

CALIFORNIA LEGISLATURE  
2001-02 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, March 8, 2001**  
**THIRTY-FIFTH SESSION DAY**  
**NINETY-FIFTH 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, March 8, 2001

The Assembly met at 8:36 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.

#### Quorum Call of the Assembly

Assembly Member Dutra moved a quorum call of the Assembly.

Motion carried. Time, 8:36 a.m.

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

#### Quorum Present

At 8:46 a.m., Speaker pro Tempore Keeley declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—77:

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

**PRAYER**

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

In his book *The Lower Depths*, Maxim Gorky observed: "When work is a pleasure, life is a joy! When work is an obligation, life is slavery!"

Work in and of itself is neither good nor bad, neither drudgery nor meaningful. How we perceive our relationship with our work is what defines its worth to us.

The capacity to work, that is, an individual's sense that they can create or build through their own actions produces more than money. It allows us to produce within ourselves a state of well being, esteem, and a freedom of spirit.

May the Holy One of Blessing help us find joy through our work, and to use our work to create opportunities for others. May this be God's will.—AMEN.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Speaker pro Tempore Keeley, Assembly Member Strom-Martin 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 Vargas, 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:

*Because of illness in the family: Assembly Members Hertzberg and Horton.*

**COMMUNICATIONS**

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

February 27, 2001

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

RE: Reappointment of Hannah-Beth Jackson and Fred Keeley to State Coastal Conservancy

Dear Mr. Wilson: Please be advised I have reappointed Assemblymember Hannah-Beth Jackson and Assemblymember Fred Keeley to the State Coastal Conservancy. These are pleasure appointments starting February 27, 2001.

Very truly yours,

ROBERT M. HERTZBERG  
Speaker of the Assembly

February 27, 2001

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

RE: Reappointment of Alan Lowenthal  
to Mobilehome Park Inspection Program Task Force

Dear Mr. Wilson: Please be advised I have reappointed Assemblymember Alan Lowenthal to the Mobilehome Park Inspection Program Task Force. This is a pleasure appointment starting February 27, 2001.

Very truly yours,

ROBERT M. HERTZBERG  
Speaker of the Assembly

February 27, 2001

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

RE: Reappointment of Howard Wayne  
to California Law Revision Commission

Dear Mr. Wilson: Please be advised I have reappointed Assemblymember Howard Wayne to the California Law Revision Commission. This is a pleasure appointment starting February 27, 2001.

Very truly yours,

ROBERT M. HERTZBERG  
Speaker of the Assembly

February 27, 2001

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

RE: Reappointment of Howard Wayne  
to Commission on Uniform State Laws

Dear Mr. Wilson: Please be advised I have reappointed Assemblymember Howard Wayne to the Commission on Uniform State Laws. This is a pleasure appointment starting February 27, 2001.

Very truly yours,

ROBERT M. HERTZBERG  
Speaker of the Assembly

February 27, 2001

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

RE: Reappointment of William A. Burke  
to South Coast Air Quality Management District Board

Dear Mr. Wilson: Please be advised I have reappointed Dr. William A. Burke to the South Coast Air Quality Management District Board. This is a term appointment starting January 15, 2002 and the expiration date is January 15, 2006.

Very truly yours,

ROBERT M. HERTZBERG  
Speaker of the Assembly

March 7, 2001

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

RE: Appointment of Fran Pavley  
to Santa Monica Mountains Conservancy

Dear Mr. Wilson: Please be advised I have appointed Assemblymember Fran Pavley to the Santa Monica Mountains Conservancy. This is a pleasure appointment starting March 7, 2001.

Very truly yours,

ROBERT M. HERTZBERG  
Speaker of the Assembly

February 21, 2001

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

RE: Appointment of Lou Correa  
to Commission of the Californias

Dear Mr. Wilson: Please be advised I have appointed Assemblymember Lou Correa to the Commission of the Californias. This is a pleasure term appointment starting February 21, 2001 and the expiration date is February 21, 2005.

