

## CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

---

---

# SENATE DAILY JOURNAL

FIFTY-THIRD LEGISLATIVE DAY

---

## IN SENATE

---

Senate Chamber, Sacramento  
Tuesday, April 12, 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, Alarcón, Alquist, Ashburn, Battin, Bowen, Campbell, Cedillo, Chesbro, Cox, Denham, Ducheny, Dunn, Dutton, Figueroa, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Morrow, Murray, Ortiz, Poochigian, Romero, Runner, Scott, Simitian, Soto, Speier, Torlakson, and Vincent—37.

Quorum present.

*(NOTE: Senator Escutia will be excused this day on legislative business, Senator Perata will be excused this day on personal business, and Senator Florez will be excused this day due to illness.)*

### MESSAGES FROM THE ASSEMBLY

Assembly Chamber, April 12, 2005

Mr. President: I am directed to inform your honorable body that the Assembly on this day adopted:

ACR 35

E. DOTSON WILSON, Chief Clerk of the Assembly



**FIRST READING OF ASSEMBLY MEASURE**

The following measure was read the first time and referred to the Committee on Rules:

**Assembly Concurrent Resolution 35**—Relative to youth organizations.

**REPORTS OF STANDING COMMITTEES****Committee on Business, Professions and Economic Development**

Date of Hearing, April 11, 2005

Mr. President: The Committee on Business, Professions and Economic Development, to which were referred:

SB 263

SB 683

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

FIGUEROA, Chair

Above measures re-referred to the Committee on Appropriations.

**Committee on Transportation and Housing**

Senate Chamber, April 12, 2005

Mr. President: The Chair of the Committee on Transportation and Housing, to which were referred:

SB 326

SB 987

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

TORLAKSON, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 326**—An act to amend Section 65589.4 of the Government Code, relating to housing.

Bill read second time.

**Senate Bill 987**—An act to amend Sections 131010, 131100, 131103, 131241, 131268, and 131285 of the Public Utilities Code, relating to transportation.

Bill read second time.

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

**Committee on Elections, Reapportionment and Constitutional Amendments**

Senate Chamber, April 12, 2005

Mr. President: The Chair of the Committee on Elections, Reapportionment and Constitutional Amendments, to which was referred:

SB 36

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

BOWEN, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 36**—An act to add Section 84512 to the Government Code, relating to the Political Reform Act of 1974.

Bill read second time.

**Request to Add Urgency Section**

To the Committee on Rules: I request permission to add an urgency section to SB 36 pursuant to Joint Rule 58.

SENATOR FLOREZ

**Permission of Rules Committee**

Senate Chamber, April 12, 2005

The Committee on Rules grants permission to offer amendments which would add an urgency section to SB 36.

PERATA, Chair

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

**Committee on Appropriations**

Senate Chamber, April 12, 2005

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

SB 842

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

MIGDEN, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 842**—An act to add Section 13733 to the Penal Code, relating to domestic violence.

Bill read second time.

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

**Committee on Public Safety**

Senate Chamber, April 12, 2005

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

SB 617

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

ALQUIST, Chair



**Second Reading of Bills—Author's Amendments**

**Senate Bill 617**—An act to add Chapter 5(commencing with Section 3430) to Title 2 of Part 3 of the Penal Code, relating to the Dignity Standards for Women in Prison Task Force.

Bill read second time.

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

**Committee on Energy, Utilities and Communications**

Date of Hearing, April 5, 2005

Mr. President: The Committee on Energy, Utilities and Communications, to which were referred:

SB 15                      SB 578                      SB 816

Reports the same back with the recommendation: Do pass as amended, but first amend, and re-refer to the Committee on Appropriations.

ESCUTIA, Chair

Above measures ordered to second reading.

**Committee on Environmental Quality**

Senate Chamber, April 12, 2005

Mr. President: The Chair of the Committee on Environmental Quality, to which were referred:

SB 421                      SB 423

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

LOWENTHAL, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 421**—An act to amend Section 25354.5 of the Health and Safety Code, relating to hazardous substances.

Bill read second time.

**Senate Bill 423**—An act to amend Section 25214.10 of the Health and Safety Code, and to amend Sections 42476.5 and 42479 of, and to repeal Section 42476.6 of, the Public Resources Code, relating to electronic waste.

Bill read second time.

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

**Committee on Appropriations**

Senate Chamber, April 12, 2005

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

SCR 20

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

MIGDEN, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Concurrent Resolution 20**—Relative to the CHP Officer Thomas J. Steiner Memorial Highway.

