

CALIFORNIA LEGISLATURE
2003-04 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, March 25, 2003

FORTY-SIXTH 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.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, March 25, 2003

The Assembly met at 4:30 p.m.
Hon. Christine Kehoe, 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.

Quorum Call of the Assembly

Assembly Member Chan moved a quorum call of the Assembly.
Motion carried. Time, 4:31 p.m.
The Speaker pro Tempore directed the Sergeant at Arms to close the
doors, and to bring in the absent Members.

Quorum Present

At 4:52 p.m., Speaker pro Tempore Kehoe declared a quorum of the
Assembly present.

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

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

PRAYER

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

Lord, We thank You, that You have been our guardian and helper, our refuge and savior. According to the multitude of Your compassions, perfect us, in every good work that is well-pleasing to You; and guide our minds and our hearts to do Your will in all things. For Yours it is to have mercy and to save, O God, and we send up all glory to You.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kehoe, Assembly Member Cohn 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 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 Jerome E. Horton.

On personal business, and waiving per diem: Assembly Members Cox and Liu.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

March 24, 2003

The Honorable Herb J. Wesson, Jr.

Speaker of the Assembly

State Capitol, Room 219

Sacramento, California

Dear Mr. Speaker: I am respectfully requesting permission to be excused from Assembly Floor Session on Tuesday, March 25, 2003 for legislative business and return to Sacramento on Wednesday, March 26, 2003 in time for Check-In Session.

I thank you in advance for your consideration of this request and if you have any questions, please contact me at (916) 319-2051 or (310) 413-0635.

Sincerely,

JEROME E. HORTON, Assembly Member
Fifty-first District

COMMUNICATIONS

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

March 24, 2003

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 the following members to the Select Committee on Rural Economic Development:

Assemblymember Greg Aghazarian
Assemblymember Patty Berg
Assemblymember Dave Cogdill
Assemblymember Abel Maldonado
Assemblymember Barbara Matthews
Assemblymember Bill Maze
Assemblymember Gloria Negrete McLeod
Assemblymember Nicole Parra
Assemblymember Sarah Reyes
Assemblymember Patricia Wiggins
Assemblymember Lois Wolk

Sincerely,

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

March 25, 2003

E. Dotson Wilson

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

Dear Dotson: Please be advised that I have appointed the following members to the Select Committee on Bridging the Achievement Gap:

Assemblymember Judy Chu
Assemblymember Manny Diaz
Assemblymember Bonnie Garcia
Assemblymember Jackie Goldberg
Assemblymember Cindy Montanez
Assemblymember Gene Mullin
Assemblymember George Plescia
Assemblymember Mark Ridley-Thomas
Assemblymember Sharon Runner
Assemblymember Leland Yee

Sincerely,

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

March 25, 2003

*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 the following members to the Select Committee on California Ports:

- Assemblymember Greg Aghazarian
- Assemblymember Patty Berg
- Assemblymember Rudy Bermudez
- Assemblymember Wilma Chan
- Assemblymember Fran Pavley
- Assemblymember George Plescia

Sincerely,

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

PROPOSED INITIATIVES

The following communication was presented by the Chief Clerk from:

Tricia Knight, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, transmitting copies of the title, summary, and text of the following proposed initiative, pursuant to Section 9007, Elections Code:

**Statewide Elections. Fines for Failure to Register or Vote.
Initiative Statute. SA 2003RF0001**

Referred by the Speaker to the Committee on Elections, Redistricting and Constitutional Amendments.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 25, 2003

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

- | | |
|-----------------------|-----------------------|
| Assembly Bill No. 205 | Assembly Bill No. 481 |
| Assembly Bill No. 224 | Assembly Bill No. 506 |
| Assembly Bill No. 368 | Assembly Bill No. 522 |
| Assembly Bill No. 376 | Assembly Bill No. 524 |
| Assembly Bill No. 383 | Assembly Bill No. 543 |
| Assembly Bill No. 390 | Assembly Bill No. 577 |
| Assembly Bill No. 412 | Assembly Bill No. 719 |
| Assembly Bill No. 473 | Assembly Bill No. 794 |

