

## CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

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# SENATE DAILY JOURNAL

ONE HUNDRED SEVENTY-SEVENTH LEGISLATIVE DAY

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## IN SENATE

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Senate Chamber, Sacramento  
Wednesday, April 5, 2006

The Senate met at 9 a.m.

Hon. Charles Poochigian, of the 14th 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, Cox, Denham, Ducheny, Dunn, Dutton, Escutia, Figueroa, Florez, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Murray, Ortiz, Perata, Poochigian, Romero, Runner, Scott, Simitian, Soto, Speier, Torlakson, and Vincent—38.

Quorum present.

*(NOTE: Senator Morrow will be excused this day on legislative business.)*

### REPORTS OF STANDING COMMITTEES

#### Committee on Rules

State Capitol, April 5, 2006

The Committee on Rules has re-referred the following measures to committees:

**Agriculture**—SB 1426.

**Business, Professions and Economic Development**—SB 1808.

**Education**—SB 1124, SB 1764.

**Health**—SB 1448, SB 1471, SB 1763, SB 1822.

**Judiciary**—SB 1274, SB 1813.

**Labor and Industrial Relations**—SB 1690.

**Local Government**—SB 1189.



**Natural Resources and Water**—SB 1673.

**Public Employment and Retirement**—SB 1721, SB 1729.

**Public Safety**—SB 1349, SB 1366, SB 1830, SB 1831.

The Committee on Rules has re-referred the following measures to two committees:

**Business, Professions and Economic Development and Health**—SB 1638.

**Education and Elections, Reapportionment and Constitutional Amendments**—SCA 12.

**Human Services and Public Safety**—SB 1759.

**Judiciary and Natural Resources and Water**—SB 1846.

**Committee on Judiciary**

Date of Hearing, April 4, 2006

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

SB 1667

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.

DUNN, Chair

Above measure re-referred to the Committee on Appropriations.

Date of Hearing, April 4, 2006

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

SB 1568

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

DUNN, Chair

Above measure re-referred to the Committee on Appropriations.

Date of Hearing, April 4, 2006

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

SB 1437

SB 1489

SB 1666

Reports the same back with the recommendation: Do pass.

DUNN, Chair

Above bills ordered to second reading.

**Committee on Public Safety**

Senate Chamber, April 5, 2006

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

SB 1387

SB 1390

SB 1503



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 1387**—An act to amend Section 530.5 of, and to add Sections 540, 541, and 1203.051 to the Penal Code, relating to crime.

Bill read second time.

**Senate Bill 1390**—An act to add Section 13012.6 to the Penal Code, relating to crime statistics.

Bill read second time.

**Senate Bill 1503**—An act to amend Section 666.5 of the Penal Code, and to amend Section 10851 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 Governmental Organization**

Date of Hearing, April 4, 2006

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

SB 1226

SB 1451

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

FLOREZ, Chair

Above measures re-referred to the Committee on Appropriations.

Date of Hearing, April 4, 2006

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

SJR 29

Reports the same back with the recommendation: Be adopted.

FLOREZ, Chair

Above resolution ordered to third reading.

**Committee on Health**

Senate Chamber, April 5, 2006

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

AB 699

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**

**Assembly Bill 699**—An act to add Section 120155 to the Health and Safety Code, relating to vaccines.

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 5, 2006

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

SB 1478

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 1478**—An act to repeal Section 25507.3 of, and to add Article 4 (commencing with Section 25546) to Chapter 6.95 of Division 20 to, the Health and Safety Code, relating to toxic chemicals.

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, April 5, 2006

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

SB 1705

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 1705**—An act to add Section 25216.8 to the Public Resources 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 Transportation and Housing**

Date of Hearing, April 4, 2006

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

SB 1282



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.

Date of Hearing, April 4, 2006

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

SB 1505

SB 1675

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

LOWENTHAL, Chair

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

Date of Hearing, April 4, 2006

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

SCR 68

SCR 72

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

LOWENTHAL, Chair

Above measures re-referred to the Committee on Appropriations.

**Committee on Local Government**

Date of Hearing, April 5, 2006

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

SB 1801

Reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

KEHOE, Chair

Above measure ordered to second reading.

Date of Hearing, April 5, 2006

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

AB 117

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

KEHOE, Chair

Above measure re-referred to the Committee on Appropriations.



**Committee on Public Employment and Retirement**

Senate Chamber, April 5, 2006

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

SB 1218

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

SOTO, Chair

**Second Reading of Bills—Author's Amendments****Senate Bill 1218**—An act relating to state employees.

Bill read second time.

