

CALIFORNIA LEGISLATURE
2001-02 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, January 16, 2001
SEVENTH SESSION DAY
FOURTEENTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

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

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, January 16, 2001

The Assembly met at 11:54 a.m.

Hon. Robert M. Hertzberg, Speaker 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—79:

Aanestad	Daucher	Leslie	Romero
Alquist	Diaz	Liu	Runner
Aroner	Dickerson	Longville	Salinas
Ashburn	Dutra	Lowenthal	Shelley
Bates	Firebaugh	Maddox	Simitian
Briggs	Florez	Maldonado	Steinberg
Calderon	Frommer	Matthews	Strickland
Campbell, Bill	Goldberg	Migden	Strom-Martin
Campbell, John	Harman	Mountjoy	Thomson
Canciamilla	Havice	Nakano	Vargas
Cardenas	Hollingsworth	Nation	Washington
Cardoza	Horton	Negrete McLeod	Wayne
Cedillo	Jackson	Oropeza	Wesson
Chan	Keeley	Pacheco, Robert	Wiggins
Chavez	Kehoe	Pacheco, Rod	Wright
Cogdill	Kelley	Papan	Wyland
Cohn	Koretz	Pavley	Wyman
Corbett	La Suer	Pescetti	Zettel
Correa	Leach	Reyes	Mr. Speaker
Cox	Leonard	Richman	

Quorum present.

PRAYER

Upon invitation of Speaker Hertzberg, the following prayer was offered by Assembly Chaplain Rabbi Mona Alfi:

It seems to be a favorite pastime of many Americans to poke fun at politics and politicians. However, when we do that, we only mock ourselves. For as William Penn said: "Governments, like clocks, go from the motion that men give them."

We are the government. If the government is running well, it is because of the effort that we put into it. If it is not working well, then we must also take the blame. Those who are elected into office, those who work for the state, as well as those of us who serve simply as citizens, *we* are the ones who create the motion that makes this government run.

May it be the will of the Creator to grant us the ability to run our government with prudence, pride and responsibility. May this be God's will.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker Hertzberg, Assembly Member Cardenas 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 Shelley, seconded by Assembly Member Leonard.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 16, 2001

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 2

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bill was introduced and read the first time:
ASSEMBLY BILL NO. 8—Migden. An act relating to public utilities.

SPECIAL COMMITTEE MEETINGS

Assembly Member Shelley was granted unanimous consent that the Committee on Energy Costs and Availability be permitted to hold a special meeting today, off the Floor, to hear Assembly Bill No. 1 and that the Committee on Appropriations be permitted to hear Assembly Bill No. 1 today, pending re-referral from the Committee on Energy Costs and Availability.

COMMUNICATIONS

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

January 16, 2001

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

Dear Dotson: This is to advise you that I have appointed Assemblymembers Tony Cardenas and Fred Keeley to replace Assemblymembers Elaine Alquist and Gil Cedillo on the 1st Extraordinary Session Appropriations Committee for today's hearing only.

Sincerely,

ROBERT M. HERTZBERG
 Speaker of the Assembly

REPORTS OF STANDING COMMITTEES
Committee on Energy Costs and Availability

Date of Hearing: January 16, 2001

Mr. Speaker: Your Committee on Energy Costs and Availability reports:
 Assembly Bill No. 1

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

WRIGHT, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Appropriations

Date of Hearing: January 16, 2001

Mr. Speaker: Your Committee on Appropriations reports:
 Assembly Bill No. 1

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bill ordered to second reading.

RECESS

By unanimous consent, at 11:55 a.m., Speaker Hertzberg declared the Assembly recessed.

RECONVENED

At 7:59 p.m., the Assembly reconvened.

Hon. Christine Kehoe, Assistant Speaker pro Tempore of the Assembly, presiding.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 8:12 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 Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

**ASSEMBLY BILL NO. 1 TAKEN UP BY UNANIMOUS CONSENT
FOR SECOND READING**

Assembly Member Shelley was granted unanimous consent to take up Assembly Bill No. 1 without reference to file, for the purpose of reading the bill a second time and adopting the committee amendments at this time.

ASSEMBLY BILL NO. 1—An act relating to public utilities.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted; bill ordered reprinted and to be returned to the second reading file.

CAUCUS ANNOUNCEMENTS

At 8:19 p.m., Assembly Member Pescetti was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 8:19 p.m., Assistant Speaker pro Tempore Kehoe declared the Assembly recessed.