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, March 25, 2003

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

House Resolution No. 21

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, March 25, 2003

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

Assembly Bill No. 12	Assembly Bill No. 553
Assembly Bill No. 20	Assembly Bill No. 561
Assembly Bill No. 29	Assembly Bill No. 575
Assembly Bill No. 73	Assembly Bill No. 582
Assembly Bill No. 154	Assembly Bill No. 594
Assembly Bill No. 292	Assembly Bill No. 612
Assembly Bill No. 305	Assembly Bill No. 621
Assembly Bill No. 377	Assembly Bill No. 625
Assembly Bill No. 378	Assembly Bill No. 653
Assembly Bill No. 384	Assembly Bill No. 680
Assembly Bill No. 450	Assembly Bill No. 715
Assembly Bill No. 467	Assembly Bill No. 731
Assembly Bill No. 525	Assembly Bill No. 753
Assembly Bill No. 541	Assembly Bill No. 761

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, March 25, 2003

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

Assembly Bill No. 776	Assembly Bill No. 902
Assembly Bill No. 814	Assembly Bill No. 904
Assembly Bill No. 843	Assembly Bill No. 1034
Assembly Bill No. 845	

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, March 25, 2003

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

Assembly Concurrent Resolution No. 29

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 74—Steinberg. Relative to the International Commission of Holocaust Era Insurance Claims.

ASSEMBLY CONCURRENT RESOLUTION NO. 75—Chan. Relative to Indoor Air Quality Tools for Schools Program.

ASSEMBLY CONCURRENT RESOLUTION NO. 76—Frommer. Relative to California Firefighters' Memorial.

ASSEMBLY JOINT RESOLUTION NO. 21—Longville (Coauthors: Bermudez, Calderon, Canciamilla, Chan, Chavez, Chu, Cohn, Corbett, Diaz, Dutra, Dymally, Frommer, Goldberg, Hancock, Jackson, Kehoe, Koretz, Laird, Leno, Levine, Lieber, Lowenthal, Matthews, Montanez, Mullin, Nakano, Nation, Negrete McLeod, Nunez, Oropeza, Parra, Pavley, Reyes, Ridley-Thomas, Salinas, Steinberg, Vargas, Wesson, Wiggins, and Wolk). Relative to lifetime medical benefits provided to retired military personnel.

REFERENCE OF BILLS TO COMMITTEE

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

<i>Assembly Joint Resolution No.</i>	<i>Committee</i>
15 -----	Rls.
18 -----	Rls.
19 -----	Rls.

AUTHOR'S AMENDMENTS

Committee on Elections, Redistricting and Constitutional Amendments

March 25, 2003

Mr. Speaker: The Chair of your Committee on Elections, Redistricting and Constitutional Amendments reports:

Assembly Bill No. 503

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LONGVILLE, Chairman

ASSEMBLY BILL NO. 503—An act to amend Section 7050 of the Education Code, relating to school and community college employees.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Agriculture

March 25, 2003

Mr. Speaker: The Chair of your Committee on Agriculture reports:

Assembly Bill No. 627

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MATTHEWS, Chairwoman

ASSEMBLY BILL NO. 627—An act to add Section 51223 to the Government Code, relating to land use.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Judiciary

March 25, 2003

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Assembly Bill No. 205

Assembly Bill No. 695

Assembly Bill No. 209

Assembly Bill No. 765

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CORBETT, Chairwoman

ASSEMBLY BILL NO. 205—An act to amend Sections 297, 298, and 298.5 of, to add Sections 297.5, 299.2, and 299.3 to, to repeal Section 299.5 of, and to repeal and add Section 299 of, the Family Code, to amend Section 14771 of the Government Code, and to amend Section 18521 of the Revenue and Taxation Code, relating to domestic partnerships.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 209—An act to amend Section 54.3 of the Civil Code, relating to disabled persons.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 695—An act to add Section 249.5 to the Probate Code, relating to probate.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 765—An act relating to trial court funding.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Local Government

March 25, 2003

Mr. Speaker: The Chair of your Committee on Local Government reports:

Assembly Bill No. 1385

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SALINAS, Chairman

ASSEMBLY BILL NO. 1385—An act to amend Section 56886 of the Government Code, relating to local government reorganization.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

March 25, 2003

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Assembly Bill No. 1135

Assembly Bill No. 1180

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CORBETT, Chairwoman

ASSEMBLY BILL NO. 1135—An act to add Section 1714.27 to the Civil Code, relating to immunity.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 1180—An act to amend Section 209 of the Code of Civil Procedure, relating to jurors.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Labor and Employment

March 25, 2003

Mr. Speaker: The Chair of your Committee on Labor and Employment reports:
Assembly Bill No. 572
Assembly Bill No. 880
Assembly Bill No. 1133

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KORETZ, Chairman

ASSEMBLY BILL NO. 572—An act to amend Sections 98.6, 98.7, 6310, and 6312 of, and to repeal and add Section 6311 of, the Labor Code, relating to employment.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 880—An act relating to taxation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 1133—An act to add Section 241 to the Labor Code, relating to employment.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Utilities and Commerce

March 25, 2003

Mr. Speaker: The Chair of your Committee on Utilities and Commerce reports:
Assembly Bill No. 583

With author's amendments with the recommendation: Amend, and re-refer to the committee.