**Request to Add Urgency Section**

To the Committee on Rules: I request permission to add an urgency section to SB 1218 pursuant to Joint Rule 58.

SENATOR CEDILLO

**Permission of Rules Committee**

Senate Chamber, April 5, 2006

The Committee on Rules grants permission to offer amendments which would add an urgency section to SB 1218.

PERATA, Chair

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

Date of Hearing, April 5, 2006

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

AB 146

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

SOTO, Chair

Above measure re-referred to the Committee on Appropriations.

**Committee on Public Safety**

Senate Chamber, April 5, 2006

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

SB 1484

SB 1545

SB 1749

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 1484**—An act to amend Sections 3003.5 and 3004 of the Penal Code, relating to parole.

Bill read second time.



**Senate Bill 1545**—An act to amend Sections 12025 and 12031 of the Penal Code, relating to firearms.

Bill read second time.

**Senate Bill 1749**—An act to add Section 640c to the Penal Code, relating to transit.

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 5, 2006

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

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 1416**—An act to add Sections 43013.6 and 43013.7 to the Health and Safety Code, relating to gasoline.

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 5, 2006

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

SB 1303

SB 1358

SB 1575

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

SCOTT, Chair

Above measures re-referred to the Committee on Appropriations.

#### **Committee on Judiciary**

Senate Chamber, April 5, 2006

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

SB 1116

SB 1364

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 1116**—An act to amend Sections 2352 and 2540 of the Probate Code, relating to conservatorships.

Bill read second time.



**Senate Bill 1364**—An act to add Section 351.5 to the Family Code, relating to marriage licenses.

Bill read second time.

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

**Committee on Education**

Date of Hearing, April 5, 2006

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

SB 1327

Reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

SCOTT, Chair

Above measure ordered to second reading.

Date of Hearing, April 5, 2006

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

SB 1385

Reports the same back with the recommendation: Do pass.

SCOTT, Chair

Above bill ordered to second reading.

Date of Hearing, April 5, 2006

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

SB 1185

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

SCOTT, Chair

Above measure ordered to second reading.

Date of Hearing, March 29, 2006

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

SB 1290

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

SCOTT, Chair

Above measure ordered to second reading.

**Committee on Health**

Senate Chamber, April 5, 2006

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

SB 1277

SB 1403

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 1277**—An act to amend Section 1371.4 of the Health and Safety Code, relating to health care.

Bill read second time.

**Senate Bill 1403**—An act to amend Section 14132.88 of 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 Transportation and Housing**

Date of Hearing, April 4, 2006

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

SB 1560

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

LOWENTHAL, Chair

Above measure ordered to second reading.

**INTRODUCTION AND FIRST READING OF SENATE MEASURES**

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

**Senate Resolution 28:** By Senator Romero—Relative to Innocence Project.

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

**Senate Bill 1342**—An act to amend Section 4590 of the Public Resources Code, relating to forest resources.

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

**Senate Bill 1339**—An act relating to emergency medical services.

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 Appropriations.

**Senate Bill 1240**—An act relating to SAFE teams, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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 1714**—An act to amend Section 629.50 of the Penal Code, relating to interception of communications.

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.

#### **MOTION TO TAKE MEASURE FROM THE INACTIVE FILE**

On motion of Senator Poochigian, and without objection, **AB 937** was taken from the inactive file and placed on the second reading file.

#### **MEASURE WITHDRAWN AND RE-REFERRED TO COMMITTEE**

Without objection, **SB 1393** was withdrawn from the Committee on Public Safety and re-referred to the Committee on Rules.

#### **SENATE COMMITTEE ROLL CALLS**

##### **Committee on Agriculture**

**SJR 16**—Be adopted

AYES (1)—Senator Kuehl.

NOES (3)—Senators Denham, Ducheny, and Maldonado.

Failed adoption

Date of Hearing: 4/4/2006

Denham (Chair)

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

**SB 1232**—Do pass and re-refer to Committee on Appropriations

AYES (4)—Senators Aanestad, Figueroa, Florez, and Simitian.

NOES (0)—None.

**SB 1285**—Do pass as amended and re-refer to Committee on Appropriations

AYES (4)—Senators Aanestad, Figueroa, Florez, and Simitian.

NOES (0)—None.

**SB 1578**—Do pass and re-refer to Committee on Appropriations

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

NOES (1)—Senator Aanestad.