Very truly yours,

ROBERT M. HERTZBERG  
Speaker of the Assembly

March 8, 2001

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

Re: Select Committee on Low Performing Schools

Dear Dotson: This is to advise you that I have appointed the following members to the Select Committee on Low Performing Schools:

Assemblymember Manny Diaz  
Assemblymember Marco Firebaugh  
Assemblymember Jackie Goldberg  
Assemblymember Jerome Horton  
Assemblymember Dave Kelley  
Assemblymember Carol Liu  
Assemblymember Sarah Reyes  
Assemblymember Simon Salinas  
Assemblymember Virginia Strom-Martin  
Assemblymember Mark Wyland  
Assemblymember Charlene Zettel

Sincerely,

ROBERT M. HERTZBERG  
Speaker of the Assembly

March 8, 2001

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

Re: Select Committee on Agricultural Imports & Exports

Dear Dotson: This is to advise you that I have appointed the following members to the Select Committee on Agricultural Imports and Exports:

Assemblymember Mike Briggs  
Assemblymember Abel Maldonado  
Assemblymember Jenny Oropeza  
Assemblymember Carl Washington  
Assemblymember Howard Wayne

Sincerely,

ROBERT M. HERTZBERG  
Speaker of the Assembly

March 8, 2001

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

Re: Select Committee on California Indian Nations

Dear Dotson: This is to advise you that I have appointed the following members to the Select Committee on California Indian Nations:

Assemblymember Mike Briggs  
Assemblymember Dennis Cardoza  
Assemblymember Ed Chavez  
Assemblymember Dick Dickerson  
Assemblymember Dean Florez  
Assemblymember Helen Thomson  
Assemblymember Carl Washington  
Assemblymember Herb Wesson  
Assemblymember Charlene Zettel

Sincerely,

ROBERT M. HERTZBERG  
Speaker of the Assembly

March 8, 2001

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

Re: Select Committee on California-Mexico Affairs

Dear Dotson: This is to advise you that I have appointed the following members to the Select Committee on California-Mexico Affairs:

Assemblymember Wilma Chan  
Assemblymember Ellen Corbett  
Assemblymember Lou Correa  
Assemblymember Dave Kelley  
Assemblymember Abel Maldonado  
Assemblymember Jenny Oropeza  
Assemblymember Robert Pacheco  
Assemblymember Sarah Reyes  
Assemblymember Juan Vargas  
Assemblymember Charlene Zettel

Sincerely,

ROBERT M. HERTZBERG  
Speaker of the Assembly

March 8, 2001

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

Re: Select Committee on Coastal Protection

Dear Dotson: This is to advise you that I have appointed the following members to the Select Committee on Coastal Protection:

Assemblymember Dion Aroner  
Assemblymember Patricia Bates  
Assemblymember Fred Keeley  
Assemblymember Abel Maldonado  
Assemblymember Carole Migden  
Assemblymember George Nakano  
Assemblymember Virginia Strom-Martin  
Assemblymember Howard Wayne  
Assemblymember Mark Wyland

Sincerely,

ROBERT M. HERTZBERG  
Speaker of the Assembly

March 8, 2001

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

Re: Select Committee on Compton Unified School District

Dear Dotson: This is to advise you that I have appointed the following members to the Select Committee on Compton Unified School District:

Assemblymember Jackie Goldberg  
Assemblymember Bill Leonard  
Assemblymember Rod Pacheco  
Assemblymember Virginia Strom-Martin  
Assemblymember Herb Wesson

Sincerely,

ROBERT M. HERTZBERG  
Speaker of the Assembly



March 8, 2001

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

Re: Select Committee on Entertainment and the Arts

Dear Dotson: This is to advise you that I have appointed the following members to the Select Committee on Entertainment and the Arts:

Assemblymember Lynn Daucher  
Assemblymember Dario Frommer  
Assemblymember Carol Liu  
Assemblymember Abel Maldonado  
Assemblymember Fran Pavley  
Assemblymember Simon Salinas  
Assemblymember Herb Wesson

Sincerely,

ROBERT M. HERTZBERG  
Speaker of the Assembly

March 8, 2001

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

Re: Select Committee on the Housing in the Silicon Valley

Dear Dotson: This is to advise you that I have appointed the following members to the Select Committee on Housing in the Silicon Valley:

Assemblymember Rebecca Cohn  
Assemblymember Alan Lowenthal  
Assemblymember Joe Nation  
Assemblymember George Runner  
Assemblymember Simon Salinas  
Assemblymember Charlene Zettel

Sincerely,

ROBERT M. HERTZBERG  
Speaker of the Assembly

March 8, 2001

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

Re: Select Committee on the Protection of Inland Waterways

Dear Dotson: This is to advise you that I have appointed the following members to the Select Committee on the Protection of Inland Waterways:

