

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTY-SIXTH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Monday, April 18, 2005

The Senate met at 12 p.m.
Hon. Don Perata, of the 9th District, presiding.
Secretary Greg Schmidt at the Desk.
Assistant Secretary Kipchoge Randall reading.

QUORUM CALL OF THE SENATE

Without objection, a quorum call was placed upon the Senate.
The President directed the Sergeant at Arms to close the doors and to bring in the absent Members.

PROCEEDINGS UNDER QUORUM CALL OF THE SENATE 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, Dutton, Escutia, Figueroa, Florez, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Morrow, Ortiz, Perata, Poochigian, Runner, Scott, Simitian, Soto, Speier, Torlakson, and Vincent—37.

Quorum present.

(NOTE: Senators Dunn, Murray, and Romero will be excused this day on legislative business.)



PRAYER

Prayer was offered by the Chaplain, Rev. Canon James Richardson:

God of Grace, God of Mercy, We thank You for bringing us to this new day, and we remember today the peacemakers of our land. We remember especially our soldiers and civilians serving in Afghanistan and Iraq, and we give thanks for those who have given their lives so that others may know peace and freedom. We remember especially this day a native daughter of California, Marla Ruzicka, who died yesterday in Iraq while tirelessly working to bind up the wounds and bring healing to that troubled land. May we, in our own lives, be worthy of these Your blessed servants.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Senator Vincent led the Senate in the pledge of allegiance to the Flag.

MESSAGES FROM THE ASSEMBLY

Assembly Chamber, April 14, 2005

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

ACR 21

ACR 49

E. DOTSON WILSON, Chief Clerk of the Assembly

FIRST READING OF ASSEMBLY MEASURES

The following measures were read the first time and referred to the Committee on Rules:

Assembly Concurrent Resolution 21—Relative to Watershed Awareness Month.

Assembly Concurrent Resolution 49—Relative to Caltrans Workers Memorial Day.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

Date of Hearing, April 12, 2005

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

SB 323

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

DUNN, Chair

Above measure ordered to second reading.

Committee on Human Services

Senate Chamber, April 18, 2005

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

SB 481



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

SIMITIAN, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 481—An act to amend Section 4685.5 of the Welfare and Institutions Code, relating to developmental services.

Bill read second time.

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

Committee on Business, Professions and Economic Development

Senate Chamber, April 18, 2005

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

SB 246 SB 247 SB 248

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

FIGUEROA, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 246—An act to amend Sections 6710, 6714, and 8710 of the Business and Professions Code, relating to professions and vocations.

Bill read second time.

Senate Bill 247—An act to amend Sections 18602 and 18613 of the Business and Professions Code, relating to the State Athletic Commission.

Bill read second time.

Senate Bill 248—An act to amend Sections 1601.1, 1616.5, and 1742 of the Business and Professions Code, relating to dentistry.

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 11, 2005

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

SB 299

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

FIGUEROA, Chair

Above measure ordered to second reading.



Committee on Natural Resources and Water

Date of Hearing, March 29, 2005

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

SB 200

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 350

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, March 29, 2005

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

SB 387

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.

Senate Chamber, April 18, 2005

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

SB 820

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

KUEHL, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 820—An act to amend Sections 5000, 5001, 5003, 5004, 5005, 5009, 5101, 5106, 5107, 10004.5, 10004.6, 10620, 10631, 10644, 10645, 10652, 10656, 10753.7, 10811, 10814, 10816, 10840, 10841, and 10844 of, to add Sections 139, 276, and 1205.5 to, to repeal Sections 4999, 5108, 10657, 10822, 10823, 10824, 10826, and 10855 of, and to repeal and



add Sections 10820, 10821, 10825, 10845, 10853, and 10854 of, the Water Code, relating to water.

Bill read second time.

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

Date of Hearing, April 12, 2005

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

SB 826

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.

Committee on Business, Professions and Economic Development

Senate Chamber, April 18, 2005

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

SB 228 SB 229 SB 230 SB 233

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

FIGUEROA, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 228—An act to amend Section 7810 of the Business and Professions Code, relating to geologists and geophysicists.

Bill read second time.

Senate Bill 229—An act to amend Section 8520 of the Business and Professions Code, relating to professions and vocations.

Bill read second time.

Senate Bill 230—An act relating to the Osteopathic Medical Board of California.

Bill read second time.

Senate Bill 233—An act to amend Section 4928 of the Business and Professions Code, relating to acupuncture.

Bill read second time.

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

Committee on Health

Date of Hearing, April 13, 2005

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

SB 564



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

ORTIZ, Chair

Above measure ordered to second reading.

Date of Hearing, April 13, 2005

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

SB 730

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

ORTIZ, Chair

Above measure ordered to second reading.

Committee on Education

Date of Hearing, April 6, 2005

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

SB 965

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

SCOTT, Chair

Above measure ordered to second reading.

Senate Chamber, April 18, 2005

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

SB 327

SB 385

SB 414

SB 1035

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

SCOTT, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 327—An act to amend Section 20118 of the Public Contract Code, relating to local agency contracts.

Bill read second time.

Senate Bill 385—An act to amend and repeal Section 60640 of the Education Code, relating to pupil assessment.

Bill read second time.

Senate Bill 414—An act to amend Section 48663 of the Education Code, relating to community day schools.

Bill read second time.



Senate Bill 1035—An act to amend Section 17070.75 of the Education Code, relating to school finance, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

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

Committee on Judiciary

Date of Hearing, April 12, 2005

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

SB 237

SB 389

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

DUNN, Chair

Above measures ordered to second reading.

Committee on Human Services

Date of Hearing, April 12, 2005

Mr. President: The Committee on Human Services, to which was referred:

SB 141

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

SIMITIAN, Chair

Above measure ordered to second reading.

Committee on Judiciary

Senate Chamber, April 18, 2005

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

SB 852

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

DUNN, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 852—An act to amend Sections 1798.29 and 1798.82 of the Civil Code, relating to identity theft.

Bill read second time.

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

Date of Hearing, April 12, 2005

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

SB 636



SB 357
SB 1023

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 58—An act relating to economic development.

Bill read second time.