**AB 790**—Do pass and re-refer to Committee on Appropriations

AYES (4)—Senators Aanestad, Figueroa, Florez, and Simitian.

NOES (0)—None.

**AB 861**—Do pass as amended and re-refer to Committee on Appropriations

AYES (4)—Senators Aanestad, Figueroa, Florez, and Simitian.

NOES (0)—None.

Date of Hearing: 4/3/2006

Figueroa (Chair)



**Committee on Education****SB 1185**—Do pass as amended

AYES (6)—Senators Denham, Lowenthal, Maldonado, Scott, Simitian, and Soto.

NOES (0)—None.

**SB 1303**—Do pass and re-refer to Committee on Appropriations

AYES (8)—Senators Denham, Lowenthal, Maldonado, Romero, Scott, Simitian, Soto, and Torlakson.

NOES (0)—None.

**SB 1327**—Do pass, to Consent Calendar

AYES (8)—Senators Denham, Lowenthal, Maldonado, Romero, Scott, Simitian, Soto, and Torlakson.

NOES (0)—None.

**SB 1358**—Do pass and re-refer to Committee on Appropriations

AYES (8)—Senators Denham, Lowenthal, Maldonado, Romero, Scott, Simitian, Soto, and Torlakson.

NOES (0)—None.

**SB 1367**—Do pass as amended and re-refer to Committee on Appropriations, with the recommendation: To Consent Calendar

AYES (8)—Senators Denham, Lowenthal, Maldonado, Romero, Scott, Simitian, Soto, and Torlakson.

NOES (0)—None.

**SB 1385**—Do pass

AYES (8)—Senators Denham, Lowenthal, Maldonado, Romero, Scott, Simitian, Soto, and Torlakson.

NOES (0)—None.

**SB 1415**—Do pass as amended and re-refer to Committee on Appropriations, with the recommendation: To Consent Calendar

AYES (8)—Senators Denham, Lowenthal, Maldonado, Romero, Scott, Simitian, Soto, and Torlakson.

NOES (0)—None.

**SB 1575**—Do pass and re-refer to Committee on Appropriations

AYES (8)—Senators Denham, Lowenthal, Maldonado, Romero, Scott, Simitian, Soto, and Torlakson.

NOES (0)—None.

Date of Hearing: 4/5/2006

Scott (Chair)

**Committee on Energy, Utilities and Communications****SB 1250**—Do pass as amended and re-refer to Committee on Appropriations

AYES (7)—Senators Alarcón, Cox, Dunn, Escutia, Kehoe, Murray, and Simitian.

NOES (0)—None.



**SB 1368**—Do pass as amended and re-refer to Committee on Environmental Quality

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

NOES (1)—Senator Cox.

**SB 1506**—Do pass and re-refer to Committee on Appropriations

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

NOES (1)—Senator Murray.

**SB 1539**—Do pass as amended and re-refer to Committee on Appropriations

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

NOES (1)—Senator Cox.

**SB 1630**—Do pass as amended and re-refer to Committee on Appropriations

AYES (6)—Senators Alarcón, Battin, Cox, Dunn, Escutia, and Simitian.

NOES (0)—None.

**SB 1669**—Do pass and re-refer to Committee on Judiciary

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

NOES (2)—Senators Battin and Cox.

**SB 1753**—Do pass and re-refer to Committee on Appropriations

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

NOES (2)—Senators Battin and Cox.

**SB 1788**—Do pass and re-refer to Committee on Appropriations

AYES (7)—Senators Alarcón, Cox, Dunn, Escutia, Kehoe, Murray, and Simitian.

NOES (0)—None.

**SB 1794**—Do pass as amended and re-refer to Committee on Appropriations

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

NOES (2)—Senators Battin and Cox.

**SB 1816**—Do pass as amended and re-refer to Committee on Appropriations

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

NOES (2)—Senators Battin and Cox.

**SB 1833**—Do pass as amended and re-refer to Committee on Appropriations

AYES (7)—Senators Alarcón, Cox, Dunn, Escutia, Kehoe, Murray, and Simitian.

NOES (0)—None.

Date of Hearing: 4/4/2006

Escutia (Chair)



**Committee on Environmental Quality**

**SB 1294**—Do pass and re-refer to Committee on Appropriations, with the recommendation: To Consent Calendar

AYES (7)—Senators Chesbro, Cox, Escutia, Kuehl, Lowenthal, Runner, and Simitian.

NOES (0)—None.