Assemblymember Dion Aroner  
Assemblymember Mike Briggs  
Assemblymember Dennis Cardoza  
Assemblymember Dick Dickerson  
Assemblymember Dean Florez  
Assemblymember Lynne Leach  
Assemblymember Virginia Strom-Martin  
Assemblymember Helen Thomson

Sincerely,

ROBERT M. HERTZBERG  
Speaker of the Assembly

March 8, 2001

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

Re: Select Committee on Rural Economic Development

Dear Dotson: This is to advise you that I have appointed the following members to the Select Committee on Rural Economic Development:

Assemblymember Sam Aanestad  
Assemblymember Mike Briggs  
Assemblymember Dennis Cardoza  
Assemblymember Dick Dickerson  
Assemblymember Dean Florez  
Assemblymember Sarah Reyes

Sincerely,

ROBERT M. HERTZBERG  
Speaker of the Assembly

March 8, 2001

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

Re: Select Committee on Aerospace Industry

Dear Dotson: This is to advise you that I have appointed the following members to the Select Committee on Aerospace Industry:

Assemblymember Elaine Alquist  
Assemblymember Ellen Corbett  
Assemblymember John Dutra  
Assemblymember Alan Lowenthal  
Assemblymember George Runner  
Assemblymember Juan Vargas  
Assemblymember Phil Wyman

Sincerely,

ROBERT M. HERTZBERG  
Speaker of the Assembly

March 8, 2001

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

Re: Select Committee on  
the San Gabriel Valley Groundwater Contamination

Dear Dotson: This is to advise you that I have appointed the following members to the Select Committee on the San Gabriel Valley Groundwater Contamination:

Assemblymember Ed Chavez  
Assemblymember Lynn Daucher  
Assemblymember Dean Florez  
Assemblymember Dario Frommer  
Assemblymember Hannah-Beth Jackson  
Assemblymember Phil Wyman

Sincerely,

ROBERT M. HERTZBERG  
Speaker of the Assembly

March 8, 2001

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

Re: Select Committee on the Alameda Corridor East

Dear Dotson: This is to advise you that I have appointed the following members to the Select Committee on the Alameda Corridor East:

Assemblymember Ed Chavez  
Assemblymember Lynn Daucher  
Assemblymember John Dutra  
Assemblymember John Longville  
Assemblymember Dennis Mountjoy  
Assemblymember Robert Pacheco

Sincerely,

ROBERT M. HERTZBERG  
Speaker of the Assembly

March 8, 2001

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

Re: Select Committee on Transportation Congestion Relief

Dear Dotson: This is to advise you that I have appointed the following members to the Select Committee on Transportation Congestion Relief:

Assemblymember Patricia Bates  
Assemblymember Joe Canciamilla  
Assemblymember Gil Cedillo  
Assemblymember John Dutra  
Assemblymember Bill Leonard  
Assemblymember John Longville  
Assemblymember Fran Pavley  
Assemblymember Simon Salinas  
Assemblymember Mark Wyland  
Assemblymember Charlene Zettel

Sincerely,

ROBERT M. HERTZBERG  
Speaker of the Assembly

March 8, 2001

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

Re: Select Committee on Workforce Investment

Dear Dotson: This is to advise you that I have appointed the following members to the Select Committee on Workforce Investment:

Assemblymember Dave Cox  
Assemblymember Lynn Daucher  
Assemblymember Manny Diaz  
Assemblymember Jerome Horton  
Assemblymember Lynne Leach  
Assemblymember Carol Liu  
Assemblymember Anthony Pescetti  
Assemblymember Sarah Reyes  
Assemblymember Virginia Strom-Martin  
Assemblymember Rod Wright

Sincerely,

ROBERT M. HERTZBERG  
Speaker of the Assembly

March 8, 2001

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

Re: Select Committee on California Wine

Dear Dotson: This is to advise you that I have appointed the following members to the Select Committee on California Wine:

Assemblymember Sam Aanestad  
Assemblymember Joe Canciamilla  
Assemblymember Dennis Cardoza  
Assemblymember Ed Chavez  
Assemblymember Richard Dickerson  
Assemblymember Marco Firebaugh  
Assemblymember Dean Florez  
Assemblymember Dario Frommer  
Assemblymember Hannah-Beth Jackson  
Assemblymember Tim Leslie  
Assemblymember John Longville  
Assemblymember Abel Maldonado

