jack Stinson, of West Covina.

Assembly Member Allen was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Army Pfc. Roy Dennis Brown, Jr., of Buena Park.

Assembly Member Felando was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Sam Uskovich, of San Pedro.

Assembly Member Mojonnier was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of her father-in-law Harold Mojonnier, of Thousand Oaks.

Assembly Member Lancaster was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Alex Hughes, Mayor of Claremont.

Assembly Member Harris was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of C. L. Dellums, of Oakland.

Assembly Member Elder was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Joseph Kellogg, of Long Beach.

Assembly Members Johnston and Norman Waters were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Leo McCartney, of Mokelumne Hill.

Speaker pro Tempore Roos was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of his father, Walter L. Roos, of Rancho Mirage.

Assembly Member Eastin was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ralph Sorg, of Hayward.

Assembly Member Nolan was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dr. Howard Kershner, of Los Angeles.

Assembly Member McClintock was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Frederick Houser, former Lieutenant Governor of the State of California.

Assembly Member Hansen was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Richard J. Ernest, Director of the Department of Forestry.

REPUBLICAN LEADERSHIP ANNOUNCED

Assembly Member Johnson announced that the Republican Caucus designated the following leadership:

Assembly Member Robert Frazee, Caucus Chair; Assembly Member Bev Hansen, Caucus Vice Chair; and Assembly Members Eric Seastrand and Tom McClintock, Whips.

CONSIDERATION OF DAILY FILE SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 21—An act to add Section 465 to the Penal Code, relating to crimes, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Ways and Means read and adopted; bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 9—An act to add Section 670 to the Penal Code, relating to crimes, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Ways and Means read and adopted; bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 13—An act to add Section 160.5 to the Streets and Highways Code, relating to highways.

Bill read second time; amendments proposed by the Committee on Ways and Means read and adopted; bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 15—An act to add and repeal Sections 17211 and 24385 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; amendments proposed by the Committee on Ways and Means read and adopted; bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 18—An act to add Section 8897.2 to the Government Code, relating to seismic safety, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Ways and Means read and adopted; bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 26—An act to add Section 30892.3 to the Streets and Highways Code, relating to transportation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Ways and Means read and adopted; bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 24—An act to add Sections 5536.5, 6788, and 7028.16 to the Business and Professions Code, relating to buildings, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Ways and Means read and adopted; bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 5—An act to add Section 66532 to the Government Code, relating to transportation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Ways and Means read and adopted; bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 6—An act to add Part 16 (commencing with Section 34050) to Division 24 of, and to add Section 50835 to, the Health and Safety Code, relating to natural disaster assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Ways and Means read and adopted; bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 7—An act to add Sections 14049 and 14049.5 to the Government Code, relating to transportation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Ways and Means read and adopted; bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 12—An act relating to natural disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Ways and Means read and adopted; bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 20—An act to add Section 8684 to the Government Code, relating to disaster assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Ways and Means read and adopted; bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 29—An act to amend Section 50517.7 of the Health and Safety Code, relating to housing, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Ways and Means read and adopted; bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 4—An act relating to disaster assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Ways and Means read and adopted; bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 17—An act to add Chapter 12.47 (commencing with Section 8878.50) to Division 1 of Title 2 of the Government Code, relating to financing the reconstruction and seismic retrofitting of state and local government buildings by providing the funds necessary therefor through the issuance and sale of bonds of the State of California and by providing for the disposition of those funds.

Bill read second time; amendments proposed by the Committee on Ways and Means read and adopted; bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 34—An act relating to disaster assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Ways and Means read and adopted; bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 16—An act to add Chapter 12.1 (commencing with Section 8874.10) to Division 1 of Title 2 of the Government Code, relating to earthquake hazards risk-assessment and management, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Ways and Means read and adopted; bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 46—An act relating to earthquake relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

COMMUNICATIONS

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

December 18, 1989

*Honorable Willie L. Brown, Jr.
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: Since I am taking my oath of office on December 21st at 11 am, in accordance with my recent election to the 39th Senate District seat, my resignation from the 78th Assembly district seat is effective at that same time.

Although I am very pleased to have won the election, I have very mixed feelings about leaving the Assembly and will miss working closely with you and my other assembly colleagues.

I want to thank you for your support and friendship over the last 7 years. I look forward to meeting the challenges ahead and any opportunities for working with you from the Senate.

Warmest regards,

LUCY KILLEA

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 3, 1990

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 46

And reports the same correctly engrossed.

R. BRIAN KIDNEY, Chief Clerk

Above bill ordered to third reading.

ADJOURNMENT

At 12:37 p.m., the Assembly adjourned until 12 m., Monday, January 8, 1990, out of respect to the memory of Jack Stinson, on motion of Assembly Member Tanner; out of respect to the memory of Army Pfc. Roy Dennis Brown, Jr., on motion of Assembly Member Allen; out of respect to the memory of Sam Uskovich, on motion of Assembly Member Felando; out of respect to the memory of Harold Mojonnier, on motion of Assembly Member Mojonnier; out of respect to the memory of Mayor Alex Hughes, on motion of Assembly Member Lancaster; out of respect to the memory of C. L. Dellums, on motion of Assembly Member Harris; out of respect to the memory of Joseph Kellogg, on motion of Assembly Member Elder; out of respect to the memory of Leo McCartney, on motion of Assembly Members Johnston and Norman Waters; out of respect to the memory of Walter L. Roos, on motion of Speaker pro Tempore Roos; out of respect to the memory of Ralph Sorg, on motion of Assembly Member Eastin; out of respect to the memory of Dr. Howard Kershner, on motion of Assembly Member Nolan; out of respect to the memory of Frederick Houser, on motion of Assembly Member McClintock; out of respect to the memory of Richard J. Ernest, on motion of Assembly Member Hansen.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JANUARY 3, 1990**

The following measures were amended in the Assembly on this day:

Assembly Bills

4
5
6
7
9
12
13
15
16
17
18
21
24
26
29
34

CALIFORNIA LEGISLATURE
1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, January 8, 1990

FIFTH SESSION DAY

SIXTY-NINTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



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

①

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, January 8, 1990

The Assembly met at 12:41 p.m.
Hon. Mike Roos, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk R. Brian Kidney at the Desk.
Assistant Clerk Daniel McLean reading.

ROLL CALL

The roll was called and the following answered to their names— 75:

Allen	Elder	Isenberg	O'Connell
Areias	Epple	Johnson	Peace
Bader	Farr	Johnston	Polanco
Baker	Felando	Jones	Pringle
Bane	Ferguson	Katz	Quackenbush
Bentley	Filante	Kelley	Roos
Bronzan	Floyd	Klehs	Roybal-Allard
Brown, Dennis	Frazee	La Follette	Seastrand
Burton	Friedman	Lancaster	Sher
Calderon	Frizzelle	Lempert	Statham
Campbell	Hannigan	Leslie	Tanner
Chacon	Hansen	Lewis	Tucker
Chandler	Harris	Margolin	Vasconcellos
Clute	Harvey	McChntock	Waters, Norman
Connelly	Hauser	Mojonnier	Woodruff
Cortese	Hayden	Moore	Wright
Costa	Hill	Mountjoy	Wyman
Eastin	Hughes	Murray	Mr. Speaker
Eaves	Hunter	Nolan	

Quorum present.

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton T. Boswell:

Almighty God, Who Knows Us Better than We Know Ourselves and Is Acquainted with All Our Ways, Be near to us. Inspire us with the majesty of Your holy hills, from whence comes our help. Loose us from the nagging bondage of problems and perplexities so common in the lives of public servants. Renew us in spirit and cause us to reaffirm the goals and visions for which we strive. You must have made us to be dreamers, dreamers of better things to come, a time when what ought to be will be the more fulfilled. May no adversity, or alarming event blight out the lure to help build a better community, a city of hope as Thy Kingdom come. To these ends and victories, lift us to behold higher horizons and plant our feet on higher ground.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Roos, Assembly Member Hunter 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 O'Connell, seconded by Assembly Member Frazee.

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 Maxine Waters.

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

Because of illness: Assembly Member Speier.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

January 8, 1990

Honorable Willie L. Brown, Jr.

Speaker of the Assembly

State Capitol, Room 219

Sacramento, California

Dear Speaker Brown: Please excuse my absence from Session, Monday, January 8, 1990 due to legislative business.

Sincerely,

MAXINE WATERS, Assembly Member
Forty-eighth District

COMMUNICATIONS

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

January 5, 1990

Brian Kidney, Chief Clerk

State Capitol, Room 3194

Sacramento, California

Dear Brian: Please be advised that I have appointed Assemblymember Steve Peace to fill the vacancy on Ways and Means Committee. Further, I have appointed Assemblymember Rusty Areias to fill the vacancy on Transportation Committee.

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

January 5, 1989

*Brian Kidney, Chief Clerk
State Capitol
Sacramento, California.*

Dear Brian: Please be advised that I have appointed Assemblymember Jack O'Connell as Assistant Speaker pro Tempore and further that the Democratic Caucus has elected Assemblymember Gwen Moore as Majority Whip.

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Mr Speaker. Pursuant to your instructions,	Assembly Chamber, January 8, 1990
Assembly Bill No. 4	the Chief Clerk has examined:
Assembly Bill No. 5	Assembly Bill No. 17
Assembly Bill No. 6	Assembly Bill No. 18
Assembly Bill No. 9	Assembly Bill No. 20
Assembly Bill No. 12	Assembly Bill No. 21
Assembly Bill No. 13	Assembly Bill No. 24
Assembly Bill No. 15	Assembly Bill No. 26
Assembly Bill No. 16	Assembly Bill No. 29
	Assembly Bill No. 34

And reports the same correctly engrossed.

R. BRIAN KIDNEY, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, January 8, 1990

Mr Speaker: Pursuant to your instructions, the Chief Clerk has examined.
Assembly Bill No. 7

And reports the same correctly engrossed

R. BRIAN KIDNEY, Chief Clerk

Above bill ordered returned to second reading file.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

<i>Assembly Bill No.</i>	<i>Committee</i>
49 -----	Trans.
50 -----	Fin. & Ins.
51 -----	Ed.
52 -----	Econ.D. & N.T.
53 -----	P.E.Ret. & S.S.

*Assembly Joint
Resolution No.*

<i>Resolution No.</i>	<i>Committee</i>
1 -----	Fin. & Ins.

**ELECTION OF ASSEMBLY MEMBER JERRY EAVES
TO THE COMMITTEE ON RULES**

The question being: Shall Assembly Member Eaves, a nominee of the Democratic Caucus, be elected a Member of the Rules Committee?

The roll was opened, and the above nominee to the Rules Committee elected by the following vote:

AYES—69

Allen	Elder	Johnson	Polanco
Areias	Epple	Johnston	Pringle
Bader	Farr	Jones	Quackenbush
Baker	Ferguson	Katz	Roos
Bane	Filante	Kelley	Roybal-Allard
Bentley	Frazee	Klehs	Seastrand
Bronzan	Friedman	La Follette	Sher
Brown, Dennis	Frizzelle	Lancaster	Statham
Burton	Hannagan	Lempert	Tanner
Calderon	Hansen	Leslie	Tucker
Campbell	Harris	Lewis	Waters, Norman
Chacon	Harvey	Margolin	Woodruff
Chandler	Hauser	McClintock	Wright
Clute	Hayden	Mojonnier	Wyman
Cortese	Hill	Mountjoy	Mr. Speaker
Costa	Hughes	Murray	
Eastin	Hunter	Nolan	
Eaves	Isenberg	O'Connell	

NOES—1

Felando

**CONSIDERATION OF DAILY FILE
ASSEMBLY BILLS RETURNED TO SECOND READING FILE
PURSUANT TO THE RULES**

Pursuant to the Assembly Rules, the following Assembly bills were this day on the second reading file:

Assembly Bills Nos. 21, 9, 13, 15, 18, 26, 24, 5, 6, 7, 12, 20, 29, 4, 17, 34, and 16 ordered to third reading.

NOTE: Later this day Assembly Bills Nos. 21, 9, and 24 were re-referred to the Committee on Ways and Means

ANNOUNCEMENTS

Speaker pro Tempore Roos announced that Speaker Brown had appointed Assembly Member Curtis Tucker to fill the vacancy on the Committee on Public Safety.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Tanner was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of John Radecki, City of Industry; and Harry Medkiff, Jr., of Baldwin Park.

Assembly Member Hansen was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jane Gunn, of Napa.

Assembly Member Costa was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of George Rasmussen, of Oakland, who is survived by his wife Phyllis, daughter Laura, and son Curt.

Assembly Member Johnston was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Sebastian Inosanto, founding member of the Filipino Agricultural Labor Association.

Assembly Member Murray was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ardis Aston, of Bellflower.

Assembly Member Farr was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of William D. Gibbs, Specialist Sergeant, C Company, 17th Infantry; and, Andrew P. Porter, Warrant Officer, B Company, 133rd Aviation Regiment, who died in the Panama military assistance exercise.

Assembly Members Norman Waters and Statham were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Roy Mason, Sr., of Fort Jones.

Assembly Member Moore was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Roberta Jackson, of Los Angeles.

MESSAGES FROM THE SENATE

Senate Chamber, January 8, 1990

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 46

DARRYL R WHITE, Secretary of the Senate
By John W Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 46—An act to add Sections 5536 27 and 6706 to the Business and Professions Code, relating to liability, and declaring the urgency thereof, to take effect immediately.

ADJOURNMENT

At 12:44 p.m., the Assembly adjourned until Friday, January 12, 1990, to reconvene upon adjournment of Regular Session, out of respect to the memory of John Radecki and Harry Medkiff, Jr., on motion of Assembly Member Tanner; out of respect to the memory of Jane Gunn, on motion of Assembly Member Hansen; out of respect to the memory of George Rasmussen, on motion of Assembly Member Costa; out of respect to the memory of Sebastian Inosanto, on motion of Assembly Member Johnston; out of respect to the memory of Ardis Aston, on motion of Assembly Member Murray; out of respect to the memory of Specialist Sergeant William D. Gibbs and Warrant Officer Andrew P. Porter, on motion of Assembly Member Farr; out of respect to the memory of Roy Mason, Sr., on motion of Assembly Members Norman Waters and Statham; and out of respect to the memory of Roberta Jackson, on motion of Assembly Member Moore.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

CALIFORNIA LEGISLATURE
1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Friday, January 12, 1990

**SIXTH SESSION DAY
SEVENTY-THIRD CALENDAR DAY**

AT SACRAMENTO, CALIFORNIA



(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
Friday, January 12, 1990

The Assembly met at 10:09 a.m.

Hon. Jack O'Connell, Assistant Speaker pro Tempore of the Assembly, presiding.

Chief Clerk R. Brian Kidney at the Desk.

Assistant Clerk Daniel McLean reading.

ROLL CALL

The roll was called, and the following answered to their names—57:

Allen	Eaves	Isenberg	Peace
Bader	Elder	Johnson	Quackenbush
Baker	Epple	Jones	Roybal-Allard
Bane	Farr	Kelley	Speier
Bates	Filante	Klehs	Tanner
Bentley	Frazee	La Follette	Tucker
Bronzan	Frizzelle	Lempert	Vasconcellos
Brown, Dennis	Hannigan	Leshe	Waters, Norman
Calderon	Hansen	Lewis	Woodruff
Chacon	Harris	McClintock	Wright
Chandler	Harvey	Mojonnier	Wyman
Clute	Hauser	Moore	Mr. Speaker
Connelly	Hill	Mountjoy	
Cortese	Hughes	Murray	
Eastin	Hunter	O'Connell	

Quorum present.

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton T. Boswell:

Eternal Spirit, Presence, Light and Hope of the World, Take our anxious spirits into Your love and care and breathe upon us strength and understanding for the facing of this day. From a troubled world of confusion and hurt, turn us again to face what the prophet proclaimed, "the high hills from whence comes our help." Give us altitude of mind and spirit, lift us as with wings, that our vision and hope may soar above the fear which hinders us. Undergird our outlook, as the hymn sings with "a hope that will not shrink though pressed by every foe." Be near to us, on this floor, in every committee and every office task. Be near to us, that with Your help, and our every effort, we may achieve sustenance and healing in the life of our California State.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Assistant Speaker pro Tempore O'Connell, Assembly Member Mountjoy then led the Assembly in the pledge of allegiance to the Flag.

READING OF THE JOURNAL DISPENSED WITH

By unanimous consent, reading of the Journal of the previous legislative day was dispensed with.

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 Areias, Burton, Campbell, Costa, Felando, Ferguson, Floyd, Friedman, Hayden, Johnston, Katz, Margolin, Nolan, Polanco, Pringle, Roos, Seastrand, Sher, Statham, and Maxine Waters.

Because of illness: Assembly Member Lancaster.

(NOTE For letters explaining the absences of Assembly Members Campbell, Ferguson, and Seastrand on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for the Regular Session for January 11, 1990; for letters explaining the absences of Assembly Members Areias, Burton, Costa, Felando, Floyd, Friedman, Hayden, Johnston, Katz, Margolin, Nolan, Polanco, Pringle, Roos, Sher, Statham, and Maxine Waters on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for the Regular Session for this day.)

COMMUNICATIONS

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

January 11, 1990

*Brian Kidney, Chief Clerk
State Capitol, Room 3194
Sacramento, California*

Dear Brian: Please be advised that I have appointed Assemblymember Dick Floyd to fill the vacancy on the Labor and Employment Committee.

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Hauser was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lois Kretzer Morgan, of Red Bluff.

Assembly Member McClintock was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Louise Pottage, of La Crescenta.

Assembly Member Chandler was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ken Broce, of Yuba City.

BILLS STRICKEN FROM FILE

Assembly Member Hauser was granted unanimous consent that Assembly Bill No. 44 be stricken from file.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 55—Hughes. An act to add Article 5 6 (commencing with Section 8589.50) to Chapter 7 of Division 1 of Title 2 of the Government Code, relating to emergencies.

MESSAGES FROM THE SENATE

Senate Chamber, January 12, 1990

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed.

Senate Bill No. 8
Senate Bill No. 27

DARRYL R WHITE, Secretary of the Senate
By John W Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 8—An act to amend Sections 53130, 53190, 53200, and 53204 of the Health and Safety Code and to amend Section 8 of Chapter 48 of the Statutes of 1988, relating to housing, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 27—An act to amend Section 53313 5 of the Government Code, relating to community facilities districts

ADJOURNMENT

At 10:10 a.m., the Assembly adjourned until 9:30 a.m., Thursday, January 18, 1990, out of respect to the memory of Lois Kretzer Morgan, on motion of Assembly Member Hauser; out of respect to the memory of Louise Pottage, on motion of Assembly Member McClintock; and out of respect to the memory of Ken Broce, on motion of Assembly Member Chandler.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

CALIFORNIA LEGISLATURE
1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, January 18, 1990

**SEVENTH SESSION DAY
SEVENTY-NINTH CALENDAR DAY**

AT SACRAMENTO, CALIFORNIA



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

①

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, January 18, 1990

The Assembly met at 12:26 p.m.

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

Chief Clerk R. Brian Kidney at the Desk.

Assistant Clerk Daniel McLean reading.

ROLL CALL

The roll was called, and the following answered to their names—75:

Allen	Elder	Johnson	Peace
Areias	Epple	Johnston	Polanco
Bader	Farr	Jones	Pringle
Baker	Felando	Katz	Quackenbush
Bane	Filante	Kelley	Roos
Bates	Floyd	Klehs	Roybal-Allard
Bentley	Frazee	La Follette	Seastrand
Bronzan	Friedman	Lancaster	Sher
Brown, Dennis	Frizzelle	Lempert	Speier
Burton	Hannigan	Leslie	Statham
Calderon	Hansen	Lewis	Tanner
Campbell	Harris	Margolin	Tucker
Chacon	Harvey	McClintock	Waters, Maxine
Chandler	Hauser	Mojonnier	Waters, Norman
Clute	Hayden	Moore	Woodruff
Connelly	Hill	Mountjoy	Wright
Cortese	Hughes	Murray	Wyman
Eastin	Hunter	Nolan	Mr. Speaker
Eaves	Isenberg	O'Connell	

Quorum present.

REGULAR BUSINESS DISPENSED WITH

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

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 Vasconcellos.

On personal business, and waiving per diem: Assembly Members Costa and Ferguson.

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

COMMUNICATIONS

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

January 18, 1990

*Brian Kidney, Chief Clerk
State Capitol, Room 3194
Sacramento, California*

Dear Brian: Please be advised that I have accepted the resignation of Assemblymember Richard Mountjoy from the Housing and Community Development Committee and have appointed Assemblymember Tricia Hunter in his place.

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

REQUEST FOR UNANIMOUS CONSENT

Speaker pro Tempore Roos was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Sala Webb, of Beverly Hills.

Assembly Member Elder was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of William Gilliam, age 42, escrow agent, of Sacramento.

Assembly Member Chandler was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Aleacha Tobiassen, of Nevada City.

Assembly Member Maxine Waters was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Rice Walker and Kenneth Andrew Cyphers, of Los Angeles.

Assembly Member Johnston was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Chris Papas, retired Superior Court Judge, of Stockton.

ADJOURNMENT

At 12:27 p.m., the Assembly adjourned until 9:30 a.m., Thursday, January 25, 1990, out of respect to the memory of Sala Webb, on motion of Assembly Member Roos; out of respect to the memory of William Gilliam, on motion of Assembly Member Elder; out of respect to the memory of Aleacha Tobiassen, on motion of Assembly Member Chandler; out of respect to the memory of Rice Walker and Kenneth Andrew Cyphers, on motion of Assembly Member Maxine Waters; and out of respect to the memory of Chris Papas, on motion of Assembly Member Johnston.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

CALIFORNIA LEGISLATURE
1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, January 25, 1990

EIGHTH SESSION DAY

EIGHTY-SIXTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: 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, January 25, 1990

The Assembly met at 11:58 a.m.

Hon. Mike Roos, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk R. Brian Kidney at the Desk.

Assistant Clerk Daniel McLean reading.

ROLL CALL

The roll call was called, and the following answered to their names—65:

Allen	Epple	Jones	Roos
Bader	Farr	Katz	Roybal-Allard
Baker	Filante	Kelley	Seastrand
Bane	Floyd	Klehs	Sher
Bates	Frazee	Lancaster	Speier
Bentley	Friedman	Lempert	Statham
Brown, Dennis	Frizzelle	Leslie	Tanner
Burton	Hannigan	Lewis	Tucker
Calderon	Hansen	McClintock	Waters, Maxine
Campbell	Harris	Mojonnier	Waters, Norman
Chandler	Harvey	Moore	Woodruff
Clute	Hauser	Mountjoy	Wright
Cortese	Hughes	Murray	Wyman
Costa	Hunter	O'Connell	Mr. Speaker
Eastin	Izenberg	Peace	
Eaves	Johnson	Polanco	
Elder	Johnston	Quackenbush	

Quorum present.

REGULAR BUSINESS DISPENSED WITH

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

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 Bronzan, Connelly, Ferguson, Hill, Nolan, and Vasconcellos.

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

Because of illness: Assembly Members Chacon and Felando.

Because of illness in her family: Assembly Member La Follette.

The following Assembly Members were excused for the day because of fog: Hayden, Margolin, and Pringle.

(NOTE: For letter explaining the absence of Assembly Member Bronzan on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for January 22, 1990; for letter explaining the absence of Assembly Member Nolan on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for January 24, 1990; for letters explaining the absences of Assembly Members Connelly, Ferguson, Hill, and Vasconcellos on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for the Regular Session for this day.)

COMMUNICATIONS

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

January 18, 1989

*Brian Kidney, Chief Clerk
State Capitol, Room 3194
Sacramento, California*

Dear Brian: Please be advised that Democratic Caucus has elected Assemblymembers Jackie Speier and Lucy Killea to serve on the Rules Committee in place of Assemblymembers Phil Isenberg and Burt Margolin. Further, the Caucus has elected Jackie Speier and Gwen Moore to serve as Majority Whips.

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

<i>Assembly Bill No.</i>	<i>Committee</i>
55 -----	U. & C.
<i>Senate Bill No.</i>	<i>Committee</i>
8 -----	H. & C.D.
27 -----	L. Gov.
46 -----	Jud.

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 18 (Cortese)—An act to add Section 8897.2 to the Government Code, relating to seismic safety, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Cortese moved the adoption of amendments.

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

ASSEMBLY BILL NO. 4 (Farr)—An act relating to disaster assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—61

Allen	Epple	Johnston	Quackenbush
Bader	Farr	Jones	Roos
Baker	Filante	Katz	Roybal-Allard
Bane	Floyd	Kelley	Seastrand
Bates	Frazee	Klehs	Sher
Bentley	Friedman	Lancaster	Statham
Brown, Dennis	Frizzelle	Lempert	Tanner
Burton	Hannigan	Leslie	Tucker
Calderon	Hansen	McClintock	Waters, Maxine
Chandler	Harris	Mojonnier	Waters, Norman
Clute	Harvey	Moore	Woodruff
Cortese	Hauser	Mountjoy	Wyman
Costa	Hughes	Murray	Mr. Speaker
Eastin	Hunter	O'Connell	
Eaves	Isenberg	Peace	
Elder	Johnson	Polanco	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—61

Allen	Epple	Johnston	Quackenbush
Bader	Farr	Jones	Roos
Baker	Filante	Katz	Roybal-Allard
Bane	Floyd	Kelley	Seastrand
Bates	Frazee	Klehs	Sher
Bentley	Friedman	Lancaster	Statham
Brown, Dennis	Frizzelle	Lempert	Tanner
Burton	Hannigan	Leslie	Tucker
Calderon	Hansen	McClintock	Waters, Maxine
Chandler	Harris	Mojonnier	Waters, Norman
Clute	Harvey	Moore	Woodruff
Cortese	Hauser	Mountjoy	Wyman
Costa	Hughes	Murray	Mr. Speaker
Eastin	Hunter	O'Connell	
Eaves	Isenberg	Peace	
Elder	Johnson	Polanco	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 15 (Cortese)—An act to add and repeal Sections 17211 and 24385 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time, and passed by the following vote:

AYES—81

Allen	Epple	Johnston	Quackenbush
Bader	Farr	Jones	Roos
Baker	Filante	Katz	Roybal-Allard
Bane	Floyd	Kelley	Seastrand
Bates	Frazee	Klehs	Sher
Bentley	Friedman	Lancaster	Statham
Brown, Dennis	Frizzelle	Lempert	Tanner
Burton	Hannigan	Leslie	Tucker
Calderon	Hansen	McClintock	Waters, Maxine
Chandler	Harris	Mojonnier	Waters, Norman
Clute	Harvey	Moore	Woodruff
Cortese	Hauser	Mountjoy	Wyman
Costa	Hughes	Murray	Mr. Speaker
Eastin	Hunter	O'Connell	
Eaves	Isenberg	Peace	
Elder	Johnson	Polanco	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 34 (Farr)—An act relating to disaster assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—56

Allen	Eaves	Hughes	O'Connell
Bader	Elder	Hunter	Peace
Baker	Epple	Isenberg	Polanco
Bane	Farr	Johnson	Quackenbush
Bates	Filante	Jones	Roos
Bentley	Floyd	Kelley	Roybal-Allard
Brown, Dennis	Frazee	Klehs	Seastrand
Calderon	Friedman	Lancaster	Sher
Campbell	Frizzelle	Lempert	Statham
Chandler	Hannigan	Leslie	Tucker
Clute	Hansen	McClintock	Waters, Maxine
Cortese	Harris	Mojonnier	Waters, Norman
Costa	Harvey	Mountjoy	Woodruff
Eastin	Hauser	Murray	Mr. Speaker

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—56

Allen	Eaves	Hughes	O'Connell
Bader	Elder	Hunter	Peace
Baker	Epple	Isenberg	Polanco
Bane	Farr	Johnson	Quackenbush
Bates	Filante	Jones	Roos
Bentley	Floyd	Kelley	Roybal-Allard
Brown, Dennis	Frazee	Klehs	Seastrand
Calderon	Friedman	Lancaster	Sher
Campbell	Frizzelle	Lempert	Statham
Chandler	Hannigan	Leslie	Tucker
Clute	Hansen	McClintock	Waters, Maxine
Cortese	Harris	Mojonnier	Waters, Norman
Costa	Harvey	Mountjoy	Woodruff
Eastn	Hauser	Murray	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

VOTE ADDS

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

Assembly Bill No. 15: Calderon—Aye.

Assembly Bill No. 34 and Urgency: Bates and Costa—Aye.

INTRODUCTION OF GUESTS

Speaker pro Tempore Roos introduced Virgie Pinnix, of San Antonio, Texas.

Assembly Member Filante, of the 9th Assembly District, introduced three Soviet college exchange students: Ms. Natalya *Grigorchuk*, from Pyatigorsk, Russia; Mr. Vladislav *Systel*, from Pyatigorsk, Russia; and Ms. Oksana *Hukazova*, from Kemerova, Siberia; accompanied by their professor, Ms. Arega *Akopyants*, who is Armenian and resides in Baku, Azerbaijan.

ADJOURNMENT

At 12:03 p.m., the Assembly adjourned until Thursday, February 1, 1990.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JANUARY 25, 1990**

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

Assembly Bill

18

CALIFORNIA LEGISLATURE
1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, February 1, 1990

NINTH SESSION DAY

NINETY-THIRD CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: 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, February 1, 1990

The Assembly met at 10:13 a.m.

Hon. Mike Roos, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk R. Brian Kidney at the Desk.

Assistant Clerk Daniel McLean reading.

ROLL CALL

The roll was called, and the following answered to their names—65:

Allen	Costa	Isenberg	O'Connell
Areias	Eastin	Johnson	Peace
Bader	Epple	Johnston	Polanco
Baker	Farr	Jones	Pringle
Bane	Felando	Katz	Roos
Bates	Filante	Kelley	Roybál-Allard
Bentley	Floyd	Klehs	Speier
Bronzan	Fraze	Lancaster	Statham
Brown, Dennis	Friedman	Lempert	Tanner
Burton	Frizzelle	Lewis	Tucker
Calderon	Hannigan	Margolin	Waters, Maxine
Campbell	Hansen	McClintock	Waters, Norman
Cannella	Harris	Mojonnier	Woodruff
Chacon	Harvey	Moore	Wright
Chandler	Hauser	Mountjoy	
Connelly	Hughes	Murray	
Cortese	Hunter	Nolan	

Quorum present.

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton T. Boswell:

Eternal Spirit, the Source of Presence in All Life, Be near to us. We come to this Floor confessing that what ought to be done cannot be done by us alone. Breathe on us power and strength so that together in common purpose we may rise to the needs of this occasion. How thankful we are for the many times when we were at our wits end, and Your word came, our mission to fulfill. Be with the one to be sworn into this office today as he takes his seat among us. You have called us to serve working from these desks; fill us with life anew. Be Thou our guide and a lamp unto our path. Help us to so embody Your truth in what we do that all of God's children may know that Your love is real.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Roos, Assembly Member Roybal-Allard 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 Hannigan, seconded by Assembly Member Frazee.