REYES, Chairperson

ASSEMBLY BILL NO. 583—An act to amend Section 377 of the Public Utilities Code, relating to public utilities.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Environmental Safety and Toxic Materials

March 25, 2003

Mr. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:
Assembly Bill No. 998

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LAIRD, Chairman

ASSEMBLY BILL NO. 998—An act to add Article 9.1 (commencing with Section 41998) to Chapter 3 of Part 4 of Division 26 of the Health and Safety Code, relating to air quality, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Business and Professions

March 25, 2003

Mr. Speaker: The Chair of your Committee on Business and Professions reports:

Assembly Bill No. 341
 Assembly Bill No. 523
 Assembly Bill No. 1092

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CORREA, Chairman

ASSEMBLY BILL NO. 341—An act to amend Section 7027.5 of the Business and Professions Code, relating to contractors.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 523—An act to amend Sections 7507.9 and 7507.10 of, and to add Section 7507.14 to, the Business and Professions Code, relating to collateral recovery.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 1092—An act to amend Section 1749.5 of the Civil Code, relating to gift certificates.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Environmental Safety and Toxic Materials

March 25, 2003

Mr. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Assembly Bill No. 1247

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LAIRD, Chairman

ASSEMBLY BILL NO. 1247—An act to amend Section 25247 of the Health and Safety Code relating to hazardous waste.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Elections, Redistricting and Constitutional Amendments

March 25, 2003

Mr. Speaker: The Chair of your Committee on Elections, Redistricting and Constitutional Amendments reports:

Assembly Bill No. 255

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LONGVILLE, Chairman

ASSEMBLY BILL NO. 255—An act to amend Section 25004.5 of the Government Code, relating to elections.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

**AUTHOR’S AMENDMENTS
Committee on Transportation**

March 25, 2003

Mr. Speaker: The Chair of your Committee on Transportation reports:
Assembly Bill No. 793
Assembly Bill No. 1343

With author’s amendments with the recommendation: Amend, and re-refer to the committee.

DUTRA, Chairman

ASSEMBLY BILL NO. 793—An act to add Section 101.12 to the Streets and Highways Code, relating to state highways.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 1343—An act to amend Sections 12509 and 12660 of the Vehicle Code, relating to vehicles.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

**AUTHOR’S AMENDMENTS
Committee on Governmental Organization**

March 25, 2003

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:
Assembly Bill No. 1128

With author’s amendments with the recommendation: Amend, and re-refer to the committee.

JEROME E. HORTON, Chairman

ASSEMBLY BILL NO. 1128—An act to add and repeal Section 19531.5 of the Business and Professions Code, relating to horse racing, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

**AUTHOR’S AMENDMENTS
Committee on Transportation**

March 25, 2003

Mr. Speaker: The Chair of your Committee on Transportation reports:
Assembly Bill No. 1272

With author’s amendments with the recommendation: Amend, and re-refer to the committee.

DUTRA, Chairman

ASSEMBLY BILL NO. 1272—An act to amend Sections 11512, 14104.2, 14104.5, and 14104.7 of the Vehicle Code, relating to vehicles.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS**Committee on Jobs, Economic Development, and the Economy**

March 25, 2003

Mr. Speaker: The Chair of your Committee on Jobs, Economic Development, and the Economy reports:

Assembly Bill No. 411

Assembly Bill No. 1035

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RIDLEY-THOMAS, Chairman

ASSEMBLY BILL NO. 411—An act to add Chapter 12.9 (commencing with Section 7090) to Division 7 of Title 2 of the Government Code, relating to economic development.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 1035—An act to add Section 7073.5 to the Government Code, relating to economic development.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS**Committee on Higher Education**

March 25, 2003

Mr. Speaker: The Chair of your Committee on Higher Education reports:

Assembly Bill No. 1230

Assembly Bill No. 1323

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LIU, Chairwoman

ASSEMBLY BILL NO. 1230—An act to amend Sections 3574 and 3577 of the Government Code, relating to higher education labor relations.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 1323—An act relating to student financial aid, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS**Committee on Revenue and Taxation**

March 25, 2003

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Bill No. 211

Assembly Bill No. 988

Assembly Bill No. 263

Assembly Bill No. 1221

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CHAVEZ, Chairman

ASSEMBLY BILL NO. 211—An act to amend Sections 218 and 275 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 263—An act to amend Section 24410 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 988—An act to add and repeal Sections 17053.19 and 23619 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 1221—An act to amend Section 201 of the Revenue and Taxation Code, relating to taxation.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

**AUTHOR’S AMENDMENTS
Committee on Public Safety**

March 25, 2003

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 233

Assembly Bill No. 863

Assembly Bill No. 949

With author’s amendments with the recommendation: Amend, and re-refer to the committee.

LENO, Chairman

ASSEMBLY BILL NO. 233—An act to amend Section 11379.7 of the Health and Safety Code, and to amend Sections 666.7 and 11160 of the Penal Code, relating to controlled substances.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 863—An act to amend Section 667.5 of the Penal Code, relating to violent felonies.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 949—An act to amend Section 803 of the Penal Code, relating to criminal procedure, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Education

March 25, 2003

Mr. Speaker: The Chair of your Committee on Education reports:

Assembly Bill No. 422

Assembly Bill No. 954

Assembly Bill No. 841

Assembly Bill No. 1307

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GOLDBERG, Chairwoman

ASSEMBLY BILL NO. 422—An act relating to child care and development.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 841—An act to amend Sections 52890, 54726, and 54734 of the Education Code, relating to pupil retention.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 954—An act to add Section 44825 to the Education Code, relating to teachers.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 1307—An act to add Chapter 5.5 (commencing with Section 47628) to Part 26.8 of the Education Code, relating to charter schools.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Arts, Entertainment, Sports, Tourism, and Internet Media

March 25, 2003

Mr. Speaker: The Chair of your Committee on Arts, Entertainment, Sports, Tourism, and Internet Media reports:

Assembly Bill No. 259

With author's amendments with the recommendation: Amend, and re-refer to the committee.

COHN, Chairwoman

ASSEMBLY BILL NO. 259—An act to add Section 243.88 to the Penal Code, relating to battery.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Health

March 25, 2003

Mr. Speaker: The Chair of your Committee on Health reports:

Assembly Bill No. 432

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FROMMER, Chairman

ASSEMBLY BILL NO. 432—An act to amend Section 1371.37 of the Health and Safety Code, relating to health care service plans.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Elections, Redistricting and Constitutional Amendments

March 25, 2003

Mr. Speaker: The Chair of your Committee on Elections, Redistricting and Constitutional Amendments reports:

Assembly Bill No. 526

With author's amendments with the recommendation: Amend, and re-fer to the committee.

LONGVILLE, Chairman

ASSEMBLY BILL NO. 526—An act to amend Section 2107 of the Elections Code, relating to registration.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Housing and Community Development

March 25, 2003

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Assembly Bill No. 32

Assembly Bill No. 1287

With author's amendments with the recommendation: Amend, and re-fer to the committee.

LOWENTHAL, Chairman

ASSEMBLY BILL NO. 32—An act to add and repeal Section 50517.15 of the Health and Safety Code, relating to housing.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 1287—An act to amend and renumber Section 798.285 of the Civil Code, relating to mobilehomes.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Labor and Employment

March 25, 2003

Mr. Speaker: The Chair of your Committee on Labor and Employment reports:

Assembly Bill No. 1288

Assembly Bill No. 1421

Assembly Bill No. 1506

With author's amendments with the recommendation: Amend, and re-fer to the committee.

KORETZ, Chairman

ASSEMBLY BILL NO. 1288—An act to amend Sections 9601.5 and 9601.7 of the Unemployment Insurance Code, relating to unemployment insurance.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 1421—An act to amend Section 63036 of the Government Code, and to amend Section 1720 of the Labor Code, relating to public works, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 1506—An act to amend Section 1724 of the Labor Code, relating to public works.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Judiciary

March 25, 2003

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Assembly Bill No. 588

Assembly Bill No. 1384

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CORBETT, Chairwoman

ASSEMBLY BILL NO. 588—An act to amend Section 1834.7 of, and to add Section 1834.75 to, the Civil Code, relating to animals.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 1384—An act to amend Section 1950.5 of the Civil Code, relating to tenancy.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Public Safety

March 25, 2003

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 506

Assembly Bill No. 1232

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LENO, Chairman

ASSEMBLY BILL NO. 506—An act to amend Section 13823.11 of the Penal Code, relating to sexual assault victims.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 1232—An act to amend Section 12071 of the Penal Code, relating to firearms.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR’S AMENDMENTS

Committee on Environmental Safety and Toxic Materials

March 25, 2003

Mr. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

- Assembly Bill No. 58
- Assembly Bill No. 659

With author’s amendments with the recommendation: Amend, and re-refer to the committee.

