

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

SENATE DAILY JOURNAL

ONE HUNDRED SEVENTY-FIRST LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento

Monday, March 27, 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, Ashburn, Battin, Bowen, Chesbro, Cox, Ducheny, Dunn, Dutton, Figueroa, Florez, Hollingsworth, Kuehl, Lowenthal, Machado, Margett, McClintock, Migden, Murray, Perata, Runner, Scott, Simitian, and Torlakson—25.

Quorum present.

(NOTE: Senators Cedillo, Denham, Kehoe, Morrow, Soto, and Speier will be excused this day on legislative business, Senator Poochigian will be excused this day on personal business, Senators Alquist and Vincent will be excused this day due to family illness, and Senators Alarcón, Escutia, Maldonado, Ortiz, and Romero will be excused this day to attend a funeral.)

MESSAGES FROM THE GOVERNOR

Governor's Office, State Capitol

March 24, 2006

To the Senate of the State of California:

I have the honor to transmit to you herewith the following appointments heretofore made by me to offices which by law are to be filled by the Governor. These appointments are subject to Senate confirmation and



consent. I hereby nominate these appointees to you and request your confirmation and consent.

Sincerely,

ARNOLD SCHWARZENEGGER, Governor

Paula A. Daniels, Commissioner, City of Los Angeles Board of Public Works and member of the Board since 2003. Reappointed 03/02/06. Effective 03/23/06.

Member, California Bay-Delta Authority, term ending 01/01/10.

Benita D. Haley, Ed.D., former President, Benita Haley Consultants; former teacher, counselor and administrator, Santa Monica Community College District; and member of the Board since 2004. Reappointed 03/10/06. Effective 03/23/06.

Member, Board of Governors of the California Community Colleges, term ending 01/15/12.

P. David Pearson, Ph.D., Dean, Graduate School of Education, University of California, Berkeley; former John A. Hannah Professor of Education, Michigan State; and former Professor and Dean, College of Education, University of Illinois. Appointed 02/23/06. Effective 03/22/06.

Member, Commission on Teacher Credentialing vice Martin Stephen Lilly, Ed.D., term expired, term ending 11/20/09.

Above appointments referred to the Committee on Rules.

MESSAGES FROM THE ASSEMBLY

Assembly Chamber, March 23, 2006

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

ACR 112

ACR 115

ACR 119

ACR 121

AJR 42

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 112—Relative to hepatitis B.

Assembly Concurrent Resolution 115—Relative to Cesar Chavez Day.

Assembly Concurrent Resolution 119—Relative to the Year of the California Museum.

Assembly Concurrent Resolution 121—Relative to the 1906 San Francisco earthquake.

Assembly Joint Resolution 42—Relative to the Armenian Genocide.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

Senate Chamber, March 27, 2006

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

SB 1428	SB 1455	SB 1538
SB 1539	SB 1618	SB 1735

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 1428—An act to amend Section 606.5 of the Unemployment Insurance Code, relating to unemployment insurance.

Bill read second time.

Senate Bill 1455—An act to amend Section 288 of the Penal Code, relating to crimes.

Bill read second time.

Senate Bill 1538—An act to amend Section 12040 of the Penal Code, relating to firearms.

Bill read second time.

Senate Bill 1539—An act to add Section 379.9 to the Public Utilities Code, relating to energy resources.

Bill read second time.

Senate Bill 1618—An act to amend Section 22050 of the Public Contracts Code, relating to local agency contracts.

Bill read second time.

Senate Bill 1735—An act to amend Section 23109 of the Vehicle Code, relating to vehicles.

Bill read second time.

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

Committee on Local Government

Senate Chamber, March 27, 2006

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

SB 1286

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 1286—An act to add Chapter 9 (commencing with Section 39950) to Part 2 of Division 26 of the Health and Safety Code, relating to air pollution.

Bill read second time.

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

Committee on Natural Resources and Water

Senate Chamber, March 27, 2006

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

SB 1434

SB 1556

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 1434—An act to amend Section 35625 of the Public Resources Code, relating to natural resources.

Bill read second time.

Senate Bill 1556—An act to amend Section 99234 of the Public Utilities Code, and to add Chapter 12 (commencing with Section 5852) to Division 5 of the Public Resources Code, relating to parks and recreation, 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 Health

Senate Chamber, March 27, 2006

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

SB 1356

SB 1369

SB 1528

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 1356—An act to add Section 4098.6 to the Welfare and Institutions Code, relating to suicide prevention.