Resolution read second time.

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

**Committee on Health**

Senate Chamber, April 12, 2005

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

SB 985

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

ORTIZ, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 985**—An act to add Section 110592 to the Health and Safety Code, relating to public health.

Bill read second time.

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

**Committee on Banking, Finance and Insurance**

Date of Hearing, April 6, 2005

Mr. President: The Committee on Banking, Finance and Insurance, to which was referred:

SB 513

Reports the same back with the recommendation: Do pass as amended, but first amend, and re-refer to the Committee on Appropriations.

SPEIER, Chair

Above measure ordered to second reading.

**Committee on Natural Resources and Water**

Date of Hearing, April 5, 2005

Mr. President: The Committee on Natural Resources and Water, to which was referred:

SB 306

Reports the same back with the recommendation: Do pass as amended, but first amend, and re-refer to the Committee on Appropriations.

KUEHL, Chair

Above measure ordered to second reading.



Date of Hearing, April 12, 2005

Mr. President: The Committee on Natural Resources and Water, to which was referred:

SB 857

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

KUEHL, Chair

Above measure re-referred to the Committee on Transportation and Housing.

Date of Hearing, April 12, 2005

Mr. President: The Committee on Natural Resources and Water, to which was referred:

SB 606

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

KUEHL, Chair

Above measure re-referred to the Committee on Appropriations.

### **Committee on Appropriations**

Senate Chamber, April 12, 2005

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

SB 459

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

MIGDEN, Chair

### **Second Reading of Bills—Author's Amendments**

**Senate Bill 459**—An act to add Article 4.5 (commencing with Section 40459.5) to Chapter 5.5 of Part 3 of Division 26 of the Health and Safety Code, relating to air pollution.

Bill read second time.

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

### **Committee on Rules**

Senate Chamber, April 12, 2005

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

SB 368

SB 640

SB 829

SB 909

SB 1060

SB 1094

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 Bill 368**—An act to amend Section 400 of the Education Code, relating to pupils.

Bill read second time.

**Senate Bill 640**—An act relating to child care.

Bill read second time.

**Senate Bill 829**—An act to amend Section 40914 of the Health and Safety Code, relating to air quality.

Bill read second time.

**Senate Bill 909**—An act to amend Section 53066.3 of the Government Code, relating to cable television franchises.

Bill read second time.

**Senate Bill 1060**—An act relating to local government finance.

Bill read second time.

**Senate Bill 1094**—An act to amend Section 31007 of the Government Code, relating to retirement.

Bill read second time.

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

**Committee on Local Government**

Senate Chamber, April 12, 2005

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

SB 9

SB 149

SB 967

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

KEHOE, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 9**—An act to add Section 15202.3 to the Government Code, relating to local government finance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

**Senate Bill 149**—An act to add Section 97.57 to the Revenue and Taxation Code, relating to local government.

Bill read second time.

**Senate Bill 967**—An act to amend Section 65105 of the Government Code, relating to local planning.

Bill read second time.

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



Date of Hearing, April 6, 2005

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

SB 274

SB 287

Reports the same back with the recommendation: Do pass as amended.

KEHOE, Chair

Above measures ordered to second reading.

**Committee on Public Safety**

Senate Chamber, April 12, 2005

Mr. President: The Chair of the Committee on Public Safety, to which were referred:

SB 864

SB 865

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

ALQUIST, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 864**—An act to amend Sections 6604, 6604.1, 6605, and 6608 of the Welfare and Institutions Code, relating to mental health.

Bill read second time.

**Senate Bill 865**—An act to amend Section 6600 of the Welfare and Institutions Code relating to sexually violent predators.

Bill read second time.

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

**Committee on Transportation and Housing**

Senate Chamber, April 12, 2005

Mr. President: The Chair of the Committee on Transportation and Housing, to which were referred:

SB 466

SB 601

SB 612

SB 969

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

TORLAKSON, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 466**—An act to add and repeal Section 22368 of the Vehicle Code, relating to vehicles.

Bill read second time.

**Senate Bill 601**—An act to add Chapter 13.1 (commencing with Section 8890) to Division 1 of Title 2 of the Government Code, relating to transportation by providing the funds necessary therefor through the





issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds.

Bill read second time.

**Senate Bill 612**—An act to add Section 9109 to the Vehicle Code, relating to vehicles.

Bill read second time.

**Senate Bill 969**—An act to amend Section 27803 of the Vehicle Code, relating to vehicles.

Bill read second time.