REGULAR BUSINESS DISPENSED WITH

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

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 Clute, Eaves, Elder, Hayden, Hill, La Follette, Leslie, Quackenbush, Seastrand, Vasconcellos, and Wyman.

On personal business, and waiving per diem: Assembly Members Ferguson, Sher, and Willie L. Brown, Jr.

(NOTE: For letter explaining the absence of Assembly Member Seastrand on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for January 30, 1990; for letters explaining the absences of Assembly Members Leslie, Quackenbush and Wyman on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for January 31, 1990, and for letters explaining the absences of Assembly Members Clute, Eaves, Elder, Hayden, Hill, La Follette and Vasconcellos on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for the Regular Session for this day)

**AUTHOR'S AMENDMENTS
Committee on Local Government**

Assembly Chamber, February 1, 1990

Mr Speaker: The Chairman of your Committee on Local Government reports:
Senate Bill No. 27

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

CORTESE, Chairman

SENATE BILL NO. 27—An act to amend Section 53313 5 of the Government Code, relating to community facilities districts.

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.

**CERTIFICATE OF ELECTION AND OATH OF OFFICE
PRINTED IN JOURNAL**

The following Certificate of Election and Oath of Office for Assembly Member Sal Cannella was presented by the Chief Clerk, and ordered printed in the Journal:

Certificate of Election

I, MARCH FONG EU, Secretary of State of the State of California, hereby certify:

That according to the semi-official returns of the Special Election held on the 30th day of January, 1990,

SAL CANNELLA

was elected to the office of

MEMBER OF THE ASSEMBLY—DISTRICT 27

for the term prescribed by law.

[SEAL]

IN WITNESS WHEREOF, I hereunto set
my hand and affix the Great Seal of the
State of California, at Sacramento
this 31st day of January, 1990.

MARCH FONG EU
Secretary of State

OATH

*for the Office of Member of the Assembly
27th Assembly District*

I, Sal Cannella, 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.

SAL CANNELLA

Subscribed and sworn to before me,
this 1st day of February
A.D. 1990

KEITH F. SPARKS
Associate Justice
of the Appellate Court

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 1, 1990

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined
Assembly Bill No. 18
And reports the same correctly engrossed

R. BRIAN KIDNEY, Chief Clerk

Above bill ordered to third reading.

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

ASSEMBLY BILL NO. 21 (Filante)—An act to add Section 465 to the Penal Code, relating to crimes, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—62

Areias	Epple	Johnson	O'Connell
Bader	Farr	Johnston	Peace
Baker	Felando	Jones	Polanco
Bane	Filante	Katz	Pringle
Bates	Floyd	Kelley	Roos
Bentley	Frazeo	Klehs	Roybal-Allard
Bronzan	Friedman	Lancaster	Speier
Brown, Dennis	Frizzelle	Lempert	Statham
Campbell	Hannigan	Lewis	Tanner
Cannella	Hansen	Margolin	Tucker
Chacon	Harris	McClintock	Waters, Maxine
Chandler	Harvey	Mojonnier	Waters, Norman
Connelly	Hauser	Moore	Woodruff
Cortese	Hughes	Mountjoy	Wright
Costa	Hunter	Murray	
Eastn	Isenberg	Nolan	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—62

Areias	Epple	Johnson	O'Connell
Bader	Farr	Johnston	Peace
Baker	Felando	Jones	Polanco
Bane	Filante	Katz	Pringle
Bates	Floyd	Kelley	Roos
Bentley	Frazeo	Klehs	Roybal-Allard
Bronzan	Friedman	Lancaster	Speier
Brown, Dennis	Frizzelle	Lempert	Statham
Campbell	Hannigan	Lewis	Tanner
Cannella	Hansen	Margolin	Tucker
Chacon	Harris	McClintock	Waters, Maxine
Chandler	Harvey	Mojonnier	Waters, Norman
Connelly	Hauser	Moore	Woodruff
Cortese	Hughes	Mountjoy	Wright
Costa	Hunter	Murray	
Eastin	Isenberg	Nolan	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 18 (Cortese)—An act to add Section 8897.2 to the Government Code, relating to seismic safety, 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 Cortese moved a call of the Assembly.

Motion carried. Time, 10:15 a.m.

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

ASSEMBLY BILL NO. 17 (Cortese)—An act to add Section 8896.5 to the Government Code, relating to the seismic safety of state and local government buildings, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Cortese moved the adoption of amendments.

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

ASSEMBLY BILL NO. 16 (Cortese)—An act to add Chapter 121 (commencing with Section 8874.10) to Division 1 of Title 2 of the Government Code, relating to earthquake hazards risk-assessment and management, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Cortese moved the adoption of amendments.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO ASSEMBLY BILL NO. 18**

At 10:17 a.m., on motion of Assembly Member Cortese, 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. 18 refused adoption by the following vote:

AYES—47

Arias	Cortese	Hughes	O'Connell
Bader	Costa	Hunter	Peace
Bane	Eastin	Isenberg	Polanco
Bates	Epple	Johnston	Pringle
Bentley	Farr	Jones	Roos
Bronzan	Filante	Katz	Roybal-Allard
Burton	Floyd	Kelley	Speier
Campbell	Friedman	Klehs	Tanner
Cannella	Hannigan	Lempert	Tucker
Chacon	Hansen	Margolin	Waters, Maxine
Chandler	Harris	Moore	Waters, Norman
Connelly	Hauser	Murray	

NOES—14

Baker	Frizzelle	Mojonnier	Woodruff
Brown, Dennis	Harvey	Mountjoy	Wright
Felando	Johnson	Nolan	
Frazer	Lancaster	Statham	

(NOTE: Later this day a motion to reconsider the above vote on the urgency clause to Assembly Bill No. 18 was offered by Assembly Member Cortese.)

BILLS STRICKEN FROM FILE

Assembly Member Burton was granted unanimous consent that Assembly Bill No. 46 be stricken from file.

**MOTION TO RECONSIDER URGENCY CLAUSE TO ASSEMBLY BILL NO. 18
ON NEXT LEGISLATIVE DAY**

Assembly Member Cortese moved to reconsider on the next legislative day the vote whereby the urgency clause to Assembly Bill No. 18 was this day refused adoption.

Assembly Bill No. 18 ordered to the unfinished business file.

MESSAGES FROM THE SENATE

Senate Chamber, February 1, 1990

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 30

Senate Bill No. 48

DARRYL R. WHITE, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 30—An act to add Section 7204.02 to, and to add and repeal Sections 7204.01 and 7204.03 of, the Revenue and Taxation Code, relating to earthquake assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 48—An act relating to geological surveys, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

VOTE ADDS

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

Assembly Bill No. 21, and Urgency: Connelly, Friedman, Isenberg, Margolin, Peace, and Speier—Aye.

Assembly Bill No. 18, and Urgency: Connelly, Friedman, Isenberg, Margolin, Peace, and Pringle—Aye.

INTRODUCTION OF GUESTS

Assembly Member Areias, of the 25th Assembly District, introduced John Lazar and Nick Blom, of Stanislaus County, and Ian Calderon, son of Assembly Member Calderon.

Speaker pro Tempore Roos introduced former Governor of the State of California, Edmund G. Brown, Jr.

Assembly Member Calderon, of the 59th Assembly District, introduced Dr. Richard Harvey, Professor of Political Science at Whittier College, and his students.

ADJOURNMENT

At 10:19 a.m., the Assembly adjourned until 9:30 a.m., Thursday, February 8, 1990.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON FEBRUARY 1, 1990**

The following measures were amended in the Assembly on this day:

Assembly Bills

16

17

27

CALIFORNIA LEGISLATURE

1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, February 6, 1990

TENTH SESSION DAY

NINETY-EIGHTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, February 6, 1990

The Assembly met at 7 a.m.

Hon. Richard Mountjoy, Assembly Member, 42nd District, presiding.

Chief Clerk R. Brian Kidney at the Desk.

Assistant Clerk Daniel McLean reading.

ROLL CALL

The following were placed upon the morning roll call—67:

Areias	Costa	Hunter	O'Connell
Bader	Eastin	Isenberg	Polanco
Baker	Eaves	Johnson	Pringle
Bane	Elder	Johnston	Quackenbush
Bates	Epple	Katz	Roos
Bentley	Farr	Kelley	Roybal-Allard
Bronzan	Filante	Klehs	Seastrand
Brown, Dennis	Floyd	Lancaster	Sher
Burton	Frazee	Lempert	Speier
Calderon	Friedman	Leslie	Statham
Campbell	Frizzelle	Lewis	Tucker
Cannella	Hannigan	McClintock	Waters, Maxine
Chacon	Hansen	Mojonnier	Waters, Norman
Chandler	Harris	Moore	Wyman
Clute	Harvey	Mountjoy	Mr. Speaker
Connelly	Hauser	Murray	
Cortese	Hughes	Nolan	

Quorum present.

At 12:39 p.m., Hon. Ted Lempert, 20th District, presiding.

REGULAR BUSINESS DISPENSED WITH

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

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 Felando, Hayden, Hill, La Follette, Margolin, Peace, Vasconcellos, Woodruff, and Wright.

On personal business, and waiving per diem: Assembly Members Ferguson and Jones.

Because of illness: Assembly Member Allen.

(NOTE: For letters explaining the absences of Assembly Members Hill and Margolin on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for February 5, 1990; for letters explaining the absences of Assembly Members Felando, Hayden, La Follette, Peace, Vasconcellos, Woodruff, and Wright on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for the Regular Session for this day.)

COMMUNICATIONS

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

February 5, 1990

*Brian Kidney, Chief Clerk
State Capitol, Room 3194
Sacramento, California*

Dear Brian: Please be advised that I have appointed Assemblymember Sal Cannella to fill the vacancies on the Agriculture Committee and the Local Government Committee. I have also appointed Mr. Cannella to the Labor and Employment Committee in place of Assemblymember Dick Floyd.

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

JOINT RULE 62(a) WAIVED

Unanimous consent was granted that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 27 for hearing in the Committee on Local Government on Wednesday, February 7, 1990.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 9:30 a.m., Thursday, February 8, 1990.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

CALIFORNIA LEGISLATURE
1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, February 8, 1990

**ELEVENTH SESSION DAY
ONE HUNDREDTH CALENDAR DAY**

AT SACRAMENTO, CALIFORNIA



PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, February 8, 1990

The Assembly met at 10:10 a.m.

Hon. Mike Roos, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk R. Brian Kidney at the Desk.

Assistant Clerk Daniel McLean reading.

ROLL CALL

The roll call was completed, and the following answered to their names—73:

Allen	Eaves	Jones	Quackenbush
Areias	Elder	Katz	Roos
Bader	Epple	Kelley	Roybal-Allard
Baker	Farr	Klehs	Seastrand
Bane	Ferguson	La Follette	Sher
Bates	Filante	Lempert	Speier
Bronzan	Frazee	Leslie	Statham
Brown, Dennis	Frizzelle	Lewis	Tanner
Burton	Hannigan	Margolin	Tucker
Calderon	Hansen	McClintock	Vasconcellos
Campbell	Harris	Mojonnier	Waters, Maxine
Cannella	Harvey	Moore	Waters, Norman
Chacon	Hauser	Mountjoy	Woodruff
Chandler	Hill	Murray	Wright
Clute	Hughes	Nolan	Wyman
Connelly	Hunter	O'Connell	Mr. Speaker
Cortese	Izenberg	Peace	
Costa	Johnson	Polanco	
Eastin	Johnston	Pringle	

Quorum present.

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton T. Boswell:

Eternal Spirit, Our Presence and Awareness of Reality, Its Values of Truth, Goodness and Love of Life in All Things, Be near to us. Accept our praise for Your presence, and the inner strength and insight which comes therefrom. We thank You for renewal of powers which keep undefiled the common quest for liberty, freedom and justice for which we labor here. We pray You for this changing world, that its harvest may be fruit to nourish the human spirit that they suffer not nor be afraid. May our caring be evident in all that we do here; and our effort and time in this Assembly make for peace to the ends of the earth.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

READING OF THE JOURNAL DISPENSED WITH

By unanimous consent, reading of the Journal of the previous legislative day was dispensed with.

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 Felando, Floyd, Friedman, Hayden, and Lancaster.

Because of illness: Assembly Member Bentley.

(NOTE. For letters explaining the absences of Assembly Members Felando, Floyd, Friedman, Hayden, and Lancaster on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for the Regular Session for this day.)

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 8, 1990

Mr. Speaker. Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 16

Assembly Bill No. 17

And reports the same correctly engrossed.

R. BRIAN KIDNEY, Chief Clerk

Above bills ordered to third reading.

CONSIDERATION OF DAILY FILE**UNFINISHED BUSINESS****URGENCY CLAUSE TO ASSEMBLY BILL NO. 18 RECONSIDERED****BY UNANIMOUS CONSENT**

In compliance with a motion given, Assembly Member Cortese was granted unanimous consent that the vote whereby the urgency clause to Assembly Bill No. 18 was refused adoption be reconsidered.

Further Consideration of Assembly Bill No. 18

ASSEMBLY BILL NO. 18 (Cortese)—An act to add Section 8897.2 to the Government Code, relating to seismic safety, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—69

Allen	Eaves	Johnston	Quackenbush
Areias	Elder	Jones	Roos
Bader	Epple	Katz	Roybal-Allard
Baker	Farr	Kelley	Seastrand
Bane	Ferguson	Klehs	Sher
Bates	Filante	Lempert	Speier
Bronzan	Frazee	Leslie	Statham
Brown, Dennis	Frizzelle	Lewis	Tanner
Burton	Hannigan	Margolin	Vasconcellos
Campbell	Hansen	McClintock	Waters, Maxine
Cannella	Harris	Mojonnier	Waters, Norman
Chacon	Harvey	Mountjoy	Woodruff
Chandler	Hauser	Murray	Wright
Clute	Hill	Nolan	Wyman
Connelly	Hughes	O'Connell	Mr. Speaker
Cortese	Hunter	Peace	
Costa	Isenberg	Polanco	
Eastin	Johnson	Pringle	

NOES—1

La Follette

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—69

Allen	Eaves	Johnston	Quackenbush
Areias	Elder	Jones	Roos
Bader	Epple	Katz	Roybal-Allard
Baker	Farr	Kelley	Seastrand
Bane	Ferguson	Klehs	Sher
Bates	Filante	Lempert	Speier
Bronzan	Frazee	Leslie	Statham
Brown, Dennis	Frizzelle	Lewis	Tanner
Burton	Hannigan	Margolin	Vasconcellos
Campbell	Hansen	McClintock	Waters, Maxine
Cannella	Harris	Mojonnier	Waters, Norman
Chacon	Harvey	Mountjoy	Woodruff
Chandler	Hauser	Murray	Wright
Clute	Hill	Nolan	Wyman
Connelly	Hughes	O'Connell	Mr. Speaker
Cortese	Hunter	Peace	
Costa	Isenberg	Polanco	
Eastin	Johnson	Pringle	

NOES—1

La Follette

Bill ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 12 (Maxine Waters)—An act relating to natural disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—68

Allen	Eastin	Johnston	Polanco
Areias	Eaves	Jones	Pringle
Bader	Elder	Katz	Quackenbush
Baker	Epple	Kelley	Roos
Bane	Farr	Klehs	Roybal-Allard
Bates	Ferguson	La Follette	Seastrand
Bronzan	Filante	Lempert	Sher
Brown, Dennis	Frizzelle	Leslie	Speier
Burton	Hannigan	Lewis	Statham
Campbell	Hansen	Margolin	Tanner
Cannella	Harris	McClintock	Vasconcellos
Chacon	Harvey	Mojonnier	Waters, Maxine
Chandler	Hauser	Mounjoy	Waters, Norman
Clute	Hill	Murray	Woodruff
Connelly	Hughes	Nolan	Wright
Cortese	Hunter	O'Connell	Wyman
Costa	Isenberg	Peace	Mr. Speaker

NOES—None

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—68

Allen	Eastin	Johnston	Polanco
Areias	Eaves	Jones	Pringle
Bader	Elder	Katz	Quackenbush
Baker	Epple	Kelley	Roos
Bane	Farr	Klehs	Roybal-Allard
Bates	Ferguson	La Follette	Seastrand
Bronzan	Filante	Lempert	Sher
Brown, Dennis	Frizzelle	Leslie	Speier
Burton	Hannigan	Lewis	Statham
Campbell	Hansen	Margolin	Tanner
Cannella	Harris	McClintock	Vasconcellos
Chacon	Harvey	Mojonnier	Waters, Maxine
Chandler	Hauser	Mounjoy	Waters, Norman
Clute	Hill	Murray	Woodruff
Connelly	Hughes	Nolan	Wright
Cortese	Hunter	O'Connell	Wyman
Costa	Isenberg	Peace	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

BILLS STRICKEN FROM FILE

Assembly Member Speier was granted unanimous consent that Assembly Bill No. 20 be stricken from file.

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

ASSEMBLY BILL NO. 16 (Cortese)—An act to amend Section 65302 of the Government Code, relating to seismic safety

Bill read third time, and passed by the following vote:

AYES—64

Allen	Eaves	Johnston	Pringle
Areas	Elder	Jones	Quackenbush
Baker	Epple	Katz	Roos
Bane	Farr	Kelley	Roybal-Allard
Bates	Ferguson	Klehs	Seastrand
Bronzan	Filante	Lempert	Sher
Burton	Frazee	Leslie	Speier
Campbell	Hannigan	Margolin	Statham
Cannella	Hansen	McClintock	Tanner
Chacon	Harris	Mojonnier	Vasconcellos
Chandler	Harvey	Mountjoy	Waters, Maxine
Clute	Hauser	Murray	Waters, Norman
Connelly	Hill	Nolan	Woodruff
Cortese	Hughes	O'Connell	Wright
Costa	Hunter	Peace	Wyman
Eastin	Isenberg	Polanco	Mr. Speaker

NOES—3

Brown, Dennis	Frizzelle	La Follette
---------------	-----------	-------------

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Quackenbush was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Fred Logan, of Sunnyvale.

Assembly Member Pringle was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Sue Wells, of Garden Grove.

Assembly Members Jones, Bronzan, and Costa were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Hal Beatty, former Fresno State Athletic Director.

VOTE ADDS

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

Assembly Bill No. 18 and Urgency: Dennis Brown, Farr, Klehs, Lempert, Murray, Sher, and Woodruff—Aye.

Assembly Bill No. 12 and Urgency: Bates, Dennis Brown, Farr, Klehs, Lempert, Murray, and Pringle—Aye.

Assembly Bill No. 16: Bates, Farr, Frazee, Lempert, Murray, and Sher—Aye; Dennis Brown—No.

INTRODUCTION OF GUESTS

Assembly Member Wyman, of the 34th Assembly District, introduced the following delegation from the Philippines: Mr. Armado Tolentino, Jr., Director of the Environmental Management Bureau, Department of Environment and Natural Resources; Mr. Raoul Geollegue, Chief Operations Officer for the National Integrated Social Forestry Program for the Department of Environment Natural Resources; Ms. Herminia Arocena Francisco, Associate Professor of Economics and Senior Researcher in Resource Economics at the Benguet State University in Northern Philippines; and Ms. Noela Lasmarias, Research Associate at the Philippines Institute of Development Studies.

Assembly Member McClintock, of the 36th Assembly District, introduced Diana and Joanna Harberts, of Ventura.

ADJOURNMENT

At 10:14 a.m., the Assembly adjourned until 9:30 a.m., Thursday, February 15, 1990, out of respect to the memory of Fred Logan, on motion of Assembly Member Quackenbush; out of respect to the memory of Sue Wells, on motion of Assembly Member Pringle; out of respect to the memory of Hal Beatty, on motion of Assembly Members Jones, Bronzan, and Costa.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

CALIFORNIA LEGISLATURE
1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, February 15, 1990

**TWELFTH SESSION DAY
ONE HUNDRED SEVENTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



NOTE: 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, February 15, 1990

The Assembly met at 11:24 a.m.

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

Chief Clerk R. Brian Kidney at the Desk.

Assistant Clerk Daniel McLean reading.

ROLL CALL

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

Areias	Eaves	Hunter	Peace
Bader	Elder	Isenberg	Polanco
Baker	Epple	Johnson	Pringle
Bane	Farr	Johnson	Quackenbush
Bates	Felando	Jones	Roos
Bentley	Ferguson	Katz	Roybal-Allard
Bronzan	Filante	Klehs	Seastrand
Brown, Dennis	Floyd	La Follette	Sher
Burton	Frazee	Lancaster	Speier
Calderon	Friedman	Lempert	Statham
Campbell	Frizzelle	Leslie	Tanner
Cannella	Hannigan	Lewis	Tucker
Chacon	Hansen	McClintock	Vasconcellos
Chandler	Harris	Mojonnier	Waters, Maxine
Clute	Harvey	Moore	Waters, Norman
Connelly	Hauser	Mountjoy	Woodruff
Cortese	Hayden	Murray	Wright
Costa	Hill	Nolan	Wyman
Eastin	Hughes	O'Connell	Mr. Speaker

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Roos the following prayer was offered by The Reverend George E. Herbert, Pastor of Westminster Presbyterian Church of Sacramento:

"O God, As this State Assembly convenes, we pray Your blessing upon it. We ask that this body might discern to understand the good You would have it do.

Amid the voices that beckon it to listen, keep it attuned to that still, small voice. When pressures beset it and it is forced to make difficult choices, encourage these members as they seek direction and that which is right and just and true.

We are grateful for the subtle hints and underplayed lines of life we discover in You which are a joy to the soul. Yet we also pray this day for those living on the edge:

who barely have enough to get by;
who travel until the money runs out;
who are too sick to care for themselves.

Draw us to these who struggle so much more than we and if it be Your will, move through our lives that we might lift and guide and comfort and strengthen.

Guide this Assembly's every debate and choice this day.—AMEN."

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Roos, Assembly Member Wright 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 Hannigan, seconded by Assembly Member Hansen.

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 Kelley.

Because of illness: Assembly Member Allen.

Because of illness in his family: Assembly Member Margolin.

COMMUNICATIONS

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

January 3, 1990

*Hon. Willie L. Brown, Jr.
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: Effective December 14, 1989, I have selected Assemblyman Phillip D. Wyman to replace Assemblyman Tom McClintock as Minority Caucus Whip.

Sincerely,

ROSS JOHNSON
Assembly Republican Leader

February 13, 1990

*Brian Kidney, Chief Clerk
State Capitol, Room 3194
Sacramento, California*

Dear Brian: Please be advised that I have removed Assemblymember Curtis Tucker, Jr. from the Revenue and Taxation Committee and have appointed Assemblymember Patrick Johnston in his place. Further, I have appointed Assemblymember Tucker to fill the vacancy on the Utilities and Commerce Committee.

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

AUTHOR'S AMENDMENTS**Committee on Public Employees, Retirement and Social Security**

February 15, 1990

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 53

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

ELDER, Chair

ASSEMBLY BILL NO. 53—An act to add Section 20218 to the Government Code, relating to the Public Employees' Retirement System, and declaring the urgency thereof, to take effect immediately.

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.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Bentley was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Felisa A. Mendoza, of San Diego.

Assembly Member Farr was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Gary Klein, of Santa Cruz, who founded Community Resources for the Disabled in 1984, was administrator of the state's first program for disabled students, and was well known throughout the State of California for his work and advocacy.

INTRODUCTION OF GUESTS

Assembly Member Eastin, of the 18th Assembly District, introduced George Eicher, Executive Director of YMCA Youth in Government, who was accompanied by the following student representatives: Micah Jacobson, Youth Governor; Jeff Stotler, Speaker pro Tempore; Nicole Sabatino, President pro Tempore; Adam Grey, Chief Clerk; and Paige Goodman, Chaplain.

Assembly Member Wright, of the 37th Assembly District, introduced the Simi Valley High School Performing Arts California Tour '90 Personnel: Faculty: Ms. Candine Lee Dawley and Mr. Kirk A. Jackson; Chaperones: Mrs. Deborah Walker and Mr. James Walker, Sr.; Tartan Tours Guide: Mr. Mike Meissenberg; Student Tour Coordinator: Amy Arena; and Student Tour Personnel: Jennifer Adams, Amy Arena, Jennifer Azzinaro, Jessica Barlow, Julie Carpenter, Joseph Christian, Michelle Conte, Tina Conte, Diana Cox, Deanna Dettman, Casey Ellis, Missy Freund, Jenifer Greenberg, Dana Harris, Tammy Hoggan, Heather Hutchinson, Kerri Jagard, Roseann Langlois, David Liberman, Bobbie Lopez, Laura Maar, Jennifer Middleton, Barbara MacGinitie, Dale McLeron, Steve Naylor, Julie Page, Marla Richter, Tiffney Riley, Michelle Roderick, Matthew Scharf, Kristine Searight, Jennifer Spangler, Fred Strange, Amy Switzer, Perry Ursem, Veronica Vela, James Walker, Jr., Sumeta Webber, Lori Westman, Jim Worfolk, Heather Wright, and Sherry Zamudio.

ADJOURNMENT

At 11:25 a.m., the Assembly adjourned until 9:30 a.m., Thursday, February 22, 1990, out of respect to the memory of Felisa A. Mendoza, on motion of Assembly Member Bentley; and out of respect to the memory of Gary Klein, on motion of Assembly Member Farr.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON FEBRUARY 15, 1990**

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

Assembly Bill

53

CALIFORNIA LEGISLATURE
1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, February 22, 1990

**THIRTEENTH SESSION DAY
ONE HUNDRED FOURTEENTH CALENDAR DAY**

AT SACRAMENTO, CALIFORNIA



NOTE: 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)

①

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, February 22, 1990

The Assembly met at 11:27 a.m.
Hon. Mike Roos, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk R. Brian Kidney at the Desk.
Assistant Clerk Daniel McLean reading.

ROLL CALL

The roll was completed, and the following answered to their names—74:

Allen	Epple	Johnston	Polanco
Areias	Farr	Jones	Pringle
Bader	Felando	Katz	Quackenbush
Baker	Ferguson	Kelley	Roos
Bane	Filante	Klehs	Roybal-Allard
Bentley	Floyd	La Follette	Seastrand
Bronzan	Frazee	Lancaster	Sher
Brown, Dennis	Friedman	Lempert	Speier
Calderon	Frizzelle	Leslie	Statham
Campbell	Hannigan	Lewis	Tanner
Cannella	Hansen	Margolin	Tucker
Chacon	Harris	McClintock	Vasconcelos
Chandler	Harvey	Mojonnier	Waters, Norman
Clute	Hauser	Moore	Woodruff
Connelly	Hill	Mountjoy	Wright
Cortese	Hughes	Murray	Wyman
Costa	Hunter	Nolan	Mr. Speaker
Eastun	Isenberg	O'Connell	
Eaves	Johnson	Peace	

Quorum present.

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton T. Boswell:

Almighty God, Who Is More Ready to Hear Our Prayers than We Are Mindful to Pray, Be near to us in this Assembly. Give us strength and light for the facing of this day. Help us to overcome anxiety and fear which can afflict us. Empower us with hope and assurance as we confront the unknown of tomorrow and uncertainties of the future. Hold us in Your staying hand when we are tempted by pettiness in human affairs and aggravated by angry events in the world. Be our rod and shield when the fear of doing wrong would stay our hands from doing right. And when the record of work done in this Assembly is written, and its deeds loosed upon the state, may it be said of us, they followed the light of truth, and turned not away.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Roos, Assembly Member Dennis Brown then led the Assembly in the pledge of allegiance to the Flag.

READING OF THE JOURNAL DISPENSED WITH

By unanimous consent, reading of the Journal of the previous legislative day was dispensed with.

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 Elder and Hayden.

On personal business, and waiving per diem: Assembly Members Bates, Burton, and Maxine Waters.

(NOTE: For letters explaining the absences of Assembly Members Elder and Hayden on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for the Regular Session for this day.)

COMMUNICATIONS

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

February 20, 1990

*Brian Kidney, Chief Clerk
State Capitol, Room 3194
Sacramento, California*

Dear Brian: Please be advised that I have appointed the following members to the Committee on Earthquake Preparedness and Natural Disasters:

Rusty Areias, Chairman
Chuck Calderon
Dominic Cortese
Jim Costa
Sam Farr
Robert Frazee

Bev Hansen
Elihu Harris
Frank Hill
Richard Katz
Charles Quackenbush

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 22, 1990

Mr Speaker. Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 53

And reports the same correctly engrossed

R. BRIAN KIDNEY, Chief Clerk

Above bill re-referred to committee.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

<i>Senate</i>	<i>Committee</i>
<i>Bill No.</i>	
30 -----	Rev. & Tax.
48 -----	Nat. Res.

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

ASSEMBLY BILL NO. 5 (Eastin)—An act to add Section 66532 to the Government Code relating to transportation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Eastin moved the adoption of amendments.

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

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Felando was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jean Blanchard, of San Fernando, who is the mother of former Member of the Assembly, J. Robert Hayes.

Assembly Member Harvey was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Juan E. Arrache, Jr., of Kern County.

Assembly Member Murray was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mrs. Beatrice Coleman-Kemp, of Los Angeles.

Assembly Member Speier was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Flo Nelson, of San Mateo County.

Assembly Member Johnston was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mrs. Hildred M. Swanson, of Stockton.

Assembly Members Norman Waters and Wyman were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of the following victims of a drowning tragedy which occurred at Convict Lake in Mono County this week: Ryan Charles McCandless, David Christopher Sellers, and Shawn Rayne Diaz, youth from Camp O'Neal; David Myers and Randy Porter, Counselors at Camp O'Neal; Ranger Clay Cutter, of the U.S. Forest Service; and Vidar Anderson, Long Valley Fire Department Volunteer.

Assembly Member Harris was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Judie Davis, of Oakland.

Assembly Member Eastin was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Human Relations Commissioner Ben Torres, of Fremont.

INTRODUCTION OF GUESTS

Assembly Member Leslie, of the 5th Assembly District, introduced Alvin Peters, of Reedley.

ADJOURNMENT

At 11:28 a.m., the Assembly adjourned until 10:30 a.m., Thursday, March 1, 1990, out of respect to the memory of Jean Blanchard, on motion of Assembly Member Felando; out of respect to the memory of Juan E. Arrache, Jr., on motion of Assembly Member Harvey; out of respect to the memory of Mrs. Beatrice Coleman-Kemp, on motion of Assembly Member Murray; out of respect to the memory of Flo Nelson, on motion of Assembly Member Speier; out of respect to the memory of Mrs. Hildred M. Swanson, on motion of Assembly Member Johnston; out of respect to the memory of Ryan Charles McCandless, David Christopher Sellers, Shawn Rayne Diaz, David Myers, Randy Porter, Ranger Clay Cutter, and Vidar Anderson, on motion of Assembly Members Norman Waters and Wyman; out of respect to the memory of Judie Davis, on motion of Assembly member Harris; and out of respect to the memory of Ben Torres, on motion of Assembly Member Eastin.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON FEBRUARY 22, 1990**

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

Assembly Bill

5

CALIFORNIA LEGISLATURE
1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, March 1, 1990
FOURTEENTH SESSION DAY
ONE HUNDRED TWENTY-FIRST CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



NOTE: 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, March 1, 1990

The Assembly met at 10:06 a.m.

