

CALIFORNIA LEGISLATURE
2001-02 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, January 17, 2001
EIGHTH SESSION DAY
FIFTEENTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



(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
Wednesday, January 17, 2001

The Assembly met at 3 p.m.

Hon. Christine Kehoe, Assistant 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.

Quorum Call of the Assembly

Assembly Member Bill Campbell moved a quorum call of the Assembly.

Motion carried. Time, 3:01 p.m.

The Assistant Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 3:16 p.m., Assistant Speaker pro Tempore Kehoe declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—72:

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

PRAYER

Upon invitation of Assistant Speaker pro Tempore Kehoe, the following prayer was offered by Assembly Chaplain Rabbi Mona Alfi:

Last night we saw and experienced an horrific assault on individuals and on the very symbol of our government, our state, and our community. Let us take a moment to pause and to offer thanksgiving that the lives of those dedicated to the service of the people were spared.

In the Jewish tradition there is a special prayer that is recited after someone has escaped injury or has survived a dangerous and life-threatening situation.

It is said, in part, to recognize that these events are often significant markers in one's life's path. It is also said so as to give the community the opportunity to acknowledge the impact that these events have not only on the individual, but on society as well.

By doing so, we are able to affirm and acknowledge the fragility and holiness of life, and to move forward with the business of living.

Praised are You, O God, who rules the universe, granting favor and mercy even to the imperfect. Thank You, Eternal One, for granting mercy to us.

May it be Your will to continue to be gracious and may we always find favor in Your eyes.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Assistant Speaker pro Tempore Kehoe, Assembly Member Cohn 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 Members Aanestad, Ashburn, Leonard, Leslie, Maddox, Robert Pacheco, and Runner.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 9—Richman. An act to add Chapter 6.6 (commencing with Section 25560) to Division 15 of the Public Resources Code, relating to energy resources, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 10—Goldberg (Coauthors: Aroner, Calderon, Cedillo, Firebaugh, Havice, Kehoe, Longville, Lowenthal, Pavley, Romero, and Vargas). An act to add Article 4.5 (commencing with Section 357) to Chapter 2.3 of Part 1 of Division 1 of the Public Utilities Code, relating to public utilities.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Higher Education, on January 22, 2001, at 1:30 p.m.;

Select Committee on School Safety, January 20, 2001, at 10 a.m.

CAUCUS ANNOUNCEMENTS

At 3:17 p.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 Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 3:18 p.m., Assistant Speaker pro Tempore Kehoe declared the Assembly recessed.

RECONVENED

At 9:02 p.m., the Assembly reconvened.

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

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 Bill Campbell.

MESSAGES FROM THE SENATE

Senate Chamber, January 17, 2001

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

Assembly Bill No. 5

Assembly Bill No. 6

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate

By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Upon request of Assembly Member Shelley, Assembly Member Keeley was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 5, without reference to file.

ASSEMBLY BILL NO. 5 (Keeley)—An act to amend Sections 335 and 341.2 of, to add Sections 352 and 352.5 to, and to repeal and add Section 337 of, the Public Utilities Code, relating to public utilities, 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

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

NOES—6

Cogdill	La Suer	Strickland
Hollingsworth	Mountjoy	Wyman

Above bill ordered enrolled immediately.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Upon request of Assembly Member Shelley, Assembly Member Dutra was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 6, without reference to file.

ASSEMBLY BILL NO. 6 (Dutra)—An act to amend Sections 216, 330, and 377 of the Public Utilities Code, relating to public utilities, 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—63

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

NOES—5

Cogdill	La Suer	Wyman
Hollingsworth	Mountjoy	

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—63

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

NOES—5

Cogdill	La Suer	Wyman
Hollingsworth	Mountjoy	

Above bill ordered enrolled immediately.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 9:08 p.m., Assistant Speaker pro Tempore Kehoe declared the quorum call of the Assembly dispensed with.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 17, 2001

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 on the 17th day of January, 2001, at 9:45 p.m.

E. DOTSON WILSON, Chief Clerk

ADJOURNMENT

At 9:45 p.m., the Assembly adjourned until 8:30 a.m., Thursday, January 18, 2001.

ROBERT M. HERTZBERG, Speaker

PAM CAVILEER, Minute Clerk

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