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

Date of Hearing, April 5, 2005

Mr. President: The Committee on Transportation and Housing, to which was referred:

SB 762

Reports the same back with the recommendation: Do pass as amended, but first amend, and re-refer to the Committee on Environmental Quality.

TORLAKSON, Chair

Above measure ordered to second reading.

#### **Committee on Public Employment and Retirement**

Date of Hearing, April 11, 2005

Mr. President: The Committee on Public Employment and Retirement, to which were referred:

SB 311

SB 525

SB 697

SB 1007

SB 1093

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

SOTO, Chair

Above measures re-referred to the Committee on Appropriations.

Senate Chamber, April 12, 2005

Mr. President: The Chair of the Committee on Public Employment and Retirement, to which was referred:

SB 882

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

SOTO, Chair



**Second Reading of Bills—Author's Amendments**

**Senate Bill 882**—An act to add Sections 20035.01 and 20035.51 to the Government Code, relating to public employees' retirement.

Bill read second time.

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

**Committee on Energy, Utilities and Communications**

Date of Hearing, April 5, 2005

Mr. President: The Committee on Energy, Utilities and Communications, to which was referred:

SB 757

Reports the same back with the recommendation: Do pass as amended, but first amend, and re-refer to the Committee on Environmental Quality.

ESCUTIA, Chair

Above measure ordered to second reading.

Date of Hearing, April 5, 2005

Mr. President: The Committee on Energy, Utilities and Communications, to which was referred:

SB 1059

Reports the same back with the recommendation: Do pass as amended, but first amend, and re-refer to the Committee on Local Government.

ESCUTIA, Chair

Above measure ordered to second reading.

**Committee on Environmental Quality**

Date of Hearing, April 4, 2005

Mr. President: The Committee on Environmental Quality, to which was referred:

SB 1106

Reports the same back with the recommendation: Do pass as amended, but first amend, and re-refer to the Committee on Appropriations with the recommendation: To Consent Calendar.

LOWENTHAL, Chair

Above measure ordered to second reading.

**Committee on Transportation and Housing**

Senate Chamber, April 12, 2005

Mr. President: The Chair of the Committee on Transportation and Housing, to which was referred:

SB 1024

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

TORLAKSON, Chair



**Second Reading of Bills—Author's Amendments**

**Senate Bill 1024**—An act to add Chapter 12.49 (commencing with Section 8879.20) to Division 1 of Title 2 of the Government Code, relating to seismic improvements by providing the funds necessary therefor through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

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

**INTRODUCTION AND FIRST READING OF SENATE MEASURE**

The following measure was introduced, read the first time and transmitted to the Committee on Rules:

**Senate Joint Resolution 9:** By Senator Morrow—Relative to Medicare funding for military treatment facilities.

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

**Senate Bill 381**—An act to amend Section 11521.6 of the Insurance Code, relating to annuities.

Bill read second time.

The amendments proposed by the Committee on Banking, Finance and Insurance were read and adopted and the measure ordered printed, and re-referred to the Committee on Appropriations.

**Senate Bill 281**—An act to amend Section 104650 of, and to add Section 104651 to, the Health and Safety Code, relating to nutrition.

Bill read second time.

The amendments proposed by the Committee on Health were read and adopted and the measure ordered printed, and re-referred to the Committee on Education.

**Senate Bill 504**—An act to add Section 11713.18 to the Vehicle Code, relating to dealers.

Bill read second time.

The amendments proposed by the Committee on Public Safety were read and adopted and the measure ordered printed, and re-referred to the Committee on Judiciary.

**Senate Bill 768**—An act to amend Section 15400 of, and to add Section 54.5 to, the Fish and Game Code, and to amend Section 30411 of the Public Resources Code, relating to aquaculture.

Bill read second time.

The amendments proposed by the Committee on Natural Resources and Water were read and adopted and the measure ordered printed, and re-referred to the Committee on Appropriations.



**Senate Bill 61**—An act to add Section 1363.03 to the Civil Code, relating to common interest developments.

Bill read second time.

The amendments proposed by the Committee on Transportation and Housing were read and adopted and the measure ordered printed, engrossed, and to third reading.

**Senate Bill 198**—An act to add Section 18871.1 to, to add Article 2.1 (commencing with Section 18615) to, and to repeal the heading of Article 2.5 of, Chapter 5 of Part 2.1 of Division 13 of, the Health and Safety Code, relating to manufactured homes.

Bill read second time.

The amendments proposed by the Committee on Transportation and Housing were read and adopted and the measure ordered printed, and re-referred to the Committee on Appropriations.