Assemblymember Anthony Pescetti  
 Assemblymember Sarah Reyes  
 Assemblymember Simon Salinas  
 Assemblymember Virginia Strom-Martin  
 Assemblymember Helen Thomson  
 Assemblymember Herb Wesson  
 Assemblymember Rod Wright

Sincerely,

ROBERT M. HERTZBERG  
 Speaker of the Assembly

March 8, 2001

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

Re: Select Committee on the Aging of the Baby Boomers

Dear Dotson: This is to advise you that I have appointed the following members to the Select Committee on the Aging of the Baby Boomers:

Assemblymember Patricia Bates  
 Assemblymember Dave Cox  
 Assemblymember Dario Frommer  
 Assemblymember Carol Liu  
 Assemblymember Keith Richman  
 Assemblymember Patricia Wiggins

Sincerely,

ROBERT M. HERTZBERG  
 Speaker of the Assembly

#### **ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, March 8, 2001

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:  
 Assembly Concurrent Resolution No. 31  
 And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

Assembly Chamber, March 8, 2001

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:  
 Assembly Bill No. 19  
 Assembly Bill No. 27  
 Assembly Bill No. 64  
 And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

**REFERENCE OF BILLS TO COMMITTEE**

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

*Assembly*

<i>Bill No.</i>	<i>Committee</i>
248	B. & P.
288	B. & F.
392	B. & F. and Ins.
459	B. & F.
491	Jud.
490	H. & C.D.
544	B. & F.
549	U. & C.
559	Health and Ed.
589	L. Gov.
598	Higher Ed.
600	H. & C.D. and Jud.
603	B. & P.
605	Agri.
606	P.E.,R. & S.S.
607	P.E.,R. & S.S.
608	Trans.
609	B. & F. and L. Gov.
610	B. & F. and L. Gov.
611	J., E.D. & E.
612	Ed.
613	L. Gov.
614	G.O.
615	Ed.
616	P.E.,R. & S.S.
622	Higher Ed.
624	G.O.
625	J., E.D. & E.
626	J., E.D. & E.
627	J., E.D. & E.
630	Trans.
631	Trans.
632	E.,R. & C.A.
634	Ed.
635	Trans.
636	Hum. S.
637	H. & C.D.
640	Nat. Res.
641	Rev. & Tax.
642	G.O.
643	H. & C.D.
644	Health
645	Rev. & Tax.
646	Rev. & Tax.
648	Health
650	Pub. S. and Health
652	Higher Ed.
656	Health
657	P.E.,R. & S.S.

658	-----	P.E.,R. & S.S.
659	-----	Pub. S.
660	-----	Rev. & Tax.
661	-----	H. & C.D.
662	-----	L. & E.
663	-----	Ins.
665	-----	Rev. & Tax.
666	-----	Trans.
667	-----	E.,R. & C.A.
668	-----	Health
669	-----	Pub. S.
670	-----	L. Gov.
671	-----	Nat. Res.
672	-----	G.O.
673	-----	Pub. S.
674	-----	L. Gov.
675	-----	Pub. S.
676	-----	Ed.
677	-----	Jud. and Trans.
679	-----	W.,P. & W. and Jud.
682	-----	L. Gov.
684	-----	B. & F.
685	-----	Hum. S.
686	-----	Health
687	-----	Health
688	-----	Health
689	-----	Higher Ed. and Jud.
690	-----	E.,R. & C.A.
693	-----	E.,R. & C.A.
694	-----	Rev. & Tax.
695	-----	Rev. & Tax.
696	-----	E.,R. & C.A.
701	-----	Pub. S.
702	-----	E.S. & T.M.
703	-----	Pub. S.
704	-----	J., E.D. & E.
705	-----	Jud.
706	-----	E.,R. & C.A.
707	-----	Higher Ed.
708	-----	Health
710	-----	Trans.
711	-----	E.S. & T.M.
712	-----	E.S. & T.M.
713	-----	Nat. Res.
714	-----	B. & F.
715	-----	Nat. Res.
718	-----	H. & C.D.
719	-----	E.,R. & C.A.
721	-----	Ed.
722	-----	Ed.
724	-----	Ed.
726	-----	Higher Ed.
727	-----	Rev. & Tax.
731	-----	Jud.



