

CALIFORNIA LEGISLATURE  
2001-02 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, February 1, 2001**  
**SEVENTEENTH SESSION DAY**  
**SIXTIETH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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.

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Thursday, February 1, 2001

The Assembly met at 11 a.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 Wayne moved a quorum call of the Assembly.

Motion carried. Time, 11:01 a.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 12:27 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—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	

**PRAYER**

The following prayer was offered by Assistant Speaker pro Tempore Kehoe:

(Assembly Prayers, 1972, p. 72)

*Eternal Are Your Mercies,*

Your grace sustains us throughout every difficulty and supplies our needy hearts with encouragement. Give us wisdom for the work that is before us. Calm our attitudes; bless us with strength to do the work of this new day.—AMEN.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Assistant Speaker pro Tempore Kehoe, Assembly Member Leslie 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 Dickerson.

**COMMUNICATIONS**

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

February 1, 2001

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

RE: Appointment of Jackie Goldberg  
to Domestic Violence Program Advisory Council

Dear Mr. Wilson: Please be advised I have appointed Assemblymember Jackie Goldberg to the Domestic Violence Program Advisory Council. This is a pleasure appointment starting February 1, 2001.

Very truly yours,

ROBERT M. HERTZBERG  
Speaker of the Assembly

January 3, 2001

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

Dear Mr. Wilson: This letter is to confirm the appointment of the following Members to the following Caucus positions whom will serve as such in the Regular Session.

Keith Richman, Whip

Anthony Pescetti, Caucus Chair and Assistant  
Republican Leader

Dave Cox, Assistant Republican Leader

John Campbell, Assistant Republican Leader

Mike Briggs, Assistant Republican Leader

Thank you for your consideration in this matter. Please contact Richard Costigan III or Bob Becker in my capitol office at 319-2071 if you have any further questions.

Very truly yours,

BILL CAMPBELL

Assembly Republican Leader

**SPECIAL COMMITTEE MEETINGS**

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

Health, on February 15, 2001; Judiciary, on February 15, 2001.

**RESOLUTIONS**

The following resolution was offered:

**ASSEMBLY JOINT RESOLUTION NO. 6—Havice.** Relative to the defense industry.

**REFERENCE OF BILLS TO COMMITTEE**

Pursuant to the Assembly Rules, the following bills were referred to committee:

*Assembly**Bill No.**Committee*

<b>1</b> -----	U. & C.
<b>3</b> -----	L. Gov.
<b>4</b> -----	Pub. S.
<b>5</b> -----	Ins.
<b>6</b> -----	Ed.
<b>7</b> -----	Rev. & Tax.
<b>8</b> -----	H. & C.D.
<b>9</b> -----	Ed. and Pub. S.
<b>10</b> -----	Rev. & Tax.
<b>11</b> -----	Agri.
<b>12</b> -----	Ed.
<b>13</b> -----	J., E.D. & E. and Rev. & Tax.
<b>14</b> -----	Ed.
<b>16</b> -----	Ed. and Higher Ed.
<b>17</b> -----	Rev. & Tax.
<b>19</b> -----	Trans.
<b>20</b> -----	Aging & L.T.C.

22	Pub. S.
23	Pub. S.
24	Health
26	Rev. & Tax.
28	E.,R. & C.A.
30	U. & C.
31	J., E.D. & E.
32	Health
34	G.O.
35	Pub. S.
36	Jud.
37	Rev. & Tax.
38	L. Gov.
39	Rev. & Tax.
41	Pub. S.
42	Health
44	Rev. & Tax.
45	E.,R. & C.A.
46	J., E.D. & E.
47	Ed.
48	Health
50	Ed.
53	Nat. Res.
54	G.O.
57	U. & C.
58	U. & C.
59	Health
60	Trans.
61	E.S. & T.M.
62	Nat. Res.
63	Rev. & Tax.
64	Rev. & Tax.
65	Ed.
66	G.O.
67	Trans.
68	Health
69	U. & C. and Nat. Res.
70	G.O.
74	Pub. S.
75	Ed.
76	Higher Ed.
77	Pub. S.
78	Pub. S.
79	Ed.
81	Rev. & Tax.
82	Higher Ed.
85	Hum. S.
87	Higher Ed.
90	Ed.
91	Rev. & Tax.
92	Jud.
94	U. & C.
95	Budget
96	Ed.

97 ----- Pub. S.  
 98 ----- Pub. S.  
 99 ----- Ed.  
 100 ----- L. Gov.  
 101 ----- Health  
 102 ----- Pub. S.  
 103 ----- P.E.,R. & S.S.  
 106 ----- Rev. & Tax.  
 107 ----- Trans.  
 110 ----- Rev. & Tax.  
 111 ----- P.E.,R. & S.S.  
 113 ----- B. & P.  
 114 ----- H. & C.D.  
 115 ----- Rls.

