

CALIFORNIA LEGISLATURE  
2003–04 THIRD EXTRAORDINARY SESSION

---

---

# ASSEMBLY DAILY JOURNAL

---

---

**Tuesday, November 18, 2003**  
**FIRST SESSION DAY**  
**FIRST 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, November 18, 2003

At 4:20 p.m., the Assembly met pursuant to the provisions of the Proclamation of the Honorable Arnold Schwarzenegger, Governor of the State of California, dated November 17, 2003, convening the Legislature of the State of California on this day in extraordinary session.

In conformity with Government Code Section 9150, the following officers for the 2003–04 Regular Session were present and performing their respective duties: E. Dotson Wilson, Chief Clerk, Pam Cavileer, Minute Clerk, and Ronald E. Pane, Chief Sergeant-at-Arms.

Christine Kehoe, Speaker pro Tempore of the Assembly for the 2003–04 Regular Session, presiding.

Assistant Clerk Sue Parker reading.

#### ROLL CALL

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

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

**PRAYER**

Upon invitation of Speaker pro Tempore Kehoe, the following prayer was offered by Rev. Constantine C. Pappademos, Chaplain of the Assembly for the 2003–04 Regular Session:

*Lord God, Send down upon us Your good grace, and sanctify our souls, bodies and spirits. Direct our thoughts toward piety and perfect our spiritual vision with Your boundless light. Cleanse us from all defilement of flesh and spirit and make us worthy of Your presence in our midst. For You are a most compassionate and merciful God, and we glorify You forever.—AMEN.*

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Speaker pro Tempore Kehoe, Assembly Member Pavley then led the Assembly in the pledge of allegiance to the Flag.

**LEAVES OF ABSENCE FOR THE DAY**

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

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

**PROCLAMATION OF THE GOVERNOR**

Speaker pro Tempore Kehoe directed the Clerk to read the following Proclamation of the Governor convening the Legislature in extraordinary session:

**A PROCLAMATION**

**BY THE GOVERNOR OF THE STATE OF CALIFORNIA**

WHEREAS, an extraordinary occasion has arisen and now exists requiring that the Legislature of the State of California be convened in extraordinary session; now therefore,

I, **ARNOLD SCHWARZENEGGER**, Governor of the State of California, by virtue of the power and authority vested in me by Section 3(b) Article IV of the Constitution of the State of California, do hereby convene the Legislature of the State of California to meet in extraordinary session at Sacramento, California on the 18th day of November, 2003, at a time to be determined, for the following purpose and to legislate upon the following subject:

To repeal Senate Bill 60 (Cedillo), an act to amend Sections 1653.5, 12800, 12801, 12814.5, and 13000 of, and to add Sections 12801.2 and 12801.9 to, the Vehicle Code, relating to vehicles, that was signed into law by the Governor on September 5, 2003, and filed with the Secretary of State on September 8, 2003.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 17th day of November, 2003.

**ARNOLD SCHWARZENEGGER**  
Governor of California

ATTEST:

**KEVIN SHELLEY**  
Secretary of State



**ELECTION OF SPEAKER**

Assembly Member Firebaugh moved that the unanimous consent vote on December 2, 2002, electing Assembly Member Herb J. Wesson, Jr. to the Office of Speaker of the Assembly for the 2003–04 Regular Session, and the Oath of Office administered (Assembly Journal, Page 7), be substituted in the 2003–04 Third Extraordinary Session.

Assembly Member Nunez seconded the motion.

Motion carried.

**OATH OF OFFICE**

The following oath of office was administered to Speaker-elect Herb J. Wesson, Jr., on Monday, December 2, 2002 by the Honorable Willie L. Brown, Jr, Mayor of San Francisco, and without objection, is substituted in the Third Extraordinary Session:

**OATH**

*for the Office of Speaker of the Assembly*

I do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

**RESOLUTIONS**

The following resolution was offered:

**House Resolution No. 1**

By Assembly Member Nation.