Hon. Mike Roos, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk R. Brian Kidney at the Desk.

Assistant Clerk Daniel McLean reading.

ROLL CALL

The roll was completed, and the following answered to their names—74:

Allen	Elder	Johnson	Polanco
Areias	Epple	Johnston	Pringle
Bader	Farr	Jones	Quackenbush
Baker	Felando	Katz	Roos
Bane	Ferguson	Kelley	Roybal-Allard
Bentley	Filante	Klehs	Sher
Bronzan	Frazee	La Follette	Speier
Brown, Dennis	Friedman	Lancaster	Statham
Burton	Frizzelle	Lempert	Tanner
Calderon	Hannigan	Leslie	Tucker
Campbell	Hansen	Lewis	Vasconcellos
Cannella	Harris	McClintock	Waters, Maxine
Chacon	Harvey	Mojonnier	Waters, Norman
Chandler	Hauser	Moore	Woodruff
Clute	Hayden	Mountjoy	Wright
Connelly	Hill	Murray	Wyman
Cortese	Hughes	Nolan	Mr Speaker
Eastin	Hunter	O'Connell	
Eaves	Isenberg	Peace	

Quorum present.

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton T. Boswell:

Almighty God, Source of All Life and the Presence in Which We Move and Have Being, O, how we need Your truth and guidance in this world of baffling and complex events! Sometimes we grow weary, and feel so ill equipped to resolve the tasks of the day. We reach out for Your sustaining hand; lead us, like a shepherd, his sheep beside still waters. Restore our souls. Visit us this day, surprise us with new insights into the agenda before us. Give us some clear grasp of fresh opportunities. Refresh us with wisdom and renew in us a right spirit. May this moment of quiet be for us a reaffirmation of our will to be, and our purposes here to fulfill.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Roos, Assembly Member Mountjoy 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 Johnson, seconded by Assembly Member Harris.

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 Floyd.

On personal business, and waiving per diem: Assembly Members Bates and Costa.

Because of illness: Assembly Member Seastrand.

Because of illness in his family: Assembly Member Margolin.

(NOTE: For letter explaining the absence of Assembly Member Floyd on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for the Regular Session for February 28, 1990)

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 1, 1990

Mr Speaker. Pursuant to your instructions, the Chief Clerk has examined

Assembly Bill No. 5

And reports the same correctly engrossed.

R BRIAN KIDNEY, Chief Clerk

Above bill ordered to third reading.

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

ASSEMBLY BILL NO. 9 (Eastin)—An act to add Section 670 to the Penal Code, relating to crimes, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Eastin moved the adoption of amendments.

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

REQUEST FOR UNANIMOUS CONSENT

Assembly Member McClintock was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of James E. Dunn, of Thousand Oaks.

Assembly Member Johnston was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Gaylord "Ace" Nelson, San Joaquin County Superintendent of Schools, from Stockton.

Assembly Member Speier was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Marie Brekle, of Daly City; and Edna Holmstrom, of Pacifica.

Assembly Members Bronzan, Costa, and Jones were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ernie Benck, of Fresno.

Assembly Member Eastin was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Robert Pean, of Danville, a leading recycler in California.

Assembly Member Farr was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Alfonso Ospina Ospina, a graduate of the University of Santa Clara, who was elected to the Columbian Federal Senate, and who was killed by Columbian kidnappers.

INTRODUCTION OF GUESTS

Assembly Member Roos, of the 46th Assembly District, introduced the eighth grade students from Immaculate Heart Middle School in Los Angeles, accompanied by Mrs. Patricia Maguire, Ms. Sue Becker, and Mrs. Mary Rucker.

Assembly Member Clute, of the 68th Assembly District, introduced Christy Bell and Caryn Koykendall, of Moreno Valley.

ADJOURNMENT

At 10:08 a.m., the Assembly adjourned until 9:30 a.m., Thursday, March 8, 1990. out of respect to the memory of James E. Dunn, on motion of Assembly Member McClintock; out of respect to the memory of Gaylord "Ace" Nelson, on motion of Assembly Member Johnston; out of respect to the memory of Marie Brekle and Edna Holmstrom, on motion of Assembly Member Speier; out of respect to the memory of Ernie Benck, on motion of Assembly Members Bronzan, Costa, and Jones; out of respect to the memory of Robert Pean, on motion of Assembly Member Eastin; and out of respect to the memory of Alfonso Ospina Ospina, on motion of Assembly Member Farr.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON MARCH 1, 1990**

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

Assembly Bill

9

CALIFORNIA LEGISLATURE
1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, March 8, 1990

FIFTEENTH SESSION DAY

ONE HUNDRED TWENTY-EIGHTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: 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, March 8, 1990

The Assembly met at 10:08 a.m.

Hon. Mike Roos, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk R. Brian Kidney at the Desk.

Assistant Clerk Daniel McLean reading.

ROLL CALL

The roll was completed, and the following answered to their names—72:

Allen	Eastin	Hunter	O'Connell
Bader	Eaves	Isenberg	Peace
Baker	Elder	Johnson	Polanco
Bane	Epple	Johnston	Pringle
Bates	Ferguson	Jones	Quackenbush
Bentley	Filante	Katz	Roos
Bronzan	Floyd	Keiley	Royal-Allard
Brown, Dennis	Frazee	Klehs	Sher
Burton	Friedman	Lancaster	Statham
Calderon	Frizzelle	Lempert	Tanner
Campbell	Hannagan	Leslie	Tucker
Cannella	Hansen	Lewis	Vasconcellos
Chaon	Harris	McClintock	Waters, Maxine
Chandler	Harvey	Mojonmier	Waters, Norman
Clute	Hauser	Moore	Woodruff
Connelly	Hayden	Mountjoy	Wright
Cortese	Hill	Murray	Wyman
Costa	Hughes	Nolan	Mr Speaker

Quorum present.

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 Areias, Felando, and Speier.

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

Because of illness: Assembly Member Seastrand.

Because of illness in her family: Assembly Member La Follette.

Because of a death in his family: Assembly Member Margolin.

(NOTE: For letter explaining the absence of Assembly Member Speier on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for March 7, 1990, for letters explaining the absences of Assembly Members Areias and Felando on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for the Regular Session for this day.)

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton T. Boswell:

Eternal Light and Everlasting Spirit, How grateful we are for Your presence in the midst of darkness and confusion in the events of the world. Awareness of Your presence gives us hope and overcomes fear in the time of trouble. In every tongue and faith, we praise You, for Your love and care has brought us to this new day. As we begin these duties and face decisions to be made this day, grant us humble spirits and strong courage. May no issue, whether routine, great or small, escape our sincere attention and care. As in so many ways You have blessed us, may what we do, here, be a blessing and service to people of this state, whom we are sworn to serve.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Roos, Assembly Member Quackenbush 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 Cortese, seconded by Assembly Member Tucker.

AUTHOR'S AMENDMENTS**Committee on Utilities and Commerce**

March 8, 1990

Mr. Speaker The Chair of your Committee on Utilities and Commerce reports:
Assembly Bill No. 55

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

MOORE, Chair

ASSEMBLY BILL NO. 55—An act to add Article 5.6 (commencing with Section 8589.50) to Chapter 7 of Division 1 of Title 2 of the Government Code, relating to emergencies

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.

AUTHOR'S AMENDMENTS**Committee on Revenue and Taxation**

March 8, 1990

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:
Senate Bill No. 30

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

KLEHS, Chair

SENATE BILL NO. 30—An act to add Section 7204.02 to, and to add and repeal Sections 7204.01 and 7204.03 of, the Revenue and Taxation Code, relating to earthquake assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

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.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 8, 1990

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined
Assembly Bill No. 9

And reports the same correctly engrossed.

R BRIAN KIDNEY, Chief Clerk

Above bill ordered to third reading.

Assembly Chamber, March 8, 1990

Mr. Speaker Pursuant to your instructions, the Chief Clerk has examined
Assembly Bill No. 55

And reports the same correctly engrossed

R. BRIAN KIDNEY, Chief Clerk

Above bill re-referred to committee.

COMMITTEE MEMBERSHIP ANNOUNCEMENT

On Tuesday, March 6, 1990, Speaker Brown announced that Assembly Member Dennis Brown had resigned from the Committee on Ways and Means and that he had appointed Assembly Member Nolan Frizzelle to serve on the Committee on Ways and Means in his place.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 24, on request of Assembly Member Eastin.

REQUEST FOR UNANIMOUS CONSENT

Assembly Members Frazee and Roos were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Sandro Pertini, former President of Italy.

Assembly Member Nolan was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Joe Phillips, of Corona del Mar.

Assembly Member Connelly was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Edmond A. Combatalade, of Sacramento, founder of the Camellia Festival and Chair of the United Crusade.

Assembly Member Mountjoy was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Orvetta R. Hager, of Duarte.

MESSAGES FROM THE SENATE

Senate Chamber, March 8, 1990

Mr. Speaker I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No 39

DARRYL R WHITE, Secretary of the Senate
By John W Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 39—An act to add Section 33670.8 to the Health and Safety Code, relating to redevelopment, and declaring the urgency thereof, to take effect immediately.

INTRODUCTION OF GUESTS

Assembly Member Mojonnier, of the 75th Assembly District, introduced seven guests from the University of California at San Diego, who are graduate students participating in the International Mid-Career Associates Program (IMCAP): Mr. Toshihiro *Fukutoku*, of the Dentsu Advertising Agency, Tokyo, Japan; Mr. Minoru *Hatada*, of Nomura Securities, Tokyo, Japan; Mr. Jiang *Shixue*, from the Chinese Academy of Social Sciences, Beijing, China; Mr. Susumu *Kuroiwa*, from the Ministry of International Trade and Industry, Tokyo, Japan; Mr. Roger Pedersen, an employee of San Diego Gas and Electric Company, San Diego, California; Mr. Tsunefumi *Takahashi*, of the Saitama Bank, Tokyo, Japan; and their excursion leader, Ms. Katherine L. Vargas, from the Graduate School of International Relations and Pacific Studies at the University of California, San Diego.

Assembly Member Wright, of the 37th Assembly District, introduced Abigail Hein, eighth grade student from Mt. Diablo School District, who is participating in the California Mock Legislature.

Assembly Member Frazee, of the 74th Assembly District, introduced Michael Voon and Wei Liu, of Walnut Creek, who are members of the GATE Program.

Assembly Member Eastin, of the 18th Assembly District, introduced Laura Pellaton, eighth grade student from El Dorado Junior High School, in Concord, who is a participant in the California Mock Legislature.

Assembly Member Baker, of the 15th Assembly District, introduced Erin Contino, student at Pine Hollow School, in Concord.

Assembly Member Leslie, of the 5th Assembly District, introduced Richard Mead, of Orangevale.

ADJOURNMENT

At 10:09 a.m., the Assembly adjourned until 9:30 a.m., Thursday, March 15, 1990, out of respect to the memory of Sandro Pertini, on motion of Assembly Members Frazee and Roos; out of respect to the memory of Joe Phillips, on motion of Assembly Member Nolan; out of respect to the memory of Edmond A. Combatalade, on motion of Assembly Member Connelly; and out of respect to the memory of Orvetta R. Hager, on motion of Assembly Member Mountjoy.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON MARCH 8, 1990**

The following measures were amended in the Assembly on this day:

Assembly Bill
55

Senate Bill
30

CALIFORNIA LEGISLATURE
1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, March 15, 1990

SIXTEENTH SESSION DAY

ONE HUNDRED THIRTY-FIFTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



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

①

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, March 15, 1990

The Assembly met at 10:01 a.m.

Hon. Mike Roos, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk R. Brian Kidney at the Desk.

Assistant Clerk Daniel McLean reading.

ROLL CALL

The roll was completed, and the following answered to their names—77:

Allen	Eaves	Johnson	Polanco
Areias	Elder	Johnston	Pringle
Bader	Epple	Jones	Quackenbush
Baker	Farr	Katz	Roos
Bane	Felando	Kelley	Roybal-Allard
Bates	Ferguson	Klehs	Seastrand
Bentley	Filante	La Follette	Sher
Bronzan	Floyd	Lancaster	Speier
Brown, Dennis	Frazee	Lempert	Statham
Burton	Friedman	Leslie	Tanner
Calderon	Frizzelle	Lewis	Tucker
Campbell	Hannigan	Margolin	Waters, Maxine
Cannella	Hansen	McClintock	Waters, Norman
Chacon	Harris	Mojonnier	Woodruff
Chandler	Harvey	Moore	Wright
Clute	Hauser	Mountjoy	Wyman
Connelly	Hayden	Murray	Mr. Speaker
Cortese	Hill	Nolan	
Costa	Hunter	O'Connell	
Eastin	Isenberg	Peace	

Quorum present.

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton T. Boswell:

Eternal Spirit, In the quiet of this moment and place, we lift up before You our workload for today. Sometimes our tasks can be overwhelming and we lose direction and concern as we shuffle through papers on these desks. In other ways, our spirits become desolate amid the humdrum of noise and clatter. We ask to be more aware of the shadow of Your presence, to put us in remembrance that we face not these tasks alone. Help us to know that what seems impossible, at worst is only fear, and whatever is to be, can come only one day at a time. Reassure us as we begin this day that in every voice we hear and every face we see, something of You is there.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Roos, Assembly Member Willie Brown 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 O'Connell, seconded by Assembly Member Campbell.

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 Vasconcellos.

Because of a death in her family: Assembly Member Hughes.

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

REPORTS OF STANDING COMMITTEES**Committee on Utilities and Commerce**

Date of Hearing March 12, 1990

Mr. Speaker: Your Committee on Utilities and Commerce reports

Assembly Bill 55

With the recommendation: Do pass

MOORE, Chairwoman

Above bill ordered to second reading.

CONSIDERATION OF DAILY FILE
THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 9 (Epple)—An act to add Sections 5536.5, 6788, and 7028.16 to the Business and Professions Code, and to add Section 670 to the Penal Code, relating to crimes, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

Allen	Eaves	Johnson	Peace
Areias	Elder	Johnston	Polanco
Bader	Epple	Jones	Pringle
Baker	Farr	Katz	Quackenbush
Bane	Felando	Kelley	Roos
Bates	Ferguson	Klehs	Roybal-Allard
Bentley	Filante	La Follette	Seastrand
Bronzan	Floyd	Lancaster	Sher
Burton	Fraze	Lempert	Speier
Calderon	Friedman	Leshe	Statham
Campbell	Hannigan	Lewis	Tanner
Cannella	Hansen	Margolin	Tucker
Chacon	Harris	McClintock	Waters, Norman
Chandler	Harvey	Mojonnier	Woodruff
Clute	Hauser	Mountjoy	Wright
Connelly	Hayden	Murray	Wyman
Cortese	Hill	Nolan	Mr. Speaker
Costa	Hunter	O'Connell	
Eastin	Isenberg		

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—73

Allen	Eaves	Johnson	Polanco
Areias	Elder	Johnston	Pringle
Bader	Epple	Jones	Quackenbush
Baker	Farr	Katz	Roos
Bane	Felando	Kelley	Roybal-Allard
Bates	Ferguson	Klehs	Seastrand
Bentley	Filante	La Follette	Sher
Bronzan	Floyd	Lancaster	Speier
Burton	Frazee	Lempert	Statham
Calderon	Friedman	Leslie	Tanner
Campbell	Hannigan	Lewis	Tucker
Cannella	Hansen	Margohn	Waters, Norman
Chacon	Harris	McClintock	Woodruff
Chandler	Harvey	Mojonnier	Wright
Clute	Hauser	Mountjoy	Wyman
Connelly	Hayden	Murray	Mr Speaker
Cortese	Hill	Nolan	
Costa	Hunter	O'Connell	
Eastin	Isenberg	Peace	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 26 (Bates)—An act to add and repeal Section 30892.3 to the Streets and Highways Code, relating to transportation, 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 Bates moved a call of the Assembly.

Motion carried. Time, 10:09 a.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO ASSEMBLY BILL NO. 26**

At 10:10 a.m., on motion of Assembly Member Bates, 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. 26 refused adoption by the following vote:

AYES—30

Bates	Elder	Hayden	Speier
Bronzan	Epple	Johnston	Statham
Burton	Farr	Lempert	Tanner
Campbell	Filante	Margolin	Tucker
Cannella	Floyd	Murray	Waters, Maxine
Chacon	Friedman	Roos	Mr. Speaker
Connelly	Harns	Roybal-Allard	
Eastin	Hauser	Sher	

NOES—35

Allen	Ferguson	Kelley	Peace
Arcias	Frazee	La Follette	Pringle
Bader	Frizzelle	Lancaster	Quackenbush
Baker	Hansen	Leslie	Seastrand
Bane	Harvey	Lewis	Waters, Norman
Bentley	Hill	McClintock	Woodruff
Chandler	Hunter	Mojonnier	Wright
Costa	Johnson	Mountjoy	Wyman
Felando	Jones	Nolan	

Urgency Clause to Assembly Bill No. 26 Reconsidered

Assembly Member Bates was granted unanimous consent that the vote whereby the urgency clause to Assembly Bill No. 26 was this day refused adoption be reconsidered, and that the bill be placed upon the inactive file.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Statham was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of north state historian, CSU professor emeritus, distinguished writer, and good friend, William Henry "Old Hutch" Hutchinson.

Assembly Member Harvey was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Hale Costerisan, of Kern County.

Assembly Member Burton was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jane McKaskle Murphy, a political and civic leader, from San Francisco; and Tula Christopher, wife of former Mayor of San Francisco, George Christopher.

Assembly Member Speier was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Phillip Duffy, of San Mateo County.

Assembly Member Leslie was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Assembly Member Teresa Hughes' brother-in-law, John Stagers, of Washington, D.C.

Assembly Member Roos was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of William "Bill" Luther, father of Claudia Luther.

VOTE ADDS

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

Assembly Bill No. 9 and Urgency: Bane, Chacon, Connelly, Costa, Felando, Filante, Isenberg, Margolin, Sher, and Tanner—Aye.

Assembly Bill No. 26 and Urgency: Chacon, Connelly, Elder, and Sher—Aye.

INTRODUCTION OF GUESTS

Assembly Member McClintock, of the 36th Assembly District, introduced his wife Lori, and their daughter, Shannah Colleen.

Assembly Member Statham, of the 1st Assembly District, introduced James Rose, accompanied by students from the American Christian Academy, in Anderson.

Assembly Member Roos, of the 46th Assembly District, introduced the following guests representing the Los Angeles Business Council: Dori Pye, President, Richard Weissman, Chairman, Mona Lisa Williams, Paul Gibbs, Olivia Campos, Roland Camfield, Bruce Blickensderfer, Patti DeDominic, Edie Lopez-Lusk, Paul Boulet, Don Rivers, Milton Gordon, and Ruby Gruber.

ADJOURNMENT

At 10:12 a.m., the Assembly adjourned until 9:30 a.m., Thursday, March, 22, 1990, out of respect to the memory of William Henry "Old Hutch" Hutchinson, on motion of Assembly Member Statham; out of respect to the memory of Hale Costerisan, on motion of Assembly Member Harvey; out of respect to the memory of Jane McKaskle Murphy and Tula Christopher, on motion of Assembly Member Burton; out of respect to the memory of Phillip Duffy, on motion of Assembly Member Speier; out of respect to the memory of John Staggers, on motion of Assembly Member Leslie; and out of respect to the memory of William "Bill" Luther, on motion of Assembly Member Roos.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

CALIFORNIA LEGISLATURE

1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, March 22, 1990

SEVENTEENTH SESSION DAY

ONE HUNDRED FORTY-SECOND CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, March 22, 1990

The Assembly met at 10:30 a.m.

Hon. Mike Roos, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk R. Brian Kidney at the Desk.

Assistant Clerk Daniel McLean reading.

ROLL CALL

The roll was completed, and the following answered to their names—73:

Allen	Elder	Jones	Pringle
Bader	Epple	Katz	Quackenbush
Baker	Farr	Kelley	Roos
Bane	Felando	Klehs	Roybal-Allard
Bates	Ferguson	La Follette	Seastrand
Bentley	Filante	Lancaster	Sher
Bronzan	Floyd	Lempert	Speier
Brown, Dennis	Frizzelle	Leshe	Statham
Burton	Hannagan	Lewis	Tanner
Campbell	Hansen	Margohn	Tucker
Cannella	Harris	McClintock	Waters, Maayne
Chacon	Harvey	Mojonnier	Waters, Norman
Chandler	Hauser	Moore	Woodruff
Clute	Hill	Mountjoy	Wright
Connelly	Hughes	Murray	Wyman
Cortese	Hunter	Nolan	Mr Speaker
Costa	Isenberg	O'Connell	
Eastin	Johnson	Peace	
Eaves	Johnston	Polanco	

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Roos, the following prayer was offered by The Rev. George E. Herbert, Pastor; Westminster Presbyterian Church, Sacramento:

"Our God, We thank You for Your creative powers, that You have given to us all things richly to enjoy; for the beauty of this fair earth, for the beauty of this day and for the life which can make all things new.

We pray this day for the Governor of this State, the members of this Assembly and Senate and those in positions of civic trust throughout our State and nation. Give to all these people, God, the wisdom to govern well and the grace to know in their hearts that nothing is firm that is not just and true.

Guide this Assembly today, that its every act will be a moment of compassion, justice and truth.—AMEN."

PLEDGE OF ALLEGIANCE TO THE FLAG

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

READING OF THE JOURNAL DISPENSED WITH

By unanimous consent, reading of the Journal of the previous legislative day was dispensed with.

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 Areias, Calderon, Frazee, Friedman, Hayden, and Vasconcellos.

(NOTE For letter explaining the absence of Assembly Member Vasconcellos on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for March 21, 1990, for letters explaining the absences of Assembly Members Areias, Calderon, Frazee, Friedman and Hayden on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for the Regular Session for this day)

COMMUNICATIONS

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

March 15, 1990

*Brian Kidney, Chief Clerk
State Capitol, Room 3194
Sacramento, California*

Dear Brian: Please be advised that I have made the following changes in standing committee assignments.

I have appointed Assemblymember Richard Polanco to fill the vacancy on the Economic Development, International Trade and Technologies Committee. Mr. Polanco will assume the Chairmanship of the Committee, in place of Assemblymember Sam Farr, who will remain as a member of the Committee.

I have appointed Assemblymember Sam Farr to the Local Government Committee in place of Assemblymember Teresa Hughes. Mr. Farr will assume the Chairmanship of the Committee, in place of Assemblymember Dom Cortese, who will remain as a member of the Committee.

I have appointed Assemblymember Dom Cortese to the Water, Parks and Wildlife Committee in place of Assemblymember John Burton. Assemblymember Cortese will assume the chairmanship, in place of Assemblymember Jim Costa, who will remain as a member of the Committee.

I have appointed Assemblymember Jim Costa to the Ways and Means Committee in place of Assemblymember Richard Polanco.

Further be advised that the Democratic Caucus has elected Assemblymember Jim Costa as Caucus Chairman. The Caucus has also elected Lucille Roybal-Allard to the Rules Committee. Ms. Roybal-Allard will replace Assemblymember Polanco.

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

REPORTS

The following report was presented by the Chief Clerk:

**A Report to the Legislature
on the Costs and Burdens Borne by Retailers in Implementing
the Temporary State Sales and Use Tax Rate Increase
(As required by Chapter 14, 1st Extraordinary Session, Statutes of 1989)**

Above transmitted report, together with letter of transmittal from Cindy Rambo, Executive Director, Board of Equalization, Sacramento, dated March 22, 1990, referred by the Speaker to the Committee on Revenue and Taxation.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

<i>Senate</i> Bill No.	<i>Committee</i>
39	----- H. & C.D.

REPORTS OF STANDING COMMITTEES**Committee on Public Employees, Retirement and Social Security**

Date of Hearing: March 20, 1990

Mr. Speaker Your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No 53

With the recommendation. Do pass, and be re-referred to the Committee on Ways and Means.

ELDER, Chairman

Above bill re-referred to the Committee on Ways and Means.

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

ASSEMBLY BILL NO. 55—An act to add Article 56 (commencing with Section 8589 50) to Chapter 7 of Division 1 of Title 2 of the Government Code, relating to emergencies

Bill read second time, and ordered to third reading.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 7, on request of Assembly Member Hannigan.

REQUEST FOR UNANIMOUS CONSENT

Speaker pro Tempore Roos was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Tom Harmon, of Los Angeles.

Assembly Member Hansen was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Richard Rold, of Corning.

Assembly Member Eastin was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of former Mayor of Fremont, Jack Pimentel.

Assembly Member Farr was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of his friend and neighbor, and longtime civic leader, Tom Work, of Monterey County.

Assembly Member Filante was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Augie Lepori, of Sonoma.

INTRODUCTION OF GUESTS

Assembly Member Leslie, of the 5th Assembly District, introduced his wife, Clydene, who was accompanied by members of the Delta Zeta Sorority.

Assembly Member Connelly, of the 6th Assembly District, introduced Dr. Lee McElroy, Director of Athletics Department of California State University, Sacramento.

ADJOURNMENT

At 10:31 a.m., the Assembly adjourned until 9:30 a.m., Thursday, March 29, 1990, out of respect to the memory of Tom Harmon, on motion of Speaker pro Tempore Roos; out of respect to the memory of Richard Rold, on motion of Assembly Member Hansen; out of respect to the memory of Jack Pimentel, on motion of Assembly Member Eastin; out of respect to the memory of Tom Work, on motion of Assembly Member Farr; and out of respect to the memory of Augie Lepori, on motion of Assembly Member Filante.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

CALIFORNIA LEGISLATURE
1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, March 29, 1990
EIGHTEENTH SESSION DAY
ONE HUNDRED FORTY-NINTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, March 29, 1990

The Assembly met at 10:22 a.m.

Hon. Jack O'Connell, Assistant Speaker pro Tempore of the Assembly, presiding.

Chief Clerk R. Brian Kidney at the Desk.

Assistant Clerk Daniel McLean reading.

ROLL CALL

The roll was completed, and the following answered to their names—73:

Allen	Eaves	Johnson	Peace
Areias	Elder	Johnston	Polanco
Bader	Epple	Jones	Pringle
Baker	Farr	Katz	Quackenbush
Bane	Felando	Kelley	Roos
Bates	Ferguson	Klehs	Roybal-Allard
Bentley	Filante	La Follette	Seastrand
Bronzan	Floyd	Lancaster	Sher
Brown, Dennis	Frazee	Lempert	Speier
Burton	Friedman	Leshe	Tanner
Calderon	Frizzelle	Lewis	Tucker
Campbell	Hannigan	Margolin	Waters, Norman
Cannella	Hansen	McClintock	Woodruff
Chacon	Harris	Mojonnier	Wright
Chandler	Harvey	Moore	Wyman
Clute	Hauser	Mountjoy	Mr. Speaker
Connelly	Hill	Murray	
Cortese	Hunter	Nolan	
Costa	Isenberg	O'Connell	

Quorum present.

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton T. Boswell:

Almighty God, Whose Presence Is Our Cover by Night and Our Strength in the Day, Grant us remembrance of all those who in yesteryears composed this Assembly, who sat where we now sit at these desks of authority. As they shouldered legislative tasks of the past, help us as heirs of these duties to perform today. Help us to honor them for the best they have done, and guide us as we deliberate the issues and concerns before us this day. Even as they, we too know the paths of success and defeat, but are grateful for this democratic process. We thank You, Lord, to be mindful that we are surrounded by so great a cloud of witnesses and would lay aside every weight which does so easily beset us, when we run with endurance the race in which we are involved.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Assistant Speaker pro Tempore O'Connell, Assembly Member Ferguson then led the Assembly in the pledge of allegiance to the Flag.

READING OF THE JOURNAL DISPENSED WITH

By unanimous consent, reading of the Journal of the previous legislative day was dispensed with.

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 Eastin, Hayden, Hughes, Statham, and Vasconcellos.

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

(NOTE. For letters explaining the absences of Assembly Members Eastin, Hayden, Hughes, Statham, and Vasconcellos on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for the Regular Session for this day.)

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Assembly Bill No. 28, on request of Assembly Member Areias.

Assembly Bill No. 47, on request of Assembly Member Klehs.

Assembly Concurrent Resolution No. 1, on request of Assembly Member Polanco.

Assembly Bill No. 29, on request of Assembly Member Areias.

Assembly Bill No. 17, on request of Assembly Member Cortese.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Filante was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dino Ghilotti, of Marin.

Assembly Member Campbell was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Norma Smith Minatee, of Yuba City.

Assembly Member Klehs was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Kenneth Perry, of San Leandro.

Assembly Member Clute was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Leon Braddock, of Riverside.

Assembly Member Connely was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Scott Wise, son of Bruce and Mickey Wise, of Carmichael.

INTRODUCTION OF GUESTS

Assembly Member Harvey, of the 33rd Assembly District, and Assembly Member Jones, of the 32nd Assembly District, introduced Ty Holscher, Vice Mayor of Tulare.

Assembly Member La Follette, of the 38th Assembly District, introduced Moe Jones, Executive Director, Joe Terranova, former President, and Mr. and Mrs. Al Cottriel, current President, Burbank Board of Realtors.

Assembly Member Hunter, of the 76th Assembly District, introduced the following members of the San Diego Board of Realtors: Marjorie McLaughlin, 1990 President, Rick Alexander, Dr. Selma Zarakov, Tracy Morgan, Board Legislative Director, and Bud Forrest, San Diego Regional Chairman of the California Association of Realtors.

Assembly Member Nolan, of the 41st Assembly District, introduced Mr. and Mrs. Robert Merry, of Glendale.

Assembly Member Woodruff, of the 61st Assembly District, introduced Bill Potter, Janene Klocek, and David Hansberger, of Yucaipa Valley.

Assembly Member Bane, of the 40th Assembly District, introduced students from the Emek Hebrew Academy in Sherman Oaks.

ADJOURNMENT

At 10:23 a.m., the Assembly adjourned until 9:30 a.m., Thursday, April 5, 1990, out of respect to the memory of Dino Ghilotti, on motion of Assembly Member Filante; out of respect to the memory of Norma Smith Minatee, on motion of Assembly Member Campbell; out of respect to the memory of Kenneth Perry, on motion of Assembly Member Klehs; out of respect to the memory of Leon Braddock, on motion of Assembly Member Clute; and out of respect to the memory of Scott Wise, on motion of Assembly Member Connelly.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

CALIFORNIA LEGISLATURE
1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, April 5, 1990
NINETEENTH SESSION DAY
ONE HUNDRED FIFTY-SIXTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



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

①

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, April 5, 1990

The Assembly met at 11:54 a.m.