**SB 1345**—Do pass and re-refer to Committee on Appropriations

AYES (7)—Senators Chesbro, Cox, Escutia, Kuehl, Lowenthal, Runner, and Simitian.

NOES (0)—None.

**SB 1395**—Do pass and re-refer to Committee on Appropriations

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

NOES (1)—Senator Cox.

**SB 1458**—Do pass as amended and re-refer to Committee on Judiciary

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

NOES (2)—Senators Cox and Runner.

**SB 1515**—Do pass as amended and re-refer to Committee on Appropriations

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

NOES (2)—Senators Cox and Runner.

**SB 1601**—Do pass and re-refer to Committee on Appropriations

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

NOES (2)—Senators Cox and Runner.

**SB 1835**—Do pass as amended

AYES (7)—Senators Chesbro, Cox, Escutia, Kuehl, Lowenthal, Runner, and Simitian.

NOES (0)—None.

Date of Hearing: 4/3/2006

Simitian (Chair)

**Committee on Governmental Organization**

**SB 1226**—Do pass and re-refer to Committee on Appropriations

AYES (7)—Senators Battin, Chesbro, Denham, Florez, Margett, Romero, and Soto.

NOES (1)—Senator McClintock.

**SB 1451**—Do pass and re-refer to Committee on Appropriations

AYES (7)—Senators Battin, Chesbro, Denham, Florez, Margett, Romero, and Soto.

NOES (1)—Senator McClintock.

**SB 1452**—Do pass as amended and re-refer to Committee on Judiciary

AYES (8)—Senators Battin, Chesbro, Denham, Florez, Margett, McClintock, Romero, and Soto.

NOES (0)—None.



**SJR 29—Be adopted**

AYES (7)—Senators Battin, Chesbro, Denham, Florez, Margett, Romero, and Soto.

NOES (0)—None.

Date of Hearing: 4/4/2006

Florez (Chair)

**Committee on Judiciary**

**SB 1197**—Do pass as amended and re-refer to Committee on Appropriations, with the recommendation: To Consent Calendar

AYES (4)—Senators Ackerman, Dunn, Escutia, and Kuehl.

NOES (0)—None.

**SB 1205**—Do pass as amended and re-refer to Committee on Rules

AYES (3)—Senators Dunn, Escutia, and Kuehl.

NOES (1)—Senator Ackerman.

**SB 1206**—Do pass as amended and re-refer to Committee on Appropriations

AYES (3)—Senators Dunn, Escutia, and Kuehl.

NOES (1)—Senator Ackerman.

**SB 1281**—Do pass as amended and re-refer to Committee on Appropriations

AYES (3)—Senators Dunn, Escutia, and Kuehl.

NOES (1)—Senator Ackerman.

**SB 1307**—Do pass as amended, to Consent Calendar

AYES (4)—Senators Ackerman, Dunn, Escutia, and Kuehl.

NOES (0)—None.

**SB 1437**—Do pass

AYES (3)—Senators Dunn, Escutia, and Kuehl.

NOES (1)—Senator Ackerman.

**SB 1489**—Do pass

AYES (3)—Senators Dunn, Escutia, and Kuehl.

NOES (1)—Senator Ackerman.

**SB 1491**—Do pass as amended

AYES (4)—Senators Ackerman, Dunn, Escutia, and Kuehl.

NOES (0)—None.

**SB 1568**—Do pass and re-refer to Committee on Appropriations

AYES (3)—Senators Dunn, Escutia, and Kuehl.

NOES (1)—Senator Ackerman.

**SB 1666**—Do pass

AYES (4)—Senators Ackerman, Dunn, Escutia, and Kuehl.

NOES (0)—None.



**SB 1667**—Do pass and re-refer to Committee on Appropriations, with the recommendation: To Consent Calendar

AYES (4)—Senators Ackerman, Dunn, Escutia, and Kuehl.

NOES (0)—None.

Date of Hearing: 4/4/2006

Dunn (Chair)

**Committee on Local Government**

**SB 1286**—Do pass as amended and re-refer to Committee on Environmental Quality

AYES (5)—Senators Ackerman, Cox, Kehoe, Machado, and Torlakson.

NOES (0)—None.

**SB 1359**—Do pass as amended and re-refer to Committee on Appropriations

AYES (5)—Senators Ackerman, Cox, Kehoe, Machado, and Torlakson.

NOES (0)—None.

**SB 1431**—Do pass as amended and re-refer to Committee on Appropriations

AYES (5)—Senators Ackerman, Cox, Kehoe, Machado, and Torlakson.