*Relative to the Standing Rules of the Assembly  
for the 2003–04 Third Extraordinary Session.*

*Resolved by the Assembly of the State of California, That the Standing Rules of the Assembly for the 2003–04 Regular Session are hereby adopted as the Standing Rules of the Assembly for the 2003–04 Third Extraordinary Session.*

(NOTE: For text of Assembly Standing Rules, see Assembly Journal for December 2, 2002 for the Regular Session, page 9.)

**CONSIDERATION OF HOUSE RESOLUTION NO. 1**

On motion of Assembly Member Firebaugh, House Resolution No. 1 was taken up.

**HOUSE RESOLUTION NO. 1 (Nation)**—Relative to the Standing Rules of the Assembly for the 2003–04 Third Extraordinary Session.

Resolution read, and adopted by the following vote:

**AYES—74**

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

**NOES—None****RESOLUTIONS**

The following resolution was offered:

**House Resolution No. 2**

By Assembly Member Firebaugh.

*Relative to the organization of the Assembly for the 2003–04 Third Extraordinary Session.*

*Resolved by the Assembly of the State of California, That*

(a) The Chief Clerk or the Sergeant at Arms is authorized to receive from the Controller all warrants for the payment of Members, officers, and attaches of the Assembly; and

(b) The Chief Clerk shall provide copies of the Assembly Weekly Histories to the Legislative Counsel, Governor, Attorney General, and accredited newspaper representatives.

**CONSIDERATION OF HOUSE RESOLUTION NO. 2**

On motion of Assembly Member Firebaugh, House Resolution No. 2 was taken up.

**HOUSE RESOLUTION NO. 2 (Firebaugh)**—Relative to the organization of the Assembly for the 2003–04 Third Extraordinary Session.

Resolution read, and adopted by the following vote:

**AYES—78**

|             |                 |                |               |
|-------------|-----------------|----------------|---------------|
| Aghazarian  | Dymally         | Lieber         | Pavley        |
| Bates       | Firebaugh       | Liu            | Plescía       |
| Benoit      | Frommer         | Longville      | Reyes         |
| Berg        | Garcia          | Lowenthal      | Richman       |
| Bermudez    | Goldberg        | Maddox         | Ridley-Thomas |
| Bogh        | Hancock         | Maldonado      | Runner        |
| Calderon    | Harman          | Matthews       | Salinas       |
| Campbell    | Haynes          | Maze           | Samuelian     |
| Canciamilla | 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        |               |
| Dutton      | Levine          | Parra          |               |

**NOES—None****LEADERSHIP ANNOUNCEMENT**

Speaker pro Tempore Kehoe announced that the following leadership would serve in the 2003–04 Third Extraordinary Session, consistent with the 2003–04 Regular Session:

**Democratic Leadership**

|                               |                            |
|-------------------------------|----------------------------|
| Speaker pro Tempore           | Hon. Christine Kehoe       |
| Assistant Speaker pro Tempore | Hon. Leland Yee            |
| Majority Floor Leader         | Hon. Marco Firebaugh       |
| Majority Leader               | Hon. Wilma Chan            |
| Majority Whip                 | Hon. Fabian Nunez          |
| Democratic Caucus Chair       | Hon. George Nakano         |
| Rules Committee Chair         | Hon. Joe Nation            |
| Assistant Whips               | Hon. Ron Calderon          |
|                               | Hon. Jackie Goldberg       |
|                               | Hon. Lloyd Levine          |
|                               | Hon. Cindy Montanez        |
|                               | Hon. Gloria Negrete McLeod |
|                               | Hon. Fran Pavley           |
|                               | Hon. Simon Salinas         |