Bill read second time.

Senate Bill 1369—An act to amend Section 655.6 of the Business and Professions Code, relating to clinical laboratories.

Bill read second time.



Senate Bill 1528—An act to add Section 14132.38 to the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time.

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

Committee on Human Services

Senate Chamber, March 27, 2006

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

SB 1421

SB 1570

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 1421—An act to add Section 8356.2 to the Education Code, relating to child care.

Bill read second time.

Senate Bill 1570—An act to add Chapter 12.87 (commencing with Section 18987.7) to Part 6 of Division 9 of the Welfare and Institutions Code, relating to foster care, and making an appropriation therefor.

Bill read second time.

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

Committee on Elections, Reapportionment and Constitutional Amendments

Senate Chamber, March 27, 2006

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

SB 1354

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 1354—An act to add Article 3.5 (commencing with Section 85350) to Chapter 5 of Title 9 of the Government Code, relating to the Political Reform Act of 1974.

Bill read second time.

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



Committee on Transportation and Housing

Senate Chamber, March 21, 2006

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

SB 1322

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

LOWENTHAL, Chair

Above measure ordered to second reading.

Committee on Business, Professions and Economic Development

Senate Chamber, March 27, 2006

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

SB 1578

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 1578—An act to add Chapter 13.2 (commencing with Section 25975) to Division 20 of the Health and Safety Code, relating to dogs.

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, March 24, 2006

Mr. President: The Committee on Rules has examined:

SB 262

And reports that the same has been correctly enrolled, and presented to the Governor on the 24th day of March, 2006, at 1:30 p.m.

PERATA, Chair

Committee on Education

Senate Chamber, March 27, 2006

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

SB 1209

SB 1416

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 1209—An act to amend Sections 44251, 44253.3, 44259, 44270.1, and 44275.4 of, to repeal Sections 44274, 44274.1, 44274.5, 44275.3, 44275.5, 44277, 44278, and 44279 of, and to repeal and add Section 44274.2 of, the Education Code, relating to teacher credentialing.

Bill read second time.

Senate Bill 1416—An act to add Section 43013.4 to the Health and Safety Code, relating to gasoline.

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, March 27, 2006

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

SB 1257

SB 1436

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 1257—An act to amend Section 68665 of the Government Code, and Section 1508 of the Penal Code, relating to criminal procedure.

Bill read second time.

Senate Bill 1436—An act relating to small business development.

Bill read second time.

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

Committee on Local Government

Senate Chamber, March 27, 2006

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

SB 1359

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 1359—An act to amend Sections 4216, 4216.2, 4216.3, 4216.4, and 4216.7 of the Government Code, relating to excavation around subsurface installations.

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, March 27, 2006

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

AB 264

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

Assembly Bill 264—An act to amend Section 1367.06 of the Health and Safety Code, relating to health care service plans.

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, March 27, 2006

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

SB 1382

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 1382—An act to add Section 3053.1 to the Penal Code, relating to parole.

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, March 27, 2006

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

SB 1627



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 1627—An act to amend Sections 65928 and 65950 of, and to add Sections 65850.6 and 65964 to, the Government Code, relating to telecommunications.

Bill read second time.

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

Committee on Natural Resources and Water

Senate Chamber, March 27, 2006

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

SB 1253

SB 1527

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 1253—An act relating to wild and scenic rivers.

Bill read second time.

Senate Bill 1527—An act to add Section 8612 to the Water Code, relating to flood control.

Bill read second time.

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

Committee on Public Safety

Senate Chamber, March 27, 2006

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

SB 1495

SB 1756

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 1495—An act to add Section 273i of the Penal Code, relating to child abuse.

Bill read second time.



Senate Bill 1756—An act to amend Sections 13352 and 13352.4 of the Vehicle Code, relating to vehicles.

Bill read second time.

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

Committee on Banking, Finance and Insurance

Senate Chamber, March 27, 2006

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

SB 1492

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 1492—An act to add Section 9884.20 to the Business and Professions Code, and to add Section 1874.88 to the Insurance Code, relating to automotive repair.

Bill read second time.