732	Jud.
733	E.,R. & C.A.
736	P.E.,R. & S.S.
737	B. & P.
738	Rev. & Tax.
741	Ed.
745	L. Gov.
746	Pub. S.
747	G.O.
750	H. & C.D.
752	Jud.
753	Hum. S.
754	Jud.
756	Pub. S.
757	Pub. S.
758	Pub. S.
760	Ed.
761	B. & P.
762	G.O.
764	Ed.
765	Pub. S.
767	Hum. S.
768	Ed.
770	Trans.
773	L. & E.
774	L. & E.
775	Pub. S.
776	W.,P. & W.
778	Health
779	Jud.
782	W.,P. & W.
783	B. & P.
784	Jud.
785	Jud.
787	L. Gov.
789	Health
790	Rev. & Tax.
791	E.S. & T.M.
792	Higher Ed.
800	L. & E. and Jud.
801	Agri.
802	Nat. Res.
807	H. & C.D.
808	Pub. S.
809	Health
810	L. Gov.
811	Rev. & Tax.
813	Rev. & Tax.
816	Rev. & Tax.
817	G.O.
821	Pub. S.
823	Pub. S. and Trans.
824	P.E.,R. & S.S.
826	Health

<b>830</b>	-----	Aging & L.T.C.
<b>831</b>	-----	P.E.,R. & S.S.
<b>833</b>	-----	Ed.
<b>836</b>	-----	U. & C.
<b>839</b>	-----	B. & P.
<b>840</b>	-----	Jud.
<b>841</b>	-----	Trans.
<b>843</b>	-----	Health
<b>846</b>	-----	Pub. S.
<b>847</b>	-----	Rev. & Tax.
<b>848</b>	-----	E.,R. & C.A.
<b>1289</b>	-----	Jud. and B. & F.

*Assembly Concurrent*

<i>Resolution No.</i>		<i>Committee</i>
<b>32</b>	-----	Trans.

*Assembly Joint*

<i>Resolution No.</i>		<i>Committee</i>
<b>4</b>	-----	Nat. Res.
<b>5</b>	-----	G.O.

*Senate*

<i>Bill No.</i>		<i>Committee</i>
<b>176</b>	-----	Higher Ed.

*Senate Concurrent*

<i>Resolution No.</i>		<i>Committee</i>
<b>5</b>	-----	Rls.

**AUTHOR'S AMENDMENTS**

**Committee on Elections, Reapportionment and Constitutional Amendments**

March 8, 2001

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Bill No. 167

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

LONGVILLE, Chairman

**ASSEMBLY BILL NO. 167**—An act relating to election ballots.

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.

**AUTHOR'S AMENDMENTS**

**Committee on Judiciary**

March 8, 2001

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Assembly Bill No. 25

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

STEINBERG, Chairman

**ASSEMBLY BILL NO. 25**—An act to add Section 1714.01 to the Civil Code, to amend Section 377.60 of the Code of Civil Procedure, to amend Sections 297 and 299.5 of the Family Code, to add Sections 1261.1 and 1374.58 to the Health and Safety Code, to add Section 10121.7 to the Insurance Code, to amend Section 233 of the Labor Code, to amend Sections 1460, 1811, 1812, 1820, 1821, 1822, 1829, 1861, 1863, 1871, 1873, 1874, 1891, 1895, 2212, 2213, 2357, 2423, 2430, 2504, 2572, 2580, 2614.5, 2622, 2651, 2653, 2681, 2682, 2687, 2700, 2803, 2805, 6240, 6401, 6402, 8461, 8462, 8463, and 8465 of, and to add Section 37 to, the Probate Code, to add Section 17021.7 to the Revenue and Taxation Code, and to amend Sections 1030, 1032, 1256, and 2705.1 of the Unemployment Insurance Code, relating to domestic partnerships.

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.

#### **SPECIAL RECOGNITION**

The Members of the Assembly joined in extending best wishes to Assembly Members Vargas and Lowenthal on the occasion of their birthdays.

#### **REQUEST FOR PHOTOGRAPHER**

Assembly Members Florez, Strom-Martin and Wesson were granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

#### **ADJOURN IN MEMORY**

##### **Moment of Silence Observed**

Assembly Member Shelley was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of his cousin, Jim Shelley, of San Francisco, and that the Assembly observe a moment of silence in his honor.