**Senate Bill 254**—An act to amend Sections 7076, 7086, 7097, and 7107 of, and to add Section 7114.2 to, the Government Code, and to amend Sections 17053.34, 17053.46, 17053.47, 23622.8, 23634, and 23646 of the Revenue and Taxation Code, relating to economic development.

Bill read second time.

The amendments proposed by the Committee on Transportation and Housing were read and adopted and the measure ordered printed, and re-referred to the Committee on Revenue and Taxation.

**Senate Bill 551**—An act to amend Sections 1369.510 and 1373 of, to add Section 1363.7 to, and to add Chapter 11 (commencing with Section 1380.010) to Title 6 of Part 4 of Division 2 of the Civil Code, relating to common interest developments, and making an appropriation therefor.

Bill read second time.

The amendments proposed by the Committee on Transportation and Housing were read and adopted and the measure ordered printed, and re-referred to the Committee on Rules.

**Senate Bill 223**—An act to add Chapter 4.1 (commencing with Section 50560) to Part 2 of Division 31 of the Health and Safety Code, relating to housing.

Bill read second time.

The amendments proposed by the Committee on Transportation and Housing were read and adopted and the measure ordered printed, and re-referred to the Committee on Appropriations.



**Senate Bill 186**—An act to add Section 1363.01 to the Civil Code, relating to common interest developments.

Bill read second time.

The amendments proposed by the Committee on Transportation and Housing were read and adopted and the measure ordered printed, engrossed, and to third reading.

**Senate Bill 1103**—An act to amend Section 513 of the Public Resources Code, relating to state parks.

Bill read second time.

The amendments proposed by the Committee on Natural Resources and Water were read and adopted and the measure ordered printed, and re-referred to the Committee on Appropriations.

**Senate Bill 355**—An act to add Chapter 33 (commencing with Section 22948) to Division 8 of the Business and Professions Code, relating to the Internet.

Bill read second time.

The amendments proposed by the Committee on Judiciary were read and adopted and the measure ordered printed, and re-referred to the Committee on Appropriations.

**Senate Bill 92**—An act to add Section 22947.9 to the Business and Professions Code, relating to computer spyware.

Bill read second time.

The amendments proposed by the Committee on Judiciary were read and adopted and the measure ordered printed, and re-referred to the Committee on Public Safety.

**Senate Bill 833**—An act to add Section 17538.43 to the Business and Professions Code, relating to advertising.

Bill read second time.

The amendments proposed by the Committee on Judiciary were read and adopted and the measure ordered printed, and re-referred to the Committee on Business, Professions and Economic Development.

**Senate Bill 655**—An act to add Section 25928 to the Health and Safety Code, relating to asbestos.

Bill read second time.

The amendments proposed by the Committee on Environmental Quality were read and adopted and the measure ordered printed, and re-referred to the Committee on Appropriations.



**Senate Bill 720**—An act to amend Section 1218 of the Code of Civil Procedure, to amend Section 6380 of the Family Code, and to amend Section 136.2 of the Penal Code, relating to court orders.

Bill read second time.

The amendments proposed by the Committee on Judiciary were read and adopted and the measure ordered printed, and re-referred to the Committee on Public Safety.

**Senate Bill 39**—An act to amend Section 3206 of the Elections Code, relating to absentee voting.

Bill read second time, ordered engrossed, and to third reading.

**Senate Bill 47**—An act to amend Section 1206 of the Health and Safety Code, relating to clinics.

Bill read second time, ordered engrossed, and to third reading.

**Senate Bill 48**—An act to amend Section 12316 of the Penal Code, relating to ammunition.

Bill read second time, ordered engrossed, and to third reading.

**Senate Bill 116**—An act to amend Section 1255.7 of the Health and Safety Code, to amend Section 271.5 of the Penal Code, and to amend Section 14005.24 of, and to amend and repeal Sections 300 and 361.5 of, the Welfare and Institutions Code, relating to abandonment of newborns.

Bill read second time, ordered engrossed, and to third reading.

**Senate Bill 145**—An act to amend Section 85316 of the Government Code, relating to the Political Reform Act of 1974, and declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

**Senate Bill 224**—An act to amend Sections 129875.1 and 129885 of the Health and Safety Code, relating to health facilities.

Bill read second time, ordered engrossed, and to third reading.

**Senate Bill 821**—An act to amend Section 41326 of the Education Code, relating to education finance.

Bill read second time, ordered engrossed, and to third reading.