**Republican Leadership**

|                              |                      |
|------------------------------|----------------------|
| Republican Leader            | Hon. Dave Cox        |
| Caucus Chair                 | Hon. Tony Strickland |
| Assistant Republican Leaders | Hon. John Campbell   |
|                              | Hon. Patricia Bates  |
|                              | Hon. Dave Cogdill    |
|                              | Hon. Bill Maze       |
|                              | Hon. Guy Houston     |
|                              | Hon. Bonnie Garcia   |
|                              | Hon. Russ Bogh       |
|                              | Hon. Tom Harman      |
|                              | Hon. Keith Richman   |
|                              | Hon. Lynn Daucher    |
|                              | Hon. Robert Pacheco  |
|                              | Hon. Ray Haynes      |
|                              | Hon. Ken Maddox      |
|                              | Hon. Sharon Runner   |
|                              | Hon. Shirley Horton  |
| Whips                        | Hon. George Plescia  |
|                              | Hon. Mark Wyland     |
|                              | Hon. Kevin McCarthy  |
|                              | Hon. Rick Keene      |

**OATH OF OFFICE**

The following oath of office was administered to Speaker pro Tempore-elect Christine Kehoe on December 2, 2002 by the Honorable Joyce L. Kennard, Associate Justice of the Supreme Court of California, and without objection, is substituted in the Third Extraordinary Session.

**OATH**

*for the Office of Speaker pro Tempore of the Assembly*

I do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

**ELECTION OF OFFICERS OF THE ASSEMBLY**

Assembly Member Firebaugh moved that the following officers of the Assembly for the 2003–04 Regular Session be deemed elected in the 2003–04 Third Extraordinary Session and that the roll call vote and oaths of office taken on December 2, 2002 be substituted: E. Dotson Wilson, Chief Clerk; Ronald E. Pane, Chief Sergeant-at-Arms, Father Constantine C. Pappademos, Chaplain; Rev. Ivan L. Williams, Sr., Alternate Chaplain.

Assembly Member Steinberg seconded the motion.



Motion carried and the following vote substituted:

**AYES—79**

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

**NOES—None**

(NOTE: Assembly Member Chan was present when the above vote was taken on December 2, 2002, but is excused on this day.)

**OATH OF OFFICE**

The following oath of office was administered to Chief Clerk-elect E. Dotson Wilson, Chief Sergeant-at-Arms-elect Ronald E. Pane, Chaplain-elect Rev. Constantine C. Pappademos, and Alternate Chaplain-elect Rev. Ivan L. Williams, Sr. on Monday, December 2, 2002, by the Honorable Joyce L. Kennard, Associate Justice of the Supreme Court of California, and without objection is substituted in the Third Extraordinary Session.

**OATH**

I do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

**COMMUNICATIONS**

The following communication was presented by the Speaker and ordered printed in the Journal:

November 18, 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 Assembly Rules Committee for the 2003–04 Third Extraordinary Session, consistent with the Regular Session:

Assemblymember Joe Nation, Chair  
Assemblymember Dave Cogdill, Vice Chair  
Assemblymember John Benoit  
Assemblymember Ron Calderon  
Assemblymember Judy Chu  
Assemblymember Merv Dymally  
Assemblymember Tim Leslie  
Assemblymember Cindy Montanez  
Assemblymember Loni Hancock, Democratic Alternate  
Assemblymember Lynn Daucher, Republican Alternate

Sincerely,

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

**INTRODUCTION AND FIRST READING OF  
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

**ASSEMBLY BILL NO. 1**—Benoit (Coauthors: Aghazarian, Bates, Bogh, Campbell, Cogdill, Cox, Daucher, Dutton, Garcia, Harman, Haynes, Shirley Horton, Houston, Keene, La Malfa, La Suer, Leslie, Maddox, Maldonado, Maze, McCarthy, Mountjoy, Nakanishi, Pacheco, Plescia, Richman, Runner, Samuelian, Spitzer, Strickland, and Wyland). An act to amend Sections 1653.5, 12800, 12801, and 12801.5 of, and to repeal Sections 12801.2 and 12801.9 of, the Vehicle Code, and to repeal Section 9 of Chapter 326 of the Statutes of 2003, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

**BENOIT MOTION TO SUSPEND RULES**

Assembly Member Benoit moved to suspend the Rules to permit consideration of Assembly Bill No. 1 without reference to committee or file.