Hon. Jack O'Connell, Assistant Speaker pro Tempore of the Assembly, presiding.

Chief Clerk R. Brian Kidney at the Desk.

Assistant Clerk Daniel McLean reading.

ROLL CALL

The roll was completed, and the following answered to their names—71:

Allen	Elder	Isenberg	Nolan
Areias	Epple	Johnson	O'Connell
Bader	Farr	Johnston	Peace
Baker	Felando	Jones	Prungle
Bane	Ferguson	Katz	Quackenbush
Bates	Filante	Kelley	Roybal-Allard
Bentley	Frazee	Klehs	Sher
Bronzan	Friedman	La Follette	Speier
Brown, Dennis	Frizzelle	Lancaster	Statham
Burton	Hannigan	Lempert	Tanner
Campbell	Hansen	Leslie	Tucker
Cannella	Harris	Lewis	Vasconcellos
Chacon	Harvey	Margolin	Waters, Norman
Chandler	Hauser	McClintock	Woodruff
Clute	Hayden	Mojonnier	Wright
Connelly	Hill	Moore	Wyman
Cortese	Hughes	Mountjoy	Mr Speaker
Eastin	Hunter	Murray	

Quorum present.

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton T. Boswell:

O God, Who like the Great Seas Is Vast, but as Close to Us as High Waters Embracing an Island Shore, We thank You for so great Your sustaining grace. In the stillness of this moment of quiet, open up for us the better and valor of the much which is before us to be done. Grant us wisdom as certain as the power of many seas. Lead us through this maze of proffered bills, seeking to be, that not one without sound judgment and considered decision will ever be. Move us to Your witness so that history will boldly proclaim of us, these are they who dared to follow through from words to many deeds.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Assistant Speaker pro Tempore O'Connell, Assembly Member Willie Brown then led the Assembly in the pledge of allegiance to the Flag.

READING OF THE JOURNAL DISPENSED WITH

By unanimous consent, reading of the Journal of the previous legislative day was dispensed with.

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 Calderon, Costa, Eaves, Floyd, Polanco, and Roos.

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

Because of illness: Assembly Member Seastrand.

(NOTE: For letters explaining the absences of Assembly Members Costa, Eaves, and Floyd on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for April 4, 1990; for letters explaining the absences of Assembly Members Calderon, Polanco, and Roos on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for the Regular Session for this day.)

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Bentley was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Stephen Brewer Balkam, of Chula Vista.

Assembly Member Chacon was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of John B. Zolezzi, of Point Loma.

Assembly Member Tanner was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Richard Dunia, of Covina; and Anna Clayton, of El Monte.

Assembly Member Murray was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lionel Cade, former Mayor of Compton.

Assembly Member Harvey was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mrs. Mary Valov, of Rosedale.

MESSAGES FROM THE SENATE

Senate Chamber, April 5, 1990

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 14

DARRYL R. WHITE, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 14—An act relating to education, and declaring the urgency thereof, to take effect immediately.

INTRODUCTION OF GUESTS

Assembly Member Jones, of the 32nd Assembly District, introduced students representing Exeter Union, Clovis West, and Yosemite High Schools, who participated in the California State Mock Trial Competition Finals.

Assembly Member Sher, of the 21st Assembly District, introduced students from Palo Alto High School, winners of the Santa Clara County Mock Trial Competition.

Assembly Member Farr, of the 28th Assembly District, introduced students representing Monte Vista Christian School, from Watsonville, in the California Mock Trial Competition Finals.

Assembly Member Baker, of the 15th Assembly District, introduced students representing Acalanes High School in the California State Mock Trial Competition Finals.

Assembly Member Mojonner, of the 75th Assembly District, introduced students representing Mira Mesa High School in the California State Mock Trial Competition Finals.

Assembly Member Murray, of the 54th Assembly District, introduced Mary Anne Facey, President of the Bellflower PTA Council, and Phyllis John, President of the Bellflower School Board.

Assembly Member Frazee, of the 74th Assembly District, introduced Mr. Andras Farago, who heads the Press Office for the Hungarian Parliament.

ADJOURNMENT

At 11:55 a.m., the Assembly adjourned until 9:30 a.m., Thursday, April 19, 1990, out of respect to the memory of Stephen Brewer Balkam, on motion of Assembly Member Bentley; out of respect to the memory of John B. Zolezzi, on motion of Assembly Member Chacon; out of respect to the memory of Richard Dunia and Anna Clayton, on motion of Assembly Member Tanner; out of respect to the memory of Lionel Cade, on motion of Assembly Member Murray; and out of respect to the memory of Mary Valov, on motion of Assembly Member Harvey.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

CALIFORNIA LEGISLATURE
1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, April 19, 1990
TWENTIETH SESSION DAY
ONE HUNDRED SEVENTIETH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



NOTE: 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, April 19, 1990

The Assembly met at 11:56 a.m.

Hon. Mike Roos, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk R. Brian Kidney at the Desk.

Assistant Clerk Daniel McLean reading.

ROLL CALL

The roll was completed, and the following answered to their names—75:

Allen	Elder	Johnson	Peace
Areias	Epple	Johnston	Polanco
Bader	Farr	Jones	Pringle
Baker	Felando	Katz	Quackenbush
Bane	Ferguson	Kelley	Roos
Bates	Filante	Klehs	Royal-Allard
Bentley	Floyd	La Follette	Sher
Bronzan	Frazee	Lancaster	Speier
Brown, Dennis	Friedman	Lempert	Statham
Burton	Frizzelle	Leshie	Tanner
Campbell	Hannigan	Lewis	Tucker
Cannella	Hansen	Margolin	Vasconcellos
Chandler	Harris	McClintock	Waters, Maxine
Clute	Harvey	Mojonner	Waters, Norman
Connelly	Hauser	Moore	Woodruff
Cortese	Hayden	Mountjoy	Wright
Costa	Hughes	Murray	Wyman
Eastin	Hunter	Nolan	Mr. Speaker
Eaves	Isenberg	O'Connell	

Quorum present.

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton T. Boswell:

Almighty God, Who Has Kept Us Through the Night, and Once Again Brings Us to These Desks, Be near to us. Accept our praise and supplication for Your care, keeping and love, and deepen our awareness of Your presence. Abide with us, especially in the common and ordinary happenings of the day. Help us not to tire or in boredom lose heart in the trivial round or routine of tasks. Our hope is in You that the least on today's agenda may be thoroughly attended and each activity a feat of dedication to the high purposes for which we are here.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Roos, Assembly Member Bane 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 Bane, seconded by Assembly Member Epple.

LEAVES OF ABSENCE FOR THE DAY

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

Because of illness: Assembly Members Chacon and Seastrand.

COMMUNICATIONS

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

April 12, 1990

*Mr. Brian Kidney, Chief Clerk
State Capitol, Room 3194
Sacramento, California*

Dear Brian: Please be advised that I have made the following changes in standing committee assignments:

I have appointed Assemblymember Bill Filante to the Earthquake Preparedness Committee.

I have appointed Assemblymember Chuck Quackenbush to the Ways and Means Committee in place of Frank Hill. I have removed Mr. Quackenbush from the Health Committee and from the Transportation Committee.

I have removed Assemblymember Dennis Brown from the Finance and Insurance Committee.

I have appointed Assemblymember Chris Chandler to the Finance and Insurance Committee in place of Assemblymember Dennis Brown.

I have appointed Assemblymember Tricia Hunter to the Health Committee in place of Assemblymember Quackenbush. I have removed Assemblymember Tricia Hunter from the Education Committee.

I have appointed Assemblymember John Lewis to the Revenue and Taxation Committee.

I have appointed Assemblymember Paul Woodruff to the Utilities and Commerce Committee in place of Frank Hill.

I have appointed Assemblymember Tim Leslie to the Health Committee in place of Frank Hill. I have removed Assemblymember Leslie from the Education Committee.

I have appointed Assemblymember Dennis Brown to the Education Committee in place of Assemblymember Leslie.

I have appointed Assemblymember Curt Pringle to the Governmental Organization Committee in place of Frank Hill.

I have removed Assemblymember Paul Woodruff from the Revenue and Taxation Committee and appointed him to the Transportation Committee in place of Assemblymember Quackenbush.

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

April 16, 1990

*Brian Kidney, Chief Clerk
State Capitol, Room 3194
Sacramento, California*

Dear Brian: Please be advised that I have appointed Assemblymember Terry Friedman to fill the vacancy on the Natural Resources Committee.

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

April 16, 1990

*Brian Kidney, Chief Clerk
State Capitol, Room 3194
Sacramento, California*

Dear Brian: Please be advised that I have appointed Assemblymember Sal Cannella to fill the vacancy on the Housing and Community Development Committee.

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

April 16, 1990

*Brian Kidney, Chief Clerk
State Capitol, Room 3194
Sacramento, California*

Dear Brian: Please be advised that I have appointed Assemblymember Dick Floyd to fill the vacancy on the Environmental Safety and Toxic Materials Committee.

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

April 17, 1990

*Brian Kidney, Chief Clerk
State Capitol, Room 3194
Sacramento, California*

Dear Brian: Please be advised that I have appointed Assemblymember Trice Harvey to the Education Committee.

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

April 17, 1990

*Brian Kidney, Chief Clerk
State Capitol, Room 3194
Sacramento, California*

Dear Brian: Please be advised that I have accepted the resignation of Assemblymember Steve Clute from the Health Committee and appointed Assemblymember Curtis Tucker, Jr. in his place. Further, I have accepted the resignation of Mr. Tucker from the Public Employees, Retirement and Social Security Committee and have appointed Assemblymember Sal Cannella in his place.

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

April 19, 1990

*Brian Kidney, Chief Clerk
State Capitol, Room 3194
Sacramento, California*

Dear Brian: Please be advised that I have accepted the resignation of Assemblymember Mike Roos from the Revenue and Taxation Committee and have appointed Assemblymember Bob Campbell in his place.

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

April 19, 1990

*Brian Kidney, Chief Clerk
State Capitol, Room 3194
Sacramento, California*

Dear Brian: Please be advised that I have accepted the resignation of Assemblymember Mike Roos from the Agriculture Committee and have appointed Assemblymember Rusty Areias in his place.

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

<i>Senate</i>	<i>Committee</i>
<i>Bill No.</i>	<i>Ed.</i>
14	-----Ed.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

Date of Hearing: April 18, 1990

Mr. Speaker: Your Committee on Ways and Means reports:

Assembly Bill No. 53

With the recommendation: Do pass

VASCONCELLOS, Chairman

Above bill ordered to second reading.

Committee on Revenue and Taxation

Date of Hearing: April 2, 1990

Mr. Speaker. Your Committee on Revenue and Taxation reports:

Senate Bill No. 30

With amendments with the recommendation Amend, do pass, as amended, and be re-referred to the Committee on Ways and Means.

KLEHS, Chair

SENATE BILL NO. 30 TAKEN UP BY UNANIMOUS CONSENT FOR SECOND READING

Assembly Member Farr was granted unanimous consent to take up Senate Bill No. 30 without reference to file, for the purpose of reading the bill a second time and adopting the committee amendments at this time.

SENATE BILL NO. 30—An act to add Section 7204.02 to, and to add and repeal Sections 7204.01 and 7204.03 of, the Revenue and Taxation Code, relating to earthquake assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

Bill read second time; amendments proposed by the Committee on Revenue and Taxation read and adopted; bill ordered reprinted and to be re-referred to the Committee on Ways and Means.

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

ASSEMBLY BILL NO. 5 (Eastin)—An act to amend Section 66532 of the Government Code, relating to transportation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Eastin moved the adoption of amendments.

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

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Frazee was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Edgar Summerhays, of San Juan Capistrano.

Assembly Member Lempert was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Madelyn Hogan, of El Granada.

Assembly Member Wright was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jeanette Sharan, of Newhall.

Assembly Member Tanner was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mrs. Jean Bryant, of Whittier.

Assembly Member Filante was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dr. Calvin King Terwilliger, of Mill Valley.

Assembly Members Maxine Waters and Willie Brown were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of legendary jazz singer Sarah Vaughan.

INTRODUCTION OF GUESTS

Assembly Member Jones, of the 32nd Assembly District, introduced the Visalia Chamber of Commerce "Leadership Visalia Program".

Assembly Member Burton, of the 16th Assembly District, introduced Marcia L. Green, of Albuquerque, New Mexico.

Assembly Member Polanco, of the 55th Assembly District, introduced Luis L. Garcia, Assistant Secretary, Department of Trade and Industry, and Philippine Trade Commissioner, Republic of the Philippines.

Assembly Member Hunter, of the 76th Assembly District, introduced Chella P. Wellhouse, Ann Wellhouse, Joey Wellhouse, Tina Rosenblum, and Robbie Rosenblum, of Vallejo.

Assembly Member Cortese, of the 24th Assembly District, introduced a delegation of students from Novosibirsk State University, in South-Central Siberia, Soviet Union, who are in the United States as part of an exchange program with Stanford University. The students were accompanied by Dr. Gagik Mkrtchan, and thirteen students from Stanford University.

ADJOURNMENT

At 11:57 a.m., the Assembly adjourned until 9:30 a.m., Thursday, April 26, 1990, out of respect to the memory of Edgar Summerhays, on motion of Assembly Member Frazee; out of respect to the memory of Madelyn Hogan, on motion of Assembly Member Lempert; out of respect to the memory of Jeanette Sharan, on motion of Assembly Member Wright; out of respect to the memory of Mrs. Jean Bryant, on motion of Assembly Member Tanner; out of respect to the memory of Dr. Calvin King Terwilliger, on motion of Assembly Member Filante; and out of respect to the memory of Sarah Vaughan, on motion of Assembly Members Maxine Waters and Willie Brown.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON APRIL 19, 1990**

The following measures were amended in the Assembly on this day:

Assembly Bill

5

Senate Bill

30

CALIFORNIA LEGISLATURE

1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, April 26, 1990

TWENTY-FIRST SESSION DAY

ONE HUNDRED SEVENTY-SEVENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: 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, April 26, 1990

The Assembly met at 11:19 a.m.

Hon. Jack O'Connell, Assistant Speaker pro Tempore of the Assembly, presiding.

Chief Clerk R. Brian Kidney at the Desk.

Assistant Clerk Daniel McLean reading.

ROLL CALL

The roll was completed, and the following answered to their names—69:

Allen	Eastin	Johnston	Polanco
Areias	Eaves	Jones	Pringle
Bader	Elder	Katz	Quackenbush
Baker	Epple	Kelley	Roybal-Allard
Bane	Farr	Klehs	Sher
Bates	Felando	La Follette	Speier
Bentley	Ferguson	Lancaster	Statham
Bronzan	Filante	Lempert	Tanner
Brown, Dennis	Frazee	Leslie	Tucker
Burton	Frizzelle	Lewis	Vasconcellos
Campbell	Hannigan	Margolin	Waters, Maxine
Cannella	Hansen	McClintock	Waters, Norman
Chacon	Harris	Mojonnier	Woodruff
Chandler	Harvey	Moore	Wright
Clute	Hauser	Mountjoy	Wyman
Connelly	Hunter	Murray	
Cortese	Isenberg	O'Connell	
Costa	Johnson	Peace	

Quorum present.

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton T. Boswell:

Amazing God, Your mighty power is everywhere renowned, yet we live as though we were all alone. Let these moments be a time in which we remember Your presence. Gather us from among the separate and lonely that in this Assembly we may be united in spirit and purpose to serve this governance. Make us glad to be here and that we have inherited the responsibilities of this House. Save us from the fright of the magnitude of so great this work, and at the matrix of all that would hinder us, give us an unconquerable spirit to prevail.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Assistant Speaker pro Tempore O'Connell, Assembly Member Harvey 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 Lempert, seconded by Assembly Member Klehs.

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 Willie Brown, Floyd, Friedman, Nolan, and Roos.

On personal business, and waiving per diem: Assembly Members Hayden and Hughes.

Because of illness: Assembly Member Seastrand.

(NOTE For letters explaining the absences of Assembly Members Willie Brown, Floyd, Friedman, Nolan, and Roos on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for the Regular Session for this day)

COMMUNICATIONS

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

April 26, 1990

*Brian Kidney, Chief Clerk
State Capitol, Room 3194
Sacramento, California*

Dear Brian: Please be advised that I have accepted the resignation of Assemblymember Trice Harvey from the Labor and Employment Committee. Further, I have appointed Mr. Harvey to fill the vacancy on the Education Subcommittee on Higher Education.

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

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

ASSEMBLY BILL NO. 53—An act to add Section 22238.1 to the Education Code, to add Section 20218 to the Government Code, relating to public retirement systems, and declaring the urgency thereof, to take effect immediately

Bill read second time, and ordered to third reading.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 5 (Eastin)—An act to amend Section 66532 of the Government Code, relating to transportation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Eastin moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, April 26, 1990

Mr Speaker: Pursuant to your instructions, the Chief Clerk has examined

Assembly Bill No. 5

And reports the same correctly engrossed.

R BRIAN KIDNEY, Chief Clerk

**CONSIDERATION OF ASSEMBLY BILL NO. 5, AS AMENDED,
BY UNANIMOUS CONSENT**

Assembly Member Eastin was granted unanimous consent to take up Assembly Bill No. 5, as amended, without reference to committee or file, for purpose of consideration at this time.

ASSEMBLY BILL NO. 5 (Eastin)—An act to amend Section 66532 of the Government Code, relating to transportation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—66

Allen	Elder	Jones	Polanco
Areias	Epple	Katz	Pringle
Bader	Farr	Kelley	Quackenbush
Bane	Felando	Klehs	Roybal-Allard
Bates	Ferguson	La Follette	Sher
Bentley	Filante	Lancaster	Speier
Burton	Frazee	Lempert	Statham
Campbell	Frizzelle	Leslie	Tanner
Cannella	Hannigan	Lewis	Tucker
Chacon	Hansen	Margolin	Vasconcellos
Chandler	Harris	McClintock	Waters, Maxine
Clute	Harvey	Mojonnier	Waters, Norman
Connelly	Hauser	Moore	Woodruff
Cortese	Hunter	Mountjoy	Wright
Costa	Isenberg	Murray	Wyman
Eastin	Johnson	O'Connell	
Eaves	Johnston	Peace	

NOES—None

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—66

Allen	Elder	Jones	Polanco
Areias	Epple	Katz	Pringle
Bader	Farr	Kelley	Quackenbush
Bane	Felando	Klehs	Roybal-Allard
Bates	Ferguson	La Follette	Sher
Bentley	Filante	Lancaster	Speier
Burton	Frazee	Lempert	Statham
Campbell	Frizzelle	Leslie	Tanner
Cannella	Hannigan	Lewis	Tucker
Chacon	Hansen	Margolin	Vasconcellos
Chandler	Harris	McClintock	Waters, Maxine
Clute	Harvey	Mojonnier	Waters, Norman
Connelly	Hauser	Moore	Woodruff
Cortese	Hunter	Mountjoy	Wright
Costa	Isenberg	Murray	Wyman
Eastin	Johnson	O'Connell	
Eaves	Johnston	Peace	

NOES—None

Bill ordered transmitted to the Senate.

VOTE ADDS

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

Assembly Bill No. 5 and Urgency: Elder—Aye.

REQUEST FOR UNANIMOUS CONSENT

Assembly Members Jones and Areias were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Marilyn Simpson, of Fresno.

Assembly Member Eaves was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dorothy Rogers, of Banning.

Assembly Member McClintock was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Sylvester Carraway, of Camarillo, who was Superintendent of Ventura School, a California Youth Authority facility.

Assembly Member Farr was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Agnes Elise Van Kirk, of Folsom, who was the grandmother of Capitol employee, Robin Larson.

Assembly Member Roybal-Allard was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Alex Rivera, of Bell Gardens.

INTRODUCTION OF GUESTS

Assembly Member Maxine Waters, of the 48th Assembly District, introduced Mary L. Wright, Treasurer of the City of Lynwood, and Ron Wright, President, California Public Workers, of Lynwood.

Assembly Member Wright, of the 37th Assembly District, introduced David and Beverly McCormick, and their daughter, Jessica, of Simi Valley.

Assembly Member Moore, of the 49th Assembly District, introduced V. G. Guinness, Executive Director of SEY Yes Inc.

Assembly Member Speier, of the 19th Assembly District, introduced Mark Reiner, Executive Director, and Hester Clark, of the Golden State Regional Organ Procurement Agency.

Assembly Member Baker, of the 15th Assembly District, introduced his son, Billy Baker.

Assembly Member Jones, of the 32nd Assembly District, introduced 26 8th grade students from Central Valley Christian School in Visalia, and their teacher, Mr. Rod Compaan.

Assembly Member Katz, of the 39th Assembly District, introduced Jozef Wrona, of Poland; Max Drimmer and Herman Shein, of San Francisco; and Rabbi Meyermay, of the Wiesenthal Center for Holocaust Studies.

ADJOURNMENT

At 11:24 a.m., the Assembly adjourned until 9:30 a.m., Thursday, May 3, 1990, out of respect to the memory of Marilyn Simpson, on motion of Assembly Members Jones and Areias; out of respect to the memory of Dorothy Rogers, on motion of Assembly Member Eaves; out of respect to the memory of Sylvester Carraway, on motion of Assembly Member McClintock; out of respect to the memory of Agnes Elise Van Kirk, on motion of Assembly Member Farr; and out of respect to the memory of Alex Rivera, on motion of Assembly Member Roybal-Allard.

JACK O'CONNELL, Assistant Speaker pro Tempore

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON APRIL 26, 1990**

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

Assembly Bill
5

CALIFORNIA LEGISLATURE
1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, May 3, 1990

**TWENTY-SECOND SESSION DAY
ONE HUNDRED EIGHTY-FOURTH CALENDAR DAY**

AT SACRAMENTO, CALIFORNIA



NOTE: 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 3, 1990

The Assembly met at 11:21 a.m.

Hon. Jack O'Connell, Assistant Speaker pro Tempore of the Assembly, presiding.

Chief Clerk R. Brian Kidney at the Desk.

Assistant Clerk Daniel McLean reading.

ROLL CALL

The roll was completed, and the following answered to their names—69:

Allen	Elder	Jones	Polanco
Areias	Epple	Katz	Quackenbush
Bader	Felando	Kelley	Roos
Baker	Ferguson	Klehs	Roybal-Allard
Bane	Filante	La Follette	Sher
Bates	Frazee	Lancaster	Speier
Bronzan	Friedman	Lempert	Statham
Brown, Dennis	Frizzelle	Leslie	Tanner
Burton	Hannigan	Lewis	Tucker
Campbell	Hansen	Margolin	Vasconcellos
Cannella	Harvey	McIntock	Waters, Norman
Chacon	Hauser	Mojonnier	Woodruff
Chandler	Hayden	Moore	Wright
Clute	Hughes	Mountjoy	Wyman
Connelly	Hunter	Murray	Mr Speaker
Cortese	Isenberg	Nolan	
Costa	Johnson	O'Connell	
Eastin	Johnston	Peace	

Quorum present.

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton T. Boswell:

Almighty God, Who Alone Gives Wisdom and Understanding,
Inspire with Your Presence the members and staff of this Assembly that they may triumphantly bear the duties and responsibilities which are theirs. Let their work be in rapport with our nation and give them a deep sense of peace with justice towards nations of the world. Lead them to visions of truth that meeting the needs of people is the timely purpose of this governance. Move us to fulfill this witness so that time and numbers will proclaim, They went forward from words to deeds.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Assistant Speaker pro Tempore O'Connell, Assembly Member Harvey 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 Burton, seconded by Assembly Member Speier.

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 Farr, Floyd, and Harris.

On personal business, and waiving per diem: Assembly Members Pringle and Maxine Waters.

Because of illness: Assembly Members Bentley, Eaves, and Seastrand.

(NOTE For letter explaining the absence of Assembly Member Harris on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for May 2, 1990; for letters explaining the absences of Assembly Members Farr and Floyd on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for the Regular Session for this day.)

AUTHOR'S AMENDMENTS**Committee on Housing and Community Development**

Assembly Chamber, May 2, 1990

Mr. Speaker. The Chair of your Committee on Housing and Community Development reports

Senate Bill 39

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

HAUSER, Chair

SENATE BILL NO. 39—An act to add Section 33670.8 to the Health and Safety Code, relating to redevelopment, and declaring the urgency thereof, to take effect immediately.

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.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 11, on request of Assembly Member Johnston.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Frazee was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Manuel M. Castorena, former Mayor of Carlsbad.

Assembly Member Chacon was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Hector Lopez and Ismael Wetez, Jr., of San Diego.

INTRODUCTION OF GUESTS

Assembly Member Areias, of the 25th Assembly District, introduced Class 19 of the California Agriculture Leadership Program.

ADJOURNMENT

At 11:22 a.m., the Assembly adjourned until 9 a.m., Thursday, May 10, 1990, out of respect to the memory of Manuel M. Castorena, on motion of Assembly Member Frazee; and out of respect to the memory of Hector Lopez and Ismael Wetez, Jr., on motion of Assembly Member Chacon.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON MAY 3, 1990**

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

Senate Bill
39

CALIFORNIA LEGISLATURE
1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, May 10, 1990

**TWENTY-THIRD SESSION DAY
ONE HUNDRED NINETY-FIRST CALENDAR DAY**

AT SACRAMENTO, CALIFORNIA



PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, May 10, 1990

The Assembly met at 10:37 a.m.
Hon. Jack O'Connell, Assistant Speaker pro Tempore of the
Assembly, presiding.
Chief Clerk R. Brian Kidney at the Desk.
Assistant Clerk Daniel McLean reading.

ROLL CALL

The roll was completed, and the following answered to their
names—72:

Allen	Elder	Isenberg	O'Connell
Areias	Epple	Johnson	Peace
Bader	Farr	Johnston	Polanco
Baker	Felando	Jones	Pringle
Bane	Ferguson	Katz	Quackenbush
Bates	Filante	Kelley	Roybal-Allard
Bronzan	Floyd	Klehs	Sher
Brown, Dennis	Frazee	La Follette	Speier
Burton	Friedman	Lancaster	Statham
Campbell	Frizzelle	Lempert	Tanner
Cannella	Hannigan	Leslie	Tucker
Chacon	Hansen	Lewis	Vasconcellos
Chandler	Harris	McClintock	Waters, Maxine
Clute	Harvey	Mojonnier	Waters, Norman
Connely	Hauser	Moore	Woodruff
Costa	Hayden	Mountjoy	Wright
Eastin	Hughes	Murray	Wyman
Eaves	Hunter	Nolan	Mr Speaker

Quorum present.

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton
T. Boswell:

*Almighty and Merciful God, Without Whom All Things Destruct
and Perish, May Your presence be manifest in this Assembly.
Through Your people power of choice, You have committed them
the powers of governance in California for the mutual health and
benefit of all citizens. We pray for them, Your guidance, as they
assume anew these awesome responsibilities, lest this purpose be
abused and this empowerment come to naught. O Lord, spruce up
our energies and renew hope with courage that Your unchanging
purpose for people and earth shall be fulfilled with some steps
today.—AMEN.*

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Assistant Speaker pro Tempore O'Connell,
Assembly Member Nolan 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 Epple, seconded by Assembly Member Cannella.

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 Cortese, Margolin, and Roos.

Because of illness: Assembly Members Bentley and Seastrand.

(NOTE. For letter explaining the absence of Assembly Member Roos on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for May 7, 1990, for letters explaining the absence of Assembly Members Cortese and Margolin on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for the Regular Session for this day.)

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

ASSEMBLY BILL NO. 53 (Elder)—An act to add Section 22238.1 to the Education Code, to add Section 20218 to the Government Code, relating to public retirement systems, and declaring the urgency thereof, to take effect immediately

Bill read third time.

Urgency Clause

Urgency clause read, and refused adoption by the following vote:

AYES—44

Areas	Eaves	Hunter	Peace
Bane	Elder	Isenberg	Pringle
Bronzan	Epple	Johnston	Roybal-Allard
Burton	Farr	Katz	Sher
Campbell	Filante	Klehs	Speier
Cannella	Friedman	La Follette	Statham
Chacon	Hannigan	Lempert	Tanner
Clute	Hansen	Lewis	Vasconcellos
Connelly	Harris	Moore	Waters, Maxine
Costa	Hauser	Murray	Waters, Norman
Eastin	Hayden	O'Connell	Mr. Speaker

NOES—19

Allan	Frazer	Leslie	Quackenbush
Baker	Frizzelle	McClintock	Woodruff
Chandler	Harvey	Mojonmer	Wright
Felando	Kelley	Mountjoy	Wyman
Ferguson	Lancaster	Nolan	

**Motion to Reconsider Urgency Clause to Assembly Bill No. 53
on Next Legislative Day**

Assembly Member Elder moved to reconsider on the next legislative day the vote whereby the urgency clause to Assembly Bill No. 53 was this day refused adoption.

Assembly Bill No. 53 ordered to the unfinished business file.

BILLS RETURNED TO THIRD READING FILE

Assembly Member Bates was granted unanimous consent that Assembly Bill No. 26 be withdrawn from the inactive file and placed upon the third reading file.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Allen was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Gunnery Sgt. John S. Fredette, of Buena Park.

VOTE ADDS

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

Assembly Bill No. 53 and Urgency: Hansen—Aye; Baker—No.

INTRODUCTION OF GUESTS

Assistant Speaker pro Tempore O'Connell, introduced Enos H. Baker, of Oakland.

Assembly Member Chacon, of the 79th Assembly District, introduced Ed M. Bacani, of San Diego.

Assembly Member Polanco, of the 55th Assembly District, introduced the following delegation from the Malaysian Parliament: Senator Farid Ariffin, Deputy Minister of Health, Hon. Othman *Abdul*, Hon. Tawfik *Ismail*, Hon. Sharif *Jajang*, Hon. Ahmad *Omar*, Hon. Ong Tee Keat, and Hon. Mutang *Tagal*.

ADJOURNMENT

At 10:39 a.m., the Assembly adjourned until 9 a.m., Thursday, May 17, 1990, out of respect to the memory of Gunnery Sgt. John S. Fredette, on motion of Assembly Member Allen.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

CALIFORNIA LEGISLATURE

1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, May 17, 1990

TWENTY-FOURTH SESSION DAY

ONE HUNDRED NINETY-EIGHTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: 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 17, 1990

The Assembly met at 10:40 a.m.

Hon. Mike Roos, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk R. Brian Kidney at the Desk.

Assistant Clerk Daniel McLean reading.

