

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

SENATE DAILY JOURNAL

ONE HUNDRED EIGHTIETH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Tuesday, April 18, 2006

The Senate met at 9 a.m.
Hon. Gilbert Cedillo, of the 22nd 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, Alquist, Ashburn, Battin, Bowen, Cedillo, Chesbro, Cox, Ducheny, Dunn, Dutton, Figueroa, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Morrow, Murray, Ortiz, Perata, Poochigian, Runner, Scott, Simitian, Soto, and Torlakson—31.

Quorum present.

(NOTE: Senators Aanestad, Alarcón, Denham, Escutia, Florez, Romero, and Speier will be excused this day on legislative business and Senator Vincent will be excused this day due to a family illness.)

MESSAGES FROM THE GOVERNOR

Governor's Office, State Capitol
April 17, 2006

To the Members of the Senate:

I am signing Senate Bill 699 to protect California's federal funding for vital HIV and AIDS services and to strengthen confidentiality protections of HIV and AIDS patient information. SB 699 implements a name-based HIV reporting system, which will conform California's reporting system to that of 40 other states and aligns it with current reporting systems for AIDS and other diseases in the state. SB 699 reflects collaborative efforts by my Administration, the Legislature, and stakeholders to help ensure



Californians with HIV and AIDS have access to care, assure confidentiality and maintain access to anonymous HIV testing.

The signing of SB 699 and the prompt implementation of a name-based HIV reporting system will better position California against a potential loss of up to \$50 million in federal funding for HIV prevention efforts and critical health care services for Californians living with HIV or AIDS. I am directing the Department of Health Services to prioritize the implementation of SB 699 and to work with local health departments and providers to implement name-based HIV reporting expeditiously. We will continue to work in partnership with the Legislature and stakeholders as well as California's Congressional delegation to urge a transition period for converting to name-based reporting to ensure California receives its fair share of Ryan White CARE Act funding.

Maximizing federal Ryan White CARE Act funding is a high priority for my Administration, as it is critical to maintaining needed services, including access to life saving medications more than 25,000 Californians living with HIV or AIDS.

Sincerely,

ARNOLD SCHWARZENEGGER, Governor

MESSAGES FROM THE ASSEMBLY

Assembly Chamber, April 17, 2006

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

SCR 67

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.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Senate Chamber, April 18, 2006

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

SB 1569

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 1569—An act to amend Section 18937 of the Welfare and Institutions Code, relating to human services.

Bill read second time.

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



Committee on Health

Senate Chamber, April 18, 2006

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

SB 1622

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 1622—An act to add Section 12693.335 to the Insurance Code, and to add Article 7.5 (commencing with Section 1120) to Chapter 4 of Part 1 of Division 1 of the Unemployment Insurance Code, relating to health insurance.

Bill read second time.

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

Committee on Government Modernization, Efficiency, and Accountability

Senate Chamber, April 18, 2006

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

AB 402

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 402—An act to amend Section 8709 of the Government Code, relating to borders.

Bill read second time.

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

Committee on Rules

Senate Chamber, April 18, 2006

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

SB 1510

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 1510—An act to amend Section 33126.1 of the Education Code, relating to school accountability.

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

Date of Hearing, April 17, 2006

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

SB 1438 SB 1473 SB 1698 SB 1737

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

FIGUEROA, Chair

Above measures re-referred to the Committee on Appropriations.

Committee on Environmental Quality

Senate Chamber, April 18, 2006

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

SB 1377

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 1377—An act to add Section 39600.5 to the Health and Safety Code, relating to air resources.

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 17, 2006

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

SB 1379

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

SIMITIAN, Chair

Above measure re-referred to the Committee on Appropriations.



Committee on Energy, Utilities and Communications

Senate Chamber, April 18, 2006

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

AB 677

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

Assembly Bill 677—An act to add Section 454.55 to the Public Utilities Code, relating to public utilities.

Bill read second time.

