

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTY-SEVENTH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Tuesday, April 19, 2005

The Senate met at 9 a.m.

Hon. S. Joseph Simitian, of the 11th 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:

Ackerman, Alarcón, Alquist, Ashburn, Battin, Bowen, Campbell, Cedillo, Chesbro, Cox, Denham, Ducheny, Dunn, 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 Aanestad, Murray, and Romero will be excused this day on legislative business.)

MESSAGES FROM THE ASSEMBLY

Assembly Chamber, April 18, 2005

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

SJR 2

And respectfully requests your honorable body to concur in said amendments.

Above measure ordered to unfinished business file.



Assembly Chamber, April 18, 2005

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

ACR 11

AJR 7

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 11—Relative to the Public Employees' Retirement System.

Assembly Joint Resolution 7—Relative to ZIP Codes.

REPORTS OF STANDING COMMITTEES

Committee on Public Safety

Date of Hearing, April 12, 2005

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

SB 723

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

ALQUIST, Chair

Above measure ordered to second reading.

Committee on Health

Date of Hearing, April 13, 2005

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

SB 397

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

ORTIZ, Chair

Above measure ordered to second reading.

Committee on Energy, Utilities and Communications

Senate Chamber, April 19, 2005

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

SB 107

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

ESCUTIA, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 107—An act to amend Sections 25740, 25743, and 25744 of, and to repeal Sections 25745 and 25749 of, the Public Resources Code, and to amend Sections 387, 399.11, 399.12, 399.13, 399.14, 399.15, and



399.16 of, to add Section 399.17 to, and to add Article 9 (commencing with Section 635) to Chapter 3 of Part 1 of Division 1 of, the Public Utilities Code, relating to energy.

Bill read second time.

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

Committee on Appropriations

Senate Chamber, April 14, 2005

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

SB 40	SB 496	SB 800	SCR 19
SB 253	SB 647	SB 979	SCR 20
SB 365	SB 742	SB 982	SCR 28
SB 370	SB 764	SB 1028	
SB 463	SB 784	SB 1047	

Reports the same back with the recommendation: That the above measures be placed on second reading pursuant to Senate Rule 28.8.

MIGDEN, Chair

Above measures ordered to second reading.

Date of Hearing, April 18, 2005

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

SB 210 SB 1016

Reports the same back with the recommendation: Do pass.

MIGDEN, Chair

Above bills ordered to second reading.

Committee on Environmental Quality

Senate Chamber, April 19, 2005

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

SB 773

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 773—An act to amend Section 25159.24 of the Health and Safety Code, and to amend Sections 13050 and 13267 of, and to add Section 13228.5 to, 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.

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Date of Hearing, April 18, 2005

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

SB 849

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

LOWENTHAL, Chair

Above measure re-referred to the Committee on Rules.

Date of Hearing, April 18, 2005

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

SB 423

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

LOWENTHAL, Chair

Above measure re-referred to the Committee on Appropriations.

Committee on Appropriations

Senate Chamber, April 19, 2005

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

SB 99

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 99—An act to amend Section 11011.18 of, and to add Title 15.7 (commencing with Section 97500) to, 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.

Senate Chamber, April 14, 2005

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

SB 44

SB 295

Reports the same back with the recommendation: That the above measures be placed on second reading pursuant to Senate Rule 28.8 and amended.

MIGDEN, Chair

Above measures ordered to second reading.



Committee on Rules

Senate Chamber, April 19, 2005

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

SB 837

SB 878

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 837—An act to amend Section 10296 of the Public Contract Code, relating to state contracts.

Bill read second time.

Senate Bill 878—An act relating to fundraising.

Bill read second time.

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

Committee on Labor and Industrial Relations

Senate Chamber, April 19, 2005

Mr. President: The Chair of the Committee on Labor and Industrial Relations, to which was referred:

SB 406

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

ALARCÓN, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 406—An act relating to workers' compensation.