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

Committee on Energy, Utilities and Communications

Senate Chamber, March 27, 2006

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

SB 1728

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 1728—An act to amend Section 399.12 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 Local Government

Senate Chamber, March 27, 2006

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

SB 1431

SB 1509



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 1431—An act to amend Sections 20175.2 and 20133 of, and to add and repeal Article 5.5 (commencing with Section 20193) of Chapter 1 of Part 3 of Division 2 of, the Public Contract Code, relating to public contracts.

Bill read second time.

Senate Bill 1509—An act to add Section 65863.14 to the Government Code, relating to zoning.

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, March 27, 2006

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

SB 1605

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 1605—An act to amend Section 7104 of the Public Contract Code, relating to public works.

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

Senate Chamber, March 27, 2006

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

SB 1335

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 1335—An act to add Section 1550.2 to the Health and Safety Code, relating to foster care.

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, March 27, 2006

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

SB 1785

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 1785—An act to add Section 1648 to the Health and Safety Code, relating to human milk, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

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

Committee on Government Modernization, Efficiency, and Accountability

Senate Chamber, March 27, 2006

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

SB 1629

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 1629—An act to add Chapter 7 (commencing with Section 12500) to Part 2 of Division 2 of the Public Contract Code, relating to state contracts, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

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

Committee on Governmental Organization

Senate Chamber, March 27, 2006

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

SB 1452



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 1452—An act to amend Sections 1236, 1237, 8546.5, and 8546.6 of, to add Section 8546.2 to, to add Article 4 (commencing with Section 8548.7) to Chapter 6.5 of Division 1 of Title 2 of, and to add Part 3.5 (commencing with Section 13885) to Division 3 of Title 2 of, the Government Code, and to amend Sections 11751.5 and 11873 of the Insurance Code, relating to state audits.

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, March 27, 2006

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

SB 1231

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 1231—An act to amend Section 798.73 of the Civil Code, and amend Sections 18400.1 and 18424 of, and to repeal and amend 18502 of, the Health and Safety Code, relating to mobilehomes.

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, March 27, 2006

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

SB 1515

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 1515—An act to add Section 43311 to the Public Resources Code, relating to solid waste.

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, March 27, 2006

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

SB 1327

SB 1412

SB 1514

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 1327—An act to amend Section 48203 of the Education Code, relating to school attendance.

Bill read second time.

Senate Bill 1412—An act to add Section 66015.8 to the Education Code, relating to public postsecondary education.

Bill read second time.

Senate Bill 1514—An act to amend Sections 1622 and 42127 of the Education Code, relating to school finance.

Bill read second time.

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

Date of Hearing, March 22, 2006

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

AB 840

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

SCOTT, Chair

Above measure re-referred to the Committee on Appropriations.

Committee on Transportation and Housing

Senate Chamber, March 27, 2006

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

SB 1511

SB 1675

AB 1469

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 1511—An act to add Section 43013.4 to the Health and Safety Code, relating to vehicular air pollution, and declaring the urgency thereof, to take effect immediately.

Bill read second time.



Senate Bill 1675—An act to add Section 43833 to, the Health and Safety Code, relating to vehicular air pollution.

Bill read second time.

Assembly Bill 1469—An act to add Article 1.5 (commencing with Section 18606.1) to Chapter 5 of Part 2.1 of Division 13 of the Health and Safety Code, relating to mobilehome parks.

Bill read second time.

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

Committee on Revenue and Taxation

Senate Chamber, March 27, 2006

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

SB 1584

SB 1619

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 1584—An act to amend Sections 17072, 17215, and 19184 of, and to add Sections 17138.5, 17138.6, and 17216 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately tax levy.

Bill read second time.

Senate Bill 1619—An act to add and repeal Section 6357.7 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time.

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

Committee on Environmental Quality

Senate Chamber, March 27, 2006

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

SB 1395

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 1395—An act to add Section 21099 to the Public Resources Code, relating to environmental quality.

Bill read second time.

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

Committee on Transportation and Housing

Date of Hearing, March 21, 2006

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

SB 1224

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

LOWENTHAL, Chair

Above measure ordered to second reading.

Committee on Natural Resources and Water

Senate Chamber, March 27, 2006

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

SB 1806

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 1806—An act to amend Section 4005 of the Fish and Game Code, relating to fish and game.