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

Committee on Judiciary

Senate Chamber, April 18, 2006

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

SB 1724

SB 1744

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 1724—An act to amend Sections 905.6 and 13332.09 of the Government Code, and to amend Section 10295.1 of, and to add Section 10708.5 to, the Public Contract Code, relating to the California State University.

Bill read second time.

Senate Bill 1744—An act to amend Sections 1785.11.2, 1798.29, and 1798.82 of the Civil Code, relating to information privacy.

Bill read second time.

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

Senate Chamber, April 18, 2006

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

SB 1325

SB 1364

SB 1832

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 1325—An act to amend Sections 7630 and 8815 of the Family Code, relating to adoption.

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.

Senate Bill 1832—An act to amend Sections 6252 and 6253 of, and to add Section 6253.3 to, the Government Code, relating to public records.

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

Senate Chamber, April 18, 2006

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

SB 1553

SB 1608

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 1553—An act to amend Sections 660 and 9250 of the Vehicle Code, relating to vehicles.

Bill read second time.

Senate Bill 1608—An act to add Section 99166 to the Public Utilities Code, relating to transportation.

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, April 18, 2006

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

SB 1668

SB 1757

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 1668—An act to amend Section 11174.32 of the Penal Code, relating to child death investigations.

Bill read second time.



Senate Bill 1757—An act to amend Section 830.3 of the Penal Code, relating to Fair Political Practices Commission investigators.

Bill read second time.

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

Committee on Business, Professions and Economic Development

Date of Hearing, April 17, 2006

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

SB 1638

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

FIGUEROA, Chair

Above measure re-referred to the Committee on Health.

Senate Chamber, April 18, 2006

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

SB 1474

SB 1472

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 1474—An act to amend Section 7303 of the Business and Professions Code, relating to barbering and cosmetology.

Bill read second time.

Senate Bill 1472—An act to amend Sections 101, 205, 1621, 1670.1, 1680, 1721, 1725, 1741, 1770, 1771, 4999.2, and 4999.7 of, to add Article 9 (commencing with Section 1900) to Chapter 4 of Division 2 of, and to repeal Sections 1760, 1760.5, 1761, 1762, 1763, 1764, 1765, 1766, 1768, 1769, 1772, 1774, and 1775 of, the Business and Professions Code, to amend Section 44876 of the Education Code, to amend Sections 1348.8 and 128160 of the Health and Safety Code, and to amend Section 14132 of the Welfare and Institutions Code, relating to healing arts, 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.

Date of Hearing, April 17, 2006

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

SB 1436



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

FIGUEROA, Chair

Above measure ordered to second reading.

Committee on Natural Resources and Water

Senate Chamber, April 18, 2006

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

SB 1795

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 1795—An act to amend Section 1242 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 Governmental Organization

Senate Chamber, April 18, 2006

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

SB 1464

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 1464—An act to amend Section 19481 of the Business and Professions Code, relating to horse racing.

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

Date of Hearing, April 18, 2006

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

SB 1390

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

MIGDEN, Chair

Above measure re-referred to the Committee on Appropriations.



Date of Hearing, April 18, 2006

Mr. President: The Committee on Public Safety, to which was referred:
SB 1806

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

MIGDEN, Chair

Above measure re-referred to the Committee on Rules.

Committee on Environmental Quality

Senate Chamber, April 18, 2006

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

SB 1797

AB 32

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 1797—An act to add Section 25143.6.1 to the Health and Safety Code, and to repeal and add Section 42171 of the Public Resources Code, relating to hazardous waste.

Bill read second time.

Assembly Bill 32—An act to amend Sections 42801 and 42823 of, and to add Chapter 6.5 (commencing with Section 42875) to Part 4 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 measures ordered printed and re-referred to the committee.

Committee on Education

Senate Chamber, April 18, 2006

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

SB 1264

SB 1304

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 1264—An act to amend Section 69434, 69435.3, 69436, 69437, and 69437.3 of the Education Code, relating to student financial aid.

Bill read second time.