Bill read second time.

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

Committee on Appropriations

Senate Chamber, April 19, 2005

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

SB 347

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 347—An act to amend Section 12670.11 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.

Committee on Banking, Finance and Insurance

Senate Chamber, April 19, 2005

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

SB 518

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

SPEIER, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 518—An act to amend Sections 790.03, 2051.5, 2071, 10089.82, 14028, 14029, 14035, 14062, 15011, 15027, 15027.1, and 15040 of, and to add Sections 14028.5, 14061.5, 15018.5, 15027.5, 15028.7, and 15039.5 to, and to add Chapter 11.7 (commencing with Section 679.95) to Part 1 of Division 1 of, the Insurance Code, relating to homeowners' insurance.

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 was referred:

SB 801

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

MACHADO, Chair

Above measure ordered to second reading.

Committee on Environmental Quality

Senate Chamber, April 19, 2005

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

SB 318

SB 729

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 318—An act to amend Section 40051 of the Public Resources Code, relating to solid waste.

Bill read second time.

Senate Bill 729—An act to add Sections 183.5 and 13204.5 to the Water Code, relating to water.

Bill read second time.

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

Committee on Rules

Senate Chamber, April 19, 2005

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

SB 1086

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 1086—An act relating to forest resources.

Bill read second time.

The amendments were read and adopted and the measure 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 739

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

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 861

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

ORTIZ, Chair

Above measure ordered to second reading.



Committee on Business, Professions and Economic Development

Senate Chamber, April 19, 2005

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

SB 583

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 583—An act to add Section 109336 to the Health and Safety Code, relating to cancer.

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 19, 2005

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

SB 367

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 367—An act to amend Section 1368.02 of the Health and Safety Code, and to amend Sections 510, 12921, 12921.1, 12921.15, 12921.3, and 12921.4 of the Insurance Code, relating to health care coverage.

Bill read second time.

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

Committee on Labor and Industrial Relations

Senate Chamber, April 19, 2005

Mr. President: The Chair of the Committee on Labor and Industrial Relations, to which was referred:

SB 300

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

ALARCÓN, Chair



Second Reading of Bills—Author's Amendments

Senate Bill 300—An act to amend Section 12945.2 of the Government Code, relating to family and medical leave.

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 19, 2005

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

SB 404

SB 1054

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 404—An act to amend Section 44262 of the Education Code, relating to teacher credentialing.

Bill read second time.

Senate Bill 1054—An act to amend Section 47610 of the Education Code, relating to charter schools.

Bill read second time.

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

Committee on Natural Resources and Water

Senate Chamber, April 19, 2005

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

SB 866

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 866—An act to add Division 32.5 (commencing with Section 81750) to 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.



Committee on Elections, Reapportionment and Constitutional Amendments

Senate Chamber, April 19, 2005

Mr. President: The Chair of the Committee on Elections, Reapportionment and Constitutional Amendments, to which was referred: SB 506

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 506—An act to amend Sections 2166.5 and 2194 of the Elections Code, and to amend Sections 6254.21 and 6254.24 of the Government Code, relating to public officials.

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 19, 2005

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

SB 976

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 976—An act to add Section 42506.5 to 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 Appropriations

Senate Chamber, April 19, 2005

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

SB 117

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 117—An act to amend Section 3010 of the Elections Code, relating to absent voting, 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 Labor and Industrial Relations

Senate Chamber, April 19, 2005

Mr. President: The Chair of the Committee on Labor and Industrial Relations, to which was referred:

SB 292

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

ALARCÓN, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 292—An act to amend Sections 138.7 and 5307.1 of the Labor Code, relating to workers' compensation.

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

Senate Chamber, April 19, 2005

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

SB 17

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

MACHADO, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 17—An act to amend Sections 62, 64, 65.1, and 482 of, to add Sections 64.1, 64.5, and 486 to, to repeal Section 480.2 of, and to repeal and add Section 480.1 of, the Revenue and Taxation Code, relating to property taxation, to take effect immediately, tax levy.