Senate Bill 357—An act to amend Section 186.3 of the Penal Code, relating to crimes.

Bill read second time.

Senate Bill 395—An act to add Chapter 5.8 (commencing with Section 70501) to Title 8 of the Government Code, relating to court facilities.

Bill read second time.

Senate Bill 412—An act to amend Section 27 of the Business and Professions Code, relating to consumer affairs.

Bill read second time.

Senate Bill 511—An act to amend Section 6 of the County Water Authority Act (Chapter 545 of the Statutes of 1943), relating to water.

Bill read second time.

Senate Bill 1023—An act to amend Sections 4062.1, 4600.2, and 4663 of the Labor Code, relating to workers' compensation.

Bill read second time.

Senate Bill 1088—An act relating to family law.

Bill read second time.

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

Committee on Business, Professions and Economic Development

Senate Chamber, April 18, 2005

Mr. President: The Chair of the Committee on Business, Professions and Economic Development, to which was referred:

SB 356

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

FIGUEROA, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 356—An act to amend Section 4927 of the Business and Professions Code, relating to acupuncture.

Bill read second time.

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



Committee on Local Government

Senate Chamber, April 18, 2005

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

SB 1100

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 1100—An act to add Section 56131.8 to the Government Code, relating to local agency formation.

Bill read second time.

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

Committee on Revenue and Taxation

Date of Hearing, April 13, 2005

Mr. President: The Committee on Revenue and Taxation, to which were referred:

SB 14

SB 157

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

MACHADO, Chair

Above measures re-referred to the Committee on Appropriations.

Committee on Public Safety

Senate Chamber, April 18, 2005

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

SB 751

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 751—An act to amend Section 207 of the Penal Code, relating to kidnapping.

Bill read second time.

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



Committee on Human Services

Date of Hearing, April 12, 2005

Mr. President: The Committee on Human Services, to which was referred:

SB 358

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

SIMITIAN, Chair

Above measure ordered to second reading.

Committee on Elections, Reapportionment and Constitutional Amendments

Senate Chamber, April 18, 2005

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

SB 721

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 721—An act to amend Section 9092 of the Elections Code, and to amend Section 88006 of the Government Code, relating to ballot pamphlets.

Bill read second time.

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

Committee on Judiciary

Senate Chamber, April 18, 2005

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

SB 637

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

DUNN, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 637—An act to amend Sections 2981 and 2982 of, and to add Sections 2982.2 and 2982.10 to, the Civil Code, to amend Section 11713.1 of, to add Sections 4456.3, 11713.7, and 11713.8 to, and to add Chapter 11 (commencing with Section 12200) to Division 5 of, to the Vehicle Code, relating to vehicles, and making an appropriation therefor.

Bill read second time.

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



Committee on Government Modernization, Efficiency, and Accountability

Senate Chamber, April 18, 2005

Mr. President: The Chair of the Committee on Government Modernization, Efficiency, and Accountability, to which was referred:

SB 1095

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

FIGUEROA, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 1095—An act to amend Sections 13332.09, 14669, 19080.3, and 19836 of the Government Code, relating to the California Conservation Corps.

Bill read second time.

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

Committee on Environmental Quality

Senate Chamber, April 18, 2005

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

SB 354

SB 926

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 354—An act to add Section 57013 to the Health and Safety Code, relating to hazardous substances.

Bill read second time.

Senate Bill 926—An act to add Section 40065 to the Public Resources Code, relating to sewage sludge.

Bill read second time.

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

Committee on Business, Professions and Economic Development

Senate Chamber, April 18, 2005

Mr. President: The Chair of the Committee on Business, Professions and Economic Development, to which was referred:

SB 152

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

FIGUEROA, Chair



Second Reading of Bills—Author's Amendments

Senate Bill 152—An act to add Section 4051.1 to the Business and Professions Code, relating to pharmacy.

Bill read second time.

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

Date of Hearing, April 11, 2005

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

SB 278

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

FIGUEROA, Chair

Above measure ordered to second reading.

Committee on Rules

Senate Chamber, April 18, 2005

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

SB 503

SB 834

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 503—An act to amend Section 12850.6 of the Government Code, relating to state agencies.

Bill read second time.

Senate Bill 834—An act relating to state government.

Bill read second time.

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

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

Senate Bill 706—An act to amend Sections 728, 1748.5, 1871.7, 1879.3, and 12921.8 of, and to add Section 12921.95 to, the Insurance Code, relating to the Insurance Commissioner.

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 Judiciary.



Senate Bill 451—An act to amend Sections 12800 and 13000 of the Vehicle Code, relating to identification.

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 684—An act to add Section 51221.1 to the Education Code, relating to pupil instruction.

Bill read second time.

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

Senate Bill 497—An act to add Chapter 8 (commencing with Section 39950) to Part 2 of Division 26 to the Health and Safety Code, and to add Article 7 (commencing with Section 10390) to Chapter 2 of Part 2 of Division 2 of the Public Contracts Code, relating to public contracts.

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 Transportation and Housing.

Senate Bill 840—An act to add Division 112 (commencing with Section 140000) to the Health and Safety Code, relating to health care coverage.

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 Health.

Bill read second time.

Senate Bill 204—An act to add Section 303.5 to the Public Utilities Code, relating to the Public Utilities Commission.

Bill read second time.

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

Senate Bill 608—An act to amend Sections 309.5 and 321 of, and to repeal Section 321.5 of, the Public Utilities Code, relating to the Public Utilities Commission.

Bill read second time.

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



Senate Bill 467—An act to add Section 44287.1 to the Health and Safety Code, relating to air resources.

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 179—An act to amend Section 1872.83 of the Insurance Code, relating to workers' compensation.

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 Rules.

Senate Bill 734—An act to amend Sections 11159.2, 11161, 11161.5, 11162.1, 11165, and 11190 of the Health and Safety Code, relating to controlled substances.

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 Public Safety.