ROLL CALL

The roll was completed, and the following answered to their names—69:

Areias	Farr	Jones	Polanco
Bader	Felando	Katz	Pringle
Baker	Ferguson	Kelley	Quackenbush
Bane	Filante	Klehs	Roos
Bates	Floyd	La Follette	Roybal-Allard
Brown, Dennis	Frazee	Lancaster	Sher
Burton	Friedman	Lempert	Speier
Campbell	Frizzelle	Leshe	Statham
Cannella	Hannigan	Lewis	Tanner
Chacon	Hansen	Margolin	Tucker
Chandler	Harris	McClintock	Waters, Norman
Clute	Harvey	Mojonnier	Woodruff
Connelly	Hauser	Moore	Wright
Cortese	Hayden	Mountjoy	Wyman
Costa	Hunter	Murray	Mr Speaker
Eastin	Isenberg	Nolan	
Elder	Johnson	O'Connell	
Epple	Johnston	Peace	

Quorum present.

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton T. Boswell:

Almighty and Everlasting God, How thankful we are that You have safely brought us through the dark of night to the morning of this beautiful day. Guide us through the hours of work before this Assembly for today. May Your wisdom and truth be so evident in these deliberations that together these Assembly members shall know and agree. May Your all invading power so invigorate hope and give strength to be, that this work shall edify and realize more well being for people of this state. To this end, O Lord, send them forth, send them forth.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Roos, Assembly Member Roybal-Allard 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 Speier, seconded by Assembly Member O'Connell.

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 Eaves, Hughes, Vasconcellos, and Maxine Waters.

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

Because of illness: Assembly Members Allen, Bentley, and Seastrand.

(NOTE For letters explaining the absences of Assembly Members Eaves, Hughes, Vasconcellos, and Maxine Waters on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for the Regular Session for this day.)

REPORTS OF STANDING COMMITTEES**Committee on Education**

Date of Hearing May 15, 1990

Mr Speaker: Your Committee on Education reports:

Senate Bill No. 14

With the recommendation Do pass, and be re-referred to the Committee on Ways and Means with recommendation To Consent Calendar.

HUGHES, Chairwoman

Above bill re-referred to the Committee on Ways and Means.

CONSIDERATION OF DAILY FILE**UNFINISHED BUSINESS****URGENCY CLAUSE TO ASSEMBLY BILL NO. 53 RECONSIDERED
BY UNANIMOUS CONSENT**

In compliance with a motion given, Assembly Member Elder was granted unanimous consent that the vote whereby the urgency clause to Assembly Bill No. 53 was refused adoption be reconsidered.

Further Consideration of Assembly Bill No. 53

ASSEMBLY BILL NO. 53 (Elder)—An act to add Section 22238 1 to the Education Code, to add Section 20218 to the Government Code, relating to public retirement systems, and declaring the urgency thereof, to take effect immediately

Bill read third time.

Motion to Amend

Assembly Member Elder moved the adoption of amendments.

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

REQUEST FOR UNANIMOUS CONSENT

Assembly Members Tanner and Lancaster were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Vera Hacker of Loomis.

Assembly Member Campbell was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of John Michael (Isaac) Roberts, of Martinez.

Assembly Member Leslie was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dr. Richard W. Rueb, of Rancho Murieta.

Assembly Members Willie Brown, Roos, and Maxine Waters were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of renowned entertainer, and personal friend, Sammy Davis, Jr.

Assembly Member Wyman was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jim Henson, creator of the "Muppets" characters of television's "Sesame Street".

Speaker pro Tempore Roos was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Father C. J. Farabaugh, co-founder of the South Central Organizing Committee (SCOC).

INTRODUCTION OF GUESTS

Speaker pro Tempore Roos, introduced Eleanor Boswell-Raine, of El Sobrante, who is visiting the Assembly Chamber today with her father, Rev. Hamilton T. Boswell, Chaplain of the Assembly.

ADJOURNMENT

At 10:41 a.m., the Assembly adjourned until 10 a.m., Friday, May 25, 1990, out of respect to the memory of Vera Hacker, on motion of Assembly Members Tanner and Lancaster; out of respect to the memory of John Michael (Isaac) Roberts, on motion of Assembly Member Campbell; out of respect to the memory of Dr. Richard W. Rueb, on motion of Assembly Member Leslie; out of respect to the memory of Sammy Davis, Jr., on motion of Assembly Members Willie Brown, Roos, and Maxine Waters; out of respect to the memory of Jim Henson, on motion of Assembly Member Wyman; out of respect to the memory of Father C. J. Farabaugh, on motion of Speaker pro Tempore Roos.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON MAY 17, 1990**

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

Assembly Bill

53

CALIFORNIA LEGISLATURE
1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Friday, May 25, 1990

**TWENTY-FIFTH SESSION DAY
TWO HUNDRED SIXTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



NOTE: 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
Friday, May 25, 1990

The Assembly met at 11:08 a.m.
Hon. Mike Roos, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk R. Brian Kidney at the Desk.
Assistant Clerk Daniel McLean reading.

ROLL CALL

The roll was completed, and the following answered to their names—72:

Allen	Eaves	Hunter	Nolan
Areas	Elder	Johnson	O'Connell
Bader	Epple	Johnston	Peace
Baker	Farr	Jones	Polanco
Bane	Felando	Katz	Pringle
Bates	Ferguson	Kelley	Quackenbush
Bronzan	Filante	Klehs	Roos
Brown, Dennis	Floyd	La Follette	Royal-Allard
Burton	Frazee	Lancaster	Sher
Campbell	Friedman	Lempert	Statham
Cannella	Frizzelle	Leslie	Tanner
Chacon	Hannigan	Lewis	Tucker
Chandler	Hansen	Margolin	Waters, Maxine
Clute	Harris	McClintock	Waters, Norman
Connelly	Harvey	Mojonnier	Woodruff
Cortese	Hauser	Moore	Wright
Costa	Hayden	Mountjoy	Wyman
Eastin	Hughes	Murray	Mr. Speaker

Quorum present.

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton T. Boswell:

Almighty and Everlasting God, "Who Knows Our Make and Is Acquainted with All Our Ways", We would lift up before You, this Assembly and the agenda for this day's work. Great tasks with special opportunities, You have set upon this floor to be acclaimed for the benefit of this state; but it is with some shame, we confess the littleness of achievements done. Division has weakened togetherness and concern for coming elections clouds our sense of purpose in the now. This is where we are, except You help us, O Lord. Refresh our hope and renew our courage; fill us with the power of Your spirit.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Roos, Assembly Member Dennis Brown 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 Frazee, seconded by Assembly Member Hansen.

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 Isenberg, Speier, and Vasconcellos.

Because of illness: Assembly Members Bentley and Seastrand.

(NOTE: For letters explaining the absences of Assembly Members Isenberg, Speier, and Vasconcellos on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for the Regular Session for this day.)

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 25, 1990

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined.

Assembly Bill No 53

And reports the same correctly engrossed

R. BRIAN KIDNEY, Chief Clerk

Above bill ordered to third reading.

AUTHOR'S AMENDMENTS**Committee on Housing and Community Development**

May 25, 1990

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports

Senate Bill No 39

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

HAUSER, Chair

SENATE BILL NO. 39—An act to add and repeal Sections 33459, 33501 7, and 33670.8 to, to repeal Article 14.2 (commencing with Section 33476) of Chapter 4 of Part 1 of Division 24 of, and to add and repeal Article 14.2 (commencing with Section 33477) of Chapter 4 of Part 1 of Division 24 of, the Health and Safety Code, relating to redevelopment, and declaring the urgency thereof, to take effect immediately.

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.

REPORTS OF STANDING COMMITTEES**Committee on Local Government**

Date of Hearing: May 23, 1990

Mr. Speaker: Your Committee on Local Government reports.

Senate Bill 27

With the recommendation: Do pass, and be re-referred to the Committee on Ways and Means.

FARR, Chairman

Above bill re-referred to the Committee on Ways and Means.

MESSAGES FROM THE SENATE

Senate Chamber, May 24, 1990

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 49

DARRYL R. WHITE, Secretary of the Senate
by John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 49—An act to amend Section 8680.2 of, to amend and repeal Section 8680.25 of, and to repeal Section 8686 1, as added by Chapter 23 of the Statutes of the 1989-90 First Extraordinary Session, of, the Government Code, relating to disaster relief

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

ASSEMBLY BILL NO. 26 (Bates)—An act to add and repeal Section 30892.3 to the Streets and Highways Code, relating to transportation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

Bill read third time.

Motion to Amend

Assembly Member Bates moved the adoption of amendments.

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

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Filante was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ron Kaldor's mother, Lilyan Kaldor, of Greenbrae; Arnold "Chip" Nutting, Jr., of Guerneville; and Geraldine Warenback, of San Rafael.

Assembly Member La Follette was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Malcolm John "Jack" MacLean, of Las Vegas.

Assembly Member Ferguson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of former State Senator John Murdy Jr., of Newport Beach; and Richard Duffy, of Newport Beach.

Assembly Member Floyd was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of labor leader, Michael "Mushy" Callahan.

Assembly Members Lempert and Sher were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Robert L. Begault, of Sunnyvale, as requested by Mayor Malcolm Dudley.

INTRODUCTION OF GUESTS

Assembly Member Areias, of the 25th Assembly District, introduced Mila Moreira (Marilda A. Moreira Da Silva), of Rio de Janeiro, and Dalma Callado, of New York.

Speaker pro Tempore Roos introduced Tony Holland, of Dayton, Ohio, who is the nephew of Assembly Chief Sergeant-at-Arms Charles Bell.

ADJOURNMENT

At 11:09 a.m., the Assembly adjourned until 9:30 a.m., Thursday, May 31, 1990, out of respect to the memory of Lilyan Kaldor, Arnold "Chip" Nutting, Jr., and Geraldine Warenback, on motion of Assembly Member Filante; out of respect to the memory of Malcolm John "Jack" MacLean, on motion of Assembly Member La Follette; out of respect to the memory of John Murdy Jr., and Richard Duffy, on motion of Assembly Member Ferguson; out of respect to the memory of Michael "Mushy" Callahan, on motion of Assembly Member Floyd; and out of respect to the memory of Robert L. Begault, on motion of Assembly Members Lempert and Sher.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON MAY 25, 1990**

The following measures were amended in the Assembly on this day:

Assembly Bill
26

Senate Bill
39

CALIFORNIA LEGISLATURE
1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, May 31, 1990

**TWENTY-SIXTH SESSION DAY
TWO HUNDRED TWELFTH CALENDAR DAY**

AT SACRAMENTO, CALIFORNIA



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

①

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, May 31, 1990

The Assembly met at 11:47 a.m.
Hon. Mike Roos, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk R. Brian Kidney at the Desk.
Assistant Clerk Daniel McLean reading.

ROLL CALL

The roll was completed, and the following answered to their names—74:

Allen	Elder	Johnson	Peace
Areias	Epple	Johnston	Pringle
Bader	Farr	Jones	Quackenbush
Baker	Felando	Katz	Roos
Bane	Ferguson	Kelley	Roybal-Allard
Bates	Filante	Klehs	Seastrand
Bentley	Floyd	La Follette	Sher
Bronzan	Frazer	Lancaster	Speier
Brown, Dennis	Friedman	Lempert	Statham
Burton	Frizzelle	Leslie	Tanner
Campbell	Hannigan	Lewis	Tucker
Cannella	Hansen	Margolin	Vasconcellos
Chandler	Harris	McChntock	Waters, Norman
Clute	Harvey	Mojonnier	Woodruff
Connelly	Hauser	Moore	Wright
Cortese	Hayden	Mountjoy	Wyman
Costa	Hughes	Murray	Mr Speaker
Eastn	Hunter	Nolan	
Eaves	Isenberg	O'Connell	

Quorum present.

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton T. Boswell:

Almighty and Everlasting God, Creator and Source of Life, You care us deep concern for the earth and its people, and our hearts ache brooding over the many millions of people who are hungry, deprived and bereft in our state, nation and world. Diseases are rampant, and human maladies expand with a fury of fire loosed upon open plains. Grant that we who live comfortably, and sit in the seats of power may move commensurately with measures to eliminate and remedy the hurt and disaster of Your people. As "You are come that we may have life and have it more abundantly," send us forth to this work, send us forth.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Roos, Assembly Member O'Connell 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 Floyd, seconded by Assembly Member Tanner.

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 Polanco.

On personal business, and waiving per diem: Assembly Members Chacon and Maxine Waters.

(NOTE For letter explaining the absence of Assembly Member Polanco on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for the Regular Session for this day)

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 31, 1990

Mr Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No 26

And reports the same correctly engrossed

R. BRIAN KIDNEY, Chief Clerk

Above bill ordered to third reading.

REFERENCE OF BILLS TO COMMITTEE

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

Senate

Bill No.

Committee

49 ----- Earthquake P. & N.D.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Nolan was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Vic Tayback, of Glendale.

Assembly Member Filante was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Patsy Sue Stebbins, of Mill Valley.

Assembly Member Vasconcellos was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of his aunt, Mae Jacobs, of Crockett.

Assembly Member Harvey was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Gil Howell, of Bakersfield.

Assembly Member Peace was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jack L. Nolen, of La Mesa.

Assembly Member Bane was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Michael Hatchwell, of Woodland Hills.

INTRODUCTION OF GUESTS

Assembly Member O'Connell, of the 35th Assembly District, introduced his mother, Ruth Kent and her husband, Charlie, from Santa Barbara.

Speaker pro Tempore Roos introduced Wendy Lau, a senior student at Cleveland High School in Reseda, who is the student winner of the 1990 "Get Out and Vote" billboard poster contest sponsored by the League of Women Voters. He also introduced Harry Ibach, Instructor of Photography at Cleveland High School, and Lois Saffian, President of the League of Women Voters.

Assembly Member Woodruff, of the 61st Assembly District, introduced Anita MacKenzie, and extended best wishes to her as she leaves her position with the Assembly Republican Caucus.

ADJOURNMENT

At 11:48 a.m., the Assembly adjourned until 9:30 a.m., Thursday, June 7, 1990, out of respect to the memory of Vic Tayback, on motion of Assembly Member Nolan; out of respect to the memory of Patsy Sue Stebbins, on motion of Assembly Member Filante; out of respect to the memory of Mae Jacobs, on motion of Assembly Member Vasconcellos; out of respect to the memory of Gil Howell, on motion of Assembly Member Harvey; out of respect to the memory of Jack L. Nolen, on motion of Assembly Member Peace; and out of respect to the memory of Michael Hatchwell, on motion of Assembly Member Bane.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

CALIFORNIA LEGISLATURE

1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, June 7, 1990

TWENTY-SEVENTH SESSION DAY

TWO HUNDRED NINETEENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: 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, June 7, 1990

The Assembly met at 12:29 p.m.

Hon. Mike Roos, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk R. Brian Kidney at the Desk.

Assistant Clerk Daniel McLean reading.

ROLL CALL

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

Allen	Eaves	Isenberg	Nolan
Areias	Elder	Johnson	O'Connell
Bader	Epple	Johnston	Peace
Baker	Farr	Jones	Pringle
Bane	Felando	Katz	Quackenbush
Bates	Ferguson	Kelley	Roos
Bentley	Filante	Klehs	Roybal-Allard
Bronzan	Floyd	La Follette	Seastrand
Brown, Dennis	Frazee	Lancaster	Sher
Burton	Friedman	Lempert	Speier
Campbell	Frizzelle	Leshe	Statham
Cannella	Hannigan	Lewis	Tanner
Chacon	Hansen	Margohn	Tucker
Chandler	Harris	Marston	Vasconcellos
Clute	Harvey	McClintock	Waters, Norman
Connelly	Hauser	Mojonmer	Woodruff
Cortese	Hayden	Moore	Wright
Costa	Hughes	Mounjoy	Wyman
Eastin	Hunter	Murray	Mr Speaker

Quorum present.

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton T. Boswell:

An Anonymous Prayer

Lord, Why do I label people? Why do I pass judgment before I really know? Like my neighbor who didn't like that boy because of his cut of hair; or the youth who thinks his teacher is a stuffed shirt. Or the fella who thinks a girl is mad at him because she didn't smile back. Help me to stop labeling people, Lord, by race, religion, party, or sex before I know them one on one. Don't let me stereotype people in ways that may not be true. You can help me do this, Lord, because You labeled me when You gave me my name. You have labeled all of us, as forgiven, loved and worthy.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Roos, Assembly Member Bentley 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 Hannigan, seconded by Assembly Member O'Connell.

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 Polanco.

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

(NOTE. For letter explaining the absence of Assembly Member Polanco on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for the Regular Session for this day.)

REPORTS

The following report was presented by the Chief Clerk:

**Report to Governor George Deukmejian
from The Governor's Board of Inquiry
on the 1989 Loma Prieta Earthquake, Competing Against Time**

Above transmitted report, together with letter of transmittal from George W. Housner, Chairman, Board of Inquiry on the 1989 Loma Prieta Earthquake, Governor's Office, Office of Planning and Research, Sacramento, dated May 31, 1990, referred by the Speaker to the Committee on Earthquake Preparedness and Natural Disasters.

**REPORTS OF STANDING COMMITTEES
Committee on Ways and Means**

Date of Hearing, June 6, 1990

Mr. Speaker: Your Committee on Ways and Means reports
Senate Bill No. 14

With the recommendation. Do pass.

VASCONCELLOS, Chairman

Above bill ordered to second reading.

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

ASSEMBLY BILL NO. 26 (Bates)—An act relating to transportation, 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 Bates moved a call of the Assembly.

Motion carried. Time, 12:31 p.m.

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

ASSEMBLY BILL NO. 53 (Elder)—An act to add Section 22238.1 to the Education Code, to add Section 20218 to the Government Code, relating to public retirement systems

Bill read third time, and passed by the following vote:

AYES—65

Areias	Epple	Johnston	Peace
Bader	Farr	Jones	Quackenbush
Baker	Ferguson	Katz	Ross
Bane	Filante	Kelley	Royal-Allard
Bates	Floyd	Klehs	Seastrand
Bronzan	Frazee	La Follette	Sher
Burton	Friedman	Lancaster	Speier
Campbell	Frizzelle	Lempert	Statham
Cannella	Hannigan	Leslie	Tanner
Chacon	Hansen	Margohn	Tucker
Clute	Harris	Marston	Vasconcellos
Connelly	Harvey	Mojonnier	Waters, Norman
Cortese	Hauser	Moore	Woodruff
Costa	Hughes	Mountjoy	Mr Speaker
Eastm	Hunter	Murray	
Eaves	Isenberg	Nolan	
Elder	Johnson	O'Connell	

NOES—2

McClintock Wright

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Housing and Community Development

Date of Hearing: May 30, 1990

Mr. Speaker: Your Committee on Housing and Community Development reports: Senate Bill No. 39

With amendments with the recommendation Amend, do pass, as amended, and be re-referred to the Committee on Ways and Means.

HAUSER, Chairman

SENATE BILL NO. 39 TAKEN UP BY UNANIMOUS CONSENT FOR SECOND READING

Assembly Member Farr was granted unanimous consent to take up Senate Bill No. 39 without reference to file, for the purpose of reading the bill a second time and adopting the committee amendments at this time.

SENATE BILL NO. 39—An act to add Section 33670.9 to, to repeal Sections 33459, 33501.7, and 33670.8 of, to repeal Article 14.2 (commencing with Section 33476) of Chapter 4 of Part 1 of Division 24 of, and to add and repeal Article 14.2 (commencing with Section 33477) of Chapter 4 of Part 1 of Division 24 of, the Health and Safety Code, relating to redevelopment, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Housing and Community Development read and adopted; bill ordered reprinted and to be re-referred to the Committee on Ways and Means.

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO ASSEMBLY BILL NO. 26**

At 12:33 p.m., on motion of Assembly Member Bates, 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. 26 refused adoption by the following vote:

AYES—45

Areias	Eastin	Hughes	Roybal-Allard
Bane	Eaves	Isenberg	Sher
Bates	Elder	Johnston	Speier
Bronzan	Epple	Katz	Statham
Burton	Farr	Klehs	Tanner
Campbell	Filante	Lempert	Tucker
Cannella	Floyd	Margolin	Vasconcellos
Chacon	Friedman	Moore	Waters, Norman
Clute	Hannigan	Murray	Mr. Speaker
Connely	Harris	O'Connell	
Cortese	Hauser	Peace	
Costa	Hayden	Roos	

NOES—23

Allen	Hansen	La Follette	Nolan
Bader	Harvey	Leslie	Quackenbush
Baker	Hunter	Marston	Seastrand
Ferguson	Johnson	McClintock	Wright
Frazee	Jones	Mojonnier	Wyman
Frizzelle	Kelley	Mountjoy	

**Motion to Reconsider Urgency Clause to Assembly Bill No. 26
on Next Legislative Day**

Without objection, Assembly Member Bates moved to reconsider on the next legislative day the vote whereby the urgency clause to Assembly Bill No. 26 was this day refused adoption.

Assembly Bill No. 26 ordered to the unfinished business file.

REQUEST FOR UNANIMOUS CONSENT

Assembly Members Costa, Jones, Bronzan, and Areias were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ross Borba Sr., of Rancho Vista del Rio.

VOTE ADDS

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

Assembly Bill No. 53: Mojonnier—Aye.

Assembly Bill No. 26 and Urgency: Bane—Aye; Mojonnier—No.

INTRODUCTION OF GUESTS

Assembly Member Pringle, of the 72nd Assembly District, introduced Ron Berg, Bob Shaw, and Louise McCain, Directors of the Orange County Apartment Association.

Assembly Member Norman Waters, of the 7th Assembly District, introduced David Kelly, of South Lake Tahoe, and Tim Nagel, of Garnerville, whereupon he advised the Assembly that this is "National Polio Awareness Week".

Assembly Member Cannella, of the 27th Assembly District, introduced Curt Andre, Mayor of Turlock.

ADJOURNMENT

At 12:34 p.m., the Assembly adjourned until Thursday, June 14, 1990, out of respect to the memory of Ross Borba Sr., on motion of Assembly Members Costa, Jones, Bronzan, and Areias.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JUNE 7, 1990**

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

Senate Bill

39



CALIFORNIA LEGISLATURE

1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, June 14, 1990

TWENTY-EIGHTH SESSION DAY

TWO HUNDRED TWENTY-SIXTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: 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, June 14, 1990

The Assembly met at 4:33 p.m.
Hon. Willie L. Brown, Jr., Speaker of the Assembly, presiding.
Chief Clerk R. Brian Kidney at the Desk.
Assistant Clerk Daniel McLean reading.

ROLL CALL

The roll was completed, and the following answered to their names—74:

Allen	Eaves	Jones	Polanco
Areias	Elder	Katz	Pringle
Bader	Epple	Kelley	Quackenbush
Baker	Farr	Klehs	Roos
Bane	Ferguson	La Follette	Roybal-Allard
Bates	Filante	Lancaster	Sher
Bentley	Frazee	Lempert	Speier
Bronzan	Friedman	Leslie	Statham
Brown, Dennis	Frizzelle	Lewis	Tanner
Burton	Hannigan	Margolin	Tucker
Campbell	Hansen	Marston	Vasconcellos
Cannella	Harris	McClintock	Waters, Maxine
Chacon	Harvey	Mojonnier	Waters, Norman
Chandler	Hayden	Moore	Woodruff
Clute	Hughes	Mountjoy	Wright
Connelly	Hunter	Murray	Wyman
Cortese	Isenberg	Nolan	Mr. Speaker
Costa	Johnson	O'Connell	
Eastin	Johnston	Peace	

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Roos, the following prayer was offered by Assembly Member Bill Lancaster, of the Sixty-second Assembly District:

Father, Since, in large measure, progress depends upon the way in which we communicate with each other, help us with one of our major problems, our inability to listen. We are unwilling to listen when we are eager to speak. Help us to strike an intelligent balance between speaking and listening, for we alone do not possess all Your wisdom, God.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

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 Felando, Floyd, and Hauser.

Because of illness: Assembly Member Seastrand.

(NOTE For letters explaining the absences of Assembly Members Felando, Floyd, and Hauser on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for the Regular Session for this day.)

COMMUNICATIONS

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

June 12, 1990

*Brian Kidney, Chief Clerk
State Capitol, Room 3194
Sacramento, California*

Dear Brian: Please be advised that I have accepted the resignation of Assemblymember Dennis Brown from the Education Committee and Revenue and Taxation Committee and have appointed Assemblymember Jeff Marston to fill both of those vacancies.

Further, I have accepted the resignation of Assemblymember Bill Lancaster from the Housing and Community Development Committee and have appointed Assemblymember Jeff Marston to fill the vacancy.

I have also accepted the resignation of Assemblymember Bev Hansen from the Public Employees, Retirement and Social Security Committee and have appointed Assemblymember Dennis Brown to fill the vacancy.

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

June 13, 1990

*Brian Kidney, Chief Clerk
State Capitol, Room 3194
Sacramento, California*

Dear Brian: Please be advised that I have appointed Assemblymember Peter Chacon to the Ways and Means Committee in place of Assemblymember Maxine Waters.

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

June 14, 1990

*Brian Kidney, Chief Clerk
State Capitol, Room 3194
Sacramento, California*

Dear Brian: Please be advised that I have appointed Assemblymember Maxine Waters to the Ways and Means Committee in place of Assemblymember Peter Chacon.

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

Date of Hearing: June 13, 1990

Mr. Speaker: Your Committee on Ways and Means reports:

Senate Bill 39

With the recommendation: Do pass.

VASCONCELLOS, Chairman

Above bill ordered to second reading.

CONSIDERATION OF DAILY FILE SECOND READING OF SENATE BILLS

SENATE BILL NO. 14—An act relating to education, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

UNFINISHED BUSINESS

URGENCY CLAUSE TO ASSEMBLY BILL NO. 26 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Bates was granted unanimous consent that the vote whereby the urgency clause to Assembly Bill No. 26 was refused adoption be reconsidered, a second time in the Assembly.

Further Consideration of Assembly Bill No. 26

ASSEMBLY BILL NO. 26 (Bates)—An act relating to transportation, and declaring the urgency thereof, to take effect immediately

Bill read third time.

Motion to Amend

Assembly Member Bates moved the adoption of amendments.

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

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Jones was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Earl Garberick, of Fresno.

Assembly Members Jones and Costa were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mrs. Halcyon Ilg, of Fresno.

Assembly Member Filante was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Bernardino "Ben" Farlatti, of Hidden Valley.

Assembly Member Norman Waters was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of El Dorado County Supervisor Pat Lowe, of South Lake Tahoe.

Assembly Member Vasconcellos was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Tim Gage's brother, Daniel Gage, of Boston, Massachusetts.

INTRODUCTION OF GUESTS

Speaker pro Tempore Roos introduced Brent Nicholson Earle, who is doing a 1,000 mile "Rainbow Run for the End of AIDS", from San Francisco to Vancouver, British Columbia. He was accompanied by his mother, Marion Nicholson.

Assembly Member Norman Waters, of the 7th Assembly District, introduced Robin Hanaran and her family, and Angela Gonzalez.

Assembly Member Harris, of the 13th Assembly District, introduced Representative David P. Richardson, Jr., President, National Black Caucus of State Legislature, Pennsylvania; Bob Burton, Chairman of Board and Founder, Vision Quest, and Bennie Swain, Consultant, Vision Quest, from Pennsylvania.

Assembly Member Clute, of the 68th Assembly District, introduced Carol Hansen and her daughter, Kirsten, of Blythe.

Assembly Member Isenberg, of the 10th Assembly District, introduced Tom and Janice Witt and daughter, Kate; Sue Ann and Bill Keck and their daughters, Jennifer, Jill and Julie, of Dayton, Ohio; and Suzanne Freeman, wife of S. David Freeman, new SMUD Director.

Assembly Member Wright, of the 37th Assembly District, introduced Paula Boland, of Northridge, Republican candidate for the 38th Assembly District.

ADJOURNMENT

At 4:34 p.m., the Assembly adjourned until 9:30 a.m., Thursday, June 21, 1990, out of respect to the memory of Earl Garberick, on motion of Assembly Member Jones; out of respect to the memory of Mrs. Halcyon Ilg, on motion of Assembly Members Jones and Costa; out of respect to the memory of Bernardino "Ben" Farlatti, on motion of Assembly Member Filante; out of respect to the memory of Supervisor Pat Lowe, on motion of Assembly Member Norman Waters; and out of respect to the memory of Daniel Gage, on motion of Assembly Member Vasconcellos.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JUNE 14, 1990**

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

Assembly Bill

26

CALIFORNIA LEGISLATURE
1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, June 21, 1990

TWENTY-NINTH SESSION DAY

TWO HUNDRED THIRTY-THIRD CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, June 21, 1990

The Assembly met at 11:24 a.m.

Hon. Jack O'Connell, Assistant Speaker pro Tempore of the Assembly, presiding.

Chief Clerk R. Brian Kidney at the Desk.

Assistant Clerk Daniel McLean reading.

ROLL CALL

The roll was completed, and the following answered to their names—71:

Allen	Eaves	Johnston	Polanco
Areias	Epple	Jones	Pringle
Bader	Farr	Katz	Quackenbush
Bane	Felando	Kelley	Roos
Bates	Ferguson	Klehs	Roybal-Allard
Bentley	Filante	La Follette	Sher
Bronzan	Floyd	Lancaster	Speier
Brown, Dennis	Friedman	Lempert	Statham
Burton	Frizzelle	Leslie	Tanner
Campbell	Hannigan	Lewis	Tucker
Cannella	Hansen	Marston	Vasconcellos
Chacon	Harris	McClintock	Waters, Maxine
Chandler	Harvey	Mojonnier	Waters, Norman
Clute	Hauser	Moore	Woodruff
Connelly	Hughes	Mountjoy	Wright
Cortese	Hunter	Murray	Wyman
Costa	Isenberg	Nolan	Mr. Speaker
Eastn	Johnson	O'Connell	

Quorum present.

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton T. Boswell:

Eternal Spirit, Who Brings Us Through Night to the Light of a New Day, Refresh us from the weariness of yesterday's labor, that we might quicken to the challenges of today. We would remember Assemblyman Eric Seastrand who leaves an empty seat in this room but not an empty space in our sky. We would hold up his family to You and would share with them the grief that only death can bring, and the hope which comes from our highest faith, O Lord in You. Encourage us to strive beyond where we are, venturing to be where we must. Help us to push forward in the confidence that today could be the day, a time of achievement of more than expected or hoped. Your word admonishes us that ". . . nothing shall be impossible". Even so on this Assembly floor, if You are with us and we follow Your lead, nothing is beyond our reach.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Assistant Speaker pro Tempore O'Connell, Assembly Member Jones than 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 Johnson, seconded by Assembly Member Leslie.

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 Elder, Frazee, Hayden, Margolin, and Peace.