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 19, 2005

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

SB 640



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 640—An act relating to child care, 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 Agriculture

Date of Hearing, April 19, 2005

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

SB 303 SB 872 SB 1041

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

DENHAM, Chair

Above measures re-referred to the Committee on Appropriations.

Date of Hearing, April 19, 2005

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

SB 879

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

DENHAM, Chair

Above measure re-referred to the Committee on Environmental Quality.

Committee on Energy, Utilities and Communications

Date of Hearing, April 19, 2005

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

SB 396 SB 426 SB 1003

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

ESCUTIA, Chair

Above measures re-referred to the Committee on Appropriations.

Committee on Rules

Senate Chamber, April 19, 2005

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

SB 604



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 604—An act to amend Section 47633 of the Education Code, relating to school funding.

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 Resolution 12: By Senators Romero, Alquist, Bowen, Cedillo, Chesbro, Cox, Denham, Ducheny, Dunn, Dutton, Escutia, Figueroa, Florez, Kehoe, Kuehl, Lowenthal, Machado, Migden, Murray, Ortiz, Perata, Scott, Simitian, Soto, Speier, and Torlakson—Relative to Denim Day California.

CONSIDERATION OF DAILY FILE

SECOND READING OF SENATE BILLS

Senate Bill 323—An act to amend Sections 6485 and 6514 of the Revenue and Taxation Code, relating to taxation.

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 299—An act to amend Section 1635.5 of the Business and Professions Code, relating to dentistry.

Bill read second time.

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

Senate Bill 200—An act to amend Section 31100.5 of, and to add Chapter 4.6 (commencing with Section 31180) to Division 21 of, the Public Resources Code, relating to coastal resources.

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 350—An act to add Part 12 (commencing with Section 12999.25) to Division 6 of the Water Code, relating to water.

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 387—An act to amend Section 7043 of, and to add Section 7046 to, the Water Code, relating to water.

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 826—An act to amend Section 12878.1 of the Water Code, relating to water.

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 564—An act to amend Section 30166 of, and to add Article 4 (commencing with Section 30133) to Chapter 2 of Part 13 of Division 2 of, the Revenue and Taxation Code, relating to taxation, and making an appropriation therefor.

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 Revenue and Taxation.

Senate Bill 730—An act to add Section 110827 to the Health and Safety Code, relating to organic products.

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 Environmental Quality.

Senate Bill 965—An act to amend Section 49431.5 of the Education Code, relating to pupils.

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 Health.



Senate Bill 237—An act to add Section 798.19.5 to the Civil Code, relating to mobilehomes.

Bill read second time.

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

Senate Bill 389—An act to add Section 13083 to the Financial Code, relating to automated teller machines.

Bill read second time.

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

Senate Bill 141—An act to amend Section 1569.651 of the Health and Safety Code, relating to residential care facilities.

Bill read second time.

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

Senate Bill 636—An act to add Section 1747.11 to the Civil 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 358—An act to amend Section 1522 of the Health and Safety Code, and to amend Section 362.05 of the Welfare and Institutions Code, relating to child care.

Bill read second time.

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

Senate Bill 278—An act to amend and repeal Section 18824 of the Business and Professions Code, relating to boxing, and making an appropriation therefor.

Bill read second time.

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



Senate Bill 679—An act to amend Section 11400 of the Welfare and Institutions Code, relating to foster care.

Bill read second time.

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

Senate Bill 1051—An act to add Section 1519.6 to the Health and Safety Code, and to amend Section 3003 of the Penal Code, relating to sex offenders.

Bill read second time.

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

Senate Bill 333—An act to amend Section 62 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time.

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

Senate Bill 258—An act to add Section 5338 to the Welfare and Institutions Code, relating to mental health.

Bill read second time.

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

Senate Bill 62—An act relating to the Budget Act of 2005.