*Assembly Constitutional*

<i>Amendment No.</i>	<i>Committee</i>
1 -----	Jud.

*Assembly Concurrent*

<i>Resolution No.</i>	<i>Committee</i>
14 -----	Rls.
15 -----	Rls.

**AUTHOR'S AMENDMENTS**  
**Committee on Natural Resources**

February 1, 2001

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Assembly Bill No. 62

With author's amendments with the recommendation: Amend, and re-refer to the committee.

WAYNE, Chairman

**ASSEMBLY BILL NO. 62**—An act relating to oaks, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

**REPORTS OF STANDING COMMITTEES**  
**Committee on Rules**

Date of Hearing: February 1, 2001

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 14

Assembly Concurrent Resolution No. 15

With the recommendation: Be adopted.

CARDOZA, Chairman

Above resolutions ordered on file.

**MESSAGES FROM THE SENATE**

Senate Chamber, February 1, 2001

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

Senate Bill No. 14

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. 14**—An act to make an appropriation in augmentation of Items 9840-001-0001, 9840-001-0494, and 9840-001-0988 of Section 2.00 of the Budget Act of 1999, and of Item 9100-101-0001 of Section 2.00 of the Budget Act of 2000, relating to fiscal affairs, to take effect immediately as an appropriation for the usual current expenses of the state.

**CAUCUS ANNOUNCEMENTS**

At 12:40 p.m., Assembly Member Bill Campbell was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

**RECESS**

By unanimous consent, at 12:40 p.m., Assistant Speaker pro Tempore Kehoe declared the Assembly recessed.

**RECONVENED**

At 1:32 p.m., the Assembly reconvened.

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

**At 1:32 p.m., Assistant Speaker pro Tempore Christine Kehoe,  
76th District, presiding**

**RECESS**

By unanimous consent, at 1:32 p.m., Assistant Speaker pro Tempore Kehoe declared the Assembly recessed.

**RECONVENED**

At 1:56 p.m., the Assembly reconvened.

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

**ADJOURN IN MEMORY**

Assembly Member Canciamilla was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Elaine Null, of Bay Point.

Assembly Members Cox and Pescetti were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of William A. Craib, of Citrus Heights.

**REQUEST FOR UNANIMOUS CONSENT**

Speaker Hertzberg and Assembly Member Wayne were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Charlene Lynn, of Houston, Texas.

**ADJOURN IN MEMORY**

Assembly Member Kehoe was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Judge Earl Gilliam, of San Diego.

Assembly Members Pescetti, Cox, and Leslie were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of John Carlson, of Sacramento.

Assembly Member Wayne was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Joyce Mulligan, of San Diego.

Assembly Member Wesson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Allene Driver, of Los Angeles; Bessie Jolly Taylor, of Los Angeles; and Helen Wolkowitz, of Culver City.

#### **MOTION TO ADJOURN**

At 1:56 p.m., Assembly Member Shelley moved that the Assembly do now adjourn.

Assembly Member Bill Campbell seconded the motion.

#### **REMARKS ON CONDITION OF THE FILE**

Assembly Member Mountjoy arose to speak on the condition of the file.

#### **FURTHER CONSIDERATION OF MOTION TO ADJOURN**

The question being on the motion of Assembly Member Shelley that the Assembly adjourn.

Motion carried.

#### **QUORUM CALL OF THE ASSEMBLY DISPENSED WITH**

At 1:56 p.m., Assistant Speaker pro Tempore Kehoe declared the quorum call of the Assembly dispensed with.

#### **ADJOURNMENT**

At 3 p.m., pursuant to the motion by Assembly Member Shelley, the Assembly adjourned until noon, Monday, February 5, 2001, out of respect to the memory of William A. Craib, on motion of Assembly Members Cox and Pescetti; out of respect to the memory of Charlene Lynn, on motion of Speaker Hertzberg and Assembly Member Wayne; out of respect to the memory of Judge Earl Gilliam, on motion of Assembly Member Kehoe; out of respect to the memory of John Carlson, on motion of Assembly Members Pescetti, Cox, and Leslie; out of respect to the memory of Joyce Mulligan, on motion of Assembly Member Wayne; and out of respect to the memory of Allene Driver, Bessie Jolly Taylor, and Helen Wolkowitz, on motion of Assembly Member Wesson.

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ROBERT M. HERTZBERG, Speaker

PAM CAVILEER, Minute Clerk



**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON FEBRUARY 1, 2001**

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

**AB RN**

62 0104253

**Daily Total: 1**

**Cumulative Total: 2**

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