NOES (0)—None.

**SB 1509**—Do pass as amended and re-refer to Committee on Appropriations

AYES (4)—Senators Cox, Kehoe, Machado, and Torlakson.

NOES (1)—Senator Ackerman.

**SB 1523**—Do pass as amended and re-refer to Committee on Business, Professions and Economic Development

AYES (3)—Senators Kehoe, Machado, and Torlakson.

NOES (2)—Senators Ackerman and Cox.

**SB 1627**—Do pass as amended and re-refer to Committee on Environmental Quality

AYES (4)—Senators Cox, Kehoe, Machado, and Torlakson.

NOES (1)—Senator Ackerman.

**SB 1754**—Do pass as amended and re-refer to Committee on Transportation and Housing

AYES (3)—Senators Kehoe, Machado, and Torlakson.

NOES (2)—Senators Ackerman and Cox.

**SB 1801**—Do pass, to Consent Calendar

AYES (5)—Senators Ackerman, Cox, Kehoe, Machado, and Torlakson.

NOES (0)—None.

**SB 1842**—Do pass as amended

AYES (4)—Senators Cox, Kehoe, Machado, and Torlakson.

NOES (1)—Senator Ackerman.



**AB 117**—Do pass and re-refer to Committee on Appropriations

AYES (5)—Senators Ackerman, Cox, Kehoe, Machado, and Torlakson.

NOES (0)—None.

Date of Hearing: 4/5/2006

Kehoe (Chair)

**Committee on Natural Resources and Water****SB 1342**—Do pass

AYES (5)—Senators Kehoe, Kuehl, Lowenthal, Machado, and Migden.

NOES (2)—Senators Aanestad and Margett.

**SB 1343**—Do pass as amended and re-refer to Committee on Appropriations

AYES (5)—Senators Kehoe, Kuehl, Lowenthal, Machado, and Migden.

NOES (2)—Senators Aanestad and Margett.

**SB 1425**—Do pass and re-refer to Committee on Appropriations

AYES (7)—Senators Aanestad, Kehoe, Kuehl, Lowenthal, Machado, Margett, and Migden.

NOES (0)—None.

**SB 1617**—Do pass and re-refer to Committee on Appropriations

AYES (2)—Senators Aanestad and Margett.

NOES (5)—Senators Kehoe, Kuehl, Lowenthal, Machado, and Migden.

Failed passage

**SB 1617**—Reconsideration granted

AYES (7)—Senators Aanestad, Kehoe, Kuehl, Lowenthal, Machado, Margett, and Migden.

NOES (0)—None.

**SB 1701**—Do pass and re-refer to Committee on Appropriations

AYES (6)—Senators Kehoe, Kuehl, Lowenthal, Machado, Margett, and Migden.

NOES (1)—Senator Aanestad.

**SB 1799**—Do pass and re-refer to Committee on Appropriations

AYES (5)—Senators Kehoe, Kuehl, Lowenthal, Machado, and Migden.

NOES (2)—Senators Aanestad and Margett.

Date of Hearing: 4/4/2006

Kuehl (Chair)

**Committee on Public Employment and Retirement****AB 146**—Do pass and re-refer to Committee on Appropriations

AYES (4)—Senators Alarcón, Ashburn, Dunn, and Soto.

NOES (0)—None.

Date of Hearing: 4/5/2006

Soto (Chair)

**Committee on Public Safety****SB 1119**—Do pass and re-refer to Committee on Appropriations

AYES (4)—Senators Cedillo, Migden, Perata, and Romero.

NOES (2)—Senators Margett and Poochigian.



**SB 1222**—Do pass as amended and re-refer to Committee on Appropriations

AYES (5)—Senators Cedillo, Migden, Perata, Poochigian, and Romero.

NOES (0)—None.

**SB 1336**—Do pass and re-refer to Committee on Appropriations

AYES (1)—Senator Cedillo.

NOES (1)—Senator Romero.

Failed passage

**SB 1336**—Reconsideration granted

AYES (5)—Senators Cedillo, Margett, Migden, Poochigian, and Romero.

NOES (0)—None.

**SB 1402**—Do pass as amended

AYES (6)—Senators Cedillo, Margett, Migden, Perata, Poochigian, and Romero.

NOES (0)—None.

**SB 1454**—Do pass as amended and re-refer to Committee on Judiciary

AYES (6)—Senators Cedillo, Margett, Migden, Perata, Poochigian, and Romero.

NOES (0)—None.