Senate Bill 20—An act to amend Sections 11629.7, 11629.71, 11629.72, 11629.73, 11629.731, 11629.74, 11629.75, 11629.76, 11629.77, 11629.78, 11629.79, 11629.8, 11629.81, and 11629.85 of, to amend the heading of Article 5.5 (commencing with Section 11629.7) of, and to repeal Section 11629.84 of, and to repeal Article 5.6 (commencing with Section 11629.9) of Chapter 1 of Part 3 of Division 2 of, the Insurance Code, and to amend Sections 4000.37, 4000.38, and 16056.1 of, and to repeal Sections 16020.1 and 16020.2 of, the Vehicle Code, relating to auto insurance.

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 569—An act to add Article 5 (commencing with Section 89090) to Chapter 1 of Part 55 of, and to add Article 4 (commencing with Section 92630) to Chapter 6 of Part 57 of, the Education Code, relating to public postsecondary education.

Bill read second time.

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



UNFINISHED BUSINESS**Consideration of Assembly Amendments**

Senate Concurrent Resolution 16—Relative to Motorcycle Awareness Month.

Resolution presented by Senator Battin.

The question being: Shall the Senate concur in the Assembly amendments to SCR 16?

Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (31)—Senators Aanestad, Ackerman, Alarcón, Alquist, Battin, Bowen, Campbell, Cedillo, Chesbro, Cox, Denham, Ducheny, Dutton, Figueroa, Florez, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Margett, McClintock, Migden, Morrow, Ortiz, Perata, Runner, Scott, Soto, Speier, and Vincent.

NOES (0)—None.

Above resolution ordered enrolled.

THIRD READING OF SENATE BILLS

Senate Bill 557—An act to add Section 10062 of the Public Utilities Code, relating to municipal utilities.

Bill read third time and presented by Senator Battin.

Roll Call

The roll was called and the bill was passed by the following vote:

AYES (28)—Senators Ackerman, Alarcón, Alquist, Ashburn, Battin, Campbell, Cedillo, Chesbro, Cox, Denham, Ducheny, Dutton, Figueroa, Florez, Hollingsworth, Kehoe, Kuehl, Lowenthal, Margett, McClintock, Migden, Morrow, Perata, Runner, Scott, Soto, Torlakson, and Vincent.

NOES (2)—Senators Machado and Speier.

Bill ordered transmitted to the Assembly.

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 third time and presented by Senator Dutton.

Roll Call

The roll was called and the bill was passed by the following vote:

AYES (34)—Senators Aanestad, Ackerman, Alarcón, Alquist, Ashburn, Battin, Bowen, Campbell, Cedillo, Chesbro, Cox, Denham, Ducheny, Dutton, Figueroa, Florez, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Margett, McClintock, Migden, Morrow, Ortiz, Perata, Runner, Scott, Simitian, Soto, Speier, Torlakson, and Vincent.

NOES (0)—None.

Bill ordered transmitted to the Assembly.



Senator Speier Presiding
UNFINISHED BUSINESS (RESUMED)

Consideration of Governor's Appointment

Senator Perata placed the following Governor's appointment before the Senate:

Jackalynne Pfannenstiel, Member, Energy Resources Conservation and Development Commission.

The President put the question: "Will the Senate advise and consent to the appointment by the Governor?"

Roll Call

The roll was called and the appointment was confirmed by the following vote:

AYES (35)—Senators Ackerman, Alarcón, Alquist, Ashburn, Battin, Bowen, Campbell, Cedillo, Chesbro, Cox, Denham, Ducheny, Dutton, Figueroa, Florez, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Morrow, Ortiz, Perata, Poochigian, Runner, Scott, Simitian, Soto, Speier, Torlakson, and Vincent.

NOES (0)—None.

Consideration of Governor's Appointments

Senator Perata placed the following Governor's appointments before the Senate:

Michael T. Navarro, Director, Personnel Administration Department
William A. Avritt, Deputy Director, Personnel Administration Department.

Kenneth W. Curtis, Chief Counsel, Personnel Administration Department.

The President put the question: "Will the Senate advise and consent to the appointments by the Governor?"

Roll Call

The roll was called and the appointments were confirmed by the following vote:

AYES (36)—Senators Aanestad, Ackerman, Alarcón, Alquist, Ashburn, Battin, Bowen, Campbell, Cedillo, Chesbro, Cox, Denham, Ducheny, Dutton, Figueroa, Florez, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Morrow, Ortiz, Perata, Poochigian, Runner, Scott, Simitian, Soto, Speier, Torlakson, and Vincent.

NOES (0)—None.

Consideration of Governor's Appointment

Senator Perata placed the following Governor's appointment before the Senate:

Lilian S. Shek, Member, Public Employment Relations Board



The President put the question: “Will the Senate advise and consent to the appointment by the Governor?”

Roll Call

The roll was called and the appointment was confirmed by the following vote:

AYES (36)—Senators Aanestad, Ackerman, Alarcón, Alquist, Ashburn, Battin, Bowen, Campbell, Cedillo, Chesbro, Cox, Denham, Ducheny, Dutton, Figueroa, Florez, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Morrow, Ortiz, Perata, Poochigian, Runner, Scott, Simitian, Soto, Speier, Torlakson, and Vincent.

NOES (0)—None.

Consideration of Governor’s Appointment

Senator Perata placed the following Governor’s appointment before the Senate:

Benita D. Haley, Member, California Community Colleges, Board of Governors.

The President put the question: “Will the Senate advise and consent to the appointment by the Governor?”

Roll Call

The roll was called and the appointment was confirmed by the following vote:

AYES (36)—Senators Aanestad, Ackerman, Alarcón, Alquist, Ashburn, Battin, Bowen, Campbell, Cedillo, Chesbro, Cox, Denham, Ducheny, Dutton, Figueroa, Florez, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Morrow, Ortiz, Perata, Poochigian, Runner, Scott, Simitian, Soto, Speier, Torlakson, and Vincent.

NOES (0)—None.

CONSENT CALENDAR

Senate Bill 140—An act to amend Section 4216.4 of the Government Code, relating to subsurface installations.

Bill read third time, passed, and ordered transmitted to the Assembly.

(NOTE: See Consent Calendar Roll Call)

Senate Bill 282—An act to amend Section 24011 of the Government Code, relating to county offices.

Bill read third time, passed, and ordered transmitted to the Assembly.

