CALIFORNIA LEGISLATURE

2005-06 REGULAR SESSION

SENATE DAILY JOURNAL

THIRTY-FIFTH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento Wednesday, March 2, 2005

The Senate met at 9 a.m. Hon. Don Perata, of the 9th District, presiding. Secretary Greg Schmidt at the Desk. Assistant Secretary Kipchoge Randall reading.

ROLL CALL

The roll was called and the following Senators answered to their names: Aanestad, Ackerman, Ashburn, Battin, Bowen, Campbell, Cedillo, Chesbro, Cox, Denham, Ducheny, Dunn, Dutton, Escutia, Figueroa, Florez, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Morrow, Murray, Ortiz, Perata, Romero, Runner, Scott, Simitian, Soto, Speier, Torlakson, and Vincent—37.

Quorum present.

(NOTE: Senators Alarcón, Alquist, and Poochigian will be excused this day on legislative business.)

REPORTS OF STANDING COMMITTEES Committee on Local Government

Date of Hearing, March 2, 2005

Mr. President: The Committee on Local Government, to which were referred:

SB 121 SB 122 SB 123

Reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

KEHOE, Chair

Above measures ordered to second reading.

Date of Hearing, March 2, 2005

Mr. President: The Committee on Local Government, to which was referred:

SB 44

Reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Appropriations.

KEHOE, Chair

Above measure re-referred to the Committee on Appropriations.

Committee on Rules

Senate Chamber, March 2, 2005

Mr. President: The Chair of the Committee on Rules, to which was referred:

SCR 27

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

PERATA, Chair

Second Reading of Bills—Author's Amendments

Senate Concurrent Resolution 27—Relative to drowsy driver awareness day.

Resolution read second time.

The amendments were read and adopted and the measure ordered printed and re-referred to the committee.

Senate Chamber, March 2, 2005

Mr. President: The Committee on Rules has examined: SB 29

And reports that the same has been correctly enrolled, and presented to the Governor on the 2nd day of March, 2005, at 3 p.m.

PERATA, Chair

MEASURE WITHDRAWN AND RE-REFERRED TO COMMITTEE

Without objection, **SB 42** was withdrawn from the Committee on Agriculture and re-referred to the Committee on Rules.

SENATE COMMITTEE ROLL CALLS Committee on Local Government

SB 35—Do pass as amended and re-refer to Committee on Appropriations

AYES (6)—Senators Cox, Kehoe, Machado, McClintock, Soto, and Torlakson. NOES (1)—Senator Ackerman.

SB 44—Do pass and re-refer to Committee on Appropriations

AYES (4)-Senators Kehoe, Machado, Soto, and Torlakson.

NOES (3)-Senators Ackerman, Cox, and McClintock.

SB 121—Do pass, to Consent Calendar

AYES (7)—Senators Ackerman, Cox, Kehoe, Machado, McClintock, Soto, and Torlakson.

NOES (0)—None.

SB 122—Do pass, to Consent Calendar

AYES (7)—Senators Ackerman, Cox, Kehoe, Machado, McClintock, Soto, and Torlakson.

NOES (0)-None.

SB 123—Do pass, to Consent Calendar

AYES (7)—Senators Ackerman, Cox, Kehoe, Machado, McClintock, Soto, and Torlakson.

NOES (0)—None.

Date of Hearing: 3/2/2005

Kehoe (Chair)

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day due to legislative business: Senators Alarcón, Alquist, and Poochigian.

REQUESTS TO ADJOURN IN MEMORIAM

Senator Alarcón requested that when the Senate adjourns this day it do so in memory of Ella Wolf of San Fernando Valley.

Senator Bowen requested that when the Senate adjourns this day it do so in memory of Dr. Felix Starr of Manhattan Beach.

ADJOURNMENT

At 3:30 p.m., the Senate adjourned pursuant to the Senators' requests until 9 a.m., Thursday, March 3, 2005.

PAULA K. ROSSETTO, Minute Clerk