Assembly Member Strickland seconded the motion.

**Parliamentary Inquiry**

Assembly Member Firebaugh arose to the following parliamentary inquiry:

What is the regular course of a measure introduced in this House, prior to consideration and vote on the Floor?

**Reply by Speaker pro Tempore Kehoe**

The Speaker pro Tempore replied that subsequent to introduction of a bill at the Assembly Desk, the bill is then referred by the Rules Committee to the appropriate policy committee. Upon passage by the policy committee and fiscal committee, the bill is then sent to the Floor for consideration.

**Parliamentary Inquiry**

Assembly Member Firebaugh arose to the following parliamentary inquiry:

Is it the intention of the Speaker to follow the regular course of action as relates to bills introduced in the extraordinary session?

**Reply by Speaker pro Tempore Kehoe**

The Speaker pro Tempore replied that it is the intention of the Speaker to constitute committees consistent with the 2003–04 Regular Session and that subsequent to introduction of bills at the Assembly Desk, the Rules Committee will refer measures to the appropriate committee.

**Parliamentary Inquiry**

Assembly Member Strickland arose to the following parliamentary inquiry:

Has this House ever suspended those rules necessary to permit consideration of bills without reference to file?

**Reply by Speaker pro Tempore Kehoe**

The Speaker pro Tempore replied that such rules have been suspended in prior sessions, but not in this session.

**Parliamentary Inquiry**

Assembly Member Mountjoy arose to the following parliamentary inquiry:

Will all bills be taken up consistent with the Rules in the extraordinary session?

**Reply by Speaker pro Tempore Kehoe**

The Speaker pro Tempore replied that it is the intention of the Speaker today to follow the House rules; however, suspension of rules to permit consideration of urgent matters in the future is not precluded.

**Parliamentary Inquiry**

Assembly Member Mountjoy arose to the following parliamentary inquiry:

Are the Rules upheld at the discretion of the Speaker?

**Reply by Speaker pro Tempore Kehoe**

The Speaker pro Tempore replied that the House rules were adopted earlier this day, and that a suspension of this rule requires a majority vote.

**Parliamentary Inquiry**

Assembly Member Spitzer arose to the following parliamentary inquiry:

Since Senate Bill No. 60 was debated, passed by both Houses and signed by the Governor, and Assembly Bill No. 1 simply repeals Senate Bill No. 60, is it not appropriate to allow consideration?

**Reply by Speaker pro Tempore Kehoe**

The Speaker pro Tempore replied that Assembly Bill No. 1 is a new bill in this session and Assembly Member Benoit's motion relative to the bill is before the Body.

**Parliamentary Inquiry**

Assembly Member Wyland arose to the following parliamentary inquiry:

Is it the intention of the Speaker to not permit consideration of Assembly Bill No. 1 although the issue as contained in Senate Bill No. 60 is understood and has been debated by the Body?

**Reply by Speaker pro Tempore Kehoe**

The Speaker pro Tempore replied that it is the intention of the Speaker to adhere to the rules of the House and have Assembly Bill No. 1 heard by the appropriate committee subsequent to referral by the Rules Committee.

**Parliamentary Inquiry**

Assembly Member Haynes arose to the following parliamentary inquiry:

What is the intention of the Speaker in constituting the appropriate committees and when are the committees scheduled to convene?

**Reply by Speaker pro Tempore Kehoe**

The Speaker pro Tempore replied that it is the Speaker's intention to convene the Insurance Committee tomorrow, and that Transportation Committee may meet later in the week.

**Parliamentary Inquiry**

Assembly Member Reyes arose to the following parliamentary inquiry:

Is it not customary that committees must be constituted in the extraordinary session, and is it not customary that a printed bill be before the Body prior to consideration?

**Reply by Speaker pro Tempore Kehoe**

The Speaker pro Tempore replied in the affirmative.

**Parliamentary Inquiry**

Assembly Member Cox arose to the following parliamentary inquiry:

Is it not the intention of the Chair to recognize all Members who wish to be recognized on this issue?