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, March 27, 2006

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

SB 1301

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 1301—An act to amend Section 1266 of, to add Sections 1279.1, 1279.2, and 1279.3 to, and to repeal and add Section 1279 of, the Health and Safety Code, relating to health facilities.

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 MEASURES

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

Senate Bill 1851: By the Committee on Health (Senators Ortiz (Chair), Aanestad, Alquist, Chesbro, Cox, Figueroa, Kuehl, Maldonado, and Runner)—An act to amend Sections 109275, 109277, and 109280 of the Health and Safety Code, relating to public health.

Senate Concurrent Resolution 108: By Senator Morrow—Relative to the Ten Commandments.

Senate Concurrent Resolution 109: By Senators Romero, Alquist, Bowen, Chesbro, Cox, Ducheny, Escutia, Kuehl, Migden, Ortiz, Soto, and Speier (Coauthors: Assembly Members Berg, Bermudez, Chavez, Chu, Daucher, Frommer, Garcia, Goldberg, Karnette, Laird, Lieu, Liu, Montanez, Oropeza, Pavley, Saldana, and Wolk)—Relative to “Denim Day California.”

Senate Concurrent Resolution 110: By Senator Torlakson (Principal coauthor: Assembly Member Wolk)—Relative to National Library Week.

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

Senate Bill 1318—An act to add Section 11380.7 to the Health and Safety Code, relating to controlled substances.

Bill read second time.

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

Senate Bill 1177—An act to amend Section 65915 of the Government Code, relating to housing.

Bill read second time.

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

SECOND READING OF ASSEMBLY BILLS

Assembly Bill 273—An act to add Section 25621 to the Business and Professions Code, relating to alcoholic beverages.

Bill read second time and ordered to third reading.



Assembly Bill 633—An act to amend Sections 1596.859, 1596.8595, 1596.8895, and 1597.05 of the Health and Safety Code, relating to child day 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.

JOINT RULE 62(a) SUSPENDED

Without objection, Joint Rule 62(a) was waived for the purpose of allowing the Committee on Public Safety to meet without four days notice in the Daily File.

REQUEST FOR UNANIMOUS CONSENT (AB 146)

Senator Soto asked for, and without objection, was granted unanimous consent that AB 146 be taken from the inactive file and taken up for purpose of amendment.

Consideration of Assembly Bill 146

Assembly Bill 146—An act to amend Items 0250-001-0001, 0250-101-0932, 0250-490, 0520-001-0001, 0520-001-0044, 0690-102-0001, 1920-011-0001, 3540-301-0001, 3540-301-0660, 3600-001-0001, 3600-001-0200, 3790-492, 3860-001-0001, 3940-001-0001, 3940-001-0193, 5180-111-0001, 6110-485, 6110-495, 6440-001-0001, 6610-001-0001, 6610-493, 6870-101-0001, 9210-101-0001, and 9210-106-0001 of, and to repeal Item 9210-105-0001 of, Section 2.00 of, and to amend Section 35.50 of, and to add Items 0250-491, 0250-498, 0540-492, and 9650-495 to Section 2.00 of, and to add Sections 4.05, 4.85, 29.50, and 35.50 to, the Budget Act of 2005, relating to the state budget, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Amendments to AB 146 proposed by Senator Soto were read and adopted and the measure ordered printed and to second reading.

MEASURES WITHDRAWN AND RE-REFERRED TO COMMITTEE

Without objection, **SR 20** was withdrawn from the Committee on Governmental Organization and re-referred to the Committee on Rules; and

SB 1568 was withdrawn from the Committee on Business, Professions and Economic Development and re-referred to the Committee on Judiciary.



LEAVES OF ABSENCE FOR THE DAY

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

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

The following Senators were granted leaves of absence for the day due to family illness: Senators Alquist and Vincent.

The following Senators were granted leaves of absence for the day to attend a funeral: Senators Alarcón, Escutia, Maldonado, Ortiz, and Romero.

REQUEST TO ADJOURN IN MEMORIAM

Senator Ackerman requested that when the Senate adjourns this day it do so in memory of Alice J. Ohrn of Laguna woods.

ADJOURNMENT

At 3:30 p.m., the Senate adjourned pursuant to the Senator's request until 9 a.m., Tuesday, March 28, 2006.

PAULA K. ROSSETTO, Minute Clerk



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