

CALIFORNIA LEGISLATURE
2001-02 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, January 18, 2001
NINTH SESSION DAY
SIXTEENTH 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
Thursday, January 18, 2001

The Assembly met at 9 a.m.

Hon. Fred Keeley, 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—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

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Keeley, the following prayer was offered by Assembly Member John Campbell, of the 70th Assembly District:

Heavenly Father, We ask Your blessing on all assembled here today, and on our work for the good and welfare of others. Give to all public servants eyes to behold Your truth, a seeing sense to know what is right and the genuine concern for the good of others. In Your goodness and love grant these blessings.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Keeley, Assembly Member Matthews 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 Kehoe, seconded by Assembly Member Bill Campbell.

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.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 18, 2001

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 6

And reports the same correctly enrolled, and presented to the Governor on the 18th day of January, 2001, at 9:30 a.m.

E. DOTSON WILSON, Chief Clerk

RECESS

By unanimous consent, at 9:02 a.m., Speaker pro Tempore Keeley declared the Assembly recessed.

RECONVENED

At 9:34 p.m., the Assembly reconvened.

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

MESSAGES FROM THE SENATE

Senate Chamber, January 18, 2001

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

Senate Bill No. 7

GREG P. SCHMIDT, 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. 7—An act to add and repeal Section 200 of the Water Code, relating to public utilities, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 9:34 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.

RECESS

By unanimous consent, at 9:34 p.m., Assistant Speaker pro Tempore Kehoe declared the Assembly recessed.

RECONVENED

At 9:37 p.m., the Assembly reconvened.

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

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>	<i></i>
7	----- E.C. & A.

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 at this time for the purpose of hearing Senate Bill No. 7 and that the Committee on Appropriations then be permitted to meet for the purpose of hearing Senate Bill No. 7, pending re-referral.

COMMUNICATIONS

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

January 12, 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 Assemblymember Wilma Chan to replace Assemblymember Gloria Romero on the Committee on Appropriations for the 1st Extraordinary Session for today's hearing only.

Sincerely,

ROBERT M. HERTZBERG
 Speaker of the Assembly

RECESS

By unanimous consent, at 9:37 p.m., Assistant Speaker pro Tempore Kehoe declared the Assembly recessed.

RECONVENED

At 10:23 p.m., the Assembly reconvened.

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

REPORTS OF STANDING COMMITTEES
Committee on Energy Costs and Availability

Date of Hearing: January 18, 2001

Mr. Speaker: Your Committee on Energy Costs and Availability reports:

Senate Bill No. 7

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 18, 2001

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 7

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bill ordered to second reading.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Keeley.

Resolved, That Senate Bill No. 7 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—71

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

NOES—None

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

Second Reading of Senate Bill No. 7

SENATE BILL NO. 7—An act to add and repeal Section 200 of the Water Code, relating to public utilities, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

CONSIDERATION OF SENATE BILL NO. 7 BY UNANIMOUS CONSENT

Assembly Member Keeley was granted unanimous consent to take up Senate Bill No. 7, without reference to file, for purpose of consideration at this time.

SENATE BILL NO. 7 (Burton)—An act to add and repeal Section 200 of the Water Code, relating to public utilities, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Keeley.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—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

NOES—None

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—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

NOES—None

Bill ordered transmitted to the Senate immediately.

MOTION TO ADJOURN

At 10:42 p.m., Assembly Member Shelley moved that the Assembly do now adjourn.

Assembly Member Bill Campbell seconded the motion.

Motion carried.

COMMITTEE MEETING ANNOUNCEMENTS

Assistant Speaker pro Tempore Kehoe announced that the Senate Committee on Energy, Utilities and Communications would meet tomorrow at 10:30 a.m.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 10:42 p.m., Assistant Speaker pro Tempore Kehoe declared the quorum call of the Assembly dispensed with.

ADJOURNMENT

At 10:42 p.m., pursuant to the motion by Assembly Member Shelley, the Assembly adjourned until Monday, January 22, 2001, upon Call of the Speaker.

ROBERT M. HERTZBERG, Speaker

PAM CAVILEER, Minute Clerk