(NOTE: See Consent Calendar Roll Call)



SPECIAL CONSENT CALENDAR

Senate Concurrent Resolution 23—Relative to Lyme Disease Awareness Week.

The Senate concurred in Assembly amendments, and the measure ordered enrolled.

(NOTE: See Consent Calendar Roll Call)

Senate Concurrent Resolution 14—Relative to California Space Day.

The Senate concurred in Assembly amendments, and the measure ordered enrolled.

(NOTE: See Consent Calendar Roll Call)

Senate Concurrent Resolution 35—Relative to Polio Awareness Day.

The Senate concurred in Assembly amendments, and the measure ordered enrolled.

(NOTE: See Consent Calendar Roll Call)

Senate Bill 911—An act to amend Section 2892 of the Public Utilities Code, relating to telecommunications.

Bill read third time, passed, and ordered transmitted to the Assembly.

(NOTE: See Consent Calendar Roll Call)

Senate Bill 859—An act to amend Section 803 of, and to amend and renumber Section 821 and 822 of the Food and Agricultural Code, relating to agriculture.

Bill read third time, passed, and ordered transmitted to the Assembly.

(NOTE: See Consent Calendar Roll Call)

Senate Bill 575—An act to amend Section 65589.5 of the Government Code, relating to local planning.

Bill read third time, passed, and ordered transmitted to the Assembly.

(NOTE: See Consent Calendar Roll Call)

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

Bill read third time, passed, and ordered transmitted to the Assembly.

(NOTE: See Consent Calendar Roll Call)

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

Bill read third time, passed, and ordered transmitted to the Assembly.

(NOTE: See Consent Calendar Roll Call)

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

Bill read third time, passed, and ordered transmitted to the Assembly.

(NOTE: See Consent Calendar Roll Call)



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 third time.

Urgency clause read and adopted, bill passed, and ordered transmitted to the Assembly.

(NOTE: See Consent Calendar Roll Call)

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

Bill read third time, passed, and ordered transmitted to the Assembly.

(NOTE: See Consent Calendar Roll Call)

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

Bill read third time, passed, and ordered transmitted to the Assembly.

(NOTE: See Consent Calendar Roll Call)

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

Resolution read, adopted, and ordered transmitted to the Assembly.

(NOTE: See Consent Calendar Roll Call)

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

Resolution read, adopted, and ordered transmitted to the Assembly.

(NOTE: See Consent Calendar Roll Call)

Senate Concurrent Resolution 10—Relative to Hansen Way.

Resolution read, adopted, and ordered transmitted to the Assembly.

(NOTE: See Consent Calendar Roll Call)

Senate Concurrent Resolution 11—Relative to Tinloy Street.

Resolution read, adopted, and ordered transmitted to the Assembly.

(NOTE: See Consent Calendar Roll Call)

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

Resolution read, adopted, and ordered transmitted to the Assembly.

(NOTE: See Consent Calendar Roll Call)

Consent Calendar Roll Call

The roll was called and the above measures on the Consent Calendar passed by the following vote:

AYES (36)—Senators Aanestad, Ackerman, Alarcón, Alquist, Ashburn, Battin, Bowen, Campbell, Cedillo, Chesbro, Cox, Denham, Ducheny, Dutton, Figueroa, Florez, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden,



Morrow, Ortiz, Perata, Poochigian, Runner, Scott, Simitian, Soto, Speier, Torlakson, and Vincent.

NOES (0)—None.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day due to legislative business: Senators Dunn, Murray, and Romero.

FURTHER PROCEEDINGS UNDER QUORUM CALL OF THE SENATE DISPENSED WITH

At 12:30 p.m., on motion of Senator Perata, further proceedings under the quorum call of the Senate were dispensed with.

MOTION TO ADJOURN

Senator Perata moved that the Senate stand in recess until the hour of 3:30 p.m. The Desk shall remain open to receive communications and to conduct the business of the day. At 3:30 p.m., the Senate will adjourn until Tuesday, April 19, 2005.

Motion carried.

MESSAGES FROM THE ASSEMBLY

Assembly Chamber, April 18, 2005

Madam President: I am directed to inform your honorable body that the Assembly on this day passed:

AB 163	AB 225	AB 791	AB 1003
AB 190	AB 592	AB 865	AB 1209
AB 205	AB 665	AB 873	AB 1326

E. DOTSON WILSON, Chief Clerk of the Assembly

FIRST READING OF ASSEMBLY MEASURES

The following measures were read the first time and referred to the Committee on Rules for assignment:

Assembly Bill 163—An act to amend Section 7316 of the Business and Professions Code, relating to barbering and cosmetology.

Assembly Bill 190—An act to add and repeal Article 13.51 (commencing with Section 18846) of Chapter 3 of Part 10.2 of Division 2 of the Revenue and Taxation Code, relating to taxation.

Assembly Bill 205—An act to amend Section 1706 of the Business and Professions Code, relating to dentistry.

Assembly Bill 225—An act to amend Section 650 of the Business and Professions Code, relating to healing arts.

Assembly Bill 592—An act to amend Section 2234.1 of the Business and Professions Code, relating to healing arts.

Assembly Bill 665—An act to amend Section 51032 of the Government Code, relating to massage.



Assembly Bill 791—An act to amend Sections 798.19 and 1940 of the Civil Code, relating to tenancy.

Assembly Bill 865—An act to add Section 22064 to the Financial Code, relating to finance lenders.

Assembly Bill 873—An act to amend Section 2071 of, and to add Section 2084 to, the Insurance Code, relating to homeowners' insurance.

Assembly Bill 1003—An act to amend Section 12 of the Ventura County Watershed Protection Act (Chapter 44 of the Statutes of 1944, Fourth Extraordinary Session), relating to the Ventura County Watershed Protection District.

Assembly Bill 1209—An act to add Chapter 1.5 (commencing with Section 1937) to Title 5 of Part 4 of Division 3 of the Civil Code, relating to snowmobiles.

Assembly Bill 1326—An act to amend Section 12304.2 of the Welfare and Institutions Code, relating to public social services.

REPORTS OF STANDING COMMITTEES

Committee on Public Safety

Senate Chamber, April 18, 2005

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

SB 1107

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 1107—An act to amend Sections 679.05, 11105, 11167, and 11170 of the Penal Code, relating to public safety.

