

CALIFORNIA LEGISLATURE
2003-04 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, February 3, 2003
ELEVENTH SESSION DAY
FIFTY-SEVENTH 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
Monday, February 3, 2003

The Assembly met at 11:55 a.m.

Hon. Christine Kehoe, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Francesca Vega reading.

ROLL CALL

The roll was called, and the following answered to their names—79:

Aghazarian	Dutton	Levine	Parra
Bates	Dymally	Lieber	Pavley
Benoit	Firebaugh	Liu	Plescia
Berg	Frommer	Longville	Reyes
Bermudez	Garcia	Lowenthal	Richman
Bogh	Goldberg	Maddox	Ridley-Thomas
Calderon	Hancock	Maldonado	Runner
Campbell	Harman	Matthews	Salinas
Canciamilla	Horton, Jerome	Maze	Samuelian
Chan	Horton, Shirley	McCarthy	Simitian
Chavez	Houston	Montanez	Spitzer
Chu	Jackson	Mountjoy	Steinberg
Cogdill	Keene	Mullin	Strickland
Cohn	Kehoe	Nakanishi	Vargas
Corbett	Koretz	Nakano	Wiggins
Correa	La Malfa	Nation	Wolk
Cox	La Suer	Negrete McLeod	Wyland
Daucher	Laird	Nunez	Yee
Diaz	Leno	Oropeza	Mr. Speaker
Dutra	Leslie	Pacheco	

Quorum present.

PRAYER

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

Merciful God, As we gather this day, we pause to remember the astronauts aboard the Space Shuttle *Columbia* who died tragically two days ago as they were making their return from a 16-day science mission in space. As people of faith, love and hope, we remember these crew members who were a magnificent mosaic of humanity and who heroically exemplified our ability to strive for achievement and progress for all the people of this planet.

Also on this day and in the days to come, we pray for our President and our national leaders; and we ask You, Lord, to grant them wisdom and strength as they address the needs that follow this national tragedy. Those who serve our country and our communities are exposed to grave danger each day as they serve. Lord, keep us mindful of their offering and their sacrifice.

May Your heavenly grace, O God, protect all of us and may Your presence bring us comfort and peace.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kehoe, Assembly Member Ridley-Thomas 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 Member was granted leave of absence for the day:

Because of a death in his family: Assembly Member Haynes.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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>
1 -----	Budget
2 -----	Budget
3 -----	Budget
5 -----	Budget

Senate

<i>Bill No.</i>	<i>Committee</i>
4 -----	Budget
6 -----	Budget
7 -----	Budget
9 -----	Budget
11 -----	Budget
12 -----	Budget

- 13 ----- Budget
- 14 ----- Budget
- 15 ----- Budget
- 16 ----- Budget
- 17 ----- Budget

SPECIAL COMMITTEE MEETINGS

Assembly Member Firebaugh was granted unanimous consent that the Committee on Budget be permitted to hold a special meeting at this time, in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 11:56 a.m., Speaker pro Tempore Kehoe declared the Assembly recessed.

RECONVENED

At 12:11 p.m., the Assembly reconvened.

Hon. Christine Kehoe, Speaker pro Tempore of the Assembly, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Budget

Date of Hearing: February 3, 2003

Mr. Speaker: Your Committee on Budget reports:

Senate Bill No. 13

Senate Bill No. 14

With the recommendation: Do pass.

OROPEZA, Chairwoman

Above bills ordered to second reading.

Date of Hearing: February 3, 2003

Mr. Speaker: Your Committee on Budget reports:

Senate Bill No. 15

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

OROPEZA, Chairwoman

Above bill ordered to second reading.

SENATE BILLS NOS. 13 AND 14 TAKEN UP BY UNANIMOUS CONSENT FOR SECOND READING

Assembly Member Firebaugh was granted unanimous consent to take up Senate Bills Nos. 13 and 14 without reference to file, for the purpose of reading the bills a second time and adopting the committee amendments at this time.

SENATE BILL NO. 13—An act to amend Section 13603 of the Penal Code, relating to corrections.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 14—An act to amend Sections 11453, 11462, 11463, 11466.2, 11466.35, 12201, and 12201.03 of the Welfare and Institutions Code, relating to public social services.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 15 TAKEN UP BY UNANIMOUS CONSENT
FOR SECOND READING**

Assembly Member Firebaugh was granted unanimous consent to take up Senate Bill No. 15 without reference to file, for the purpose of reading the bill a second time and adopting the committee amendments at this time.

SENATE BILL NO. 15—An act to amend Sections 2933, 3041, and 3057 of, and to add Section 3001.5 to, the Penal Code, relating to the Department of Corrections.

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

MOTION TO ADJOURN

At 12:17 p.m., Assembly Member Firebaugh moved that the Assembly do now adjourn.

Assembly Member Cox seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Member Leslie arose to speak on the condition of the file.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

The question being on the motion of Assembly Member Firebaugh that the Assembly adjourn.

Motion carried.

RECESS

By unanimous consent, at 12:19 p.m., Speaker pro Tempore Kehoe declared the Assembly recessed.

MESSAGES FROM THE SENATE

Senate Chamber, February 3, 2003

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

Assembly Bill No. 6

Assembly Bill No. 10

Assembly Bill No. 8

Assembly Bill No. 11

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate

By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, February 3, 2003

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

Assembly Bill No. 4

GREGORY P. SCHMIDT, Secretary of the Senate

By John W. Rovane, Assistant Secretary

Above bill ordered enrolled.

Senate Chamber, February 3, 2003

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

Senate Bill No. 10

GREGORY P. SCHMIDT, Secretary of the Senate

By John W. Rovane, Assistant Secretary

Senate Chamber, February 3, 2003

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

Senate Concurrent Resolution No. 2

GREGORY 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. 10—An act to add Section 52126.1 to, and to add Chapter 6.50 (commencing with Section 52129) to Part 28 of, the Education Code, relating to class size.

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 2—Relative to final adjournment of the 2003–04 First Extraordinary Session of the Legislature.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Firebaugh, the Assembly adjourned to reconvene upon Call of the Speaker.

HERB J. WESSON, JR., Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON FEBRUARY 3, 2003**

The following measure was amended in the Assembly on this day:

AB RN

15 0306943

Daily Total: 1

Cumulative Total: 16

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