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

Senate Bill 63—An act relating to the Budget Act of 2005.

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

Senate Bill 64—An act relating to the Budget Act of 2005.

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

Senate Bill 65—An act relating to the Budget Act of 2005.

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

Senate Bill 66—An act relating to the Budget Act of 2005.

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

Senate Bill 67—An act relating to the Budget Act of 2005.

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

Senate Bill 68—An act relating to the Budget Act of 2005.

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



Senate Bill 69—An act relating to the Budget Act of 2005.
Bill read second time, ordered engrossed, and to third reading.

Senate Bill 70—An act relating to the Budget Act of 2005.
Bill read second time, ordered engrossed, and to third reading.

Senate Bill 71—An act relating to the Budget Act of 2005.
Bill read second time, ordered engrossed, and to third reading.

Senate Bill 72—An act relating to the Budget Act of 2005.
Bill read second time, ordered engrossed, and to third reading.

Senate Bill 73—An act relating to the Budget Act of 2005.
Bill read second time, ordered engrossed, and to third reading.

Senate Bill 74—An act relating to the Budget Act of 2005.
Bill read second time, ordered engrossed, and to third reading.

Senate Bill 75—An act relating to the Budget Act of 2005.
Bill read second time, ordered engrossed, and to third reading.

Senate Bill 76—An act relating to the Budget Act of 2005.
Bill read second time, ordered engrossed, and to third reading.

Senate Bill 77—An act relating to the Budget Act of 2005.
Bill read second time, ordered engrossed, and to third reading.

Senate Bill 78—An act relating to the Budget Act of 2005.
Bill read second time, ordered engrossed, and to third reading.

Senate Bill 79—An act relating to the Budget Act of 2005.
Bill read second time, ordered engrossed, and to third reading.

Senate Bill 80—An act relating to the Budget Act of 2005.
Bill read second time, ordered engrossed, and to third reading.

Senate Bill 81—An act relating to the Budget Act of 2005.
Bill read second time, ordered engrossed, and to third reading.

Senate Bill 82—An act relating to the Budget Act of 2005.
Bill read second time, ordered engrossed, and to third reading.

Senate Bill 83—An act relating to the Budget Act of 2005.
Bill read second time, ordered engrossed, and to third reading.

Senate Bill 84—An act relating to the Budget Act of 2005.
Bill read second time, ordered engrossed, and to third reading.

Senate Bill 85—An act relating to the Budget Act of 2005.
Bill read second time, ordered engrossed, and to third reading.



Senate Bill 86—An act relating to the Budget Act of 2005.

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

Senate Bill 87—An act relating to the Budget Act of 2005.

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

Senate Bill 853—An act to amend Sections 945, 1363, 1374, and 1378 of the Civil Code, relating to common interest developments.

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

RE-REFERENCE TO COMMITTEE

Pursuant to Joint Rule 10.5, **SB 204** was re-referred to the Committee on Appropriations.

SPECIAL CONSENT CALENDAR SET

Without objection, the following measures will be set as a Special Consent Calendar to be taken up on Thursday, April 21.

SB 62	SB 69	SB 76	SB 83
SB 63	SB 70	SB 77	SB 84
SB 64	SB 71	SB 78	SB 85
SB 65	SB 72	SB 79	SB 86
SB 66	SB 73	SB 80	SB 87
SB 67	SB 74	SB 81	
SB 68	SB 75	SB 82	

MEASURES WITHDRAWN AND RE-REFERRED TO COMMITTEE

Without objection, **SB 622** was withdrawn from the Committee on Public Safety and re-referred to the Committee on Education;

SB 367 was withdrawn from the Committee on Banking, Finance and Insurance and re-referred to the Committee on Health; and

SB 1046 was withdrawn from the Committee on Human Services and re-referred to the Committee on Public Safety.

