

CALIFORNIA LEGISLATURE
2001-02 SECOND EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, April 8, 2002
SEVENTY-FIFTH SESSION DAY
THREE HUNDRED THIRTIETH 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
Monday, April 8, 2002

The Assembly met at 12:06 p.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 following were placed upon the morning roll call—75:

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

Quorum present.

PRAYER

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

In a world that seems to be increasingly engulfed by fear and conflict, and a distrust of those who come from different backgrounds than oneself, it is worth contemplating the words of Indira Gandhi. She observed that "Mankind will endure when the world appreciates the logic of diversity."

The strength that truly drives a community forward is found in the unique qualities of its members. Appreciating diversity is not merely about the philosophy of tolerance. It is about hearing the beautiful sound of the individual notes that come together not in dissonance but, rather, to form a wondrous and powerful symphony.

May the Holy One of Blessing help us to recognize that which is remarkable and worthy in all of humanity, and to have patience in that which we do not readily understand. May this be God's will.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Keeley, Assembly Member Oropeza 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 Firebaugh, seconded by Assembly Member Cogdill.

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 Bates.

Because of illness: Assembly Members Calderon and Papan.

Because of illness in their families: Assembly Members Cedillo and Robert Pacheco.

(NOTE: For explanation of absence of Assembly Member Bates, on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

COMMUNICATIONS

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

April 8, 2002

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Re: Assembly Business and Professions Committee

Dear Dotson: This is to advise you that I have appointed Assemblymember Alan Lowenthal to replace Assemblymember Joe Nation on the Assembly Business and Professions Committee for the April 9th hearing only.

Sincerely,

HERB J. WESSON, JR.
Speaker of the California Assembly

April 8, 2002

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 Assemblymembers Dion Aroner and Carol Liu to replace Assemblymembers Paul Koretz and Carole Migden on the Assembly Natural Resources Committee for today's hearing only.

Sincerely,

HERB J. WESSON, JR.
 Speaker of the California Assembly

CONSIDERATION OF DAILY FILE
THIRD READING OF SENATE BILLS

SENATE BILL NO. 39 (Burton)—An act to amend Section 362 of, to add Section 761.3 to, and to repeal Section 342, as added by Chapter 16 of the Statutes of 2001, Second Extraordinary Session, of, the Public Utilities Code, relating to public utilities.

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

Bill passed by the following vote:

AYES—45

Alquist	Dutra	Longville	Steinberg
Aroner	Firebaugh	Lowenthal	Strom-Martin
Canciamilla	Florez	Matthews	Thomson
Cardenas	Frommer	Migden	Vargas
Cardoza	Goldberg	Nakano	Washington
Chan	Havice	Negrete McLeod	Wayne
Chavez	Horton	Oropeza	Wiggins
Chu	Jackson	Pavley	Wright
Cohn	Keeley	Reyes	Mr. Speaker
Corbett	Kehoe	Salinas	
Correa	Koretz	Shelley	
Diaz	Liu	Simitian	

NOES—26

Aanestad	Daucher	Leonard	Runner
Ashburn	Dickerson	Leslie	Strickland
Bogh	Harman	Maldonado	Wyland
Campbell, Bill	Hollingsworth	Mountjoy	Wyman
Campbell, John	Kelley	Pacheco, Rod	Zettel
Cogdill	La Suer	Pescetti	
Cox	Leach	Richman	

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS

MOTION TO RECONSIDER ASSEMBLY BILL NO. 2 CONTINUED

By unanimous consent, the motion to reconsider the vote on Assembly Bill No. 2 was continued until the next legislative day.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 1, on request of Assembly Member Cardoza.

At 12:27 p.m., Speaker pro Tempore Keeley, 27th District, presiding

RECESS

By unanimous consent, at 12:28 p.m., Speaker pro Tempore Keeley declared the Assembly recessed.

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

HERB J. WESSON, JR., Speaker

PAM CAVILEER, Minute Clerk

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