LAIRD, Chairman

ASSEMBLY BILL NO. 58—An act to amend Section 13308 of the Water Code, relating to water, and making an appropriation therefor.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 659—An act to amend Section 13159 and 114815 of the Health and Safety Code, relating to radioactive waste.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR’S AMENDMENTS

Committee on Utilities and Commerce

March 25, 2003

Mr. Speaker: The Chair of your Committee on Utilities and Commerce reports:
Assembly Bill No. 816

With author’s amendments with the recommendation: Amend, and re-refer to the committee.

REYES, Chairperson

ASSEMBLY BILL NO. 816—An act to add Section 9607.5 to the Public Utilities Code, and to amend Section 80110 of the Water Code, relating to electric power.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR’S AMENDMENTS

Committee on Public Employees, Retirement and Social Security

March 25, 2003

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

- Assembly Bill No. 977
- Assembly Bill No. 1585

With author’s amendments with the recommendation: Amend, and re-refer to the committee.

NEGRETE McLEOD, Chairwoman

ASSEMBLY BILL NO. 977—An act relating to state employees, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 1585—An act to amend Sections 31452, 31597, 31597.1, 31899, 31899.1, and 31899.2 of, to amend the heading of Chapter 3.9 (commencing with Section 31899) of Part 3 of Division 4 of Title 3 of, to amend and renumber Sections 31899.7, 31899.8, 31899.9, and 31899.10 of, to amend, renumber, and add Section 31899.4 of, to add Section 31603 to, to repeal Section 31899.6 of, and to repeal and add Section 31899.5 of, the Government Code relating to county employees' retirement systems.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

Date of Hearing: March 18, 2003

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 262

With amendments with the recommendation: Amend, do pass, as amended and be re-referred to the Committee on Health.

CORBETT, Chairwoman

Above bill ordered to second reading.

REQUEST FOR PHOTOGRAPHER

Speaker Wesson was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

At 4:54 p.m., Speaker Herb Wesson, 47th District, presiding

IN JOINT CONVENTION

At 4:55 p.m., the Senate and Assembly met in Joint Convention.
Hon. Herb Wesson, Speaker of the Assembly, presiding.

APPOINTMENT OF JOINT COMMITTEE ON ESCORT

Speaker Wesson appointed Assembly Members Corbett, Harman, Leno, and La Suer and Senators Ortiz, Ackerman, McPherson, and Vasconcellos as a Joint Committee on Escort to escort the Honorable Ronald M. George, Chief Justice of California and the Associate Justices to the Rostrum.

INTRODUCTION OF MEMBERS OF THE SUPREME COURT OF CALIFORNIA

Speaker Wesson introduced the Associate Justices of the Supreme Court of California, Hon. Marvin R. Baxter, Hon. Kathryn Werdeger, Hon. Ming W. Chin, and Hon. Carlos Moreno.

INTRODUCTION OF SPECIAL GUESTS

Speaker Wesson introduced Hon. Bill Lockyer, Attorney General of the State of California; Hon. Steve Westly, Controller; the Members of the Judicial Council of California and Mr. William Vickrey, Administrative Director of the Courts.

Speaker Wesson then introduced Mrs. Barbara George, wife of Chief Justice Ronald M. George and Mrs. Jane Baxter, wife of Associate Justice Marvin R. Baxter.

PRESENTATION OF PRESIDENT PRO TEMPORE OF THE SENATE

Speaker Wesson then presented the Honorable John Burton, President pro Tempore of the Senate.

PRESENTATION OF HONORABLE RONALD M. GEORGE

President pro Tempore Burton then presented the Honorable Ronald M. George, Chief Justice of California, to the Joint Convention.

ADDRESS BY HONORABLE RONALD M. GEORGE

Chief Justice Ronald M. George then delivered the "State of the Judiciary" address to the Joint Convention.