SENATE COMMITTEE ROLL CALLS

Committee on Agriculture

SB 284—Do pass as amended and re-refer to Committee on Appropriations

AYES (9)—Senators Chesbro, Denham, Ducheny, Florez, Hollingsworth, Maldonado, Ortiz, Poochigian, and Vincent.

NOES (0)—None.

SB 303—Do pass and re-refer to Committee on Appropriations

AYES (8)—Senators Chesbro, Denham, Ducheny, Florez, Maldonado, Ortiz, Poochigian, and Vincent.

NOES (0)—None.

SB 872—Do pass and re-refer to Committee on Appropriations

AYES (8)—Senators Chesbro, Denham, Ducheny, Florez, Maldonado, Ortiz, Poochigian, and Vincent.

NOES (0)—None.



SB 879—Do pass and re-refer to Committee on Environmental Quality

AYES (5)—Senators Chesbro, Ducheny, Florez, Ortiz, and Vincent.

NOES (2)—Senators Denham and Maldonado.

SB 1041—Do pass and re-refer to Committee on Appropriations

AYES (9)—Senators Chesbro, Denham, Ducheny, Florez, Hollingsworth, Maldonado, Ortiz, Poochigian, and Vincent.

NOES (0)—None.

Date of Hearing: 4/19/2005

Denham (Chair)

Committee on Appropriations**SB 210—Do pass**

AYES (10)—Senators Aanestad, Alquist, Ashburn, Bowen, Dutton, Florez, Migden, Ortiz, Poochigian, and Speier.

NOES (0)—None.

SB 276—Do pass as amended

AYES (9)—Senators Aanestad, Alquist, Battin, Bowen, Dutton, Migden, Ortiz, Poochigian, and Speier.

NOES (1)—Senator Ashburn.

SB 469—Do pass as amended

AYES (7)—Senators Alquist, Bowen, Escutia, Florez, Migden, Ortiz, .

NOES (4)—Senators Aanestad, Ashburn, Dutton, and Poochigian.

SB 580—Do pass as amended

AYES (7)—Senators Alquist, Bowen, Escutia, Florez, Migden, Ortiz, and Speier.

NOES (2)—Senators Aanestad and Ashburn.

SB 1016—Do pass

AYES (7)—Senators Alquist, Bowen, Escutia, Florez, Migden, Ortiz, and Speier.

NOES (0)—None.

Date of Hearing: 4/18/2005

Migden (Chair)

Committee on Energy, Utilities and Communications**SB 396—Do pass and re-refer to Committee on Appropriations**

AYES (8)—Senators Alarcón, Battin, Bowen, Cox, Dunn, Escutia, Kehoe, and Morrow.

NOES (0)—None.

SB 426—Do pass and re-refer to Committee on Appropriations

AYES (6)—Senators Alarcón, Bowen, Dunn, Escutia, Kehoe, and Simitian.

NOES (1)—Senator Cox.

SB 431—Do pass as amended and re-refer to Committee on Appropriations

AYES (8)—Senators Alarcón, Battin, Bowen, Cox, Dunn, Escutia, Kehoe, and Morrow.

NOES (0)—None.



SB 441—Do pass as amended and re-refer to Committee on Appropriations

AYES (7)—Senators Alarcón, Battin, Bowen, Dunn, Escutia, Kehoe, and Simitian.

NOES (2)—Senators Cox and Morrow.

SB 628—Do pass and re-refer to Committee on Appropriations

AYES (3)—Senators Battin, Cox, and Morrow.

NOES (6)—Senators Alarcón, Bowen, Dunn, Escutia, Kehoe, and Simitian.

Failed passage

SB 628—Reconsideration granted

AYES (9)—Senators Alarcón, Battin, Bowen, Cox, Dunn, Escutia, Kehoe, Morrow, and Simitian.

NOES (0)—None.

SB 769—Do pass as amended and re-refer to Committee on Appropriations

AYES (9)—Senators Alarcón, Battin, Bowen, Cox, Dunn, Escutia, Kehoe, Morrow, and Simitian.

