

CALIFORNIA LEGISLATURE  
1997-98 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, March 5, 1998**  
**FIFTY-EIGHTH SESSION DAY**  
**FOUR HUNDRED SIXTEENTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 319-2360)

## PROCEEDINGS OF THE ASSEMBLY

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### IN ASSEMBLY

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Assembly Chamber, Sacramento  
Thursday, March 5, 1998

The Assembly met at 11:38 a.m.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly,  
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

#### ROLL CALL

The roll was called, and the following answered to their names—80:

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Alquist	Figuroa	Margett	Runner
Aroner	Firestone	Martinez	Scott
Ashburn	Floyd	Mazzoni	Shelley
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Villaraigosa
Brewer	House	Olberg	Vincent
Brown	Kaloogian	Oller	Washington
Campbell	Keeley	Ortiz	Wayne
Cardenas	Knox	Pacheco	Wildman
Cardoza	Kuehl	Papan	Woods
Cedillo	Kuykendall	Perata	Wright
Cunneen	Leach	Poohigian	Mr. Speaker

Quorum present.

**PRAYER**

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

*Lord, We pray for peace this morning—peace in the whole world and also peace in our hearts. Help us to make peace with You, so that we can find it among ourselves. Lead us to discover heavenly peace, the peace that passes all understanding. Substantive peace, just peace, and lasting peace begins and ends with our reconciliation with You, O God, and we offer You all glory.—AMEN.*

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Speaker pro Tempore Kuehl, Assembly Member Cunneen 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 Baca, seconded by Assembly Member Pacheco.

**ELECTION OF SPEAKER**

Assembly Member Shelley was granted unanimous consent that the roll call vote for Speaker Antonio R. Villaraigosa, taken January 26, 1998 and the oath of office administered on February 26, 1998, in the 1997–98 Regular Session be substituted in the 1997–98 First Extraordinary Session.

**REQUEST FOR UNANIMOUS CONSENT**

Assembly Member Thompson was granted unanimous consent that Assembly Members Ashburn and Margett, whose votes were not recorded on the roll call vote taken on January 26, 1998, be permitted to add their votes to the roll call vote on election of Speaker in the First Extraordinary Session.

**ELECTION OF SPEAKER OF THE ASSEMBLY**

*For Assembly Member Villaraigosa:*

AYES: Assembly Members Alquist, Aroner, Baca, Bowen, Brown, Cardenas, Cardoza, Cedillo, Davis, Ducheny, Escutia, Figueroa, Floyd, Gallegos, Havice, Hertzberg, Honda, Keeley, Knox, Kuehl, Lempert, Machado, Martinez, Mazzoni, Migden, Murray, Napolitano, Ortiz, Papan, Perata, Scott, Shelley, Strom-Martin, Sweeney, Thomson, Torlakson, Villaraigosa, Vincent, Washington, Wayne, Wildman, Wright, and Bustamante—43.

*For Assembly Member Bill Leonard:*

AYES: Assembly Members Ackerman, Aguiar, Alby, Ashburn, Baldwin, Battin, Baugh, Bordonaro, Bowler, Brewer, Campbell, Cunneen, Firestone, Frusetta, Goldsmith, Granlund, House, Kaloogian, Kuykendall, Leach, Leonard, Margett, McClintock, Miller, Morrissey, Morrow, Olberg, Oller, Pacheco, Pochigian, Prenter, Pringle, Richter, Runner, Takasugi, Thompson, and Woods—37.

## OATH

*for the Office of Speaker of the Assembly*

I, Antonio R. Villaraigosa, 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.

ANTONIO R. VILLARAIGOSA

Subscribed and sworn to before me,  
this 26th day of February  
A. D. 1998

Judge Stephen Reinhardt  
United States Court of Appeals,  
Ninth Circuit

## COMMUNICATIONS

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

February 26, 1998

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

Dear Mr. Wilson: I am appointing Assembly Member Sheila James Kuehl as Speaker pro Tempore of the Assembly.

Thank you for your attention to this request.

Sincerely,

ANTONIO R. VILLARAIGOSA  
Speaker of the Assembly

March 2, 1998

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

Dear Dotson: Please be advised that I am appointing Assemblymember Tom Torlakson to replace Assemblymember Antonio Villaraigosa on the Assembly Appropriations Committee for today, March 2, 1998, only.

Thank you for your attention to this request.

Sincerely,

ANTONIO R. VILLARAIGOSA  
Speaker of the Assembly

March 2, 1998

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

Dear Dotson: Please be advised that I am appointing Assemblymember Roy Ashburn to replace Assemblymember Tom Bordonaro on the Assembly Appropriations Committee for today, March 2, 1998, only.

Thank you for your attention to this request.

Sincerely,

ANTONIO R. VILLARAIGOSA  
Speaker of the Assembly

March 3, 1998

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

Dear Dotson: Please be advised that I am appointing Assemblymember Howard Wayne to the Assembly Judiciary Committee to replace Assemblymember Mike Honda, for today, March 3, 1998 only.

Thank you for your attention to this request.

Sincerely,

ANTONIO R. VILLARAIGOSA  
Speaker of the Assembly

March 4, 1998

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

Dear Dotson: Please be advised that I am appointing Assemblymember Liz Figueroa to the Assembly Education Committee to replace Assemblymember Mike Honda for today, March 4, 1998 only.

Thank you for your attention to this request.

Sincerely,

ANTONIO R. VILLARAIGOSA  
Speaker of the Assembly

March 4, 1998

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

Dear Dotson: Please be advised that I am making the following committee changes:

- Replacing Assembly Member Margett with Assembly Member Battin on the Health Committee.
- Replacing Assembly Member Battin with Assembly Member Margett on the Transportation Committee.
- Replacing Assembly Member Thompson with Assembly Member Runner on the Budget Committee.
- Replacing Assembly Member Thompson with Assembly Member Runner on the Budget Sub-Committee #2 (Education Finance).
- Replacing Assembly Member Bordonaro with Assembly Member Ashburn on the Appropriations Committee.

Sincerely,

ANTONIO R. VILLARAIGOSA  
Speaker of the Assembly

**MOTION TO ADJOURN**

At 11:39 a.m., Assembly Member Shelley moved that the Assembly do now adjourn.

Assembly Member Baca seconded the motion.

Motion carried.

**ADJOURNMENT**

At 11:39 a.m., pursuant to the motion by Assembly Member Shelley the Assembly adjourned to reconvene upon Call of the Speaker.

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ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

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