Bill read second time.

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

Committee on Governmental Organization

Senate Chamber, April 18, 2005

Madam President: The Chair of the Committee on Governmental Organization, to which was referred:

SB 1061

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

FLOREZ, Chair



Second Reading of Bills—Author's Amendments

Senate Bill 1061—An act to amend Section 14670 of the Government Code, relating to state property.

Bill read second time.

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

Committee on Human Services

Date of Hearing, April 12, 2005

Madam President: The Committee on Human Services, to which was referred:

SB 679

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

SIMITIAN, Chair

Above measure ordered to second reading.

Date of Hearing, April 12, 2005

Madam President: The Committee on Human Services, to which was referred:

SB 1051

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

SIMITIAN, Chair

Above measure ordered to second reading.

Committee on Natural Resources and Water

Senate Chamber, April 18, 2005

Madam President: The Chair of the Committee on Natural Resources and Water, to which was referred:

SB 403

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

KUEHL, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 403—An act to amend Section 8670.12.2 of the Government Code, relating to harbors and navigation.

Bill 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 18, 2005

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

SB 19

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 19—An act to add Division 112 (commencing with Section 130600) to the Health and Safety Code, relating to pharmacy assistance, and making an appropriation therefor.

Bill read second time.

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

Committee on Education

Senate Chamber, April 18, 2005

Madam President: The Chair of the Committee on Education, to which was referred:

SB 430

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

SCOTT, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 430—An act to amend Section 47604.33 of the Education Code, relating to charter schools.

Bill read second time.

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

Committee on Revenue and Taxation

Date of Hearing, April 13, 2005

Madam President: The Committee on Revenue and Taxation, to which was referred:

SB 333

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

MACHADO, Chair

Above measure ordered to second reading.



Committee on Human Services

Senate Chamber, April 18, 2005

Madam President: The Chair of the Committee on Human Services, to which was referred:

SB 1046

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

SIMITIAN, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 1046—An act to add Section 1520.10 to the Health and Safety Code, and to add Section 5058.05 to the Penal Code, relating to sex offenders.

Bill read second time.

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

Committee on Business, Professions and Economic Development

Senate Chamber, April 18, 2005

Madam President: The Chair of the Committee on Business, Professions and Economic Development, to which was referred:

SB 551

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

FIGUEROA, Chair

Second Reading of Bills—Author's Amendments

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

Committee on Rules

Senate Chamber, April 18, 2005

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

SB 56

SB 954

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 56—An act to add Section 69613 to the Government Code, relating to trial courts.

Bill read second time.

Senate Bill 954—An act to relating to state government.

Bill read second time.

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

Committee on Judiciary

Senate Chamber, April 18, 2005

Madam President: The Chair of the Committee on Judiciary, to which were referred:

SB 346

SB 1031

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

DUNN, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 346—An act to amend Section 530.5 of the Penal Code, relating to crime.

Bill read second time.

Senate Bill 1031—An act to add Section 2330.2 to the Family Code, relating to dissolution of marriage.

Bill read second time.

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

Committee on Business, Professions and Economic Development

Date of Hearing, April 18, 2005

Madam President: The Committee on Business, Professions and Economic Development, to which was referred:

SB 625

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

FIGUEROA, Chair

Above measure re-referred to the Committee on Governmental Organization.

Date of Hearing, April 18, 2005

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

SB 579

SB 592

SB 614

SB 752

SB 833



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 Local Government

Senate Chamber, April 18, 2005

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

SB 190

SB 393

SB 1059

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 190—An act to amend Section 17518.5 of the Government Code, relating to state mandates.

Bill read second time.

Senate Bill 393—An act to amend Section 26909 of, to add Section 26909.5 to, and to add Chapter 7.5 (commencing with Section 60210) to Division 1 of Title 6 of, the Government Code, and to repeal Sections 20201 and 20202 of the Water Code, relating to special districts, and making an appropriation therefor.

Bill read second time.

Senate Bill 1059—An act to add Chapter 4.3 (commencing with Section 25330) to Division 15 of the Public Resources Code, relating to electricity transmission.

Bill read second time.

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

Committee on Education

Senate Chamber, April 18, 2005

Madam President: The Chair of the Committee on Education, to which was referred:

SB 709

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

SCOTT, Chair



Second Reading of Bills—Author's Amendments

Senate Bill 709—An act to add Section 84040.7 to the Education Code, relating to community colleges.

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 18, 2005

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

SB 622

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 622—An act to add Chapter 9.8 (commencing with Section 6270) to Title 7 of Part 3 of the Penal Code, relating to correctional facilities.

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 18, 2005

Madam President: The Committee on Rules has examined:

SB 121

And reports that the same has been correctly enrolled, and presented to the Governor on the 18th day of April, 2005, at 3:15 p.m.

PERATA, Chair

Committee on Human Services

Date of Hearing, April 12, 2005

Madam President: The Committee on Human Services, to which was referred:

SB 258

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

SIMITIAN, Chair

Above measure ordered to second reading.



Committee on Rules

Senate Chamber, April 18, 2005

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

SB 577

SB 796

SB 925

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 577**—An act relating to state government.

Bill read second time.

Senate Bill 796—An act relating to government operations.

Bill read second time.

Senate Bill 925—An act relating to business.

Bill read second time.

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

MEASURES WITHDRAWN FROM COMMITTEE

SB 62, SB 63, SB 64, SB 65, SB 66, SB 67, SB 68, SB 69, SB 70, SB 71, SB 72, SB 73, SB 74, SB 75, SB 76, SB 77, SB 78, SB 79, SB 80, SB 81, SB 82, SB 83, SB 84, SB 85, SB 86 and **SB 87** were withdrawn from the Committee on Rules and placed on file; and

SB 853 was withdrawn from the Committee on Judiciary and placed on file.

MEASURES WITHDRAWN AND RE-REFERRED TO COMMITTEE

Without objection, **SB 400** was withdrawn from the Committee on Public Safety and re-referred to the Committee on Appropriations; and

SB 1062 was withdrawn from the Committee on Judiciary and re-referred to the Committee on Appropriations.

