

CALIFORNIA LEGISLATURE
2001-02 SECOND EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, May 30, 2001
ELEVENTH SESSION DAY
SEVENTEENTH 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
Wednesday, May 30, 2001

The Assembly met at 2:04 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, and the following answered to their names—75:

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

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Keeley, the following prayer was offered by Assembly Member Lynne Leach, of the 15th Assembly District:

Eternal God,

We pray for certain qualities of life which will not make us pious, but give us a foundation and adequate launching platform to go forth into the areas confronting us.

Prudence, that we can vote for that which is ultimately right, not momentarily attractive.

Fidelity, that we can trust each other in presenting issues at their depth.

Hope, that inevitable defeats will not lead to despair.

Courage, that we may strive for integrity rather than expediency.

In our Lord's name.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Keeley, Assembly Member Harman 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 Chan, seconded by Assembly Member Dickerson.

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 Members Briggs, Nakano, and Washington.

On personal business, and waiving per diem: Assembly Member Ashburn.

Because of illness: Assembly Member Cardoza.

(NOTE: For explanations of absences of Assembly Members Nakano and Washington on this day, on legislative business, pursuant to the Rules, see the Assembly Journal for the Regular Session for this day; for explanation of absence of Assembly Member Briggs see the Assembly Journal for the Regular Session for May 29, 2001.)

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 30, 2001

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

Assembly Bill No. 524

Assembly Bill No. 1149

Assembly Bill No. 690

Assembly Bill No. 1522

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, May 30, 2001

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

Assembly Bill No. 677

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

Assembly Chamber, May 30, 2001

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

Assembly Bill No. 2
 Assembly Bill No. 35
 Assembly Bill No. 602
 Assembly Bill No. 829

Assembly Bill No. 1142
 Assembly Bill No. 1287
 Assembly Bill No. 1600

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 61—Kehoe. An act to amend Section 15356 of the Government Code, and to amend Sections 25433.5, 25434.5, 26003, and 26011.6 of the Public Resources Code, relating to energy resources.

ASSEMBLY BILL NO. 62—Cox (Coauthors: Aanestad, Ashburn, Bates, Briggs, Bill Campbell, Cogdill, Dickerson, La Suer, Leach, Robert Pacheco, Runner, Strickland, and Wyman) (Coauthors: Senators Johannesssen, Morrow, Oller, and Ortiz). An act to add Section 6353.5 to and repeal Section 6353.5 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 63—Leonard. An act to add Chapter 11.1 (commencing with Section 6499.1) to Part 1 of Division 3 of the Water Code, relating to energy.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 5—Leonard and Strickland (Coauthors: Aanestad, Ashburn, Bates, Cogdill, Daucher, La Suer, Leslie, Robert Pacheco, Runner, and Wyman). Relative to the Public Utilities Commission.

CONSIDERATION OF DAILY FILE SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 48—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 second time, and ordered to third reading.

ASSEMBLY BILL NO. 53—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 second time, and ordered to third reading.

ASSEMBLY BILL NO. 54—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 third reading.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 30, 2001

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

Assembly Bill No. 48
 Assembly Bill No. 53
 Assembly Bill No. 54

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

MESSAGES FROM THE SENATE

Senate Chamber, May 30, 2001

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

Assembly Bill No. 205

And respectfully requests the Assembly to concur in said amendments

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

Above bill ordered to unfinished business file.

Senate Chamber, May 30, 2001

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

Senate Bill No. 64

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. 64—An act to amend Section 1103 of the Food and Agricultural Code, relating to energy, and declaring the urgency thereof, to take effect immediately.

RECESS

By unanimous consent, at 2:06 p.m., Speaker pro Tempore Keeley declared the Assembly recessed.

ADJOURNMENT

At 3:27 p.m., the Assembly adjourned until 11 a.m., Thursday, May 31, 2001, or upon Call of the Speaker.

ROBERT M. HERTZBERG, Speaker

PAM CAVILEER, Minute Clerk