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

(NOTE For letter explaining the absence of Assembly Member Frazee on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for the Regular Session for June 20, 1990. for letters explaining the absences of Assembly Members Elder, Hayden, Margolin, and Peace on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for the Regular Session for this day)

REPORTS

The following report was presented by the Chief Clerk:

**Waiver of Eligibility Rules for Unemployment Compensation
During Disaster Periods
(In accordance with Chapters 21 and 22, Statutes of 1988,
First Extraordinary Session)**

Above transmitted report, together with letter of transmittal from Alice Gonzales, Director, Employment Development Department, Sacramento, dated June 20, 1990, referred by the Speaker to the Committee on Earthquake Preparedness and Natural Disasters.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 21, 1990

Mr Speaker. Pursuant to your instructions, the Chief Clerk has examined
Assembly Bill No 26

And reports the same correctly engrossed

R BRIAN KIDNEY, Chief Clerk

Above bill ordered to third reading.

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

SENATE BILL NO. 39—An act to add Section 33670.8 to, to add and repeal Sections 33459, 33501 7, and 33670.9 of, to repeal Article 14 2 (commencing with Section 33476) of Chapter 4 of Part 1 of Division 24 of, and to add and repeal Article 14 2 (commencing with Section 33477) of Chapter 4 of Part 1 of Division 24 of, the Health and Safety Code, relating to redevelopment, and declaring the urgency thereof, to take effect immediately

Bill read second time, and ordered to third reading.

THIRD READING OF ASSEMBLY BILLS**ASSEMBLY BILL NO. 26 (Bates)**—An act relating to transportation.

Bill read third time, and passed by the following vote:

AYES—44

Areias	Costa	Isenberg	Roos
Bane	Eastin	Johnston	Roybal-Allard
Bates	Epple	Katz	Sher
Bronzan	Farr	Klehs	Speier
Burton	Filante	Lempert	Statham
Campbell	Floyd	Marston	Tanner
Cannella	Friedman	Moore	Tucker
Chacon	Hannagan	Murray	Vasconcellos
Clute	Harris	O'Connell	Waters, Maxine
Connelly	Hauser	Polanco	Waters, Norman
Cortese	Hughes	Quackenbush	Mr. Speaker

NOES—25

Allen	Hansen	Lancaster	Pringle
Bader	Harvey	Leshe	Woodruff
Bentley	Hunter	Lewis	Wright
Brown, Dennis	Johnson	McClintock	Wyman
Chandler	Jones	Mojonnier	
Felando	Kelley	Mountjoy	
Frizzelle	La Follette	Nolan	

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS**SENATE BILL NO. 14 (Morgan)**—An act relating to education, and declaring the urgency thereof, to take effect immediately

Bill read third time, and presented by Assembly Member Quackenbush.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—65

Allen	Eastin	Katz	Pringle
Areias	Epple	Kelley	Quackenbush
Bader	Felando	Klehs	Roos
Bane	Filante	La Follette	Sher
Bates	Floyd	Lancaster	Speier
Bentley	Friedman	Lempert	Statham
Bronzan	Frizzelle	Leslie	Tanner
Brown, Dennis	Hannagan	Lewis	Tucker
Burton	Hansen	Marston	Waters, Maxine
Campbell	Harris	McClintock	Waters, Norman
Cannella	Harvey	Mojonnier	Woodruff
Chacon	Hauser	Moore	Wright
Chandler	Hughes	Mountjoy	Wyman
Clute	Hunter	Murray	Mr. Speaker
Connelly	Isenberg	Nolan	
Cortese	Johnston	O'Connell	
Costa	Jones	Polanco	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—65

Allen	Eastn	Katz	Pringle
Areias	Epple	Kelley	Quackenbush
Bader	Felando	Klehs	Roos
Bane	Filante	La Follette	Sher
Bates	Floyd	Lancaster	Speer
Bentley	Friedman	Lempert	Statham
Bronzan	Fruzzelle	Leslie	Tanner
Brown, Dennis	Hannigan	Lewis	Tucker
Burton	Hansen	Marston	Waters, Maxine
Campbell	Harris	McClintock	Waters, Norman
Cannella	Harvey	Mojonnier	Woodruff
Chacon	Hauser	Moore	Wright
Chandler	Hughes	Mountjoy	Wyman
Clute	Hunter	Murray	Mr Speaker
Connelly	Isenberg	Nolan	
Cortese	Johnston	O'Connell	
Costa	Jones	Polanco	

NOES—None

Bill ordered transmitted to the Senate.

VOTE ADDS

The following Assembly Member was granted unanimous consent to record his votes on the following items:

Assembly Bill No. 26: Areias—Aye.

Senate Bill No. 14 and Urgency: Areias—Aye.

REQUEST FOR UNANIMOUS CONSENT

Assembly Members Johnson and Wyman were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of their friend and colleague Assembly Member Eric Seastrand, of the 29th Assembly District. Assembly Member Seastrand is survived by his wife, Andrea, and children, Kurt and Heidi.

Assembly Member Roybal-Allard was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Martin M. Aguilar, of City of Commerce.

Assembly Members Lempert and Hansen were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lavern Solkov, of Santa Rosa.

Assembly Member Lewis was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Alice Kolls, of Roseville.

Assembly Member Chandler was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of his father-in-law, William H. Enomoto, of Atherton.

INTRODUCTION OF GUESTS

Assembly Member Jones, of the 32nd Assembly District, introduced his brother, Ron Jones, of Firebaugh.

Assembly Member Bane, of the 40th Assembly District introduced Ellen Fremed and her son, Marc, of Canoga Park.

Assembly Member Hunter, of the 76th Assembly District, introduced her parents, Clara and Harlan Hunter, and nephews, Harlan Hunter, Jr., and Kris Hunter, of Phoenix, Arizona.

Assembly Member Harvey, of the 33rd Assembly District, introduced his son, Trice "Nick" Harvey, of Bakersfield.

ADJOURNMENT

At 11:26 a.m., the Assembly adjourned until 9 a.m., Thursday, June 28, 1990, out of respect to the memory of Assembly Member Eric Seastrand, on motion of Assembly Members Johnson and Wyman; out of respect to the memory of Martin M. Aguilar, on motion of Assembly Member Roybal-Allard; out of respect to the memory of Lavern Solkov, on motion of Assembly Members Lempert and Hansen; out of respect to the memory of Alice Kolls, on motion of Assembly Member Lewis; and out of respect to the memory of William H. Enomoto, on motion of Assembly Member Chandler.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

CALIFORNIA LEGISLATURE
1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, June 28, 1990
THIRTIETH SESSION DAY
TWO HUNDRED FORTIETH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, June 28, 1990

The Assembly met at 11:12 a.m.

Hon. Mike Roos, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk R. Brian Kidney at the Desk.

Assistant Clerk Daniel McLean reading.

ROLL CALL

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

Allen	Eaves	Isenberg	O'Connell
Areias	Elder	Johnson	Peace
Bader	Epple	Johnston	Polanco
Baker	Farr	Jones	Pringle
Bane	Felando	Katz	Quackenbush
Bates	Ferguson	Kelley	Roos
Bentley	Filante	Klehs	Roybal-Allard
Bronzan	Floyd	La Follette	Sher
Brown, Dennis	Frazee	Lempert	Speer
Burton	Friedman	Leslie	Statham
Campbell	Frizzelle	Lewis	Tanner
Cannella	Hannigan	Margohn	Tucker
Chacon	Hansen	Marston	Vasconcellos
Chandler	Harris	McClintock	Waters, Maxine
Clute	Harvey	Mojonnier	Waters, Norman
Connelly	Hauser	Moore	Woodruff
Cortese	Hayden	Mountjoy	Wright
Costa	Hughes	Murray	Wyman
Eastin	Hunter	Nolan	Mr Speaker

Quorum present.

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton T. Boswell:

Eternal Spirit, Creator and Source of Life, Be near to us as we begin this day of work and decision. You know all about us even before we ask. You are acquainted with all our ways. We need Your help, for deeper insight into the needs and problems of our state, our nation and Your world. Grant us to have more conviction that what we do here in this Assembly may have worth and value in the peace making and justice sharing here and throughout the world. We come to You, O Lord, for wisdom and courage to give witness to what we believe and hope, and in all things, help us to be true to ourselves and You.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Roos, Assembly Member Frazee 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 Roybal-Allard, seconded by Assembly Member Eaves.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

Because of illness: Assembly Member Lancaster.

COMMUNICATIONS

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

June 27, 1990

*Brian Kidney, Chief Clerk
State Capitol, Room 3194
Sacramento, California*

Dear Brian: Please be advised that I have appointed Assemblymember Phil Wyman to fill the vacancy on the Agriculture Committee.

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

June 27, 1990

*Brian Kidney, Chief Clerk
State Capitol, Room 3194
Sacramento, California*

Dear Brian: Please be advised that I have appointed Assemblymember Paul Woodruff to fill the vacancy on the Finance and Insurance Committee.

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

June 27, 1990

*Brian Kidney, Chief Clerk
State Capitol, Room 3194
Sacramento, California*

Dear Brian: Please be advised that I have appointed Assemblymember Bev Hansen to fill the vacancy on the Ways and Means Committee.

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

REPORTS

The following reports were presented by the Chief Clerk:

Parkfield Earthquake Prediction Experiment, Annual Report—1989
(As mandated by Chapter 1198, Statutes of 1985)

Landslide Hazard Identification Program, Annual Report—1989
(As mandated by Chapter 7.7, Division 2, Public Resources Code)

Above transmitted reports, together with letter of transmittal from Randall M. Ward, Director, Department of Conservation, Sacramento, dated June 22, 1990, referred by the Speaker to the Committee on Earthquake Preparedness and Natural Disasters.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

Date of Hearing June 20, 1990

Mr Speaker Your Committee on Judiciary reports
Senate Bill No 46

With amendments with the recommendation Amend, and do pass, as amended
ISENBERG, Chair

Above bill ordered to second reading.

Committee on Earthquake Preparedness and Natural Disasters

Date of Hearing June 26, 1990

Mr Speaker Your Committee on Earthquake Preparedness and Natural Disasters reports

Senate Bill No 49

With the recommendation Do pass, and be re-referred to the Committee on Ways and Means

AREIAS, Chairman

Above bill re-referred to the Committee on Ways and Means.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Kelley was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Earl Alderson, of Hemet.

Assembly Member Lewis was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Judge Samuel Taylor Jr., of Santa Ana.

Assembly Member Bentley was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Hardy Kuykendall Sr., of La Mesa.

Assembly Member Isenberg was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ray Amioka, of Sacramento.

Assembly Member Chandler was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Bachan Teja, of Sutter County.

INTRODUCTION OF GUESTS

Assembly Member Bentley, of the 77th Assembly District, introduced JoAnna Eisele, of Santee.

Assembly Member Bane, of the 40th Assembly District, introduced Seymour and Shirley Glucksman, of Encino.

Assembly Member Peace, of the 80th Assembly District, introduced the following guests representing the Japan Defense Agency, U.S. Orientation and Study Tour 1990: Colonel Hirotoishi Kan, Chief of Ground Staff Office; Lt. Commander Katsutoshi Kawano; Mr. Shingo Kimata, Deputy Director, Defense Facilities Administration Agency; Mr. Shinichi Kisaka, Staff Official, Bureau of Defense Policy; Lt. Colonel Yoshiaki Yano; Lt. Colonel Takashi Ihara; Mr. Yasuhito Suzuki, Staff Official; Lt. Commander Haruki Hoshi, Japan Maritime Self-Defense Force; Group Escort, Mr. George Tsukahira; and Group Interpreter, Ms. Yuko Matsumoto.

ADJOURNMENT

At 11:13 a.m., the Assembly adjourned until 10 a.m., Monday, July 2, 1990, out of respect to the memory of Earl Alderson, on motion of Assembly Member Kelley; out of respect to the memory of Judge Samuel Taylor Jr., on motion of Assembly Member Lewis; out of respect to the memory of Hardy Kuykendall Sr., on motion of Assembly Member Bentley; out of respect to the memory of Ray Amioka, on motion of Assembly Member Isenberg; and out of respect to the memory of Bachan Teja, on motion of Assembly Member Chandler.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

CALIFORNIA LEGISLATURE
1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, July 2, 1990

THIRTY-FIRST SESSION DAY

TWO HUNDRED FORTY-FOURTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: 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, July 2, 1990

The Assembly met at 11:09 a.m.
Hon. Mike Roos, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk R. Brian Kidney at the Desk.
Assistant Clerk Daniel McLean reading.

ROLL CALL

The roll was completed, and the following answered to their names—73:

Allen	Elder	Johnson	Peace
Areias	Epple	Johnston	Polanco
Bader	Farr	Jones	Pringle
Baker	Felando	Katz	Roos
Bane	Ferguson	Kelley	Roybal-Allard
Bates	Filante	Klehs	Sher
Bentley	Floyd	La Follette	Statham
Bronzan	Frazee	Lancaster	Tanner
Brown, Dennis	Friedman	Lempert	Tucker
Burton	Frizzelle	Leslie	Vasconcelos
Campbell	Hannigan	Margolin	Waters, Maxine
Cannella	Hansen	Marston	Waters, Norman
Chandler	Harris	McClintock	Woodruff
Clute	Harvey	Mojonnier	Wright
Connelly	Hauser	Moore	Wyman
Cortese	Hayden	Mountjoy	Mr. Speaker
Costa	Hughes	Murray	
Eastin	Hunter	Nolan	
Eaves	Isenberg	O'Connell	

Quorum present.

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton T. Boswell:

Eternal Spirit, the Light of the World, and the Life of All Our Being. How great is our need for Your presence and power, and much is our thirst to drink from the wellsprings of Your wisdom and truth. As we are here at these Assembly desks, be with us, brood over our plans and dreams for the betterment of this state. Grant that each one here, and not here, of staff and Assembly may be blessed with abilities and caring which can resolve these matters on agenda. Among us, may none be lacking where truth needs courage and resolve awaits evidence of love and hope.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Roos, Assembly Member Isenberg 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 Frazee, seconded by Assembly Member Johnson.

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 Quackenbush.

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

Because of illness: Assembly Members Chacon and Lewis.

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

SECOND READING OF SENATE BILLS

SENATE BILL NO. 46—An act to add Sections 5536.27 and 6706 to the Business and Professions Code, relating to liability, and declaring the urgency thereof, to take effect immediately

Bill read second time, amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be returned to the second reading file.

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

SENATE BILL NO. 39 (Mello)—An act to add Section 33670.8 to, to add and repeal Sections 33459, 33501.7, and 33670.9 of, to repeal Article 14.2 (commencing with Section 33476) of Chapter 4 of Part 1 of Division 24 of, and to add and repeal Article 14.2 (commencing with Section 33477) of Chapter 4 of Part 1 of Division 24 of, the Health and Safety Code, relating to redevelopment, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Farr moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

**Further Consideration of Senate Bill No. 39, As Amended,
by Unanimous Consent**

Assembly Member Farr was granted unanimous consent to take up Senate Bill No. 39, as amended, without reference to file, for purpose of consideration at this time.

SENATE BILL NO. 39 (Mello)—An act to add Section 33670.8 to, to add and repeal Sections 33458.5, 33501.7, and 33670.9 of, to repeal Article 14.2 (commencing with Section 33476) of Chapter 4 of Part 1 of Division 24 of, and to add and repeal Article 14.2 (commencing with Section 33477) of Chapter 4 of Part 1 of Division 24 of, the Health and Safety Code, relating to redevelopment, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Farr.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—64

Allen	Eastin	Isenberg	Nolan
Areias	Eaves	Johnson	O'Connell
Bader	Elder	Johnston	Polanco
Baker	Epple	Katz	Roos
Bane	Farr	Kelley	Roybal-Allard
Bates	Filante	Klehs	Sher
Bentley	Frazee	La Follette	Statham
Bronzan	Friedman	Lancaster	Tanner
Burton	Hannigan	Lempert	Tucker
Campbell	Hansen	Leslie	Vasconcellos
Cannella	Harris	Margolin	Waters, Maxine
Chandler	Harvey	Marston	Waters, Norman
Clute	Hauser	Mojonnier	Woodruff
Connelly	Hayden	Moore	Wright
Cortese	Hughes	Mountjoy	Wyman
Costa	Hunter	Murray	Mr Speaker

NOES—2

Ferguson Frizzelle

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—64

Allen	Eastin	Isenberg	Nolan
Areias	Eaves	Johnson	O'Connell
Bader	Elder	Johnston	Polanco
Baker	Epple	Katz	Roos
Bane	Farr	Kelley	Roybal-Allard
Bates	Filante	Klehs	Sher
Bentley	Frazee	La Follette	Statham
Bronzan	Friedman	Lancaster	Tanner
Burton	Hannigan	Lempert	Tucker
Campbell	Hansen	Leslie	Vasconcellos
Cannella	Harris	Margolin	Waters, Maxine
Chandler	Harvey	Marston	Waters, Norman
Clute	Hauser	Mojonnier	Woodruff
Connelly	Hayden	Moore	Wright
Cortese	Hughes	Mountjoy	Wyman
Costa	Hunter	Murray	Mr Speaker

NOES—2

Ferguson Frizzelle

Bill ordered transmitted to the Senate immediately.

VOTE ADDS

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

Senate Bill No. 39 and Urgency: Clute, Connelly, Filante, Lempert, Margolin, and Mojonnier—Aye.

MESSAGES FROM THE SENATE

Senate Chamber, July 2, 1990

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

Senate Bill No. 39

DARRYL R. WHITE, Secretary of the Senate
By John W. Rovane, Assistant Secretary

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Kelley was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Fern Tracy, of Hemet.

Assembly Member Isenberg was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Deborah Susan Moore, of South Natomas.

INTRODUCTION OF GUESTS

Assembly Member Bane, of the 40th Assembly District, introduced his son and daughter-in-law, Bruce and Lynn Bane, and his grandson, Eric, of Santa Clara.

Assembly Member Cannella, of the 27th Assembly District, introduced Don Morelli, of Denair.

ADJOURNMENT

At 11:11 a.m., the Assembly adjourned until 9:30 a.m., Thursday, July 5, 1990, out of respect to the memory of Fern Tracy, on motion of Assembly Member Kelley; and out of respect to the memory of Deborah Susan Moore, on motion of Assembly Member Isenberg.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JULY 2, 1990**

The following measures were amended in the Assembly on this day:

Senate Bills

39

46

CALIFORNIA LEGISLATURE

1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, July 5, 1990

THIRTY-SECOND SESSION DAY

TWO HUNDRED FORTY-SEVENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



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

①

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, July 5, 1990

The Assembly met at 11:56 a.m.

Hon. Mike Roos, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk R. Brian Kidney at the Desk.

Assistant Clerk Daniel McLean reading.

ROLL CALL

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

Allen	Eaves	Isenberg	Nolan
Arenas	Elder	Johnson	O'Connell
Bader	Epple	Johnston	Peace
Baker	Farr	Jones	Polanco
Bane	Felando	Katz	Pringle
Bates	Ferguson	Kelley	Quackenbush
Bentley	Filante	Klehs	Roos
Bronzan	Floyd	La Follette	Royal-Allard
Brown, Dennis	Frazee	Lancaster	Sher
Burton	Friedman	Lempert	Statham
Campbell	Frizzelle	Leshe	Tanner
Cannella	Hannigan	Lewis	Tucker
Chacon	Hansen	Margolin	Vasconcellos
Chandler	Harris	Marston	Waters, Maxine
Clute	Harvey	McClintock	Waters, Norman
Connelly	Hauser	Mojonnier	Woodruff
Cortese	Hayden	Moore	Wright
Costa	Hughes	Mountjoy	Wyman
Eastin	Hunter	Murray	Mr Speaker

Quorum present.

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton T. Boswell:

Almighty God, How healing and restoring it is to be aware of Your presence in this world of turbulent movement and great change. Without such moments, as now, the strident and baffling events of the times makes for anxiety and despair in all we perceive. We seek Your shepherding hand to lead us to still waters restoring the faith in which we are called. Grant us, O Lord, a new visitation and an unexpected gift from Your grace and mercy. Surprise us with new discoveries and insights which can resolve the tasks before us. Renew us with wisdom and courage to do Your will.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Roos, Assembly Member Harris 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 Hannigan, seconded by Assembly Member Cannella.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

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

**SENATE BILLS RETURNED TO SECOND READING FILE
PURSUANT TO THE RULES**

Pursuant to the Assembly Rules, the following Senate bill was this day on the second reading file:

Senate Bill No. 46, ordered to third reading.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 55, on request of Assembly Member Hughes.

**REPORTS OF STANDING COMMITTEES
Committee on Ways and Means**

Date of Hearing June 27, 1990

Mr Speaker Your Committee on Ways and Means reports:

Senate Bill No. 27

With amendments with the recommendation Amend, and do pass, as amended
VASCONCELLOS, Chairman

Above bill ordered to second reading.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Hauser was granted unanimous consent that when the Assembly adjourns on this day it do so in celebration of the birth of his first grandchild, Danielle Christine Durbin, born July 3, 1990.

Assembly Member Murray was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Rosa Boston, of Compton.

Assembly Member Filante was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Harland B. "Spike" Hennessy, of Greenbrae; and Gail Byrd Sifford, of Larkspur.

INTRODUCTION OF GUESTS

Speaker pro Tempore Roos introduced Irma L. Anderson, Director of Public Health Nursing, Contra Costa County, in Martinez, guest of the Assembly Chaplain, the Reverend Hamilton T. Boswell.

Assembly Member Leslie, of the 5th Assembly District, introduced two Australians, Jack Davies, Secretary, and Geoff Parker, President, from the 6th Machine Gun Battalion, who participated in the rescue of the crew of the United States Merchant Ship SS Cities Service Boston on May 16, 1943.

Assembly Member Harvey, of the 33rd Assembly District, introduced Elva Stoddard, of Bakersfield.

ADJOURNMENT

At 11:57 a.m., the Assembly adjourned until 9:30 a.m., Monday, July 9, 1990, in celebration of the birth of Danielle Christine Durbin, on motion of Assembly Member Hauser; out of respect to the memory of Rosa Boston, on motion of Assembly Member Murray; and out of respect to the memory of Harland B. "Spike" Hennessy and Gail Byrd Sifford, on motion of Assembly Member Filante.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

CALIFORNIA LEGISLATURE

1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, July 9, 1990

THIRTY-THIRD SESSION DAY

TWO HUNDRED FIFTY-FIRST CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: 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, July 9, 1990

The Assembly met at 11:56 a.m.

Hon. Mike Roos, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk R. Brian Kidney at the Desk.

Assistant Clerk Daniel McLean reading.

ROLL CALL

The roll was completed, and the following answered to their names—71:

Allen	Eastn	Johnson	O'Connell
Areias	Eaves	Jones	Peace
Bader	Elder	Katz	Polanco
Baker	Epple	Kelley	Pringle
Bane	Farr	Klehs	Quackenbush
Bates	Filante	La Follette	Roos
Bentley	Floyd	Lancaster	Roybal-Allard
Bronzan	Frazeo	Lempert	Sher
Brown, Dennis	Friedman	Leslie	Statham
Burton	Frizzelle	Lewis	Tucker
Campbell	Hannigan	Margolin	Vasconcellos
Cannella	Hansen	Marston	Waters, Maxine
Chacon	Harris	McClintock	Waters, Norman
Chandler	Harvey	Mojonnier	Woodruff
Clute	Hauser	Moore	Wright
Connelly	Hughes	Mountjoy	Wyman
Cortese	Hunter	Murray	Mr. Speaker
Costa	Isenberg	Nolan	

Quorum present.

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton T. Boswell:

Almighty God, Who in Times of Stress and Uncertainty Gives Us a Rock Upon Which to Stand, Be near to us, confronted as we are with heavy decisions to make. Remind us anew of the peril of expediencies and keep our feet in paths where You lead. Renew our vision of democracy so that, what we do in serving this governance, may enhance its quest for democracy in the flesh, which is more than words or holiday parades. As our history embraces struggle to keep our nation free, help us, O Lord in all we do today, to extend progress in keeping California healthy, fruitful and free.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Roos, Assembly Member Marston 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 Hannigan, seconded by Assembly Member Frazee.

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 Felando, Ferguson, and Hayden.

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

Because of illness: Assembly Members Johnston and Tanner.

(NOTE: For letter explaining the absence of Assembly Member Ferguson on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for the Regular Session for July 6, 1990; for letters explaining the absences of Assembly Members Felando and Hayden on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for the Regular Session for this day.)

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

SENATE BILL NO. 27—An act to amend Section 53313.5 of the Government Code, relating to community facilities districts

Bill read second time, amendments proposed by the Committee on Ways and Means read and adopted, bill ordered reprinted and to be returned to the second reading file.

MESSAGES FROM THE SENATE

Senate Chamber, July 6, 1990

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 3

And respectfully requests the Assembly to concur in said amendments.

DARRYL R. WHITE, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, July 6, 1990

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 5

DARRYL R. WHITE, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered enrolled.

Senate Chamber, July 6, 1990

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 22

DARRYL R. WHITE, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 22—An act to add Chapter 14 (commencing with Section 8899.50) to Division 1 of Title 2 of the Government Code, and to add Section 12202.2 to the Revenue and Taxation Code, relating to seismic safety, and making an appropriation therefor

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Farr was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of J. Frank Gallagher, one of Santa Cruz's staunchest advocates for senior citizens.

INTRODUCTION OF GUESTS

Assembly Member Nolan, of the 41st Assembly District, introduced his brother, John "Jake" Nolan, of Las Vegas, Nevada.

ADJOURNMENT

At 11:57 a.m., the Assembly adjourned until 9:30 a.m., Thursday, July 12, 1990, out of respect to the memory of J. Frank Gallagher, on motion of Assembly Member Farr.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JULY 9, 1990**

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

Senate Bill

27

CALIFORNIA LEGISLATURE
1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, July 12, 1990

**THIRTY-FOURTH SESSION DAY
TWO HUNDRED FIFTY-FOURTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



(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, July 12, 1990

The Assembly met at 12:19 p.m.

Hon. Mike Roos, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk R. Brian Kidney at the Desk.

Assistant Clerk Daniel McLean reading.

ROLL CALL

The roll was completed, and the following answered to their names—72:

Allen	Eaves	Johnson	O'Connell
Areias	Elder	Jones	Peace
Bader	Epple	Katz	Polanco
Baker	Farr	Kelley	Pringle
Bates	Ferguson	Klehs	Quackenbush
Bentley	Filante	La Follette	Roos
Bronzan	Floyd	Lancaster	Roybal-Allard
Brown, Dennis	Frazer	Lempert	Sher
Burton	Friedman	Leslie	Speier
Campbell	Frizzelle	Lewis	Tanner
Cannella	Hannigan	Margolin	Tucker
Chacon	Hansen	Marston	Vasconcellos
Chandler	Harris	McClintock	Waters, Maxine
Clute	Harvey	Mojonnier	Waters, Norman
Connelly	Hauser	Moore	Woodruff
Cortese	Hughes	Mountjoy	Wright
Costa	Hunter	Murray	Wyman
Eastin	Isenberg	Nolan	Mr. Speaker

Quorum present.

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton T. Boswell:

Eternal Spirit, in Whom We Move and Have Our Being, As Your presence is with us, so has Your patience embraced us in more ways than we deserve. Grant us endurance, to cope with the urgencies of this hour. Save us from anxieties and cares which weaken unity and hold captive the welfare of all. Help us to face this day with its hard decisions and tense experiences. Guide us that we may use these solemn powers to uphold the weak and give substance to our caring for the poor. Inspire us with Your light which emblazons duty and makes responsibility clear. Awaken us with the comfort of the prophet, that we, too, and in these chambers, today, may "mount up with wings of eagles, run, and not be weary, and walk and not faint."—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Roos, Assembly Member Tucker 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 Hannigan, seconded by Assembly Member Maxine Waters.

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 Felando and Hayden.

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

Because of illness: Assembly Members Johnston and Statham.

(NOTE: For letters explaining the absences of Assembly Members Felando and Hayden on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for the Regular Session for this day.)

CONSIDERATION OF DAILY FILE**SENATE BILLS RETURNED TO SECOND READING FILE
PURSUANT TO THE RULES**

Pursuant to the Assembly Rules, the following Senate bill was this day on the second reading file:

Senate Bill No. 27, ordered to third reading.

UNFINISHED BUSINESS**CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 3 (Farr)—An act to add and repeal Section 41601.1 to the Education Code, relating to disaster assistance, 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—65

Allen	Elder	Kelley	Quackenbush
Areias	Epple	Klehs	Roos
Bader	Farr	La Follette	Roybal-Allard
Baker	Ferguson	Lempert	Sher
Bentley	Filante	Leshe	Speier
Bronzan	Floyd	Lewis	Tanner
Brown, Dennis	Friedman	Margolin	Tucker
Burton	Frizzelle	Marston	Vasconcellos
Campbell	Hannigan	Mojonnier	Waters, Maxine
Cannella	Hansen	Moore	Waters, Norman
Chacon	Harris	Moutjoy	Woodruff
Chandler	Harvey	Murray	Wright
Clute	Hauser	Nolan	Wyman
Connelly	Hughes	O'Connell	Mr. Speaker
Cortese	Hunter	Peace	
Eastin	Isenberg	Polanco	
Eaves	Katz	Pringle	

NOES—None

Above bill ordered enrolled.

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Assembly Bill No. 13, on request of Assembly Member Maxine Waters.

Assembly Bill No. 6, on request of Assembly Member Hauser.

VOTE ADDS

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

Assembly Bill No. 3, Concurrence: Areias, Chandler, and Margolin—Aye.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Klehs was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Assembly Member Phillip Isenberg's father, Walter Isenberg, of Sacramento.

Assembly Member Filante was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Milton Max Hiller, of Greenbrae; Hildegarde M. Bettinger, of San Rafael; and James Baroni, of Sausalito.

Assembly Member Roybal-Allard was granted unanimous consent that when the Assembly adjourns on this day it do so in celebration of the 50th Wedding Anniversary of Mr. and Mrs. Zeferino Saavedra, of Los Angeles.

Assembly Member Areias was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ray Zaragoza, of Gilroy.

INTRODUCTION OF GUESTS

Assembly Member Harvey, of the 33rd Assembly District, introduced his father, Delbert Harvey, of Blackwell, Oklahoma.

ADJOURNMENT

At 12:21 p.m., the Assembly adjourned until 9:30 a.m., Monday, July 16, 1990, out of respect to the memory of Walter Isenberg, on motion of Assembly Member Klehs; out of respect to the memory of Milton Max Hiller, Hildegarde M. Bettinger, and James Baroni, on motion of Assembly Member Filante; out of respect to the memory of Ray Zaragoza, on motion of Assembly Member Areias; and in celebration of the 50th Wedding Anniversary of Mr. and Mrs. Zeferino Saavedra, on motion of Assembly Member Roybal-Allard.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

CALIFORNIA LEGISLATURE
1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, July 16, 1990

**THIRTY-FIFTH SESSION DAY
TWO HUNDRED FIFTY-EIGHTH CALENDAR DAY**

AT SACRAMENTO, CALIFORNIA



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

①

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, July 16, 1990

The Assembly met at 12:41 p.m.