REQUEST TO INTRODUCE BILL AFTER THE DEADLINE

Senate Chamber, April 14, 2005

The following request was presented by Senator Perata:

To the Committee on Rules: In accordance with the provisions of Joint Rule 54(a), I request permission to introduce a bill (Legislative Counsel Request 05 10286) after the February 22, 2005 deadline.

SENATOR PERATA

Permission of Rules Committee

The Committee on Rules grants permission to introduce a bill as requested.

PERATA, Chair

INTRODUCTION AND FIRST READING OF SENATE MEASURES

The following measures were introduced, read the first time and transmitted to the Committee on Rules for assignment:

Senate Bill 1115: By Senator Perata—An act to amend Sections 25299.50.2 and 25299.51 of the Health and Safety Code, relating to underground storage tanks and declaring the urgency thereof, to take effect immediately.

Senate Concurrent Resolution 43: By Senator Figueroa—Relative to Autism Awareness Month.

Senate Joint Resolution 10: By Senator Figueroa—Relative to the U.S.A. PATRIOT Act.

REPORTS

The following reports were ordered printed in the Journal:

An annual report dated: March 24, 2005, relating to the Madera County Indian Gaming Local Community Benefit Committee (IGLCBC) was received from the County of Madera and transmitted to the Committee on Governmental Organization.

An annual report dated: March 24, 2005, relating to the Tuolumne County Indian Gaming Local Community Benefit Committee (IGLCBC) was received from the County of Tuolumne Administrative Office and transmitted to the Committee on Governmental Organization.

An annual report dated: March 25, 2005, relating to the Stanislaus County EMS Fund, FY 2003–04, was received from the County of Stanislaus and transmitted to the Committee on Health.

A report dated: March 28, 2005, relating to the notification of data used in the first principal apportionment: FY 2004–05, was received from California Department of Education and transmitted to the Committee on Education.

An annual report dated: March 28, 2005, relating to the Orange County DNA Identification Fund, was received from the County of Orange and transmitted to the Committee on Public Safety.

An annual report dated: March 28, 2005, relating to the Placer County Indian Gaming Local Community Benefit Committee (IGLCBC) was received from the County of Placer Executive Office and transmitted to the Committee on Governmental Organization.

An annual report dated: March 28, 2005, relating to the Plumas County DNA Fund, for year 2004, was received from the County of Plumas and transmitted to the Committee on Public Safety.

A report dated: March 29, 2005, relating to the California State University Institutional Financial Aid Programs: Award Years 2002–03



and 2003–04, was received from California State University and transmitted to the Committee on Budget and Fiscal Review.

An annual report dated: March 29, 2005 relating to the 2004–05 Yolo County SDF Allocations received from the County of Yolo and transmitted to the Committee on Governmental Organization.

A report dated: March 29, 2005, relating to the delivery of mental health care services to children with special needs, was received from California Department of Education and transmitted to the Committee on Education.

A report dated: March 29, 2005, relating to the California State Rail Plan 2003–2004 to 2013–2014, was received from Department of Transportation and transmitted to the Committee on Transportation and Housing.

A report dated: March 29, 2005, relating to water efficiency standards for residential clothes washers, was received from California Energy Commission and transmitted to the Committee on Natural Resources and Water.

An annual report dated: March 29, 2005, relating to the Fresno County Indian Gaming Local Community Benefit Committee (IGLCBC), was received from the County of Fresno and transmitted to the Committee on Governmental Organization.

An annual report dated: March 29, 2005, relating to the Santa Barbara County Indian Gaming Local Community Benefit Committee (IGLCBC), was received from the County of Santa Barbara and transmitted to the Committee on Governmental Organization.

An annual report dated: March 29, 2005, relating to the Yuba County DNA Fund, for year 2004, was received from the County of Yuba and transmitted to the Committee on Public Safety.

An annual report dated: March 29, 2005, relating to the Tehama County DNA Fund, for year 2004, was received from the County of Tehama and transmitted to the Committee on Public Safety.

An annual report dated: March 29, 2005, relating to the Tuolumne County DNA Fund, for year 2004, was received from the County of Tuolumne and transmitted to the Committee on Public Safety.

An annual report dated: March 29, 2005, relating to the El Dorado County DNA Fund, for year 2004, was received from the County of Eldorado and transmitted to the Committee on Public Safety.

An annual report dated: March 29, 2005, relating to the Humboldt County DNA Fund, for year 2004, was received from the County of Humboldt and transmitted to the Committee on Public Safety.



An annual report dated: March 29, 2005, relating to the Imperial County DNA Fund, for year 2004, was received from the County of Imperial and transmitted to the Committee on Public Safety.

An annual report dated: March 29, 2005, relating to the Monterey County DNA Fund, for year 2004, was received from the County of Monterey and transmitted to the Committee on Public Safety.

An annual report dated: March 29, 2005, relating to the Shasta County DNA Fund, for year 2004, was received from the County of Shasta and transmitted to the Committee on Public Safety.

An annual report dated: March 29, 2005, relating to the Mendocino County DNA Fund, for year 2004, was received from the County of Mendocino and transmitted to the Committee on Public Safety.

An annual report dated: March 30, 2005, relating to Santa Clara County DNA Identification Fund, was received from the County of Santa Clara and transmitted to the Committee on Public Safety.

A Title Summary report dated: March 30, 2005, 2005, relating to Prescription Drugs. Drugs. Initiative Statute, was received from Department of Justice and transmitted to the Committee on Rules.

An annual report dated: March 30, 2005, relating to the San Bernardino County Indian Gaming Local Community Benefit Committee (IGLCBC) was received from the County of San Bernardino and transmitted to the Committee on Governmental Organization.

An annual report dated: March 30, 2005, relating to the Sonoma County DNA Fund, for year 2004, was received from the County of Sonoma and transmitted to the Committee on Public Safety.

An annual report dated: March 30, 2005, relating to the Stanislaus County DNA Fund, for year 2004, was received from the County of Stanislaus and transmitted to the Committee on Public Safety.