**Senate Concurrent Resolution 7**—Relative to Officer Stephan Gene Gray Memorial Highway.

Resolution read second time, ordered engrossed, and to third reading.

**Senate Concurrent Resolution 8**—Relative to the Pearl Harbor Memorial Highway.

Resolution read second time, ordered engrossed, and to third reading.

**Senate Concurrent Resolution 10**—Relative to Hansen Way.

Resolution read second time, ordered engrossed, and to third reading.



**Senate Concurrent Resolution 11**—Relative to Tinloy Street.

Resolution read second time, ordered engrossed, and to third reading.

**Senate Concurrent Resolution 12**—Relative to CHP Officer Artie J. Hubbard Memorial Freeway.

Resolution read second time, ordered engrossed, and to third reading.

**Senate Bill 566**—An act to amend Section 25354.5 of the Health and Safety Code, relating to controlled substances.

Bill read second time.

The amendments proposed by the Committee on Environmental Quality were read and adopted and the measure ordered printed, and re-referred to the Committee on Appropriations.

**Senate Bill 275**—An act to add Section 87 to the Streets and Highways Code, relating to transportation.

Bill read second time.

The amendments proposed by the Committee on Transportation and Housing were read and adopted and the measure ordered printed, and re-referred to the Committee on Appropriations.

**Senate Bill 799**—An act to amend Section 12195 of the Government Code, relating to special filing fees.

Bill read second time.

The amendments proposed by the Committee on Judiciary were read and adopted and the measure ordered printed, and re-referred to the Committee on Appropriations.

**Senate Bill 860**—An act to amend Section 6140 of the Business and Professions Code, to amend Section 1050.5 of the Fish and Game Code, to amend Section 11518 of the Food and Agricultural Code, and to add Section 6167 to the Government Code, relating to credit cards.

Bill read second time.

The amendments proposed by the Committee on Judiciary were read and adopted and the measure ordered printed, and re-referred to the Committee on Appropriations.

**Senate Bill 166**—An act to amend Section 47607 of the Education Code, relating to charter schools.

Bill read second time.

The amendments proposed by the Committee on Education were read and adopted and the measure ordered printed, engrossed, and to third reading.



**Senate Bill 680**—An act to add Chapter 10 (commencing with Section 100700) to Part 12 of Division 10 of the Public Utilities Code, and to add Section 9250.6 to the Vehicle Code, relating to transportation.

Bill read second time.

The amendments proposed by the Committee on Transportation and Housing were read and adopted and the measure ordered printed, and re-referred to the Committee on Appropriations.

**Senate Bill 335**—An act to add Section 21689 to the Public Utilities Code, relating to aeronautics, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

The amendments proposed by the Committee on Transportation and Housing were read and adopted and the measure ordered printed, and re-referred to the Committee on Appropriations.

**Senate Bill 792**—An act to amend Section 14556.50 of the Government Code, relating to transportation.

Bill read second time.

The amendments proposed by the Committee on Transportation and Housing were read and adopted and the measure ordered printed, and re-referred to the Committee on Appropriations.

**Senate Bill 3**—An act to add and repeal Section 97 of the Streets and Highways Code, and to add Section 42010 to the Vehicle Code, relating to highways.

Bill read second time.

The amendments proposed by the Committee on Transportation and Housing were read and adopted and the measure ordered printed, and re-referred to the Committee on Public Safety.

**Senate Bill 238**—An act to add Section 97.3 to the Streets and Highways Code, and to add Section 42010 to the Vehicle Code, relating to streets and highways.

Bill read second time.

The amendments proposed by the Committee on Transportation and Housing were read and adopted and the measure ordered printed, and re-referred to the Committee on Public Safety.

**Senate Bill 283**—An act to add Section 97 to, and to add and repeal Section 97.2 of, the Streets and Highways Code, and to add Section 42010 to the Vehicle Code, relating to highways.

Bill read second time.

The amendments proposed by the Committee on Transportation and Housing were read and adopted and the measure ordered printed, and re-referred to the Committee on Public Safety.





**Senate Bill 401**—An act to amend Section 56.05 of the Civil Code, relating to medical information.

Bill read second time.

The amendments proposed by the Committee on Health were read and adopted and the measure ordered printed, and re-referred to the Committee on Human Services.

**Senate Bill 521**—An act to amend Sections 65460.2 and 65460.4 of the Government Code, and to amend Sections 33031 and 33320.1 of, and to add Section 33032 to, the Health and Safety Code, relating to transit village plans.

