

CALIFORNIA LEGISLATURE  
2001-02 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Tuesday, January 23, 2001**

**TWELFTH SESSION DAY**

**FIFTY-FIRST CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Tuesday, January 23, 2001

The Assembly met at 11:41 a.m.

Hon. Robert M. Hertzberg, Speaker of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Brian S. Ebbert reading.

#### ROLL CALL

The following were placed upon the morning roll call—77:

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

Quorum present.

**At 2:25 p.m., Hon. Dennis Mountjoy, 59th 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 Member Romero.*

*Because of illness: Assembly Member Wesson.*

**EXPLANATIONS OF ABSENCE**

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

January 23, 2001

*The Honorable Robert Hertzberg*  
*Speaker of the Assembly*  
*State Capitol, Room 219*  
*Sacramento, California*

Dear Mr. Speaker: I am requesting to be excused from check-in Session on Tuesday, January 23, 2001 to attend to legislative business in my District.

Thank you for your consideration of this request. If you should have any questions regarding this matter, please do not hesitate to contact me.

Sincerely,

DR. GLORIA ROMERO, Assembly Member  
 Forty-ninth District

**COMMUNICATIONS**

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

**Further Explanation of Absence—January 19–21, 2001**

January 19, 2001

*The Honorable Robert Hertzberg*  
*Speaker of the Assembly*  
*State Capitol, Room 219*  
*Sacramento, California*

Dear Mr. Speaker: I respectfully request to be excused from any Session Friday, Saturday and Sunday, January 19, 20 and 21. I will be attending the Inauguration, therefore it's personal business and I will be waiving per-diem.

Thank you for your attention to this matter. If you have any questions, please call Diana Knoles in my office at 319-2071.

Sincerely,

BILL CAMPBELL  
 Assembly Republican Leader

**Further Explanation of Absence—January 19–21, 2001**

January 23, 2001

*The Honorable Robert M. Hertzberg*  
*Speaker of the Assembly*  
*California State Assembly*  
*State Capitol Room 219*  
*Sacramento, California*

Dear Mr. Speaker: I respectfully request that I be allowed to waive my per diem from Friday, January 19, 2001 through Sunday, January 21, 2001. I was on personal business.

Thank you in advance for your consideration of this request. If you should have any questions, please contact my office at 319-2075.

Sincerely,

CHARLENE ZETTEL, Assembly Member  
 Seventy-fifth District

January 8, 2001

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

RE: Reappointment of Father Gregory J. Boyle to Commission on Juvenile Justice, Crime and Delinquency Prevention.

Dear Mr. Wilson: Please be advised I have reappointed Father Gregory J. Boyle to the Commission on Juvenile Justice, Crime and Delinquency Prevention. This is a pleasure appointment starting January 8, 2001.

Very truly yours,

ROBERT M. HERTZBERG  
Speaker of the Assembly

January 12, 2001

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

RE: Appointment of Mustapha Sesay to Structural Pest Control Board

Dear Mr. Wilson: Please be advised I have appointed Mr. Mustapha Sesay to the Structural Pest Control Board. This is a term appointment starting January 12, 2001 and the expiration date is June 1, 2004. Mr. Sesay will be replacing Mr. Glen Hellyer.

Very truly yours,

ROBERT M. HERTZBERG  
Speaker of the Assembly

January 12, 2001

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

RE: Appointment of Tyree O. Wieder to Regents Selection Advisory Committee

Dear Mr. Wilson: Please be advised I have appointed Ms. Tyree O. Wieder to the Regents Selection Advisory Committee. This is a term appointment starting January 12, 2001 and the expiration date is November 6, 2004. Ms. Wieder will be replacing Mr. Edward Kashian.

Very truly yours,

ROBERT M. HERTZBERG  
Speaker of the Assembly

January 12, 2001

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

RE: Reappointment of Daniel W. Hancock  
to Milton Marks "Little Hoover" Commission on  
California State Government Organization and Economy

Dear Mr. Wilson: Please be advised I have reappointed Mr. Daniel W. Hancock to the Milton Marks "Little Hoover" Commission on California State Government Organization and Economy. This is a term appointment starting January 12, 2001 and the expiration date is January 1, 2005.

Very truly yours,

ROBERT M. HERTZBERG  
Speaker of the Assembly

January 18, 2001

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

RE: Reappointment of Chief Arturo Venegas  
to California Council on Criminal Justice

Dear Mr. Wilson: Please be advised I have reappointed Chief Arturo Venegas to the California Council on Criminal Justice as my representative of Chiefs of Police. This is a pleasure appointment starting January 18, 2001.

Very truly yours,

ROBERT M. HERTZBERG  
Speaker of the Assembly

January 19, 2001

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

RE: Appointment of Jerold B. Neuman  
to State Board of Architectural Examiners

Dear Mr. Wilson: Please be advised I have appointed Mr. Jerold B. Neuman to the State Board of Architectural Examiners. This is a term appointment starting January 18, 2001 and the expiration date is June 1, 2003. Mr. Neuman will be replacing Mr. Frank Williams.

Very truly yours,

ROBERT M. HERTZBERG  
Speaker of the Assembly

**INTRODUCTION AND FIRST READING OF  
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

**ASSEMBLY BILL NO. 133—Alquist.** An act to amend Section 65080 of the Government Code, relating to vehicles.

**ASSEMBLY BILL NO. 134—Kelley.** An act to amend Section 12944.7 of the Water Code, relating to water.

**ASSEMBLY BILL NO. 135—Havice.** An act to amend Sections 22134, 22136, 22820, 24411, 24412, 24415, 24416, and 24417 of, and to repeal Sections 22134.5, 22135, and 22136.5 of, the Education Code, relating to state teachers' retirement.

**ASSEMBLY BILL NO. 136—Corbett (Principal coauthor: Runner).** An act to amend Section 241 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

**SPECIAL COMMITTEE MEETINGS**

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

Assembly Committees on Human Services, Public Safety, and Judiciary to convene jointly with Senate Committees on Health and Human Services, Public Safety, and Judiciary, on March 7, 2001, at 1:30 p.m.

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned until 8:30 a.m., Thursday, January 25, 2001 or upon Call of the Speaker.

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ROBERT M. HERTZBERG, Speaker

PAM CAVILEER, Minute Clerk