ADJOURNMENT OF JOINT CONVENTION

At 5:30 p.m., there being no further business, Speaker Wesson declared the Joint Convention adjourned, *sine die*.

REASSEMBLED

At 5:31 p.m., the Assembly reconvened.

Hon. Herb Wesson, Speaker of the Assembly, presiding.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Speaker Wesson was granted unanimous consent that the "State of the Judiciary" address by Chief Justice Ronald M. George be printed as a separate appendix to the Assembly Journal.

CAUCUS ANNOUNCEMENTS

At 5:32 p.m., Assembly Member Strickland was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 5:32 p.m., Speaker pro Tempore Kehoe declared the Assembly recessed.

RECONVENED

At 5:57 p.m., the Assembly reconvened.

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

RE-REFERENCE OF BILLS

Assembly Member Firebaugh was granted unanimous consent that the following bills be re-referred as noted:

Assembly Bill No. 776 from the Committee on Health, to the Committee on Agriculture;

Assembly Bill No. 693 from the Committee on Housing and Community Development, to the Committee on Judiciary.

BILLS REMOVED FROM CONSENT CALENDAR

The following bill was removed from the Consent Calendar, and placed on the third reading file, pursuant to Joint Rule 22.2:

Assembly Bill No. 78, on request of Assembly Member Reyes.

JOINT RULE 62(a) WAIVED

Assembly Member Chan was granted unanimous consent that Joint Rule 62(a) be waived to permit Budget Subcommittee No. 4 to convene jointly with the Committee on Public Safety, on Thursday, March 27, 2003, at 9:15 a.m., in Room 447.

**CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS**

ASSEMBLY BILL NO. 301—An act to amend Section 27602 of the Vehicle Code, relating to vehicles.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 324—An act to amend Sections 1771.5 and 1771.7 of the Labor Code, relating to public works.

Bill read second time; amendments proposed by the Committee on Labor and Employment read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 103—An act to add Section 4168 to the Business and Professions Code, relating to pharmaceuticals.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Business and Professions.

ASSEMBLY BILL NO. 190—An act to amend Section 82036 of the Government Code, relating to the Political Reform Act of 1974.

Bill read second time; amendments proposed by the Committee on Elections, Redistricting and Constitutional Amendments read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 294—An act to amend Section 46300.8 of the Education Code, relating to schools.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

**FIREBAUGH REQUEST FOR UNANIMOUS CONSENT TO TAKE UP
HOUSE RESOLUTION NO. 21**

Assembly Member Firebaugh requested unanimous consent to take up the committee report on House Resolution No. 21 with amendments, without reference to file.

Assembly Member Cogdill withheld unanimous consent.

Firebaugh Motion

Assembly Member Firebaugh moved adoption of the committee report relative to House Resolution No. 21.

Assembly Member Vargas seconded the motion.

Parliamentary Inquiry

Assembly Member Spitzer arose to the following parliamentary inquiry:

What is the question before the Body?

Reply by Speaker pro Tempore Kehoe

Speaker pro Tempore Kehoe replied that the question before the Body is the Firebaugh motion to adopt the committee report on House Resolution No. 21.

The question being on the Firebaugh motion to adopt the committee report on House Resolution No. 21.

Firebaugh motion carried by the following vote:

AYES—43

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

NOES—31

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

REPORTS OF STANDING COMMITTEES

Committee on Rules

Date of Hearing: March 25, 2003

Mr. Speaker: Your Committee on Rules reports:

House Resolution No. 21

With amendments with the recommendation: Amend, and be adopted, as amended.
NATION, Chairman

Firebaugh Motion

Assembly Member Firebaugh moved that the amendments to House Resolution No. 21, proposed by the Committee on Rules be adopted.

Assembly Member Vargas seconded the motion.

Firebaugh motion carried and committee amendments adopted by the following vote:

AYES—43

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

NOES—31

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

Resolution ordered reprinted.

**Request for Unanimous Consent to Take Up House Resolution No. 21,
As Amended, Without Reference to File**

Assembly Member Firebaugh requested unanimous consent that House Resolution No. 21, as amended, be taken up without reference to file, for purpose of consideration.

Assembly Member Cogdill withheld unanimous consent.

Firebaugh Motion to Suspend Rules

Assembly Member Firebaugh moved to temporarily suspend the Rules to permit consideration of House Resolution No. 21, as amended, without reference to file.