**SB 1538**—Do pass as amended and re-refer to Committee on Appropriations

AYES (5)—Senators Cedillo, Margett, Migden, Perata, and Poochigian.

NOES (0)—None.

**SB 1642**—Do pass and re-refer to Committee on Appropriations

AYES (4)—Senators Cedillo, Migden, Perata, and Romero.

NOES (1)—Senator Poochigian.

**SB 1756**—Do pass and re-refer to Committee on Appropriations

AYES (6)—Senators Cedillo, Margett, Migden, Perata, Poochigian, and Romero.

NOES (0)—None.

**SB 1767**—Do pass and re-refer to Committee on Appropriations

AYES (2)—Senators Margett and Poochigian.

NOES (4)—Senators Cedillo, Migden, Perata, and Romero.

Failed passage

**SB 1767**—Reconsideration granted

AYES (6)—Senators Cedillo, Margett, Migden, Perata, Poochigian, and Romero.

NOES (0)—None.

Date of Hearing: 4/4/2006

Migden (Chair)



**Committee on Transportation and Housing**

**SB 1227**—Do pass as amended and re-refer to Committee on Rules

AYES (10)—Senators Cedillo, Ducheny, Dutton, Kehoe, Lowenthal, Margett, Runner, Simitian, Soto, and Torlakson.

NOES (2)—Senators Ashburn and McClintock.

**SB 1246**—Do pass and re-refer to Committee on Appropriations

AYES (2)—Senators Dutton and McClintock.

NOES (10)—Senators Ashburn, Ducheny, Kehoe, Lowenthal, Machado, Margett, Runner, Simitian, Soto, and Torlakson.

Failed passage

**SB 1282**—Do pass and re-refer to Committee on Appropriations

AYES (13)—Senators Ashburn, Cedillo, Ducheny, Dutton, Kehoe, Lowenthal, Machado, Margett, McClintock, Runner, Simitian, Soto, and Torlakson.

NOES (0)—None.

**SB 1505**—Do pass and re-refer to Committee on Environmental Quality

AYES (7)—Senators Cedillo, Ducheny, Kehoe, Lowenthal, Simitian, Soto, and Torlakson.

NOES (5)—Senators Ashburn, Dutton, Margett, McClintock, and Runner.

**SB 1560**—Do pass as amended and re-refer to Committee on Judiciary, with the recommendation: To Consent Calendar

AYES (13)—Senators Ashburn, Cedillo, Ducheny, Dutton, Kehoe, Lowenthal, Machado, Margett, McClintock, Runner, Simitian, Soto, and Torlakson.

NOES (0)—None.

**SB 1675**—Do pass and re-refer to Committee on Environmental Quality

AYES (7)—Senators Cedillo, Ducheny, Kehoe, Lowenthal, Simitian, Soto, and Torlakson.

NOES (5)—Senators Ashburn, Dutton, Margett, McClintock, and Runner.

**SB 1812**—Do pass as amended and re-refer to Committee on Judiciary

AYES (10)—Senators Ashburn, Ducheny, Dutton, Kehoe, Lowenthal, Margett, McClintock, Runner, Soto, and Torlakson.

NOES (0)—None.

**SCR 68**—Be adopted and re-refer to Committee on Appropriations, with the recommendation: To Consent Calendar

AYES (13)—Senators Ashburn, Cedillo, Ducheny, Dutton, Kehoe, Lowenthal, Machado, Margett, McClintock, Runner, Simitian, Soto, and Torlakson.

NOES (0)—None.

**SCR 72**—Be adopted and re-refer to Committee on Appropriations, with the recommendation: To Consent Calendar

AYES (13)—Senators Ashburn, Cedillo, Ducheny, Dutton, Kehoe, Lowenthal, Machado, Margett, McClintock, Runner, Simitian, Soto, and Torlakson.

NOES (0)—None.

Date of Hearing: 4/4/2006

Lowenthal (Chair)



**LEAVES OF ABSENCE FOR THE DAY**

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

**REQUEST TO ADJOURN IN MEMORIAM**

Senator Aanestad requested that when the Senate adjourns this day it do so in memory of Captain Heidi Palmer, Beale Air Force Base.

Senator Florez requested that when the Senate adjourns this day it do so in memory of Leslie Renee Hatcher of Coalinga.

**ADJOURNMENT**

At 3:30 p.m., the Senate adjourned pursuant to the Senators' requests until 9 a.m., Thursday, April 6, 2006.

PAULA K. ROSSETTO, Minute Clerk

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