

CALIFORNIA LEGISLATURE
2001-02 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, April 26, 2001
FIFTY-NINTH SESSION DAY
ONE HUNDRED FOURTEENTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



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
Thursday, April 26, 2001

The Assembly met at 12:23 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—79:

Aanestad	Cox	Leonard	Richman
Alquist	Daucher	Leslie	Runner
Aroner	Diaz	Liu	Salinas
Ashburn	Dickerson	Longville	Shelley
Bates	Dutra	Lowenthal	Simitian
Bogh	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	

PRAYER

Upon invitation of Speaker pro Tempore Keeley, the following prayer was offered by Assembly Alternate Chaplain Rev. Constantine C. Pappademos:

Lord Our God, You abide in unapproachable light and are the source of wisdom and learning. It is You, Lord, Who said: "Let light shine out of the darkness." Let Your everlasting light and the knowledge of Your truth shine in our hearts. Grant us the spirit of wisdom, the spirit of judgement; illumine our spiritual eyes, that we may perceive and do Your will, now and forever.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Keeley, Assembly Member Alquist 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 Cox.

REFERENCE OF BILLS TO COMMITTEE

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

Assembly

Bill No.

Committee

78	-----	E.C. & A.
79	-----	Rev. & Tax. and E.C. & A.
80	-----	E.C. & A.
84	-----	Rev. & Tax.
85	-----	E.C. & A.
86	-----	Rev. & Tax. and E.C. & A.
88	-----	Nat. Res. and E.C. & A.
89	-----	E.C. & A.
92	-----	Nat. Res. and E.C. & A.
96	-----	Rev. & Tax.
97	-----	Nat. Res. and E.C. & A.
98	-----	E.C. & A.
99	-----	E.C. & A.
100	-----	Nat. Res. and E.C. & A.
101	-----	Nat. Res. and E.C. & A.
102	-----	Rev. & Tax.
105	-----	E.C. & A.
106	-----	Nat. Res. and E.C. & A.
107	-----	E.C. & A.
108	-----	E.C. & A.
109	-----	E.C. & A.
111	-----	E.C. & A.
113	-----	E.C. & A.
114	-----	E.C. & A.
115	-----	Rev. & Tax. and E.C. & A.
116	-----	E.C. & A.
118	-----	Nat. Res. and E.C. & A.
119	-----	Nat. Res. and E.C. & A.
121	-----	E.C. & A. and Pub. S.
123	-----	E.C. & A.

- 124 ----- Rev. & Tax.
- 125 ----- Nat. Res. and E.C. & A.
- 126 ----- E.C. & A.
- 127 ----- E.C. & A.
- 129 ----- Jud. and E.C. & A.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 48—An act to amend Sections 331, 366, and 381 of 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 Energy Costs and Availability read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 28—An act to add and repeal Section 41514.11 of the Health and Safety Code, relating to energy.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 63—An act to amend Section 377 of the Public Utilities Code, relating to electric power.

Bill read second time, and ordered to third reading.

UNFINISHED BUSINESS

MOTION TO RECONSIDER ASSEMBLY BILL NO. 8 CONTINUED

By unanimous consent, the motion to reconsider the vote on Assembly Bill No. 8 was continued until the next legislative day.

ASSEMBLY BILL NO. 57 (Dutra)—An act to add Section 2773.3 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—78

Aanestad	Cox	Leonard	Runner
Alquist	Daucher	Leslie	Salinas
Aroner	Diaz	Liu	Shelley
Ashburn	Dickerson	Longville	Simitian
Bates	Dutra	Lowenthal	Steinberg
Bogh	Firebaugh	Maddox	Strickland
Briggs	Florez	Maldonado	Strom-Martin
Calderon	Frommer	Matthews	Thomson
Campbell, Bill	Goldberg	Migden	Vargas
Campbell, John	Harman	Mountjoy	Washington
Canciamilla	Havice	Nakano	Wayne
Cardenas	Hollingsworth	Nation	Wesson
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	Reyes	
Correa	Leach	Richman	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—78

Aanestad	Cox	Leonard	Runner
Alquist	Daucher	Leslie	Salinas
Aroner	Diaz	Liu	Shelley
Ashburn	Dickerson	Longville	Simitian
Bates	Dutra	Lowenthal	Steinberg
Bogh	Firebaugh	Maddox	Strickland
Briggs	Florez	Maldonado	Strom-Martin
Calderon	Frommer	Matthews	Thomson
Campbell, Bill	Goldberg	Migden	Vargas
Campbell, John	Harman	Mountjoy	Washington
Canciamilla	Havice	Nakano	Wayne
Cardenas	Hollingsworth	Nation	Wesson
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	Reyes	
Correa	Leach	Richman	

NOES—None

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 6 (Burton)—An act to add Division 1.5 (commencing with Section 3300) to the Public Utilities Code, relating to electrical power, and making an appropriation therefor.

Assembly Rule 69(b) Suspended

Upon request of Assembly Member Shelley, Assembly Member Hertzberg was granted unanimous consent that Assembly Rule 69(b) be suspended to permit consideration of proposed amendments to Senate Bill No. 6.

Bill read third time.

Motion to Amend

Assembly Member Hertzberg moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

(NOTE: Assembly Rule 69(a) was invoked for the purpose of adding a coauthor amendment to Senate Bill No. 6.)

Assembly Rule 69(d) Suspended

Upon request of Assembly Member Shelley, Assembly Member Hertzberg was granted unanimous consent that Assembly Rule 69(d) be suspended to permit consideration of Senate Bill No. 6, as amended, without reference to file.

SENATE BILL NO. 6 (Burton)—An act to add Division 1.5 (commencing with Section 3300) to the Public Utilities Code, relating to electrical power, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—48

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

NOES—28

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

Bill ordered transmitted to the Senate.

VOTE ADDS

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

Senate Bill No. 6: Firebaugh—Aye.

RECESS

By unanimous consent, at 12:46 p.m., Speaker pro Tempore Keeley declared the Assembly recessed.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: April 25, 2001

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 13

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bill ordered to second reading.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 11 a.m., Monday, April 30, 2001, or upon Call of the Speaker.

ROBERT M. HERTZBERG, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON APRIL 26, 2001**

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

AB RN

48 0112224

SB RN

6 0112563 (Assembly Rule 69(a) invoked)

Daily Total: 2

Cumulative Total: 138

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