Hon. Mike Roos, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk R. Brian Kidney at the Desk.

Assistant Clerk Daniel McLean reading.

ROLL CALL

The roll was completed, and the following answered to their names—70:

Allen	Eaves	Jones	Polanco
Areias	Elder	Katz	Pringle
Bader	Epple	Kelley	Quackenbush
Baker	Farr	Klehs	Roos
Bates	Ferguson	Lancaster	Roybal-Allard
Bentley	Filante	Lempert	Sher
Bronzan	Floyd	Leslie	Speier
Brown, Dennis	Frazee	Lewis	Tanner
Burton	Friedman	Margolin	Tucker
Campbell	Frizzelle	Marston	Vasconcellos
Cannella	Hannigan	McClintock	Waters, Maxine
Chacon	Hansen	Mojonnier	Waters, Norman
Chandler	Harris	Moore	Woodruff
Clute	Harvey	Mountjoy	Wright
Connelly	Hughes	Murray	Wyman
Cortese	Hunter	Nolan	Mr. Speaker
Costa	Isenberg	O'Connell	
Eastn	Johnson	Peace	

Quorum present.

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton T. Boswell:

Almighty and Everlasting God, You have blessed us with the privilege of a bright new day. Help us to make of these precious hours, times of great faith to get this work done. Although, it would seem, we are in the valley of no decision and at our wits end, "send down Your light and Your truth; let them lead us." Do it again, O Lord, as You have done with solons before us, who once sat where we now sit and needed help, even as we. Lord, this is what we are, this is where we are, except You help. Guide us, O Thou great Jehovah. Be Thou still our strength and shield.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Roos, Assembly Member Wright 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 Polanco, seconded by Assembly Member Speier.

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 Felando and Hauser.

On personal business, and waiving per diem: Assembly Members Bane and Hayden.

Because of illness: Assembly Members Johnston and Statham.

Because of illness in her family: Assembly Member La Follette.

(NOTE: For letters explaining the absences of Assembly Members Felando and Hauser on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for the Regular Session for this day.)

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

SENATE BILL NO. 27 (Mello)—An act to amend Section 533135 of the Government Code, relating to community facilities districts, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Farr.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—60

Allen	Eaves	Johnson	O'Connell
Areias	Elder	Jones	Peace
Bader	Epple	Katz	Polanco
Baker	Farr	Kelley	Prungle
Bates	Ferguson	Klehs	Quackenbush
Bentley	Filante	Lancaster	Roos
Bronzan	Floyd	Lempert	Roybal-Allard
Burton	Frazee	Leshe	Sher
Campbell	Hannigan	Margolin	Speier
Cannella	Hansen	Marston	Tanner
Chandler	Harris	Mojonnier	Tucker
Clute	Harvey	Moore	Vasconcellos
Connelly	Hughes	Mountjoy	Waters, Norman
Cortese	Hunter	Murray	Wright
Eastin	Isenberg	Nolan	Mr. Speaker

NOES—3

Brown, Dennis Frnzelle McClintock

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—60

Allen	Eaves	Johnson	O'Connell
Areias	Elder	Jones	Peace
Bader	Epple	Katz	Polanco
Baker	Farr	Kelley	Pringle
Bates	Ferguson	Klehs	Quackenbush
Bentley	Filante	Lancaster	Roos
Bronzan	Floyd	Lempert	Royal-Allard
Burton	Frazee	Leslie	Sher
Campbell	Hannigan	Margolin	Speier
Cannella	Hansen	Marston	Tanner
Chandler	Harris	Mojonmer	Tucker
Clute	Harvey	Moore	Vasconcellos
Connelly	Hughes	Mountjoy	Waters, Norman
Cortese	Hunter	Murray	Wright
Eastin	Isenberg	Nolan	Mr Speaker

NOES—3

Brown, Dennis Frizzelle McClintock

Bill ordered transmitted to the Senate.

VOTE ADDS

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

Senate Bill No. 27 and Urgency: Elder and Royal-Allard—Aye.

REQUEST FOR UNANIMOUS CONSENT

Assembly Members Jones and Costa were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Tom Ward, of Firebaugh.

Assembly Member Marston was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dr. Virginia Livingston, of San Diego.

Assembly Member Chacon was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of his brother, Dave Chacon, of Chula Vista.

INTRODUCTION OF GUESTS

Assembly Member Speier, of the 19th Assembly District, introduced Ernest Conner, of South San Francisco, guest of the Assembly Chaplain, the Reverend Hamilton T. Boswell.

ADJOURNMENT

At 12:42 p.m., the Assembly adjourned until 9:30 a.m., Thursday, July 19, 1990, out of respect to the memory of Tom Ward, on motion of Assembly Members Jones and Costa; out of respect to the memory of Dr. Virginia Livingston, on motion of Assembly Member Marston; and out of respect to the memory of Dave Chacon, on motion of Assembly Member Chacon.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

CALIFORNIA LEGISLATURE
1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, July 19, 1990
THIRTY-SIXTH SESSION DAY
TWO HUNDRED SIXTY-FIRST CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



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

①

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, July 19, 1990

The Assembly met at 5:47 p.m.

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

Chief Clerk R. Brian Kidney at the Desk.

Assistant Clerk Daniel McLean reading.

ROLL CALL

The roll was completed, and the following answered to their names—69:

Allen	Eaves	Katz	Pringle
Areias	Elder	Kelley	Quackenbush
Bader	Epple	Klehs	Roos
Baker	Filante	La Follette	Roybal-Allard
Bates	Floyd	Lancaster	Sher
Bentley	Frazee	Lempert	Speier
Bronzan	Frizzelle	Leslie	Tanner
Brown, Dennis	Hannigan	Lewis	Tucker
Burton	Hansen	Margolin	Vasconcellos
Campbell	Harris	Marston	Waters, Maxine
Cannella	Harvey	McClintock	Waters, Norman
Chacon	Hauser	Mojonnier	Woodruff
Chandler	Hughes	Moore	Wright
Clute	Hunter	Mountjoy	Wyman
Connelly	Isenberg	Murray	Mr. Speaker
Cortese	Johnson	O'Connell	
Costa	Johnston	Peace	
Eastin	Jones	Polanco	

Quorum present.

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton T. Boswell:

Eternal Spirit, We pause in this moment from the unquiet turbulence of this Capitol scene. Lead us beside the still waters; restore our souls. Grant us rest for our bodies and light for our minds. We bring to You the difficulties of today's agenda; brood over us; walk with us, as we diligently search its truth for a solution to abet. O Lord, in Whom there is justice, harmony, peace and love, be with us and reconcile the discord of our anxious lives.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Roos, Assembly Member Lancaster 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 Burton, seconded by Assembly Member Hansen.

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 Felando.

On legislative business, and waiving per diem: Assembly Members Ferguson and Nolan.

On personal business, and waiving per diem: Assembly Members Bane, Farr, and Hayden.

Because of illness: Assembly Member Statham.

The following Assembly Member was excused for the day, and his per diem was waived: Friedman.

(NOTE For letters explaining the absences of Assembly Members Felando, Ferguson, and Nolan on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for the Regular Session for this day.)

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 17, 1990

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No 3

And reports the same correctly enrolled, and presented to the Governor at 4 p.m., July 17, 1990

R BRIAN KIDNEY, Chief Clerk

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Sher was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Senate Bill No. 39

July 17, 1990

*Honorable Willie L. Brown, Jr.
Speaker of the Assembly
Room 219, State Capitol
Sacramento, California*

RE: Legislative intent regarding SB 39X (Mello).

Dear Speaker Brown: We request that this letter be entered into the Journal and serve as reference of legislative intent for SB 39X.

Under the California Environmental Quality Act (CEQA), a "project" is "the whole of an action, which has a potential for resulting in a physical change in the environment, directly or ultimately . . ." [14 Cal Code Reg. Section 15378]. A redevelopment plan, and undertakings in furtherance of it, is considered a single project under CEQA [14 Cal Code Reg. Section 15180]. Because of this, when an environmental impact report (EIR) is prepared for a redevelopment plan, no further EIRs are required unless a subsequent or supplemental EIR would be required. This reduces CEQA compliance costs while still achieving high levels of environmental protection.

CEQA requires that "at the earliest feasible time, project sponsors shall incorporate environmental considerations into project conceptualization, design, and planning" [14 Cal Code Reg. Section 15004 (b) (1)]. This enables agencies to reduce or avoid adverse environmental effects, including those relating to public health, safety and welfare, before being so committed to a particular approach that changes to the project can only be made with great difficulty and expense.

Sections 9 and 10 of SB 39X provide an exemption from CEQA for redevelopment plans for disaster-related projects adopted, amended or merged by the cities of Santa Cruz or Watsonville, and for the redevelopment plan adopted by the City of Oakland. However, it is the understanding and intent of the authors and the sponsors that projects implementing those redevelopment plans, including ministerial projects which may have a significant effect on the environment, will be subject to the environmental review requirements of CEQA. This review should pay particular attention to potential cumulative effects that otherwise will not be known until an EIR for the respective redevelopment plans are prepared and certified.

Sincerely,

BYRON SHER, Chair
Assembly Natural
Resources Committee

HENRY J. MELLO, Senator
17th District

SAM FARR, Chair
Assembly Local
Government Committee

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Burton was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of show business star of radio and vaudeville, Tommy Harris, of San Francisco.

Assembly Member Hughes was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dr. Fred Horowitz, who passed away July 4, 1990. He was a graduate of U.S.C. and a practicing physician in Watts for 30 years. Dr. Horowitz was the founder of Broadway Hospital and a member of the staff of Good Samaritan Hospital and Hollywood Presbyterian Hospital.

Assembly Member Leslie was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Russell Erickson, of Sacramento.

MOTION TO ADJOURN

At 5:48 p.m., by unanimous consent, Speaker Brown moved that the First Extraordinary Session be adjourned until Monday, August 6, 1990.

Motion carried by the following vote:

AYES—48

Areas	Eaves	Jones	Murray
Bader	Elder	Katz	O'Connell
Baker	Epple	Kelley	Polanco
Bentley	Floyd	Klehs	Pringle
Brown, Dennis	Hannigan	La Follette	Quackenbush
Burton	Hansen	Lancaster	Roybal-Allard
Campbell	Harris	Lempert	Speier
Cannella	Harvey	Lewis	Waters, Maxine
Chandler	Hauser	Marston	Waters, Norman
Cortese	Hughes	McClintock	Woodruff
Costa	Hunter	Mojonnier	Wright
Eastin	Isenberg	Mountjoy	Wyman

NOES—None**ADJOURNMENT**

At 5:49 p.m., pursuant to the motion by Speaker Brown, the Assembly adjourned until Monday, August 6, 1990, out of respect to the memory of Tommy Harris, on motion of Assembly Member Burton; out of respect to the memory of Dr. Fred Horowitz, on motion of Assembly Member Hughes; and out of respect to the memory of Russell Erickson, on motion of Assembly Member Leslie.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk



CALIFORNIA LEGISLATURE

1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, August 6, 1990

THIRTY-SEVENTH SESSION DAY

TWO HUNDRED SEVENTY-NINTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: 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)

①

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, August 6, 1990

The Assembly met at 3:53 p.m.
Hon. Willie L. Brown, Jr., Speaker of the Assembly, presiding.
Chief Clerk R. Brian Kidney at the Desk.
Assistant Clerk Daniel McLean reading.

ROLL CALL

The roll was completed, and the following answered to their names—71:

Allen	Eaves	Isenberg	Nolan
Areias	Elder	Johnson	O'Connell
Bader	Epple	Johnston	Peace
Baker	Farr	Jones	Polanco
Bane	Felando	Katz	Pringle
Bates	Ferguson	Kelley	Quackenbush
Bentley	Filante	Klehs	Roybal-Allard
Bronzan	Floyd	La Follette	Sher
Brown, Dennis	Frazee	Lancaster	Speier
Burton	Friedman	Lempert	Statham
Campbell	Frizzelle	Leslie	Tanner
Cannella	Hannigan	Lewis	Tucker
Chacon	Hansen	Margolin	Waters, Norman
Chandler	Harris	Marston	Woodruff
Clute	Harvey	McClintock	Wright
Connelly	Hauser	Mojonnier	Wyman
Cortese	Hughes	Mountjoy	Mr Speaker
Eastin	Hunter	Murray	

Quorum present.

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton T. Boswell:

Almighty and Everlasting God, You have made possible for us, power, "power to move mountains". Yet it is hardly possible, sometimes to move ourselves. You have called us to be like "lights established upon a hill". Help us to let our lights shine as beacons from this capitol hill. As we commence these late days in the session's year, renew in us a right mind and a lively spirit to do this work. Guide us to do Your creation's will. Remember us in Your love and care and send us forth with courage, in hope with promise.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Assistant Speaker pro Tempore O'Connell, Assembly Member Frazee then led the Assembly in the pledge of allegiance to the Flag.

READING OF THE JOURNAL DISPENSED WITH

By unanimous consent, reading of the Journal of the previous legislative day was dispensed with.

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 Costa, Moore, Roos, and Vasconcellos.

On personal business, and waiving per diem: Assembly Members Hayden and Maxine Waters.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

(NOTE. For letters explaining the absences of Assembly Members Costa, Moore, Roos, and Vasconcellos on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for the Regular Session for this day.)

COMMUNICATIONS

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

August 3, 1990

*Brian Kidney, Chief Clerk
State Capitol, Room 3194
Sacramento, California*

Dear Brian: Please be advised that I have appointed Assemblymember Tom Bane as Chairman of the Rules Committee in place of Assemblymember Tom Hannigan.

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 31, 1990

Mr. Speaker. Pursuant to your instructions, the Chief Clerk has examined Assembly Bill No. 5

And reports the same correctly enrolled, and presented to the Governor at 6:30 p.m., July 31, 1990

R. BRIAN KIDNEY, Chief Clerk

REFERENCE OF BILLS TO COMMITTEE

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

<i>Senate</i>		<i>Committee</i>
<i>Bill No.</i>		
22	-----	Earthquake P. & N.D.

AUTHOR'S AMENDMENTS

Committee on Natural Resources

August 6, 1990

Mr. Speaker: The Chair of your Committee on Natural Resources reports: Senate Bill No 48

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

SHER, Chair

SENATE BILL NO. 48—An act relating to geological surveys, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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.

JOINT RULE 62(a) WAIVED

Assembly Member Areias was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 22 for hearing in the Committee on Earthquake Preparedness and Natural Disasters on August 7, 1990.

INTRODUCTION OF GUESTS

Assembly Member Bane, of the 40th Assembly District, introduced Moira Flynn, of San Mateo.

Assembly Member Polanco, of the 55th Assembly District, introduced Soialo Lalau David Fong, Parliamentary Legal Adviser Clerk—Assistant of the Legislative Assembly, Western Samoa Legislative Assembly.

Assembly Member Pringle, of the 72nd Assembly District, introduced his parents, Larry and Carolyn Pringle, of Garden Grove.

ADJOURNMENT

At 3:54 p.m., the Assembly adjourned until 9:30 a.m., Thursday, August 9, 1990.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON AUGUST 6, 1990**

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

Senate Bill

48

CALIFORNIA LEGISLATURE
1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, August 9, 1990

THIRTY-EIGHTH SESSION DAY

TWO HUNDRED EIGHTY-SECOND CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, August 9, 1990

The Assembly met at 12:24 p.m.

Hon. Mike Roos, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk R. Brian Kidney at the Desk.

Assistant Clerk Daniel McLean reading.

ROLL CALL

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

Allen	Eaves	Isenberg	Nolan
Areias	Elder	Johnson	O'Connell
Bader	Epple	Johnston	Peace
Baker	Farr	Jones	Polanco
Bane	Felando	Katz	Pringle
Bates	Ferguson	Kelley	Quackenbush
Bentley	Filante	Klehs	Roos
Bronzan	Floyd	La Follette	Roybal-Allard
Brown, Dennis	Frazee	Lancaster	Sher
Burton	Friedman	Lempert	Speier
Campbell	Frizzelle	Leslie	Statham
Cannella	Hannigan	Lewis	Tanner
Chacon	Hansen	Margolin	Tucker
Chandler	Harris	Marston	Vasconcellos
Clute	Harvey	McClintock	Waters, Norman
Connelly	Hauser	Mojonnier	Woodruff
Cortese	Hayden	Moore	Wright
Costa	Hughes	Mountjoy	Wyman
Eastin	Hunter	Murray	Mr. Speaker

Quorum present.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

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

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton T. Boswell:

Almighty God, You have entrusted so much to us, as heirs of these offices in which we are now placed. And it is with a deeper desire and need that we pray You to illumine the recesses of eternal truth that we may glean a wisdom for the living of these days. Be near to us in the warlike clamor, noise and confusions of the hour. Bless the people, our leader and especially those who bare the brunt of decisions made. And so guide us as we come to these desks, that what we do may glorify the values afforded us in Your will. Give us the insight by grace, to understand how much of the future depends on what we do here. And in the power of Your trust, lead us on.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Roos, Assembly Member Klehs 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 Frazee, seconded by Assembly Member Hannigan.

COMMUNICATIONS

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

August 7, 1990

*Brian Kidney, Chief Clerk
State Capitol, Room 3194
Sacramento, California*

Dear Brian: Please be advised that I have made the following changes on the Ways and Means Committee:

Assemblymember Bob Epple in place of Assemblymember Mike Roos;

Assemblymember Byron Sher in place of Assemblymember John Vasconcellos; and

Assemblymember Curtis Tucker, Jr. in place of Assemblymember Maxine Waters.

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

August 9, 1990

*Brian Kidney, Chief Clerk
State Capitol, Room 3194
Sacramento, California*

Dear Brian: Please be advised that I have made the following changes on the Ways and Means Committee:

Assemblymember Mike Roos in place of Assemblymember Bob Epple;

Assemblymember John Vasconcellos in place of Assemblymember Byron Sher; and

Assemblymember Maxine Waters in place of Assemblymember Curtis Tucker, Jr.

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

REPORTS OF STANDING COMMITTEES
Committee on Ways and Means

Date of Hearing: August 8, 1990

Mr Speaker: Your Committee on Ways and Means reports:
Senate Bill No. 49

With the recommendation: Do pass

VASCONCELLOS, Chairman

Above bill ordered to second reading.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Sher was granted unanimous consent that Senate Bill No. 48 be withdrawn from the Committee on Natural Resources and re-referred to the Committee on Earthquake Preparedness and Natural Disasters.

REQUEST FOR UNANIMOUS CONSENT

Assembly Members Jones, Costa, and Bronzan were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of D. Paul Fansler, of Fresno.

Assembly Member Pringle was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Evelyn MacElwee, of Westminster.

Assembly Members Areias and Norman Waters were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Judge Alfred B. Anderson, of Hollister.

Assembly Member Roybal-Allard was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Teresa Morales, of Sacramento.

Assembly Member Baker was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Gilbert Haugen, of Pleasanton.

Assembly Member Leslie was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Stephanie LeDoux, of Rocklin.

Assembly Member Kelley was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Art Stoner, of Perris.

Assembly Member Isenberg was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Hon. Carol Jean Miller, Judge of the Superior Court, Sacramento County.

Assembly Member Cortese was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of William Joseph Vargas, of San Jose.

Assembly Member Filante was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Robert E. Sherman, of San Rafael and R. Hayes Culpepper, of Fairfax.

Assembly Member Epple was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lorenzo "Larry" Sandoval, a member of the Santa Fe Springs City Council.

Assembly Member Speier was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Denton S. Dixon, of Sebastopol and Clemente Obregon, of San Francisco.

INTRODUCTION OF GUESTS

Assembly Member Campbell, of the 11th Assembly District, introduced Edgar Monk, of San Pablo and Galina Lebedeva, of the Soviet Union.

Assembly Member Costa, of the 30th Assembly District, introduced Peter and Karli Vinkhuyzen, of Appledorn, Netherlands.

Assembly Member La Follette, of the 38th Assembly District, introduced Barbara Block, Enrique Vela, and Bob Carcia.

Assembly Member Johnston, of the 26th Assembly District, introduced Congressman Carroll Hubbard, Jr., and his wife, Carol Hubbard, of Kentucky; Tomohito Furuta, exchange student from Japan; and Chris Johnston, his son.

Assembly Member Mountjoy, of the 42nd Assembly District, introduced Fred, Maurine, and Mathew Petteruto, of Temple City; and Jill, Laura, and Kathryn Miller, of Manteca.

ADJOURNMENT

At 12:27 p.m., the Assembly adjourned until 9:30 a.m., Monday, August 13, 1990, out of respect to the memory of D. Paul Fansler, on motion of Assembly Members Jones, Costa, and Bronzan; out of respect to the memory of Evelyn MacElwee, on motion of Assembly Member Pringle; out of respect to the memory of Judge Alfred B. Anderson, on motion of Assembly Members Areias and Norman Waters; out of respect to the memory of Teresa Morales, on motion of Assembly Member Roybal-Allard; out of respect to the memory of Gilbert Haugen, on motion of Assembly Member Baker; out of respect to the memory of Stephanie LeDoux, on motion of Assembly Member Leslie; out of respect to the memory of Art Stoner, on motion of Assembly Member Kelley; out of respect to the memory of Judge Carol Jean Miller, on motion of Assembly Member Isenberg; out of respect to the memory of William Joseph Vargas, on motion of Assembly Member Cortese; out of respect to the memory of Robert E. Sherman and R. Hayes Culpepper, on motion of Assembly Member Filante; out of respect to the memory of Lorenzo "Larry" Sandoval, on motion of Assembly Member Epple; and out of respect to the memory of Denton S. Dixon and Clemente Obregon, on motion of Assembly Member Speier.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

CALIFORNIA LEGISLATURE

1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, August 16, 1990

THIRTY-NINTH SESSION DAY

TWO HUNDRED EIGHTY-NINTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



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

①

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, August 16, 1990

The Assembly met at 12:47 p.m.

Hon. Mike Roos, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk R. Brian Kidney at the Desk.

Assistant Clerk Daniel McLean reading.

ROLL CALL

The roll was completed, and the following answered to their names—75:

Allen	Elder	Johnston	Peace
Areas	Epple	Jones	Polanco
Bader	Farr	Katz	Prungle
Baker	Felando	Kelley	Quackenbush
Bane	Ferguson	Klehs	Roos
Bates	Filante	La Follette	Roybal-Allard
Bentley	Floyd	Lancaster	Sher
Bronzan	Frazee	Lempert	Speier
Brown, Dennis	Friedman	Lesbe	Statham
Burton	Hannagan	Lewis	Tanner
Campbell	Hansen	Margolin	Tucker
Cannella	Harris	Marston	Vasconcellos
Chacon	Harvey	McClintock	Waters, Maxine
Chandler	Hauser	Mojonmer	Waters, Norman
Clute	Hayden	Moore	Woodruff
Connelly	Hughes	Mountjoy	Wright
Cortese	Hunter	Murray	Wyman
Costa	Isenberg	Nolan	Mr Speaker
Eastin	Johnson	O'Connell	

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Roos, the following prayer was offered by Assembly Member Trice Harvey, of the Thirty-third Assembly District:

Almighty God, We pray for Thy blessing upon the members of this legislative body, that, in these hurried days of concluding work, they may feel the over-arching influence of Thy calming presence. Grant us enough imagination and information to enable us to know the way that is best, and enough inspiration and dedication to dare to step out in that direction. And may every citizen of our state be blessed in a measure by what we accomplish here today.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Roos, Assembly Member Allen 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 Burton, seconded by Assembly Member Vasconcellos.

LEAVES OF ABSENCE FOR THE DAY

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

Because of illness: Assembly Members Eaves and Frizzelle.

MESSAGES FROM THE SENATE

Senate Chamber, August 10, 1990

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

Senate Bill No. 27

DARRYL R. WHITE, Secretary of the Senate
by John W. Rovane, Assistant Secretary

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

SENATE BILL NO. 49—An act to add Section 162.5 to the Streets and Highways Code, relating to highways, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

Bill read second time, and ordered to third reading.

JOINT RULE 62(a) WAIVED

Assembly Member Areias was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 48 for hearing in the Committee on Earthquake Preparedness and Natural Disasters.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Tanner was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lois Neece, of Whittier, a Past President of the Whittier Soroptimist Club.

INTRODUCTION OF GUESTS

Assembly Member Burton, of the 16th Assembly District, introduced Melissa Pinkerton, of Sacramento, who is the daughter of Mike Pinkerton, Chief Counsel of the Committee on Public Safety.

Assembly Member Nolan, of the 41st Assembly District, introduced Tom McGinnis, Anita, Lauren, Katie, and Tommy, of La Canada Flintridge.

Assembly Member Hauser, of the 2nd Assembly District, introduced his wife, Donna; and his daughter and granddaughter, Dawn and Danielle Durbin, of McKinleyville.

Assembly Member Harvey, of the 33rd Assembly District, introduced Ken and JoAnn Roberts, of Buttonwillow.

Assembly Member Maxine Waters, of the 48th Assembly District, introduced Don Fibush.

ADJOURNMENT

At 12:48 p.m., the Assembly adjourned until 9:30 a.m., Thursday, August 23, 1990, out of respect to the memory of Lois Neece, on motion of Assembly Member Tanner.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

CALIFORNIA LEGISLATURE
1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, August 23, 1990
FORTIETH SESSION DAY
TWO HUNDRED NINETY-SIXTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



NOTE: 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, August 23, 1990

The Assembly met at 1:58 p.m.
Hon. Willie L. Brown, Jr., Speaker of the Assembly, presiding.
Chief Clerk R. Brian Kidney at the Desk.
Assistant Clerk Daniel McLean reading.

ROLL CALL

The roll was completed, and the following answered to their names—77:

Allen	Elder	Johnston	Polanco
Areias	Epple	Jones	Prungle
Bader	Farr	Katz	Quackenbush
Baker	Felando	Kelley	Roos
Bane	Ferguson	Klehs	Roybal-Allard
Bates	Filante	La Follette	Sher
Bentley	Floyd	Lancaster	Speier
Bronzan	Frazer	Lempert	Statham
Brown, Dennis	Friedman	Lesbe	Tanner
Burton	Frizzelle	Lewis	Tucker
Campbell	Hannigan	Margolin	Vasconcellos
Cannella	Hansen	Marston	Waters, Maxine
Chacon	Harris	McChntock	Waters, Norman
Chandler	Harvey	Moynier	Woodruff
Clute	Hauser	Moore	Wright
Connelly	Hayden	Mountjoy	Wyman
Cortese	Hughes	Murray	Mr. Speaker
Costa	Hunter	Nolan	
Eastin	Isenberg	O'Connell	
Eaves	Johnson	Peace	

Quorum present.

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton T. Boswell:

Eternal Spirit, Ere we begin the labors of the day, we would come to You for strength, strength to fortify our spirits and renewal of our minds. Be unto us as plated armor, as truth in our thoughts and speaking, as a deep sense of obligation in all our work and all relationships in this Capitol and on this Assembly floor. May our every task, whether in sponsorship or ordinary support, be genuine and in the consciousness that we walk in right paths. Give us patience with each other and may no evil blight the day. May we do our work well, though it be joyous or sometimes a bore. And when this day of life shall end, and this people's work is done, let the night, still be light about us.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Roos, Assembly Member Statham 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 Burton, seconded by Assembly Member Norman Waters.

REPORTS OF STANDING COMMITTEES

Committee on Earthquake Preparedness and Natural Disasters

Date of Hearing August 22, 1990

Mr Speaker Your Committee on Earthquake Preparedness and Natural Disasters reports

Senate Bill No 48

With amendments with the recommendation. Amend, do pass, as amended, and be re-referred to the Committee on Ways and Means

AREIAS, Chairman

**SENATE BILL NO. 48 TAKEN UP BY UNANIMOUS CONSENT
FOR SECOND READING**

Assembly Member Farr was granted unanimous consent to take up Senate Bill No. 48 without reference to file, for the purpose of reading the bill a second time and adopting the committee amendments at this time.

SENATE BILL NO. 48—An act relating to economic development, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately

Bill read second time; amendments proposed by the Committee on Earthquake Preparedness and Natural Disasters read and adopted; bill ordered reprinted and to be re-referred to the Committee on Ways and Means.

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

SENATE BILL NO. 46 (Lockyer)—An act to add Sections 5536 27 and 6706 to the Business and Professions Code, relating to liability, and declaring the urgency thereof, to take effect immediately

Bill read third time, and presented by Assembly Member Speier.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—70

Allen	Epple	Jones	Peace
Bader	Farr	Katz	Polanco
Baker	Felando	Kelley	Pringle
Bane	Ferguson	Klehs	Quackenbush
Bates	Filante	La Follette	Roos
Bentley	Frazee	Lancaster	Roybal-Allard
Bronzan	Friedman	Lempert	Sher
Burton	Frizzelle	Leslie	Speier
Campbell	Hannigan	Lewis	Statham
Cannella	Hansen	Margolin	Tanner
Chacon	Harris	Marston	Vasconcellos
Chandler	Harvey	McClintock	Waters, Maxine
Clute	Hayden	Mojonnier	Woodruff
Connelly	Hughes	Moore	Wright
Cortese	Hunter	Mountjoy	Wyman
Costa	Isenberg	Murray	Mr. Speaker
Eastin	Johnson	Nolan	
Elder	Johnston	O'Connell	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—70

Allen	Epple	Jones	Peace
Bader	Farr	Katz	Polanco
Baker	Felando	Kelley	Pringle
Bane	Ferguson	Klehs	Quackenbush
Bates	Filante	La Follette	Roos
Bentley	Frazee	Lancaster	Roybal-Allard
Bronzan	Friedman	Lempert	Sher
Burton	Frizzelle	Leslie	Speier
Campbell	Hannigan	Lewis	Statham
Cannella	Hansen	Margolin	Tanner
Chacon	Harris	Marston	Vasconcellos
Chandler	Harvey	McClintock	Waters, Maxine
Clute	Hayden	Mojonnier	Woodruff
Connelly	Hughes	Moore	Wright
Cortese	Hunter	Mountjoy	Wyman
Costa	Isenberg	Murray	Mr. Speaker
Eastin	Johnson	Nolan	
Elder	Johnston	O'Connell	

NOES—None

Bill ordered transmitted to the Senate.

SPECIAL COMMITTEE MEETINGS

Assembly Member Vasconcellos was granted unanimous consent that the Committee on Ways and Means be permitted to hold a special meeting on Monday, August 27, 1990, and that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 30 and 48 for hearing.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 49 (Dills)—An act to amend Section 8680.2 of, to amend and repeal Section 8680.25 of, and to repeal Section 8686.1, as added by Chapter 23 of the Statutes of the 1989-90 First Extraordinary Session, of, the Government Code, relating to disaster relief.