Assembly Member Vargas seconded the motion.

Firebaugh motion carried by the following vote:

AYES—44

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

NOES—31

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

**Consideration of House Resolution No. 21
Without Reference to File**

HOUSE RESOLUTION NO. 21 (Nunez)—Relative to war in Iraq.
Resolution read.

Motion to Amend by Assembly Member Haynes—Set 1

Assembly Member Haynes moved the adoption of amendments.
Amendments read.

**Motion to Table Haynes Amendments to
House Resolution No. 21—Set 1**

Assembly Member Firebaugh moved that the amendments offered by Assembly Member Haynes to House Resolution No. 21 be laid upon the table.

Assembly Member Vargas seconded the motion.

Motion carried by the following vote:

AYES—46

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

NOES—31

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

Motion to Amend by Assembly Member Cogdill—Set 2

Assembly Member Cogdill moved the adoption of amendments.
Amendments read.

**Motion to Table Cogdill Amendments to
House Resolution No. 21—Set 2**

Assembly Member Firebaugh moved that the amendments offered by Assembly Member Cogdill to House Resolution No. 21—Set 2 be laid upon the table.

Assembly Member Vargas seconded the motion.

Motion carried by the following vote:

AYES—45

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

NOES—31

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

Further Consideration of House Resolution No. 21

The question being on the adoption of the resolution.

Point of Order

Assembly Member Mountjoy arose to the following point of order:

Assembly Member Nunez is reading a paper on the Floor during debate.

Further Consideration of House Resolution No. 21**Point of Order**

Assembly Member Oropeza arose to the following point of order:

Are the remarks by Assembly Member Keene appropriate in this debate?

Ruling by Speaker pro Tempore Kehoe

The Speaker pro Tempore ruled the point of order not well-taken; that Members are afforded leeway in speaking to the merits of the resolution.

**Goldberg Request for Unanimous Consent
to Move Adoption of Amendments**

Assembly Member Goldberg requested unanimous consent to move adoption of an amendment to House Resolution No. 21.

Point of Order

Assembly Member Strickland arose to the following point of order:

It is not the practice of this House to take up consideration of proposed amendments in verbal form.

Reply by Speaker pro Tempore Kehoe

The Speaker pro Tempore replied that Assembly Member Goldberg's request is to suspend the Rules to permit consideration of her proposed amendment.

CAUCUS ANNOUNCEMENTS

At 7:02 p.m., Assembly Member Strickland was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 7:02 p.m., Speaker pro Tempore Kehoe declared the Assembly recessed.

RECONVENED

At 7:40 p.m., the Assembly reconvened.

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

FURTHER CONSIDERATION OF GOLDBERG REQUEST

Assembly Member Goldberg was granted unanimous consent to suspend the Rules to permit consideration of the following handwritten (non-Legislative Counsel form) amendment to House Resolution No. 21:

Amendment No. 1

In line 2 of the first resolved clause after "its" insert
support for our troops and our

Plescia Request to Suspend Rules to Offer Substitute Motion to Amend

Assembly Member Plescia requested unanimous consent to suspend the Rules to permit him to offer a substitute motion to amend House Resolution No. 21, in handwritten (non-Legislative Counsel) form.

Parliamentary Inquiry

Assembly Member Jackson arose to the following parliamentary inquiry:

Is the question before the Body to grant permission to offer a substitute amendment?

Reply by Speaker pro Tempore Kehoe

The Speaker pro Tempore replied in the affirmative.

Unanimous Consent Granted to Suspend Rules

Assembly Member Plescia was granted unanimous consent to suspend the Rules to permit him to offer a substitute motion to amend House Resolution No. 21, in handwritten (non-Legislative Counsel) form.

Plescia Motion to Offer Substitute Motion to Amend House Resolution No. 21

Assembly Member Plescia moved to offer the following substitute motion to amend House Resolution No. 21, in place of the amendment offered by Assembly Member Goldberg:

Amendment No. 1

In line 2 of the first resolved clause after “its” insert support for our troops and our Commander in Chief in a just cause, and our

Motion to Table Plescia Substitute Motion to Amend House Resolution No. 21

Assembly Member Firebaugh moved that the Plescia motion to offer a substitute amendment to House Resolution No. 21 be laid upon the table.

Assembly Member Chan seconded the motion.

Motion carried by the following vote:

AYES—45

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

NOES—31

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

Further Consideration of Goldberg Amendment

The question being on the adoption of the amendment proposed by Assembly Member Goldberg.