**Reply by Speaker pro Tempore Kehoe**

The Speaker pro Tempore replied that it is not the intention of the Chair to recognize further parliamentary inquiries; that the purpose of a parliamentary inquiry is to clarify parliamentary procedure before the Body; and further, it is the Speaker's intention that the bill be debated when it is properly before the Body.

**Further Consideration of Benoit Motion to Suspend Rules**

The question being on the Benoit motion to suspend rules to permit consideration of Assembly Bill No. 1, without reference to committee, print, or file.

The roll was opened and the Benoit motion to suspend rules lost by the following vote:

**AYES—32**

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

**NOES—47**

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

**HAYNES MOTION TO SET SPECIAL ORDER OF BUSINESS**

Assembly Member Haynes moved to convene the Transportation Committee on Wednesday, November 19, 2003, at 1 p.m., pursuant to Assembly Rule 88.

Assembly Member Bogh seconded the motion.

Motion lost by the following vote:

**AYES—32**

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

**NOES—47**

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

**DESK HELD OPEN**

Speaker pro Tempore Kehoe was granted unanimous consent that the Desk be held open to permit the introduction and reference of bills.

**VOTE ADDS**

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

**House Resolution No. 1:** Dymally—Aye.

**Firebaugh Motion for Election of Officers of the Assembly:** Bates—Aye.

**MOTION TO ADJOURN**

At 5 p.m., Assembly Member Firebaugh moved that the Assembly do now adjourn.

Assembly Member Steinberg seconded the motion.

Motion carried.

**COMMUNICATIONS**

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

November 18, 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 Assembly Appropriations Committee for the 2003–04 Third Extraordinary Session, consistent with the Regular Session:

Assemblymember Darrell Steinberg, Chair  
 Assemblymember Sharon Runner, Vice Chair  
 Assemblymember Patricia Bates  
 Assemblymember Patty Berg  
 Assemblymember Ron Calderon  
 Assemblymember Ellen Corbett  
 Assemblymember Lou Correa  
 Assemblymember Lynn Daucher  
 Assemblymember Manny Diaz  
 Assemblymember Marco Firebaugh  
 Assemblymember Jackie Goldberg  
 Assemblymember Ray Haynes  
 Assemblymember Mark Leno  
 Assemblymember Abel Maldonado  
 Assemblymember Gloria Negrete McLeod  
 Assemblymember Joe Nation  
 Assemblymember Fabian Nunez  
 Assemblymember Robert Pacheco  
 Assemblymember Fran Pavley  
 Assemblymember Mark Ridley-Thomas  
 Assemblymember Steven Samuelian

Assemblymember Joe Simitian  
Assemblymember Patricia Wiggins  
Assemblymember Leland Yee

Sincerely,

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

November 18, 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 Assembly Transportation Committee for the 2003–04 Third Extraordinary Session, consistent with the Regular Session:

Assemblymember John Dutra, Chair  
Assemblymember Guy Houston, Vice Chair  
Assemblymember Patricia Bates  
Assemblymember John Benoit  
Assemblymember Patty Berg  
Assemblymember Wilma Chan  
Assemblymember Judy Chu  
Assemblymember Christine Kehoe  
Assemblymember Jay La Suer  
Assemblymember Tim Leslie  
Assemblymember Carol Liu  
Assemblymember John Longville  
Assemblymember Dennis Mountjoy  
Assemblymember George Nakano  
Assemblymember Jenny Oropeza  
Assemblymember Nicole Parra  
Assemblymember Fran Pavley  
Assemblymember Simon Salinas  
Assemblymember Joe Simitian  
Assemblymember Todd Spitzer

Sincerely,

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

**ADJOURNMENT**

At 5 p.m., the Assembly adjourned to reconvene upon Call of the Speaker, and consents that the Senate do the same.

---

HERB J. WESSON, JR., Speaker

PAM CAVILEER, Minute Clerk