

CALIFORNIA LEGISLATURE
2003–04 SECOND EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, February 18, 2003

SEVENTH SESSION DAY

TWENTY-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
Tuesday, February 18, 2003

The Assembly met at 12:41 p.m.

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

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Brian Ebbert reading.

ROLL CALL

The roll was called, and the following answered to their names—77:

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

PRAYER

In observance of the Day of Remembrance for Japanese Americans interned during World War II, Speaker pro Tempore Kehoe invited Rev. Bob Oshita of the Buddhist Church of Sacramento, to offer today's prayer:

Honored members of the California State Assembly . . .

It is a pleasure to join with you this morning, in observing this very special Day of Remembrance; for in remembering the mistakes of our past, we quietly reaffirm our convictions to "do the right thing" in living today.

In this time of growing global tension, it is especially difficult to truly have a sense of calm within.

In opening our gathering today, please join me in a moment of calm, meditative hope and reflection.

Too often, in the busy-ness of our well scheduled days, we move so quickly through our agendas . . . trying to complete our lists of things to do; thinking of where we were, where we will be . . . where we want to be. And in our haste to do so much, we are unable to appreciate how fortunate we are to enjoy this Moment of Life . . . just as it is.

Our tradition is sometimes described as a "Journey to the Present." The Teaching that helps us to find our Way to the Present . . . and to live well, the Moment that is NOW; for if we live each moment well . . . we cannot help . . . but in time . . . look back on a life well lived.

We close our meditation, with a Buddhist expression of gratitude beyond words, we call, O-Nembutsu.

NamoAmidaButsu.

PRESENTATION OF COLORS AND PLEDGE OF ALLEGIANCE TO THE FLAG

The Presentation of Colors by the Nisei Post 8985 VFW Auxiliary, Sacramento, was followed by the Pledge of Allegiance to the Flag, led by Assembly Member Nakano.

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 personal business, and waiving per diem: Assembly Member Liu.
Because of illness: Assembly Members Bates and Oropeza.*

MESSAGES FROM THE SENATE

Senate Chamber, February 14, 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 resolution was read:

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

**CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS**

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1 (Jackson)—An act to amend Section 30312 of the Public Resources Code, relating to the California Coastal Commission.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—50

Berg	Firebaugh	Longville	Richman
Bermudez	Frommer	Lowenthal	Ridley-Thomas
Calderon	Goldberg	Maldonado	Salinas
Canciamilla	Hancock	Matthews	Simitian
Chan	Harman	Montanez	Steinberg
Chavez	Horton, Jerome	Mullin	Vargas
Chu	Jackson	Nakano	Wiggins
Cohn	Kehoe	Nation	Wolk
Corbett	Koretz	Negrete McLeod	Wyland
Correa	Laird	Nunez	Yee
Diaz	Leno	Parra	Mr. Speaker
Dutra	Levine	Pavley	
Dymally	Lieber	Reyes	

NOES—23

Aghazarian	Garcia	La Suer	Pacheco
Benoit	Haynes	Leslie	Plescia
Bogh	Horton, Shirley	Maze	Runner
Campbell	Houston	McCarthy	Samuelian
Cogdill	Keene	Mountjoy	Strickland
Dutton	La Malfa	Nakanishi	

**SENATE CONCURRENT RESOLUTION NO. 2 TAKEN UP
BY UNANIMOUS CONSENT**

Assembly Member Firebaugh was granted unanimous consent to take up Senate Concurrent Resolution No. 2, without reference to committee or file.

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

Resolution read, presented by Assembly Member Firebaugh, and adopted by the following vote:

AYES—48

Benoit	Dutra	Leno	Nunez
Berg	Dymally	Levine	Parra
Bermudez	Firebaugh	Lieber	Pavley
Calderon	Frommer	Longville	Reyes
Canciamilla	Goldberg	Lowenthal	Ridley-Thomas
Chan	Hancock	Maldonado	Salinas
Chavez	Harman	Matthews	Simitian
Chu	Horton, Jerome	Montanez	Steinberg
Cohn	Jackson	Mullin	Vargas
Corbett	Kehoe	Nakano	Wolk
Correa	Koretz	Nation	Yee
Diaz	Laird	Negrete McLeod	Mr. Speaker

NOES—26

Aghazarian	Horton, Shirley	Maze	Runner
Bogh	Houston	McCarthy	Samuelian
Campbell	Keene	Mountjoy	Spitzer
Cogdill	La Malfa	Nakanishi	Strickland
Daucher	La Suer	Pacheco	Wyland
Dutton	Leslie	Plescia	
Haynes	Maddox	Richman	

Resolution ordered transmitted to the Senate.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items (shown in sequential order):

Assembly Bill No. 1, Concurrence: Pavley and Yee—Aye; La Suer—No.

Senate Concurrent Resolution No. 2: Maldonado, Pavley, and Ridley-Thomas—Aye; La Suer—No.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 18, 2003

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

Assembly Bill No. 1

And reports the same correctly enrolled, and presented to the Governor on the 18th day of February, 2003, at 4:45 p.m.

E. DOTSON WILSON, Chief Clerk

ADJOURNMENT

At 4:46 p.m., pursuant to the Provisions of Senate Concurrent Resolution No. 2 the Second Extraordinary Session of the Legislature adjourned *sine die*.

HERB J. WESSON, JR., Speaker

PAM CAVILEER, Minute Clerk

O