NOES (0)—None.

SB 984—Do pass as amended and re-refer to Committee on Appropriations

AYES (9)—Senators Alarcón, Battin, Bowen, Cox, Dunn, Escutia, Kehoe, Morrow, and Simitian.

NOES (0)—None.

SB 1003—Do pass and re-refer to Committee on Appropriations

AYES (6)—Senators Alarcón, Bowen, Dunn, Escutia, Kehoe, and Simitian.

NOES (0)—None.

SB 1037—Do pass as amended and re-refer to Committee on Appropriations

AYES (7)—Senators Alarcón, Battin, Bowen, Dunn, Escutia, Kehoe, and Simitian.

NOES (2)—Senators Cox and Morrow.

Date of Hearing: 4/19/2005

Escutia (Chair)

Committee on Environmental Quality

SB 419—Do pass as amended and re-refer to Committee on Appropriations

AYES (5)—Senators Chesbro, Figueroa, Kuehl, Lowenthal, and Simitian.

NOES (2)—Senators Cox and Runner.

SB 421—Do pass as amended and re-refer to Committee on Appropriations

AYES (5)—Senators Chesbro, Figueroa, Kuehl, Lowenthal, and Simitian.

NOES (3)—Senators Campbell, Cox, and Runner.



SB 423—Do pass and re-refer to Committee on Appropriations

AYES (6)—Senators Campbell, Chesbro, Figueroa, Kuehl, Lowenthal, and Simitian.

NOES (0)—None.

SB 600—Do pass as amended and re-refer to Committee on Appropriations

AYES (5)—Senators Chesbro, Figueroa, Kuehl, Lowenthal, and Simitian.

NOES (2)—Senators Cox and Runner.

SB 648—Do pass as amended and re-refer to Committee on Appropriations, with the recommendation: To Consent Calendar

AYES (7)—Senators Campbell, Cox, Figueroa, Kuehl, Lowenthal, Runner, and Simitian.

NOES (0)—None.

SB 760—Do pass as amended and re-refer to Committee on Appropriations

AYES (5)—Senators Chesbro, Figueroa, Kuehl, Lowenthal, and Simitian.

NOES (2)—Senators Cox and Runner.

SB 762—Do pass as amended and re-refer to Committee on Appropriations

AYES (5)—Senators Chesbro, Figueroa, Kuehl, Lowenthal, and Simitian.

NOES (2)—Senators Cox and Runner.

SB 772—Do pass as amended and re-refer to Committee on Appropriations

AYES (6)—Senators Chesbro, Figueroa, Kuehl, Lowenthal, Runner, and Simitian.

NOES (0)—None.

SB 849—Do pass and re-refer to Committee on Rules

AYES (5)—Senators Chesbro, Figueroa, Kuehl, Lowenthal, and Simitian.

NOES (3)—Senators Campbell, Cox, and Runner.

SB 935—Do pass as amended and re-refer to Committee on Appropriations

AYES (6)—Senators Chesbro, Figueroa, Kuehl, Lowenthal, Runner, and Simitian.

NOES (2)—Senators Campbell and Cox.

SB 999—Do pass as amended and re-refer to Committee on Appropriations

AYES (5)—Senators Chesbro, Figueroa, Kuehl, Lowenthal, and Simitian.

NOES (3)—Senators Campbell, Cox, and Runner.

Date of Hearing: 4/18/2005

Lowenthal (Chair)

LEAVES OF ABSENCE FOR THE DAY

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



REQUEST TO ADJOURN IN MEMORIAM

Senator Machado requested that when the Senate adjourns this day it do so in memory of Timothy Joseph Sheppard of Fairfield.

ADJOURNMENT

At 3:30 p.m., the Senate adjourned pursuant to the Senator's request until 9 a.m., Wednesday, April 20, 2005.

PAULA K. ROSSETTO, Minute Clerk