Goldberg amendment adopted by the following vote:

AYES—77

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

NOES—None

Resolution ordered reprinted.

**Consideration of House Resolution No. 21, As Amended,
Without Reference to File**

HOUSE RESOLUTION NO. 21 (Nunez)—Relative to war in Iraq.

Resolution read.

Members Made Coauthors of House Resolution No. 21

Assembly Member Nunez was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of House Resolution No. 21.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

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

Request for Unanimous Consent

Assembly Member Nunez was granted unanimous consent to take up House Resolution No. 21, as amended, without reference to print or file.

Consideration of House Resolution No. 21, As Amended

HOUSE RESOLUTION NO. 21—Relative to war in Iraq.

Resolution read, as amended, and adopted.

ADJOURN IN MEMORY

Assembly Member Bates was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Donald Parker and Ricardo Rodriguez, of San Clemente.

Assembly Member Maddox was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Cpl. Jose Angel Garibay, U.S.M.C., of Costa Mesa.

Assembly Member Bates was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Capt. Ryan Anthony Beaupre, of Bloomington, Illinois (Camp Pendleton); 2nd Lt. Therrel S. Childers, of Harrison County, Mississippi (Camp Pendleton); Cpl. Jose A. Garibay, of Orange, California; Lance Cpl. Jose Gutierrez, of Los Angeles, California (Camp Pendleton); Cpl. Brian Matthew Kennedy, of Houston, Texas (Camp Pendleton); Cpl. Randal Kent Rosacker, of San Diego, California; and Staff Sgt. Kendall Damon Watersbey, of Baltimore, Maryland (Camp Pendleton).

VOTE ADDS

The following Assembly Member was granted unanimous consent to record her vote on the following item:

House Resolution No. 21, Haynes Amendments, Lay on the Table:
Reyes—Aye.

MOTION TO ADJOURN

At 8:11 p.m., Assembly Member Firebaugh moved that the Assembly do now adjourn.

Assembly Member Harman seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 8:12 p.m., Speaker pro Tempore Kehoe declared the quorum call of the Assembly dispensed with.

ADJOURNMENT

At 8:12 p.m., pursuant to the motion by Assembly Member Firebaugh the Assembly adjourned until 7 a.m., Wednesday, March 26, 2003, out of respect to the memory of Donald Parker and Ricardo Rodriguez, on motion of Assembly Member Bates; out of respect to the memory of Cpl. Jose Angel Garibay, U.S.M.C., on motion of Assembly Member Maddox; out of respect to the memory of Capt. Ryan Anthony Beaupre, 2nd Lt. Therrel S. Childers, Cpl. Jose A. Garibay, Lance Cpl. Jose Gutierrez, Cpl. Brian Matthew Kennedy, Cpl. Randal Kent Rosacker, and Staff Sgt. Kendall Damon Watersbey, on motion of Assembly Member Bates.

HERB J. WESSON, JR., Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON MARCH 25, 2003

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

AB	RN	AB	RN
32	0308819	880	0307725
58	0308819	949	0308601
103	0308681	954	0308587
190	0308578	977	0308087
205	0308789	988	0308184
209	0308301	998	0308277
211	0308553	1035	0308739
233	0308612	1092	0307841
255	0308697	1128	0307917
259	0308352	1133	0307832
263	0308442	1135	0308180
294	0308576	1180	0308189
301	0308489	1221	0307792
324	0308632	1230	0308060
341	0308719	1232	0307764
411	0307749	1247	0308602
422	0308500	1272	0308399
432	0308793	1287	0308258
503	0308329	1288	0307815
506	0308716	1307	0308286
523	0308162	1323	0308754
526	0308583	1343	0308124
572	0307818	1384	0308836
583	0308318	1385	0308348
588	0308515	1421	0307882
627	0308284	1506	0308312
659	0307782	1585	0307686
695	0308432		
765	0308706	HR	RN
793	0308608	21	*
816	0308622	21	0308915
841	0308757		
863	0308434		

Daily Total: 62

Cumulative Total: 290

(NOTE: * Refers to amendments received in non-Legislative Counsel form.)

Amendments were considered by the Assembly, but not adopted, to the following measure:

HR

- 21 (Haynes amendments—Set 1, RN0308872, laid upon the table)
- (Cogdill amendments—Set 2, RN0308846, laid upon the table)
- (Plescia Substitute Motion to Amend, laid upon the table)

O