Bill read second time.

The amendments proposed by the Committee on Local Government were read and adopted and the measure ordered printed, and re-referred to the Committee on Appropriations.

### SENATE COMMITTEE ROLL CALLS

#### Committee on Business, Professions and Economic Development

**SB 263**—Do pass and re-refer to Committee on Appropriations

AYES (6)—Senators Aanestad, Campbell, Figueroa, Morrow, Murray, and Simitian.

NOES (0)—None.

**SB 278**—Do pass as amended and re-refer to Committee on Appropriations

AYES (6)—Senators Aanestad, Campbell, Figueroa, Morrow, Murray, and Simitian.

NOES (0)—None.

**SB 299**—Do pass as amended and re-refer to Committee on Appropriations

AYES (6)—Senators Aanestad, Campbell, Figueroa, Morrow, Murray, and Simitian.

NOES (0)—None.

**SB 488**—Do pass as amended and re-refer to Committee on Rules

AYES (3)—Senators Figueroa, Murray, and Simitian.

NOES (2)—Senator Aanestad and Campbell.

Failed passage

**SB 488**—Reconsideration granted

AYES (6)—Senators Aanestad, Campbell, Figueroa, Morrow, Murray, and Simitian.

NOES (0)—None.

**SB 644**—Do pass and re-refer to Committee on Health

AYES (3)—Senators Figueroa, Murray, and Simitian.

NOES (3)—Senators Aanestad, Campbell, and Morrow.

Failed passage



**SB 644—Reconsideration granted**

AYES (6)—Senators Aanestad, Campbell, Figueroa, Morrow, Murray, and Simitian.

NOES (0)—None.

**SB 683—Do pass and re-refer to Committee on Appropriations**

AYES (6)—Senators Aanestad, Campbell, Figueroa, Morrow, Murray, and Simitian.

NOES (0)—None.

Date of Hearing: 4/11/2005

Figueroa (Chair)

**Committee on Natural Resources and Water****SB 350—Do pass as amended and re-refer to Committee on Appropriations**

AYES (7)—Senators Bowen, Kehoe, Kuehl, Lowenthal, Machado, Migden, and Romero.

NOES (4)—Senators Aanestad, Dutton, Hollingsworth, and Margett.

**SB 507—Do pass and re-refer to Committee on Appropriations**

AYES (4)—Senators Aanestad, Dutton, Hollingsworth, and Margett.

NOES (6)—Senators Bowen, Kehoe, Kuehl, Lowenthal, Machado, and Migden.

Failed passage

**SB 507—Reconsideration granted**

AYES (11)—Senators Aanestad, Bowen, Dutton, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Margett, Migden, and Romero.

NOES (0)—None.

**SB 606—Do pass and re-refer to Committee on Appropriations**

AYES (7)—Senators Bowen, Kehoe, Kuehl, Lowenthal, Machado, Migden, and Romero.

NOES (4)—Senators Aanestad, Dutton, Hollingsworth, and Margett.

**SB 826—Do pass as amended and re-refer to Committee on Appropriations**

AYES (11)—Senators Aanestad, Bowen, Dutton, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Margett, Migden, and Romero.

NOES (0)—None.

**SB 857—Do pass and re-refer to Committee on Transportation and Housing**

AYES (8)—Senators Bowen, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Migden, and Romero.

NOES (2)—Senators Aanestad and Dutton.



**SB 1084**—Do pass as amended and re-refer to Committee on Appropriations

AYES (8)—Senators Bowen, Kehoe, Kuehl, Lowenthal, Machado, Margett, Migden, and Romero.

NOES (2)—Senators Aanestad and Dutton.

Date of Hearing: 4/12/2005

Kuehl (Chair)

#### **LEAVES OF ABSENCE FOR THE DAY**

The following Senator was granted leave of absence for the day due to legislative business: Senator Escutia.

The following Senator was granted leave of absence for the day due to personal business: Senator Perata.

The following Senator was granted leave of absence for the day due to illness: Senator Florez.

#### **REQUESTS TO ADJOURN IN MEMORIAM**

Senator Perata requested that when the Senate adjourns this day it do so in memory of Muriel Taylor-Collier of Oakland.

Senator Torlakson requested that when the Senate adjourns this day it do so in memory of Marion Jean Goodman of Lafayette.

#### **ADJOURNMENT**

At 3:30 p.m., the Senate adjourned pursuant to the Senators' requests until 9 a.m., Wednesday, April 13, 2005.

PAULA K. ROSSETTO, Minute Clerk



└