An annual report dated: March 30, 2005, relating to the Solano County DNA Fund, for year 2004, was received from the County of Solano and transmitted to the Committee on Public Safety.

An annual report dated: March 30, 2005, relating to the Kings County DNA Fund, for year 2004, was received from the County of Kings and transmitted to the Committee on Public Safety.

An annual report dated: March 31, 2005, relating to San Diego County DNA Identification Fund, was received from the County of San Diego and transmitted to the Committee on Public Safety.

A report dated: March 30, 2005, relating to the Safe Drinking Water State Revolving Fund and Source Water Protection Program was received from Department of Health Services and transmitted to the Committee on Health.



An annual report dated: March 30, 2005 relating to the 2003–04 Mendocino County SDF Allocations, was received from the County of Mendocino and transmitted to the Committee on Governmental Organization.

An annual report dated: March 31, 2005, relating to the Alameda County EMS Fund, FY 2003–04, was received from the Alameda County Health Care Services Agency and transmitted to the Committee on Health.

An annual report dated: March 31, 2005, relating to Tulare County Indian Gaming Local Community Benefit Committee (IGLCBC) was received from the County of Tulare and transmitted to the Committee on Governmental Organization

An annual report dated: March 31, 2005, relating to Placer County DNA Identification Fund, was received from the County of Placer and transmitted to the Committee on Public Safety.

An annual report dated: March 31, 2005, relating to the San Benito County DNA Fund, for year 2004, was received from the County of San Benito and transmitted to the Committee on Public Safety.

An annual report dated: March 31, 2005, relating to the Marin County DNA Fund, for year 2004, was received from the County of Marin and transmitted to the Committee on Public Safety.

An annual report dated: March 31, 2005, relating to the Inyo County DNA Fund, for year 2004, was received from the County of Inyo and transmitted to the Committee on Public Safety.

An annual report dated: March 31, 2005, relating to the Lassen County DNA Fund, for year 2004, was received from the County of Lassen and transmitted to the Committee on Public Safety.

An annual report dated: March 31, 2005, relating to the Glenn County DNA Fund, for year 2004, was received from the County of Glenn and transmitted to the Committee on Public Safety.

An annual report dated: March 31, 2005, relating to the Alpine County DNA Fund, for year 2004, was received from the County of Alpine and transmitted to the Committee on Public Safety.

An annual report dated: March 31, 2005, relating to the Santa Cruz County DNA Fund, for year 2004, was received from the County of Santa Cruz and transmitted to the Committee on Public Safety.

An annual report dated: March 31, 2005, relating to the Merced County DNA Fund, for year 2004, was received from the County of Merced and transmitted to the Committee on Public Safety.

An annual report dated: March 31, 2005, relating to the San Francisco County DNA Fund, for year 2004, was received from the County of San Francisco and transmitted to the Committee on Public Safety.



An annual report dated: March 31, 2005, relating to the Sacramento County DNA Fund, for year 2004, was received from the County of Sacramento and transmitted to the Committee on Public Safety.

An annual report dated: April 1, 2005 relating to the 2004–05 Kings County SDF Allocations, was received from the County of Kings and transmitted to the Committee on Governmental Organization.

A report dated: April 1, 2005, relating to the disposition of state lands was received from the California State Lands Commission and transmitted to the Committee on Government Modernization, Efficiency and Accountability.

An annual report dated: April 1, 2005, relating to the Amador County Indian Gaming Local Community Benefit Committee (IGLCBC), was received from the Amador County Administrative Agency and transmitted to the Committee on Governmental Organization.

An annual report dated: April 1, 2005, relating to the Riverside County Indian Gaming Local Community Benefit Committee (IGLCBC) was received from the County of Riverside and transmitted to the Committee on Governmental Organization

An annual report dated: April 1, 2005, relating to the Mono County DNA Fund, for year 2004, was received from the County of Mono and transmitted to the Committee on Public Safety.

An annual report dated: April 1, 2005, relating to the Yolo County DNA Fund, for year 2004, was received from the County of Yolo and transmitted to the Committee on Public Safety.

An annual report dated: April 1, 2005, relating to the Nevada County DNA Fund, for year 2004, was received from the County of Nevada and transmitted to the Committee on Public Safety.

An annual report dated: April 1, 2005, relating to the Tulare County DNA Fund, for year 2004, was received from the County of Tulare and transmitted to the Committee on Public Safety.

An annual report dated: April 1, 2005, relating to the Santa Clara County DNA Fund, for year 2004, was received from the County of Santa Clara and transmitted to the Committee on Public Safety.

A report dated: April 4, 2005, relating to the EdFund, was received from the California Student Aid Commission and transmitted to the Committee on Education.

A report dated: April 4, 2005, relating to the 2004–05 Competitive Program, was received from the California Student Aid Commission and transmitted to the Committee on Education.



An annual report dated: April 4, 2005 relating to the 2004–05 Shasta County SDF Allocations received from Shasta County and transmitted to the Committee on Governmental Organization.

A report dated: April 4, 2005, relating to the 2004–05 High School Entitlement Program, was received from the California Student Aid Commission and transmitted to the Committee on Education.

An annual report dated: April 4, 2005, relating to the Los Angeles County DNA Fund, for year 2004, was received from the County of Los Angeles and transmitted to the Committee on Public Safety.

A report dated: April 4, 2005, relating to the CalGrant Program was received from the California Student Aid Commission and transmitted to the Committee on Education.

An annual report dated: April 5, 2005, relating to the Yolo County EMS Fund, FY 2003–04, was received from the Yolo County Health Department and transmitted to the Committee on Health.

An audit report dated: April 5, 2005, relating to the Department of Parks and Recreation, was received from the California State Auditor and transmitted to the Committee on Rules.

A report dated: April 5, 2005, relating to California's Net Metering Program, was received from the Public Utilities Commission and transmitted to the Committee on Energy, Utilities and Communications.

An annual report dated: April 7, 2005, relating to Amador County EMS Fund, FY 2003–04, was received from the County of Amador and transmitted to the Committee on Health.

An annual report dated: April 5, 2005, relating to the San Bernardino County EMS Fund, FY 2003–04, was received from the San Bernardino County Regional Medical Center and transmitted to the Committee on Health.