Senate Bill 1304—An act to amend Section 81162 of, to add Sections 81005, 81050.3, and 81050.5 to, to add the heading of Article 7.5



(commencing with Section 81149) to Chapter 1 of Part 49 of, to repeal Sections 81051, 81130, 81130.3, 81130.5, 81130.6, 81133, 81133.5, 81134, 81135, 81136, 81138, 81141, 81142, 81143, 81144, 81146, and 81147 of, and to repeal the heading of Article 7 (commencing with Section 81130) of Chapter 1 of Part 49 of, the Education Code, relating to community colleges, 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 Judiciary

Senate Chamber, April 18, 2006

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

SB 1272

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 1272—An act to amend Section 4800 of the Probate Code, relating to advance health care directives.

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 18, 2006

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

SB 1128

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

MURRAY, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 1128—An act to amend Section 68152 of the Government Code, to amend Sections 209, 220, 269, 288.5, 290, 290.3, 290.46, 311, 311.1, 311.2, 311.3, 311.4, 311.5, 311.7, 311.8, 311.10, 311.11, 312.1, 626.8, 647.6, 667.1, 667.5, 667.51, 667.6, 667.61, 667.71, 800, 1170.125, 1192.7, 1202.8, 1203, 1203c, 1203.06, 1203.065, 1203.075, 3000, 3005, 12022.75, 13887, and 13887.1 of, to add Sections 288.3, 288.7, 290.03, 290.04, 290.05, 290.06, 290.07, 290.08, 290.09, 311.12, 311.13, 626.83, 13015, and 13105 to, to add a heading to Chapter 5.5 (commencing with Section 290) to Title 9 of Part 2 of, and to add Chapter 1.5 (commencing with Section 5040) to Title 7 of Part 3 of, and to repeal Section 311.9 of,

the Penal Code, and to amend Sections 6600, 6601, 6604, 6604.1, and 6605 of, and to repeal Section 6608 of, the Welfare and Institutions Code, relating to sex offenders, 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 Rules

Senate Chamber, April 18, 2006

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

SB 1770

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 1770—An act relating to the California State Lottery.

Bill read second time.

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

Committee on Judiciary

Senate Chamber, April 18, 2006

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

SB 1712

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 1712—An act to add Section 16124 to the Welfare and Institutions Code, relating to adoption, 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 Revenue and Taxation

Senate Chamber, April 18, 2006

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

SB 1633

SCA 28



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 1633—An act to amend Section 70 of, and to repeal Section 74.5 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time.

Senate Constitutional Amendment 28—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 2 of Article XIII A thereof, relating to taxation.

Resolution read second time.

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:

Senate Concurrent Resolution 113: By Senators Romero, Cedillo, and Soto (Principal coauthor: Assembly Member Coto) (Coauthor: Senator Figueroa) (Coauthors: Assembly Members Bermudez, Calderon, Oropeza, Saldana, and Torrico)—Relative to The Great American Boycott 2006.

Senate Concurrent Resolution 114: By Senator Chesbro—Relative to the Mignon "Minnie" Stoddard Lilley Memorial Bridge.

Senate Joint Resolution 31: By Senator Lowenthal—Relative to clean ports.

CONSIDERATION OF DAILY FILE

SECOND READING OF SENATE BILLS

Senate Bill 1555—An act to add Article 4 (commencing with Section 123370) to Chapter 1 of Part 2 of Division 106 of the Health and Safety Code, relating to cord blood banking.

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 Judiciary.

Senate Bill 1842—An act relating to local government.

Bill read second time.

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



Senate Bill 1699—An act to amend Section 1747.09 of the Civil Code, and to add Section 4110 to the Financial Code, relating to financial transactions.

Bill read second time.

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

Senate Bill 1206—An act to amend Sections 33030, 33031, 33320.1, 33378, 33445, 33485, 33486, 33500, and 33501 of, and to add Sections 33501.1, 33501.2, 33501.3, 33501.7, and 33601.5 to, the Health and Safety Code, relating to redevelopment.