(Assembly Rule 45.5 suspended.)

#### **RECESS**

By unanimous consent, at 9:01 a.m., Speaker pro Tempore Keeley declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Florez introduced Lieutenant Roy Huerta of the California Highway Patrol who is the Unit Coordinator of the Safety and Farm Labor Vehicle Education Program (SAFE Program), whereupon he presented a resolution commending Lt. Huerta for his outstanding recording of leadership in enforcing the mission of the SAFE Program, resulting in increased safety of farm labor vehicles for agricultural workers.

Officers Daniel Aguirre, Julio Alaniz, Franco Atkinson, Eric Jennings, Robert Maclean, Hector Madrigal, Refugio Pinedo, Greg Ramalho, John Rodriguez, and Angel Tapia, and Sergeant Ray Madrigal (Unit Supervisor) were introduced and recognized for their commitment, dedicated efforts, and highly effective service.

#### **RECONVENED**

At 9:05 a.m., the Assembly reconvened.

Hon. Fred Keeley, Speaker pro Tempore of the Assembly, presiding.

**ADJOURN IN MEMORY**

Assembly Members Zettel and Vargas were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Brian Zuckor of Santee and Randy Gordon, of Santee, students of Santana High School who were victims of the shooting tragedy earlier this week.

(Assembly Rule 45.5 suspended.)

**MESSAGES FROM THE SENATE**

Senate Chamber, March 8, 2001

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

Assembly Concurrent Resolution No. 24

GREG P. SCHMIDT, Secretary of the Senate  
By John W. Rovane, Assistant Secretary

Above resolution ordered enrolled.

**CONSIDERATION OF DAILY FILE  
SECOND READING OF ASSEMBLY BILLS**

**ASSEMBLY BILL NO. 115**—An act relating to the Historic State Capitol, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 35**—An act to amend Sections 12071, 12800, 12802, 12803, 12804, and 12809 of, and to add Article 3.5 (commencing with Section 12060) to Title 2 of Part 4 of, the Penal Code, relating to firearms.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

**THIRD READING OF ASSEMBLY BILLS**

**ASSEMBLY BILL NO. 78 (Alquist)**—An act to amend Section 803 of the Penal Code, relating to criminal procedure.

Bill read third time, and passed by the following vote:

**AYES—73**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**UNFINISHED BUSINESS****CONSIDERATION OF SENATE AMENDMENTS**

**ASSEMBLY CONCURRENT RESOLUTION NO. 33 (Hertzberg)**—Relative to Japan Peace Treaty Day.

Resolution presented by Assembly Member Shelley.

The question being: Shall the Assembly concur in the Senate amendments to the above resolution?

*(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—75**

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

**NOES—None**

Above resolution ordered enrolled.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**ASSEMBLY BILL NO. 96 (Aroner)**—An act relating to the Emery Unified School District, 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—73**

Aanestad	Daucher	Liu	Runner
Alquist	Diaz	Longville	Salinas
Aroner	Dickerson	Lowenthal	Shelley
Bates	Dutra	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	Wayne
Cardoza	Jackson	Negrete McLeod	Wesson
Cedillo	Keeley	Oropeza	Wiggins
Chan	Kehoe	Pacheco, Robert	Wright
Chavez	Kelley	Papan	Wyland
Cogdill	Koretz	Pavley	Wyman
Cohn	La Suer	Pescetti	Zettel
Corbett	Leach	Reyes	
Correa	Leonard	Richman	
Cox	Leslie	Romero	

**NOES—None**

The question being on the passage of the bill.

Bill passed by the following vote:

**AYES—73**

Aanestad	Daucher	Liu	Runner
Alquist	Diaz	Longville	Salinas
Aroner	Dickerson	Lowenthal	Shelley
Bates	Dutra	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	Wayne
Cardoza	Jackson	Negrete McLeod	Wesson
Cedillo	Keeley	Oropeza	Wiggins
Chan	Kehoe	Pacheco, Robert	Wright
Chavez	Kelley	Papan	Wyland
Cogdill	Koretz	Pavley	Wyman
Cohn	La Suer	Pescetti	Zettel
Corbett	Leach	Reyes	
Correa	Leonard	Richman	
Cox	Leslie	Romero	

**NOES—None**

Bill ordered transmitted to the Senate.

**BILLS PLACED ON INACTIVE FILE**

The following bill was placed upon the inactive file:

**House Resolution No. 10**, on request of Assembly Member Cardoza.

**CONSIDERATION OF DAILY FILE (RESUMED)**

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**ASSEMBLY CONCURRENT RESOLUTION NO. 31 (Strom-Martin)**—  
Relative to Women's History Month and women's history curriculum.

Resolution read.

**Members Made Coauthors of  
Assembly Concurrent Resolution No. 31**

Assembly Member Strom-Martin was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 31.

**Roll Call**

The following Assembly Members indicated a desire to become coauthors:

Alquist, Bates, Calderon, Canciamilla, Cardenas, Cardoza, Cedillo, Chavez, Correa, Cox, Dutra, Frommer, Harman, Havice, Keeley, Kelley, Koretz, Longville, Lowenthal, Maldonado, Matthews, Migden, Nakano, Nation, Papan, Pescetti, Richman, Salinas, Shelley, Simitian, Steinberg, Vargas, Washington, Wayne, Wright, and Wyland.

**Request for Unanimous Consent**

Assembly Member Strom-Martin was granted unanimous consent to take up Assembly Concurrent Resolution No. 31, as amended, without reference to print or file, and that the same be considered engrossed.

**Consideration of Assembly Concurrent Resolution No. 31, as Amended**

**ASSEMBLY CONCURRENT RESOLUTION NO. 31**—Relative to Women's History Month and women's history curriculum.

Resolution read, as amended.

**Roll Call Demanded**

Assembly Members Wyman, Leslie, and Leonard, demanded a roll call.

**Point of Order**

Assembly Member Aanestad arose to the following point of order:  
Assembly Member Leslie is not on the Floor at this time.

**Ruling by Speaker pro Tempore Keeley**

The Speaker pro Tempore ruled the point of order well-taken.

**Roll Call Demanded**

Assembly Members Wyman, Dickerson, and Mountjoy, demanded a roll call.

The roll was called, and Assembly Concurrent Resolution No. 31 adopted by the following vote:

**AYES—67**

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

**NOES—1**

Wyman

Resolution ordered transmitted to the Senate.

**RECESS**

By unanimous consent, at 9:40 a.m., Speaker pro Tempore Keeley declared the Assembly recessed to permit the introduction of special guests.

In recognition of Women's History Month, Assembly Member Wesson introduced Alice Ruth "Ruthie" Bolton, professional female basketball player for the WNBA, Sacramento Monarchs and outstanding civic leader and John Thomas, President of the Sacramento Monarchs. Assembly Member Wesson then presented a resolution to Ruthie Bolton commending her impressive record of career and civic achievements, whereupon she addressed the assemblage.

**RECONVENED**

At 9:45 a.m., the Assembly reconvened.

Hon. Fred Keeley, Speaker pro Tempore of the Assembly, presiding.



**CONSIDERATION OF DAILY FILE (RESUMED)  
THIRD READING OF SENATE BILLS (RESUMED)**

**SENATE CONCURRENT RESOLUTION NO. 8 (Murray)**—Relative to Arts Education Month.

Resolution read, and presented by Assembly Member Wright.

**Members Made Coauthors of Senate Concurrent Resolution No. 8**

Assembly Member Wright was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Senate Concurrent Resolution No. 8.

**Roll Call**

The following Assembly Members indicated a desire to become coauthors:

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

**Request for Unanimous Consent**

Assembly Member Wright was granted unanimous consent to take up Senate Concurrent Resolution No. 8, as amended, without reference to print or file.

**Consideration of Senate Concurrent Resolution No. 8, as Amended**

**SENATE CONCURRENT RESOLUTION NO. 8**—Relative to Arts Education Month.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

### CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

#### Consent Calendar—Senate Resolution

**SENATE CONCURRENT RESOLUTION NO. 7 (Johannessen)**—Relative to POW Recognition Day.

Resolution read, and adopted by the following vote:

#### AYES—76

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

#### NOES—None

Resolution ordered transmitted to the Senate.

#### ANNOUNCEMENT BY ASSEMBLY MEMBER ROMERO

Assembly Member Romero announced that she had won the election on Tuesday March 6, 2001 for Senate District 24 and would take the Oath of Office in the Senate on Monday, March 12.

#### ADJOURN IN MEMORY

Assembly Member Shelley was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Norris Evans, of San Francisco.

Assembly Member Strom-Martin was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Janet McCormick, of Sacramento.

Assembly Member Chan was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lois Workman, of Alameda.

Assembly Member Briggs was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Paul “Polly” Wilhelmsen, of Visalia, and Dr. Alfonso B. Falcone, of Fresno.

#### VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

**Assembly Concurrent Resolution No. 33, Concurrence:** Aanestad, Florez, and Thomson—Aye.

**Assembly Bill 96 and Urgency:** Florez and Runner—Aye.

**MOTION TO ADJOURN**

At 9:53 a.m., Assembly Member Washington moved that the Assembly do now adjourn.

Assembly Member La Suer seconded the motion.

Motion carried.

**QUORUM CALL OF THE ASSEMBLY DISPENSED WITH**

At 9:53 a.m., Speaker pro Tempore Keeley declared the quorum call of the Assembly dispensed with.

**AUTHORIZATION TO INTRODUCE BILLS PURSUANT TO  
JOINT RULE 54**

Pursuant to the provisions of Joint Rule 54, the following communication was presented permitting the introduction of an Assembly bill:

*Dear Mr. Clerk:* Pursuant to the provisions of Joint Rule 54, I hereby authorize Assembly Member Calderon to introduce a bill relating to insurance.

Request No. 01 8742.

ROBERT M. HERTZBERG  
Speaker of the Assembly

**INTRODUCTION AND FIRST READING OF  
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

**ASSEMBLY BILL NO. 1716—Calderon.** An act to add Section 1872.87 to the Insurance Code, relating to insurance.

**RESOLUTIONS**

The following resolution was offered:

**ASSEMBLY CONCURRENT RESOLUTION NO. 34—Corbett.** Relative to California Earthquake Preparedness Month.

**AUTHOR’S AMENDMENTS  
Committee on Rules**

March 8, 2001

Mr. Speaker: The Chair of your Committee on Rules reports:

Senate Concurrent Resolution No. 5

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

CARDOZA, Chairman

**SENATE CONCURRENT RESOLUTION NO. 5—**Relative to California Fitness Month.

Resolution read; author’s amendments, presented pursuant to Assembly Rules, read and adopted; resolution ordered reprinted, and to be re-referred to the committee.

**REPORTS OF STANDING COMMITTEES  
Committee on Rules**

Date of Hearing: March 8, 2001

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 6

With the recommendation: Be adopted.

CARDOZA, Chairman

Above resolution ordered on file.

**MESSAGES FROM THE SENATE**

Senate Chamber, March 8, 2001

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

Senate Bill No. 45

GREG P. SCHMIDT, Secretary of the Senate  
By John W. Rovane, Assistant Secretary

Senate Chamber, March 8, 2001

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

Senate Joint Resolution No. 6

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. 45**—An act relating to veterans, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The following resolution was read:

**SENATE JOINT RESOLUTION NO. 6**—Relative to multifamily rental housing.

**INTRODUCTION OF GUESTS**

Assembly Member Wright, of the 48th Assembly District, introduced Mrs. Tracy Alarcon and the 5th grade class of St. Mel's School in Fair Oaks.

**ADJOURNMENT**

At 3 p.m., pursuant to the motion by Assembly Member Washington, the Assembly adjourned until 11 a.m., Monday, March 12, 2001, out of respect to the memory of Jim Shelley and Norris Evans on motion of Assembly Member Shelley; out of respect to the memory of Brian Zuckor and Randy Gordon on motion of Assembly Members Zettel and Vargas; out of respect to the memory of Janet McCormick on motion of Assembly Member Strom-Martin; out of respect to the memory of Lois Workman on motion of Assembly Member Chan; out of respect to the memory of Paul "Polly" Wilhelmsen and Dr. Alfonso B. Falcone on motion of Assembly Member Briggs.

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FRED KEELEY, Speaker pro Tempore

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON MARCH 8, 2001**

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The following measures were amended in the Assembly on this day:

<b>AB</b>	<b>RN</b>
25	0108822
35	0108792
167	0108548

<b>SCR</b>	<b>RN</b>
5	0107680

<b>Daily Total:</b>	<b>4</b>
<b>Cumulative Total:</b>	<b>27</b>

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