An annual report dated: April 5, 2005 relating to the Sacramento County EMS Fund, FY 2003–04, was received from the Sacramento County Department of Health Services and transmitted to the Committee on Health.

A report dated: April 6, 2005, relating to the Family Cost Participation Program was received from Department of Developmental Services and transmitted to the Committee on Human Services.

An annual report dated: April, 6, 2005, relating to Kern County EMS Fund, FY 2003–04, was received from the Kern County Department of Emergency Medical Services and transmitted to the Committee on Health.



An annual report dated: April, 6, 2005 relating to the 2004–05 Humboldt County Indian Gaming Local Community Benefit Committee (IGLCBC) was received from the County of Humboldt and transmitted to the Committee on Governmental Organization.

A Title Summary report dated: April 7, 2005, relating to Expansion of Constitutional Definition of a Person to Include the Unborn, and Related Rights. Initiative Constitutional Amendment, was received from Department of Justice and transmitted to the Committee on Rules.

A Title Summary report dated: April 7, 2005, relating to the Legislative Vote Requirement for Taxes. Redefinition of Tax. Initiative Constitutional Amendment, was received from Department of Justice and transmitted to the Committee on Rules.

An annual report dated: April 7, 2005, relating to Butte and Plumas Counties EMS Fund, FY 2003–04, was received from Northern California EMS, Inc. and transmitted to the Committee on Health.

A report dated: April 7, 2005, relating to resources, fee structures and statutory obligations was received from California Department of Consumer Affairs and transmitted to the Committee on Human Services.

A report dated: April 8, 2005, relating to Costs and Benefits of Utilizing the Annual Guardian States Report, was received from the Judicial Council of California and transmitted to the Committee on Judiciary.

An annual report dated: April 7, 2005, relating to the Mariposa County DNA Fund, for year 2004, was received from the County of Mariposa and transmitted to the Committee on Public Safety.

A report dated: April 8, 2005, relating to approved mandate claims, was received from the Commission on State Mandates and transmitted to the Committee on Budget and Fiscal Review.

A report dated: April 11, 2005, relating to the CalWorks and Alternative Child Care Programs was received from the California Department of Education and transmitted to the Committee on Budget and Fiscal Review.

An annual report dated: April, 11, 2005 relating to the San Luis Obispo County DNA Fund, for year 2004, was received from the County of San Luis Obispo and transmitted to the Committee on Public Safety.

A report dated: April 12, 2005, relating to the March 2005 Independent Operations and Incident Review Panel, was received from the Board of Corrections and transmitted to the Committee on Public Safety.

An annual report dated: April 13, 2005, relating to Orange County EMS Fund, FY 2003–04, was received from the Orange County Health Care Agency and transmitted to the Committee on Health.



SENATE COMMITTEE ROLL CALLS**Committee on Business, Professions and Economic Development****SB 579**—Do pass and re-refer to Committee on Appropriations

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

NOES (0)—None.

SB 592—Do pass and re-refer to Committee on Appropriations

AYES (4)—Senators Aanestad, Campbell, Figueroa, and Morrow.

NOES (1)—Senator Florez.

SB 614—Do pass and re-refer to Committee on Appropriations

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

NOES (0)—None.

SB 625—Do pass and re-refer to Committee on Governmental Organization

AYES (5)—Senators Aanestad, Campbell, Figueroa, Florez, and Morrow.

NOES (0)—None.

SB 752—Do pass and re-refer to Committee on Appropriations

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

NOES (0)—None.

SB 833—Do pass and re-refer to Committee on Appropriations

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

NOES (0)—None.

Date of Hearing: 4/18/2005

Figueroa (Chair)

Committee on Judiciary**(Corrected)****SB 636**—Do pass as amended and re-refer to Committee on Appropriations

AYES (4)—Senators Cedillo, Dunn, Figueroa, and Kuehl.

NOES (2)—Senators Ackerman and Morrow.

Date of Hearing: 4/12/2005

Dunn (Chair)

Committee on Revenue and Taxation**SB 14**—Do pass and re-refer to Committee on Appropriations, with the recommendation: To Consent Calendar

AYES (5)—Senators Alquist, Machado, Poochigian, Runner, and Scott.

NOES (0)—None.

SB 157—Do pass and re-refer to Committee on Appropriations, with the recommendation: To Consent Calendar

AYES (5)—Senators Alquist, Machado, Poochigian, Runner, and Scott.

NOES (0)—None.



SB 333—Do pass as amended and re-refer to Committee on Judiciary
AYES (5)—Senators Alquist, Machado, Poochigian, Runner, and Scott.
NOES (0)—None.

SB 801—Do pass as amended and re-refer to Committee on Appropriations

AYES (5)—Senators Alquist, Machado, Poochigian, Runner, and Scott.
NOES (0)—None.

Date of Hearing: 4/13/2005

Machado (Chair)

REQUESTS TO ADJOURN IN MEMORIAM

Senator Aanestad requested that when the Senate adjourns this day it do so in memory of Shirley Fore of Nevada City.

Senator Cox requested that when the Senate adjourns this day it do so in memory of Verona Emily Schneuer Troland of Tempe, Arizona.

Senator Chesbro requested that when the Senate adjourns this day it do so in memory of James Albert Rynearson of Arcata and Marla Ruzicka of Lakeport.

Senator Ducheny requested that when the Senate adjourns this day it do so in memory of Dr. Richard Bogue of Imperial.

Senator Figueroa requested that when the Senate adjourns this day it do so in memory of Vanessa Martinez of Fresno.

Senator McClintock requested that when the Senate adjourns this day it do so in memory of Peter Martin of Chatsworth and Cpl. Juan C. Venegas (USMC) of Simi Valley.

Senator Perata requested that when the Senate adjourns this day it do so in memory of Alma Grigsby of Oakland.

Senator Runner requested that when the Senate adjourns this day it do so in memory of Jeremy Rourke of Palmdale.

ADJOURNMENT

At 3:30 p.m., on motion of Senator Perata, the Senate adjourned pursuant to the Senators' requests until 9 a.m., Tuesday, April 19, 2005.

PAULA K. ROSSETTO, Minute Clerk

