

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

SENATE DAILY JOURNAL

ONE HUNDRED FORTY-EIGHTH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Wednesday, February 15, 2006

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

ROLL CALL

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

Aanestad, Ackerman, Alarcón, Alquist, Ashburn, Battin, Bowen, Cedillo, Chesbro, Denham, Dunn, Dutton, Escutia, Figueroa, Florez, Hollingsworth, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Murray, Perata, Poochigian, Romero, Runner, Scott, Simitian, Soto, Speier, Torlakson, and Vincent—34.

Quorum present.

(NOTE: Senators Ducheny, Kehoe, and Morrow will be excused this day on legislative business, Senator Ortiz will be excused this day due to a death in the family, and Senator Cox will be excused this day due to illness.)

MESSAGES FROM THE ASSEMBLY

Assembly Chamber, February 14, 2006

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

SCR 64

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

E. DOTSON WILSON, Chief Clerk of the Assembly

Above measure ordered to unfinished business file.



RE-REFERENCE TO COMMITTEE

Pursuant to Senate Rule 29.10, the issue raised by the Assembly amendments to **SB 912** was referred to the Committee on Rules.

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

Senate Chamber, February 15, 2006

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

AB 886

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

Assembly Bill 886—An act to amend Sections 313 and 313.5 of the Business and Professions Code, relating to construction.

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, February 15, 2006

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

AB 1302

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

Assembly Bill 1302—An act to amend Section 11340.5 of, and to add Section 11342.620 to, the Government Code, relating to state agencies .

Bill read second time.

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

Committee on Rules

State Capitol, February 15, 2006

Mr. President: The Committee on Rules has considered the following appointments by the Governor and reports the same back with the recommendation that they be confirmed:

Alfredo C. Armendariz, Member, Alcoholic Beverage Control Appeals Board (4–0)



Tina H. Frank, Member, Alcoholic Beverage Control Appeals Board (4-0)

Sophie C. Wong, Member, Alcoholic Beverage Control Appeals Board (4-0)

Patrick R. Adams, Member, Fair Employment and Housing Commission (4-0)

Linda Ng, Member, Fair Employment and Housing Commission (4-0)

Manuel E. Ortega, Member, California State Lottery Commission (4-0)

PERATA, Chair

Above appointments ordered placed on unfinished business file.

State Capitol, February 15, 2006

Mr. President: Pursuant to Senate Rule 29.10, the Senate Rules Committee, on a vote of 4-0, has referred SB 912 (Ducheny) to the Senate Committee on Health.

PERATA, Chair

Senate Chamber, February 15, 2006

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

SCR 75

AB 117

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

PERATA, Chair

Second Reading of Bills—Author's Amendments

Senate Concurrent Resolution 75—Relative to the Girl Scouts.

Resolution read second time.

Assembly Bill 117—An act to amend Section 23575 of the Vehicle Code, relating to vehicles.

Bill read second time.

Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to AB 117 pursuant to Joint Rule 58.

ASSEMBLY MEMBER COHN

Permission of Rules Committee

Senate Chamber, February 15, 2006

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 117.

PERATA, Chair

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



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 1291: By Senator Alquist—An act to add Section 6377 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Senate Bill 1292: By Senator Scott—An act to amend Section 44253.10 of the Education Code, relating to teaching credentials.

Senate Bill 1293: By Senator Kuehl—An act to add Article 5 (commencing with Section 19340) to Chapter 7 of Part 11 of the Education Code, relating to state library materials.

Senate Bill 1294: By Senator Ducheny (Principal coauthor: Assembly Member Garcia) (Coauthor: Senator Kehoe)—An act to amend Section 25143.1 of the Health and Safety Code, relating to hazardous waste, and declaring the urgency thereof, to take effect immediately.

Senate Bill 1295: By Senator Soto—An act to amend Section 190 of the Penal Code, relating to murder.

Senate Bill 1296: By Senator Kehoe—An act to amend Sections 132351.1 and 132351.2 of the Public Utilities Code, relating to transportation.

Senate Bill 1297: By Senator Battin—An act to amend Section 288 of the Penal Code, relating to crime.

Senate Bill 1298: By Senator Murray—An act relating to state claims, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

MEASURE WITHDRAWN AND RE-REFERRED TO COMMITTEE

Without objection, **AB 707** was withdrawn from the Committee on Judiciary and re-referred to the Committee on Rules.

SPECIAL CONSENT CALENDAR SET

Without objection, the following measure will be set as a Special Consent Calendar to be taken up on Thursday, February 16, 2006.

SCR 64

COMMUNICATIONS

A Memorandum of Understanding (MOU) reached with Los Angeles County, dated February 3, 2006, and a list of outstanding MOUs, were received from the Department of Social Services and filed pursuant to Senate Rule 29.4.



LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day due to legislative business: Senators Ducheny, Kehoe, and Morrow.

The following Senator was granted leave of absence for the day due to a death in the family: Senator Ortiz.

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

ADJOURNMENT

At 3:30 p.m., the Senate adjourned until 9 a.m., Thursday, February 16, 2006.

PAULA K. ROSSETTO, Minute Clerk

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