Bill read third time, and presented by Assembly Member Isenberg.
Bill refused passage by the following vote:

AYES—35

Bane	Elder	Johnston	Roos
Bronzan	Epple	Katz	Roybal-Allard
Burton	Farr	Klehs	Tanner
Campbell	Floyd	La Follette	Tucker
Cannella	Hannigan	Moore	Vasconcellos
Chacon	Harris	Murray	Waters, Maxine
Costa	Hauser	O'Connell	Waters, Norman
Eastin	Hughes	Peace	Mr. Speaker
Eaves	Isenberg	Polanco	

NOES—27

Allen	Ferguson	Jones	Nolan
Bader	Filante	Kelley	Quackenbush
Baker	Frazee	Lancaster	Statham
Bentley	Hansen	Leslie	Woodruff
Chandler	Harvey	Marston	Wright
Clute	Hunter	Mojonnier	Wyman
Felando	Johnson	Mountjoy	

**Motion to Reconsider Senate Bill No. 49
on Next Legislative Day**

Assembly Member Isenberg moved to reconsider on the next legislative day the vote whereby Senate Bill No. 49 was this day refused passage.

Senate Bill No. 49 ordered to the unfinished business file.

VOTE ADDS

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

Senate Bill No. 46: Bader, Chandler, and Peace—Aye.

Senate Bill No. 49: Filante—No.

INTRODUCTION OF GUESTS

Assembly Member Norman Waters, of the 7th Assembly District, introduced Cresie Nakagawa, National President, Japanese American Citizens League.

ADJOURNMENT

At 2:06 p.m., the Assembly adjourned until Tuesday, August 28, 1990.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON AUGUST 23, 1990**

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

Senate Bill

48

CALIFORNIA LEGISLATURE
1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, August 28, 1990
FORTY-FIRST SESSION DAY
THREE HUNDREDTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



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

①

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, August 28, 1990

The Assembly met at 8:23 p.m.
Hon. Willie L. Brown, Jr., Speaker of the Assembly, presiding.
Chief Clerk R. Brian Kidney at the Desk.
Assistant Clerk Daniel McLean reading.

ROLL CALL

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

Allen	Elder	Johnson	O'Connell
Areias	Epple	Johnston	Peace
Bader	Farr	Jones	Polanco
Baker	Felando	Katz	Pringle
Bane	Ferguson	Kelley	Quackenbush
Bates	Filante	Klehs	Roos
Bentley	Floyd	La Follette	Roybal-Allard
Bronzan	Frazee	Lancaster	Sher
Brown, Dennis	Friedman	Lempert	Speier
Burton	Frizzelle	Leslie	Statham
Campbell	Hannigan	Lewis	Tanner
Cannella	Hansen	Margolin	Tucker
Chandler	Harris	Marston	Vasconcellos
Clute	Harvey	McClintock	Waters, Maxine
Connelly	Hauser	Mojonier	Waters, Norman
Cortese	Hayden	Moore	Woodruff
Costa	Hughes	Mountjoy	Wright
Eastin	Hunter	Murray	Wyman
Eaves	Isenberg	Nolan	Mr Speaker

Quorum present.

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton T. Boswell:

Eternal Spirit, How thankful we are for a restful night, for sleep under the watch of Your keeping and care. Grant us a blessing to empower our work on this beautiful day. May we live today without hurt, harm or danger. May clouds of war cease, and let winds of peace engulf the world or wherever battle grounds loom or drift. May we not fail so great our responsibility, or be found wanting here, because we were busy there. In every matter of the day, give us open minds, courageous spirits, patience with the process and each other and ourselves. Revive in us a real inclination for our duties, and a clearer vision of this field of service. Help us to commit ourselves to Your faithful keeping, knowing that this can be the day, because we are here, when many shall be made glad.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Roos, Assembly Member La Follette 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 O'Connell, seconded by Assembly Member Frazee.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

Because of illness: Assembly Member Chacon.

MESSAGES FROM THE SENATE

Senate Chamber, August 27, 1990

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 53

And respectfully requests the Assembly to concur in said amendments.

DARRYL R. WHITE, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, August 27, 1990

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

Senate Bill No. 46

DARRYL R. WHITE, Secretary of the Senate
By John W. Rovane, Assistant Secretary

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

Date of Hearing: August 28, 1990

Mr. Speaker: Your Committee on Ways and Means reports:

Senate Bill No. 48

With the recommendation: Do pass.

VASCONCELLOS, Chairman

CONSIDERATION OF SENATE BILL NO. 48 BY UNANIMOUS CONSENT

Assembly Member Farr was granted unanimous consent to take up Senate Bill No. 48, without reference to file, for purpose of consideration at this time.

SENATE BILL NO. 48 (Mello)—An act relating to economic development, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Farr.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—66

Allen	Farr	Johnston	Pringle
Areias	Felando	Jones	Quackenbush
Bader	Ferguson	Katz	Roos
Baker	Filante	Kelley	Roybal-Allard
Bane	Floyd	Klehs	Sher
Bates	Frazee	Lempert	Speier
Bentley	Friedman	Leslie	Tanner
Burton	Frizzelle	Lewis	Tucker
Campbell	Hannigan	Margolin	Vasconcellos
Cannella	Hansen	Marston	Waters, Maxine
Chandler	Harris	Mojonnier	Waters, Norman
Clute	Harvey	Moore	Woodruff
Connelly	Hauser	Mountjoy	Wright
Cortese	Hayden	Murray	Wyman
Costa	Hughes	Nolan	Mr. Speaker
Eastin	Isenberg	O'Connell	
Epple	Johnson	Polanco	

NOES—None

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—66

Allen	Farr	Johnston	Pringle
Areias	Felando	Jones	Quackenbush
Bader	Ferguson	Katz	Roos
Baker	Filante	Kelley	Roybal-Allard
Bane	Floyd	Klehs	Sher
Bates	Frazee	Lempert	Speier
Bentley	Friedman	Leslie	Tanner
Burton	Frizzelle	Lewis	Tucker
Campbell	Hannigan	Margolin	Vasconcellos
Cannella	Hansen	Marston	Waters, Maxine
Chandler	Harris	Mojonnier	Waters, Norman
Clute	Harvey	Moore	Woodruff
Connelly	Hauser	Mountjoy	Wright
Cortese	Hayden	Murray	Wyman
Costa	Hughes	Nolan	Mr. Speaker
Eastin	Isenberg	O'Connell	
Epple	Johnson	Polanco	

NOES—None

Bill ordered transmitted to the Senate.

**CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS**

MOTION TO RECONSIDER SENATE BILL NO. 49 CONTINUED

Assembly Member Isenberg was granted unanimous consent that the motion to reconsider the vote on Senate Bill No. 49 be continued until the next legislative day.

INTRODUCTION OF GUESTS

Assembly Member Burton, of the 16th Assembly District, introduced former Member of the Assembly and Mayor of San Francisco, Art Agnos.

Assembly Member Nolan, of the 41st Assembly District, introduced Representative Dennis Spaniol, of the Kansas Legislature.

Speaker Brown introduced Assembly Reading Clerk Daniel McLean's children, Vanessa and Seth McLean, of Sacramento.

ADJOURNMENT

At 8:24 p.m., the Assembly adjourned until 10 a.m., Wednesday, August 29, 1990.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

CALIFORNIA LEGISLATURE
1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, August 29, 1990
FORTY-SECOND SESSION DAY
THREE HUNDRED SECOND CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



NOTE: 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
Wednesday, August 29, 1990

The Assembly met at 6:43 p.m.
Hon. Willie L. Brown, Jr., Speaker of the Assembly, presiding.
Chief Clerk R. Brian Kidney at the Desk.
Assistant Clerk Daniel McLean reading.

ROLL CALL

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

Allen	Elder	Johnson	O'Connell
Areias	Epple	Johnston	Peace
Bader	Farr	Jones	Polanco
Baker	Felando	Katz	Pringle
Bane	Ferguson	Kelley	Quackenbush
Bates	Filante	Klehs	Roos
Bentley	Floyd	La Follette	Roybal-Allard
Bronzan	Frazee	Lancaster	Sher
Brown, Dennis	Friedman	Lempert	Speier
Burton	Frizzelle	Leslie	Statham
Campbell	Hannigan	Lewis	Tanner
Cannella	Hansen	Margohn	Tucker
Chandler	Harris	Marston	Vasconcellos
Clute	Harvey	McClintock	Waters, Maxine
Connelly	Hauser	Mojonnier	Waters, Norman
Cortese	Hayden	Moore	Woodruff
Costa	Hughes	Mountjoy	Wright
Eastin	Hunter	Murray	Wyman
Eaves	Isenberg	Nolan	Mr Speaker

Quorum present.

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton T. Boswell:

O God, "You know us better than we know ourselves. You are acquainted with all our ways." You have kept us through the night and given us a bright new day. We are thankful for Your gifts: Your gift of renewed strength of body and refreshment of mind and spirit; Your gift of new opportunities, such as, the opportunity to be kind and tolerant; the opportunity to witness our values and worth in exchange on this floor. Yesterday we left undone, some things we should have done, and did some things we ought not to have done. But You have given us, today, to start anew. May the still small voice guide us in ways that bring good "even to the least of these Your people", and may the hours we spend here, be worthy of the day.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker Brown, Assembly Member Polanco 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 Epple, seconded by Assembly Member Polanco.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

Because of illness: Assembly Member Chacon.

REPORTS OF STANDING COMMITTEES**Committee on Ways and Means**

Date of Hearing: August 28, 1990

Mr. Speaker: Your Committee on Ways and Means reports.

Senate Bill No. 30

With amendments with the recommendation: Amend, and do pass, as amended.

VASCONCELLOS, Chairman

**SENATE BILL NO. 30 TAKEN UP BY UNANIMOUS CONSENT
FOR SECOND READING**

Assembly Member Farr was granted unanimous consent to take up Senate Bill No. 30 without reference to file, for the purpose of reading the bill a second time and adopting the committee amendments at this time.

SENATE BILL NO. 30—An act to add Sections 7204.02 and 7271.05 to, and to add and repeal Sections 7204.01, 7204.03, and 7271.03 of, the Revenue and Taxation Code, relating to earthquake assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Ways and Means read and adopted; bill ordered reprinted.

Consideration of Senate Bill No. 30 by Unanimous Consent

Assembly Member Farr was granted unanimous consent to take up Senate Bill No. 30, without reference to file, for purpose of consideration at this time.

SENATE BILL NO. 30 (Mello)—An act to add Sections 7204.02 and 7271.05 to, and to add and repeal Sections 7204.01, 7204.03, and 7271.03 of, the Revenue and Taxation Code, relating to earthquake assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Farr.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—71

Areias	Epple	Jones	Polanco
Bader	Farr	Katz	Prngle
Baker	Felando	Kelley	Quackenbush
Bane	Filante	Klehs	Roos
Bates	Frazee	La Follette	Roybal-Allard
Bentley	Friedman	Lancaster	Sher
Bronzan	Frizzelle	Lempert	Speier
Burton	Hannigan	Leslie	Statham
Campbell	Hansen	Lewis	Tanner
Cannella	Harris	Margolin	Tucker
Chandler	Harvey	Marston	Vasconcellos
Clute	Hauser	Mojonnier	Waters, Maxine
Connelly	Hayden	Moore	Waters, Norman
Cortese	Hughes	Mountjoy	Woodruff
Costa	Hunter	Murray	Wright
Eastin	Isenberg	Nolan	Wyman
Eaves	Johnson	O'Connell	Mr Speaker
Elder	Johnston	Peace	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—71

Areias	Epple	Jones	Polanco
Bader	Farr	Katz	Prngle
Baker	Felando	Kelley	Quackenbush
Bane	Filante	Klehs	Roos
Bates	Frazee	La Follette	Roybal-Allard
Bentley	Friedman	Lancaster	Sher
Bronzan	Frizzelle	Lempert	Speier
Burton	Hannigan	Leslie	Statham
Campbell	Hansen	Lewis	Tanner
Cannella	Harris	Margolin	Tucker
Chandler	Harvey	Marston	Vasconcellos
Clute	Hauser	Mojonnier	Waters, Maxine
Connelly	Hayden	Moore	Waters, Norman
Cortese	Hughes	Mountjoy	Woodruff
Costa	Hunter	Murray	Wright
Eastin	Isenberg	Nolan	Wyman
Eaves	Johnson	O'Connell	Mr Speaker
Elder	Johnston	Peace	

NOES—None

Bill ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 53 (Elder)—An act to add Section 22238 l to the Education Code, to add Section 20218 to the Government Code, relating to public retirement systems.

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—68

Areias	Epple	Katz	Polanco
Bader	Farr	Kelley	Pringle
Baker	Felando	Klehs	Quackenbush
Bane	Filante	La Follette	Roos
Bates	Friedman	Lancaster	Roybal-Allard
Bentley	Frizzelle	Lempert	Sher
Bronzan	Hannigan	Leshe	Speier
Burton	Hansen	Lewis	Statham
Campbell	Harris	Margolin	Tanner
Cannella	Harvey	Marston	Tucker
Chandler	Hauser	McClintock	Vasconcellos
Clute	Hayden	Mojonmer	Waters, Maxine
Connelly	Hughes	Moore	Waters, Norman
Cortese	Hunter	Mountjoy	Woodruff
Costa	Isenberg	Murray	Wright
Eastin	Johnston	Nolan	Wyman
Elder	Jones	O'Connell	Mr Speaker

NOES—None

Above bill ordered enrolled.

MOTION TO RECONSIDER SENATE BILL NO. 49 CONTINUED

Assembly Member Isenberg was granted unanimous consent that the motion to reconsider the vote on Senate Bill No. 49 be continued until the next legislative day.

VOTE ADDS

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

Assembly Bill No. 53, Concurrence: Areias, Chandler, Connelly, Klehs, Lempert, and Sher—Aye.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Marston was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dusty Rhodes, of San Diego.

Assembly Member Roos was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dwaine Smith, of Palos Verdes Estates.

Assembly Member Vasconcellos was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Father Stephen B. Earley, S.J., of San Francisco.

Assembly Member Filante was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of H. Wallace Hickman, of Mill Valley and Edward T. Balatti, of Novato.

INTRODUCTION OF GUESTS

Speaker Brown introduced Sydney Rubinow, Ret. Navy Commander, of Point Richmond, a guest of Assembly Chaplain Rev. Hamilton T. Boswell.

Assembly Member McClintock, of the 36th Assembly District, introduced former Member of the Assembly Peter F. Schabarum, of Los Angeles.

ADJOURNMENT

At 6:46 p.m., the Assembly adjourned until 9 a.m., Friday, August 31, 1990, out of respect to the memory of Dusty Rhodes, on motion of Assembly Member Marston; out of respect to the memory of Dwaine Smith, on motion of Assembly Member Roos; out of respect to the memory of Father Stephen B. Earley, S.J., on motion of Assembly Member Vasconcellos; and out of respect to the memory of H. Wallace Hickman and Edward T. Balatti, on motion of Assembly Member Filante.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON AUGUST 29, 1990**

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

Senate Bill

30

CALIFORNIA LEGISLATURE
1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Friday, August 31, 1990
FORTY-THIRD SESSION DAY
THREE HUNDRED FOURTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



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

①

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Friday, August 31, 1990

The Assembly met at 7:03 p.m.
Hon. Willie L. Brown, Jr., Speaker of the Assembly, presiding.
Chief Clerk R. Brian Kidney at the Desk.
Assistant Clerk Daniel McLean reading.

ROLL CALL

The roll was completed, and the following answered to their names—77:

Allen	Elder	Johnston	Polanco
Areias	Epple	Jones	Pringle
Bader	Farr	Katz	Quackenbush
Baker	Felando	Kelley	Roos
Bane	Ferguson	Klehs	Roybal-Allard
Bates	Filante	La Follette	Sher
Bentley	Floyd	Lancaster	Speier
Bronzan	Frazee	Lempert	Statham
Brown, Dennis	Friedman	Leshe	Tanner
Burton	Frizzelle	Lewis	Tucker
Campbell	Hannigan	Margolin	Vasconcellos
Cannella	Hansen	Marston	Waters, Maxine
Chacon	Harris	McClintock	Waters, Norman
Chandler	Harvey	Mojonnier	Woodruff
Clute	Hauser	Moore	Wright
Connelly	Hayden	Mountjoy	Wyman
Cortese	Hughes	Murray	Mr. Speaker
Costa	Hunter	Nolan	
Eastin	Isenberg	O'Connell	
Eaves	Johnson	Peace	

Quorum present.

PRAYER

The following prayer was offered by Assembly Chaplain Hamilton T. Boswell:

Almighty God, Amid the throes and struggles of peace and war, there is much which bears heavy on our hearts. There are in each of our lives troubles, creating fear about the future of many things. Our world and nation, our districts and future status all confront us with mounting concern and care. Grant us Lord, in the thick of all these pressures, and particularly, today, as we are on the brink of what could be, the closing day of this session; that You will bless our efforts here.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker Brown, Assembly Member Cannella 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 Felando, seconded by Assembly Member Burton.

REPORTS

The following report was presented by the Chief Clerk:

**California at Risk: Reducing Earthquake Hazards 1987-1992.
1990 Supplement to 1989 Edition**

(As required by the California Earthquake Hazards Reduction Act of 1986)

Above transmitted report, together with letter of transmittal from Barbara Cram Riordan, Chairman, Seismic Safety Commission, Sacramento, referred by the Speaker to the Committee on Earthquake Preparedness and Natural Disasters.

**CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS**

SENATE BILL NO. 49 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Isenberg was granted unanimous consent that the vote whereby Senate Bill No. 49 was refused passage be reconsidered.

Further Consideration of Senate Bill No. 49

SENATE BILL NO. 49 (Dills)—An act to amend Section 8680 2 of, to amend and repeal Section 8680.25 of, and to repeal Section 8686 1, as added by Chapter 23 of the Statutes of the 1989-90 First Extraordinary Session, of, the Government Code, relating to disaster relief

Bill read third time, and presented by Assembly Member Isenberg.
Bill passed by the following vote:

AYES—67

Allen	Eastin	Hughes	Murray
Areias	Eaves	Hunter	Nolan
Bader	Elder	Isenberg	O'Connell
Baker	Epple	Johnson	Peace
Bane	Farr	Johnston	Polanco
Bates	Felando	Jones	Pringle
Bentley	Ferguson	Katz	Roos
Bronzan	Filante	Kelley	Roybal-Allard
Burton	Floyd	Klehs	Sher
Campbell	Frazee	Lempert	Tanner
Cannella	Friedman	Leslie	Tucker
Chacon	Frizzelle	Lewis	Vasconcellos
Chandler	Hansen	Margolin	Waters, Norman
Clute	Harris	Marston	Woodruff
Connelly	Harvey	Mojonmier	Wright
Cortese	Hauser	Moore	Mr Speaker
Costa	Hayden	Mountjoy	

NOES—2

McClintock Wyman

Bill ordered transmitted to the Senate.

RECESS

By unanimous consent, at 7:07 p.m., Speaker Brown declared the Assembly recessed.

REASSEMBLED

At 12:09 a.m., the Assembly reconvened.
 Hon. Willie L. Brown, Jr., Speaker of the Assembly, presiding.

**THREE HUNDRED FIFTH CALENDAR DAY
 AT SACRAMENTO, CALIFORNIA**

Assembly Chamber, Sacramento
 Saturday September 1, 1990

In Assembly, 12:10 a.m.
 Hon. Willie L. Brown, Jr., Speaker of the Assembly, presiding.

RECESS

By unanimous consent, at 12:11 a.m., Speaker Brown declared the Assembly recessed.

CAUCUS ANNOUNCEMENTS

At 1:20 a.m., Speaker Brown announced that the Democratic Caucus would meet immediately.

REASSEMBLED

At 2:09 a.m., the Assembly reconvened.
 Hon. Willie L. Brown, Jr., Speaker of the Assembly, presiding.

MESSAGES FROM THE SENATE

Senate Chamber, September 1, 1990

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

Senate Bill No. 30
 Senate Bill No. 48

DARRYL R. WHITE, Secretary of the Senate
 By John W. Rovane, Assistant Secretary

Senate Chamber, September 1, 1990

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 9
 Assembly Bill No. 15
 Assembly Bill No. 16

And respectfully requests the Assembly to concur in said amendments.

DARRYL R. WHITE, Secretary of the Senate
 By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

September 1, 1990

*Mr. Brian Kidney
 Chief Clerk of the Assembly
 Assembly Chamber*

Dear Brian: The Senate this day adjourned the 1989-90 First Extraordinary Session *sine die*.

Sincerely,

DARRYL R. WHITE
 Secretary of the Senate

**CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 9
WITHOUT REFERENCE TO FILE**

Assembly Member Epple was granted unanimous consent to take up consideration of Senate amendments to Assembly Bill No. 9, without reference to file.

ASSEMBLY BILL NO. 9 (Epple)—An act to add Sections 5536 5, 6788, and 7028 16 to the Business and Professions Code, and to add Section 670 to the Penal Code, relating to crimes, 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—69

Allen	Elder	Johnston	Pringle
Areias	Epple	Jones	Quackenbush
Bader	Farr	Katz	Roos
Baker	Felando	Kelley	Roybal-Allard
Bane	Ferguson	Klehs	Sher
Bentley	Filante	Lempert	Speier
Bronzan	Frazer	Leshe	Tanner
Burton	Friedman	Lewis	Tucker
Campbell	Hannigan	Margolin	Vasconcellos
Cannella	Hansen	Marston	Waters, Maxine
Chacon	Harris	Mojonnier	Waters, Norman
Chandler	Harvey	Moore	Woodruff
Clute	Hauser	Mountjoy	Wright
Connelly	Hayden	Murray	Wyman
Cortese	Hughes	Nolan	Mr Speaker
Costa	Hunter	O'Connell	
Eastin	Isenberg	Peace	
Eaves	Johnson	Polanco	

NOES—None

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 15
WITHOUT REFERENCE TO FILE**

Assembly Member Cortese was granted unanimous consent to take up consideration of Senate amendments to Assembly Bill No. 15, without reference to file.

ASSEMBLY BILL NO. 15 (Cortese)—An act relating to earthquake safety, 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.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—54

Areias	Eastin	Hunter	Peace
Baker	Eaves	Isenberg	Polanco
Bane	Elder	Johnson	Roos
Bates	Epple	Johnston	Roybal-Allard
Bentley	Farr	Katz	Sher
Bronzan	Filante	Kelley	Speier
Burton	Frazee	Klehs	Tanner
Campbell	Friedman	Lempert	Tucker
Cannella	Hannigan	Margolin	Vasconcellos
Chacon	Hansen	Marston	Waters, Maxine
Clute	Harris	Moore	Waters, Norman
Connelly	Hauser	Mountjoy	Mr Speaker
Cortese	Hayden	Murray	
Costa	Hughes	O'Connell	

NOES—17

Allen	Frizzelle	Mojonnier	Wright
Bader	Harvey	Nolan	Wyman
Chandler	Jones	Pringle	
Felando	Leslie	Quackenbush	
Ferguson	McClintock	Woodruff	

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—54

Areias	Eastin	Hunter	Peace
Baker	Eaves	Isenberg	Polanco
Bane	Elder	Johnson	Roos
Bates	Epple	Johnston	Roybal-Allard
Bentley	Farr	Katz	Sher
Bronzan	Filante	Kelley	Speier
Burton	Frazee	Klehs	Tanner
Campbell	Friedman	Lempert	Tucker
Cannella	Hannigan	Margolin	Vasconcellos
Chacon	Hansen	Marston	Waters, Maxine
Clute	Harris	Moore	Waters, Norman
Connelly	Hauser	Mountjoy	Mr Speaker
Cortese	Hayden	Murray	
Costa	Hughes	O'Connell	

NOES—17

Allen	Frizzelle	Mojonnier	Wright
Bader	Harvey	Nolan	Wyman
Chandler	Jones	Pringle	
Felando	Leslie	Quackenbush	
Ferguson	McClintock	Woodruff	

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 16
WITHOUT REFERENCE TO FILE**

Assembly Member Cortese was granted unanimous consent to take up consideration of Senate amendments to Assembly Bill No. 16, without reference to file.

ASSEMBLY BILL NO. 16 (Cortese)—An act to add Section 15054.1 to the Health and Safety Code, relating to seismic safety, and making an appropriation therefor

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—65

Areias	Elder	Jones	Quackenbush
Bader	Epple	Katz	Roos
Baker	Farr	Kelley	Roybal-Allard
Bane	Felando	Klehs	Sher
Bates	Filante	Lempert	Speier
Bentley	Frazee	Leslie	Tanner
Bronzan	Friedman	Margolin	Tucker
Campbell	Frizzelle	Marston	Vasconcellos
Cannella	Hannigan	Mojonnier	Waters, Maxine
Chacon	Hansen	Moore	Waters, Norman
Chandler	Harris	Mountjoy	Woodruff
Clute	Hauser	Murray	Wright
Connelly	Hayden	Nolan	Wyman
Cortese	Hughes	O'Connell	Mr. Speaker
Costa	Hunter	Peace	
Eastin	Isenberg	Polanco	
Eaves	Johnston	Pringle	

NOES—3

Allen	Ferguson	Harvey
-------	----------	--------

Above bill ordered enrolled.

VOTE ADDS

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

Senate Bill No. 49: Hunter and Sher—Aye; McClintock—No.

Assembly Bill No. 9, Concurrence: Filante and Hunter—Aye.

Assembly Bill No. 16, Concurrence: Leslie—Aye; Harvey—No.

RECESS

By unanimous consent, at 2:20 a.m., Speaker Brown declared the Assembly recessed.

REASSEMBLED

At 5:00 a.m., the Assembly reconvened.

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

MOTION TO ADJOURN

At 5:01 a.m., Assembly Member Johnson moved that the Assembly do now adjourn the 1989-90 First Extraordinary Session of the Legislature *sine die*.

Assembly Member Isenberg seconded the motion.

Motion carried.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member O'Connell was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dr. William Perloff, of Santa Barbara.

Assembly Member Murray was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dea Langlois, of Lakewood.

ADJOURNMENT

At 5:02 a.m., pursuant to the motion by Assembly Member Johnson, the Assembly adjourned the 1989-90 First Extraordinary Session of the Legislature *sine die*, out of respect to the memory of Dr. William Perloff, on motion of Assembly Member O'Connell; and out of respect to the memory of Dea Langlois, on motion of Assembly Member Murray.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

CALIFORNIA LEGISLATURE

1989-90 FIRST EXTRAORDINARY SESSION

ASSEMBLY JOURNAL

APPENDIX TO THE ASSEMBLY JOURNAL
FOR THE
1989-90 FIRST EXTRAORDINARY SESSION

Assembly Chamber, Sacramento
Monday, October 1, 1990

The following is an appendix to the Assembly Journal for the 1989-90 First Extraordinary Session containing information received subsequent to adjournment *sine die* of the session.

REPORTS OF STANDING COMMITTEES

Committee on Earthquake Preparedness and Natural Disasters

September 1, 1990

Mr. Speaker: Your Committee on Earthquake Preparedness and Natural Disasters reports:

Senate Bill No. 22

Without action.

ARELIAS, Chairman

Above bill ordered transmitted to the Senate.

Committee on Economic Development, International Trade, and Technologies

September 1, 1990

Mr. Speaker: Your Committee on Economic Development, International Trade, and Technologies reports:

Assembly Bill No 52

Without action.

POLANCO, Chairman

Committee on Education

September 1, 1990

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 51

Without action.

HUGHES, Chairwoman

Committee on Finance and Insurance

Assembly Chamber, September 1, 1990

Mr. Speaker: Your Committee on Finance and Insurance reports:

Assembly Bill No. 50

Without action.

JOHNSTON, Chairman

Assembly Chamber, September 1, 1990

Mr. Speaker: Your Committee on Finance and Insurance reports:

Assembly Joint Resolution No. 1

Without action

JOHNSTON, Chairman

Committee on Health

September 1, 1990

Mr. Speaker: Your Committee on Health reports

Assembly Bill No 33

Assembly Bill No 54

Without action

BRONZAN, Chairman

Committee on Housing and Community Development

September 1, 1990

Mr. Speaker: Your Committee on Housing and Community Development reports:

Assembly Bill No 30

Without action

HAUSER, Chairman

Assembly Chamber, August 31, 1990

Mr. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No 8

Without action

HAUSER, Chairman

Above bills ordered transmitted to the Senate.

Committee on Judiciary

Assembly Chamber, September 1, 1990

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 27

Without action

ISENBERG, Chair

Committee on Local Government

September 1, 1990

Mr. Speaker: Your Committee on Local Government reports

Assembly Bill No. 1

Without action.

FARR, Chairman

Committee on Revenue and Taxation

September 1, 1990

Mr. Speaker: Your Committee on Revenue and Taxation reports

Assembly Bill No 8

Assembly Bill No 32

Without action

KLEHS, Chair

Committee on Transportation

September 1, 1990

Mr. Speaker: Your Committee on Transportation reports

Assembly Bill No 14

Assembly Bill No 49

Without action

KATZ, Chairman

September 1, 1990

Mr. Speaker: Your Committee on Transportation reports:
Assembly Concurrent Resolution No 2
Without action.

KATZ, Chairman

Committee on Ways and Means

September 1, 1990

Mr. Speaker: Your Committee on Ways and Means reports
Assembly Bill No 10
Assembly Bill No 19
Without action

Assembly Bill No. 25
Assembly Bill No. 31

VASCONCELLOS, Chairman

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 10, 1990

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined
Assembly Bill No. 53
And reports the same correctly enrolled, and presented to the Governor at 12 m ,
September 10, 1990

R. BRIAN KIDNEY, Chief Clerk

Assembly Chamber, September 12, 1990

Mr. Speaker Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 9
Assembly Bill No. 15
Assembly Bill No 16
And reports the same correctly enrolled, and presented to the Governor at 2 p.m ,
September 12, 1990

R. BRIAN KIDNEY, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber, September 1, 1990

Mr. Speaker I am directed to inform your honorable body that the Senate returns
without further action
Assembly Bill No 2
Assembly Bill No. 18
Assembly Bill No. 21

Assembly Bill No. 23
Assembly Bill No 26

DARRYL R WHITE, Secretary of the Senate

Senate Chamber, September 1, 1990

Mr. Speaker: I am directed to inform your honorable body that the Senate returns
without further action:
Assembly Bill No 4
Assembly Bill No 12
Assembly Bill No. 34

DARRYL R. WHITE, Secretary of the Senate
By John W. Rovane, Assistant Secretary

MEASURES WHICH DIED ON THE INACTIVE FILE

The following measures died on the inactive file:
Assembly Bills Nos. 6, 7, 11, 13, 17, 24, 28, 29, 47, and 55; and
Assembly Concurrent Resolution No. 1.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk