

CALIFORNIA LEGISLATURE  
2001-02 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Monday, March 12, 2001**  
**THIRTY-FIFTH SESSION DAY**  
**SIXTY-NINTH 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.

(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  
Monday, March 12, 2001

The Assembly met at 12:03 p.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—78:

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	Wesson
Cedillo	Jackson	Oropeza	Wiggins
Chan	Keeley	Pacheco, Robert	Wright
Chavez	Kehoe	Pacheco, Rod	Wyland
Cogdill	Kelley	Papan	Wyman
Cohn	Koretz	Pavley	Zettel
Corbett	La Suer	Pescetti	Mr. Speaker
Correa	Leach	Reyes	
Cox	Leonard	Richman	

Quorum present.

**PRAYER**

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

In 1848, Elizabeth Blackwell wrote with prophetic accuracy when she penned these words: "If . . . society will not admit of women's free development, then society must be remodeled."

In 1848, Elizabeth Blackwell and her contemporaries in the women's suffrage movement, could hardly have dreamed of a day like today, where men and women sit together in government and positions of honor and power. A day where women are acknowledged for their achievements, not just as wives and mothers, but as integral and important members of their communities.

Indeed, our society has been remodeled. And remodeled in such a way that we are left better off for it.

May it be the will of the Creator that we continue to strive to remodel our society so that each and every day, *all* peoples will be celebrated for the unique gifts that they give to the world. May this be God's will.—AMEN.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Speaker pro Tempore Keeley, Assembly Member Liu 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 Aroner, seconded by Assembly Member Bill Campbell.

**COMMUNICATIONS**

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

March 8, 2001

*The Honorable Robert M. Hertzberg*  
*Speaker*  
*California State Assembly*

Dear Mr. Speaker: As a result of my election to the unexpired term of office for the 24th Senatorial District, I hereby respectfully submit my resignation as State Assemblymember of the 49th Assembly District. My resignation is effective upon taking the oath of office for the 24th Senatorial District on March 12th, 2001.

Respectfully,

GLORIA ROMERO, Assembly Member  
Forty-ninth District

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, March 12, 2001

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

Assembly Bill No. 25

Assembly Bill No. 47

Assembly Bill No. 33

Assembly Bill No. 62

Assembly Bill No. 40

Assembly Bill No. 83

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

**SPECIAL COMMITTEE MEETINGS**

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

Natural Resources, on March 15, 2001.

**INTRODUCTION AND FIRST READING OF  
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

**ASSEMBLY BILL NO. 118—Daucher.** An act to add Section 6379 to the Public Resources Code, relating to energy resources.

**ASSEMBLY BILL NO. 119—Daucher (Coauthor: Senator Brulte).** An act to add and repeal Chapter 3.5 (commencing with Section 4250) of Division 5 of Title 1 of the Government Code, relating to state energy conservation projects.

**AUTHOR'S AMENDMENTS****Committee on Energy Costs and Availability**

March 12, 2001

Mr. Speaker: The Chair of your Committee on Energy Costs and Availability reports: Assembly Bill No. 60

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

WRIGHT, Chairman

**ASSEMBLY BILL NO. 60**—An act to add Section 25525.3 to the Public Resources Code, and to add Section 367.3 to the Public Utilities Code, relating to electrical generation, 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 Energy Costs and Availability**

Date of Hearing: March 8, 2001

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

Senate Bill No. 6

With amendments with the recommendation: Amend, do pass, as amended and be re-referred to the Committee on Appropriations.

WRIGHT, Chairman

Above bill ordered to second reading.

**Committee on Natural Resources**

Date of Hearing: March 8, 2001

Mr. Speaker: Your Committee on Natural Resources reports:

Assembly Bill No. 34

With amendments with the recommendation: Amend, do pass, as amended and be re-referred to the Committee on Energy Costs and Availability.

WAYNE, Chairman

Above bill ordered to second reading.

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

**ASSEMBLY BILL NO. 8**—An act to amend Section 335 of, and to add Section 342 to, the Public Utilities Code, relating to public utilities, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

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

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

**ASSEMBLY BILL NO. 31**—An act to add and repeal Sections 42317 and 42359.6 of the Health and Safety Code, and to amend Section 743.1 of, and to add Sections 743.4, 743.5, and 743.6 to, the Public Utilities Code, relating to public utilities, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

**THIRD READING OF ASSEMBLY BILLS**

**ASSEMBLY BILL NO. 3 (Wright)**—An act to add Section 739.4 to the Public Utilities Code, relating to public utilities, 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—75**

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

**NOES—None**

The question being on the passage of the bill.

Bill passed by the following vote:

**AYES—75**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 24 (Daucher)**—An act to add Sections 743.7 and 743.8 to the Public Utilities Code, relating to public utilities, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

**Motion to Amend**

Assembly Member Daucher moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

**ASSEMBLY BILL NO. 36 (Wright)**—An act to amend Section 25550 of, and to add Sections 25137 and 25551 to, the Public Resources Code, relating to electrical energy, 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—76**

Aanestad	Cox	Leonard	Richman
Alquist	Daucher	Liu	Runner
Aroner	Diaz	Longville	Salinas
Ashburn	Dickerson	Lowenthal	Shelley
Bates	Dutra	Maddox	Simitian
Briggs	Firebaugh	Maldonado	Steinberg
Calderon	Florez	Matthews	Strickland
Campbell, Bill	Frommer	Migden	Strom-Martin
Campbell, John	Goldberg	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

**NOES—None**

The question being on the passage of the bill.

Bill passed by the following vote:

**AYES—76**

Aanestad	Cox	Leonard	Richman
Alquist	Daucher	Liu	Runner
Aroner	Diaz	Longville	Salinas
Ashburn	Dickerson	Lowenthal	Shelley
Bates	Dutra	Maddox	Simitian
Briggs	Firebaugh	Maldonado	Steinberg
Calderon	Florez	Matthews	Strickland
Campbell, Bill	Frommer	Migden	Strom-Martin
Campbell, John	Goldberg	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

**NOES—None**

Bill ordered transmitted to the Senate.

**COMMITTEE MEETING ANNOUNCEMENTS**

Assembly Member Wright announced that the Committee on Energy Costs and Availability would meet today at 2 p.m. instead of 1:30 p.m.

Assembly Member Wright also announced that the Committee on Energy Costs and Availability would visit three California power plants on Wednesday, March 21, 2001 and any interested Members were invited to join the committee. A bus is scheduled to depart the Capitol at 9 a.m.

Assembly Member Corbett announced that the Committee on Revenue and Taxation would meet today at 3 p.m., instead of 1:30 p.m., in Room 126.

**MOTION TO ADJOURN**

At 12:10 p.m., Assembly Member Shelley moved that the Assembly do now adjourn.

Assembly Member Bill Campbell seconded the motion.

Motion carried.

**RECESS**

By unanimous consent, at 12:10 p.m., Speaker pro Tempore Keeley declared the Assembly recessed.

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned until 8:30 a.m., Thursday, March 15, 2001, or upon Call of the Speaker.

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ROBERT M. HERTZBERG, Speaker

PAM CAVILEER, Minute Clerk



**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON MARCH 12, 2001**

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

<b>AB</b>	<b>RN</b>	
8	0108879	
9	0108882	
24	0108852	
31	0108878	
60	0108892	
<b>Daily Total:</b>		<b>5</b>
<b>Cumulative Total:</b>		<b>51</b>

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