

CALIFORNIA LEGISLATURE
2003-04 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, July 29, 2003

FORTY-FIFTH SESSION DAY

TWO HUNDRED THIRTY-THIRD 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, July 29, 2003

The Assembly met at 3:16 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, and the following answered to their names—78:

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

Quorum present.

PRAYER

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

Holy Father in Heaven, We thank You for Your holy name, which You have made to dwell in our hearts, and for the knowledge and faith and immortality which You have made known to us. You created all things and have given us even food and drink for our enjoyment. We ask this day, O Lord, that You look upon us in Your compassion, and provide us also with spiritual food and drink, and eternal life.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kehoe, Assembly Member Runner 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 Strickland.

REGULAR BUSINESS DISPENSED WITH

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

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 Maddox.

Because of illness: Assembly Member Firebaugh.

MESSAGES FROM THE SENATE

Senate Chamber, July 27, 2003

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

Assembly Bill No. 7

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate

By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

**CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 7
BY UNANIMOUS CONSENT**

Assembly Member Oropeza was granted unanimous consent to take up consideration of Assembly Bill No. 7, without reference to file.

ASSEMBLY BILL NO. 7 (Oropeza)—An act to amend Section 29530 of, and to add Title 17 (commencing with Section 99000) to, the Government Code, and to amend Sections 7202 and 7203 of, and to add Sections 6051.5, 6051.6, 6201.5, 6201.6, 7101.3, and 7203.1 to, the Revenue and Taxation Code, relating to government finance, and making an appropriation therefor.

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.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Oropeza moved a call of the Assembly.

Motion carried. Time, 3:21 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

RECESS

By unanimous consent, at 3:22 p.m., Speaker pro Tempore Kehoe declared the Assembly recessed.

RECONVENED

At 5:15 p.m., the Assembly reconvened.

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

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 7**

At 5:15 p.m., on motion of Assembly Member Oropeza, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 7 by the following vote:

AYES—55

Aghazarian	Diaz	Leno	Pacheco
Benoit	Dutton	Leslie	Parra
Berg	Dymally	Levine	Pavley
Bermudez	Frommer	Lieber	Reyes
Calderon	Goldberg	Liu	Ridley-Thomas
Chan	Hancock	Lowenthal	Salinas
Chavez	Harman	Matthews	Simitian
Chu	Horton, Jerome	Maze	Steinberg
Cogdill	Horton, Shirley	Montanez	Vargas
Cohn	Houston	Mullin	Wiggins
Corbett	Jackson	Nakano	Wolk
Correa	Kehoe	Nation	Yee
Cox	Koretz	Nunez	Mr. Speaker
Daucher	Laird	Oropeza	

NOES—19

Bates	Keene	McCarthy	Samuelian
Bogh	La Malfa	Mountjoy	Spitzer
Campbell	La Suer	Nakanishi	Strickland
Garcia	Longville	Plescia	Wyland
Haynes	Maldonado	Runner	

Above bill ordered enrolled.

BILLS WITHDRAWN FROM ENROLLMENT

Assembly Member Chan was granted unanimous consent that Assembly Bills Nos. 4, 6, and 8 be withdrawn from enrollment and that the bills be ordered held at the Desk.

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

Assembly Member Oropeza 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 First Extraordinary Session of the Legislature.

Resolution read, and adopted by the following vote:

AYES—77

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

NOES—None

Resolution ordered transmitted to the Senate.

ADJOURNMENT

At 5:17 p.m., pursuant to the provisions of Senate Concurrent Resolution No. 2, the 2003–04 First Extraordinary Session of the Legislature adjourned *sine die*.

HERB J. WESSON, JR., Speaker

PAM CAVILEER, Minute Clerk