RECONVENED

At 9:05 p.m., the Assembly reconvened.
Hon. Christine Kehoe, Assistant Speaker pro Tempore of the Assembly, presiding.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Keeley.

Resolved, That Assembly Bill No. 1 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—76

Aanestad	Diaz	Leslie	Richman
Alquist	Dickerson	Liu	Romero
Aroner	Dutra	Longville	Salinas
Bates	Firebaugh	Lowenthal	Shelley
Calderon	Florez	Maddox	Simitian
Campbell, Bill	Frommer	Maldonado	Steinberg
Campbell, John	Goldberg	Matthews	Strickland
Canciamilla	Harman	Migden	Strom-Martin
Cardenas	Havice	Mountjoy	Thomson
Cardoza	Hollingsworth	Nakano	Vargas
Cedillo	Horton	Nation	Washington
Chan	Jackson	Negrete McLeod	Wayne
Chavez	Keeley	Oropeza	Wesson
Cogdill	Kehoe	Pacheco, Robert	Wiggins
Cohn	Kelley	Pacheco, Rod	Wright
Corbett	Koretz	Papan	Wyland
Correa	La Suer	Pavley	Wyman
Cox	Leach	Pescetti	Zettel
Daucher	Leonard	Reyes	Mr. Speaker

NOES—None

Article IV, Section 8(b) of the Constitution was declared dispensed with.

**CONSIDERATION OF ASSEMBLY BILL NO. 1
BY UNANIMOUS CONSENT**

Assembly Member Keeley was granted unanimous consent to take up Assembly Bill No. 1 without reference to file, for purpose of consideration.

ASSEMBLY BILL NO. 1 (Keeley)—An act to add Division 27 (commencing with Section 80000) to the Water Code, relating to electric power, 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—60

Alquist	Daucher	Leonard	Romero
Aroner	Diaz	Liu	Salinas
Bates	Dickerson	Longville	Shelley
Calderon	Dutra	Lowenthal	Simitian
Campbell, Bill	Firebaugh	Maldonado	Steinberg
Canciamilla	Florez	Matthews	Strom-Martin
Cardenas	Frommer	Migden	Thomson
Cardoza	Goldberg	Nakano	Vargas
Cedillo	Havice	Nation	Washington
Chan	Horton	Negrete McLeod	Wayne
Chavez	Jackson	Oropeza	Wesson
Cohn	Keeley	Papan	Wiggins
Corbett	Kehoe	Pavley	Wright
Correa	Kelley	Pescetti	Wyland
Cox	Koretz	Reyes	Mr. Speaker

NOES—5

Cogdill	Leslie	Wyman
Hollingsworth	Mountjoy	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—60

Alquist	Daucher	Leonard	Romero
Aroner	Diaz	Liu	Salinas
Bates	Dickerson	Longville	Shelley
Calderon	Dutra	Lowenthal	Simitian
Campbell, Bill	Firebaugh	Maldonado	Steinberg
Canciamilla	Florez	Matthews	Strom-Martin
Cardenas	Frommer	Migden	Thomson
Cardoza	Goldberg	Nakano	Vargas
Cedillo	Havice	Nation	Washington
Chan	Horton	Negrete McLeod	Wayne
Chavez	Jackson	Oropeza	Wesson
Cohn	Keeley	Papan	Wiggins
Corbett	Kehoe	Pavley	Wright
Correa	Kelley	Pescetti	Wyland
Cox	Koretz	Reyes	Mr. Speaker

NOES—5

Cogdill	Leslie	Wyman
Hollingsworth	Mountjoy	

Bill ordered transmitted to the Senate immediately.

COMMITTEE MEETING ANNOUNCEMENTS

Assistant Speaker pro Tempore Kehoe announced that the Committee on Rules would meet on Wednesday, January 18, 2001, upon Call of the Chair.

MOTION TO ADJOURN

At 9:26 p.m., Assembly Member Washington moved that the Assembly do now adjourn.

Assembly Member Migden seconded the motion.

Motion carried.

ADJOURNMENT

At 9:27 p.m., pursuant to the motion by Assembly Member Washington, the Assembly adjourned to reconvene upon Call of the Speaker.

ROBERT M. HERTZBERG, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JANUARY 16, 2001**

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

AB RN

1 0101726

Daily Total: 1

Cumulative Total: 2

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