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 1281—An act to add Section 10295.7 to the Public Contract Code, relating to contracts.

Bill read second time.

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

Senate Bill 1491—An act to add Title 1.807 (commencing with Section 1798.79.8) to Part 4 of Division 3 of the Civil Code, relating to domestic violence.

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 1343—An act to add Section 12749.96 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 1367—An act to amend Section 42285 of, and to repeal Section 42285.2 of, the Education Code, relating to schools.

Bill read second time.

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



Senate Bill 1197—An act to amend Section 215 of the Probate Code, relating to decedents.

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 1307—An act to amend Section 56.13 of the Civil Code, to amend Section 123105 of the Health and Safety Code, and to amend Sections 4683 and 4690 of the Probate Code, relating to medical information.

Bill read second time.

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

Senate Bill 1207—An act to amend Section 708 of, and to add Section 708.5 to, the Corporations Code, relating to corporations.

Bill read second time.

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

Senate Bill 1538—An act to amend Section 12076 of the Penal Code, relating to firearms.

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 1492—An act to add Section 758.6 to the Insurance Code, relating to automotive repair.

Bill read second time.

The amendments proposed by the Committee on Banking, Finance and Insurance were read and adopted and the measure ordered printed, and re-referred to the Committee on Rules.

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

Bill read second time.

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



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 proposed by the Committee on Local Government were read and adopted and the measure ordered printed, and re-referred to the Committee on Environmental Quality.

Senate Bill 1523—An act to add Section 65957.3 to the Government Code, relating to land use.

Bill read second time.

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

Senate Bill 1422—An act to amend Section 12838.1 of the Government Code, to amend Sections 121349.2 and 121349.3 of the Health and Safety Code, to amend Sections 19.8, 148.5, 538e, 667.7, 11106, 11166.01, 12001, and 12553, and to repeal Section 666.7 of the Penal Code, to amend Section 18631.7 of the Revenue and Taxation Code, and to amend Sections 241.1, 827, and 3150 of the Welfare and Institutions Code, relating to public safety.

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 1604—An act to repeal Section 53068 of the Government Code, and to amend Sections 3400, 4104.5, 7105, and 7106 of, and to add Section 7111 to, the Public Contract Code, relating to public contracts.

Bill read second time.

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

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 proposed by the Committee on Government Modernization, Efficiency, and Accountability were read and adopted and the measure ordered printed, and re-referred to the Committee on Appropriations.



Senate Bill 1704—An act to amend Sections 127660, 127662, 127664, and 127665 of the Health and Safety Code, relating to public health.

Bill read second time.

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

Senate Bill 1452—An act to amend Sections 1236, 1237, and 8546.5 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 proposed by the Committee on Governmental Organization were read and adopted and the measure ordered printed, and re-referred to the Committee on Judiciary.

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 proposed by the Committee on Local Government were read and adopted and the measure ordered printed, and re-referred to the Committee on Appropriations.

Senate Bill 1835—An act to add Section 44013 to the Public Resources Code, relating to solid waste, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

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

Senate Bill 1454—An act to repeal Sections 32050 and 32051 of the Education Code, and to add Section 245.6 to the Penal Code, relating to hazing.

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 Judiciary.

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

Bill read second time.



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

Senate Bill 1630—An act to add Section 857 to the Public Utilities Code, relating to water corporations, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

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

Senate Bill 1794—An act to amend Section 216 of, and to add Sections 230.1 and 230.2 to, the Public Utilities Code, relating to public utilities.

Bill read second time.

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

Senate Bill 1816—An act to amend Section 890 of, to amend the heading of Chapter 6 (commencing with Section 2781) of Part 2 of Division 1 of, and to add and repeal Section 2789.5 of, the Public Utilities Code, relating to energy, and making an appropriation therefor.

Bill read second time.

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

Senate Bill 1833—An act to repeal Section 390 of the Public Utilities Code, relating to electrical restructuring.

Bill read second time.

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

Senate Bill 1205—An act to amend Sections 39674, 42400, 42400.1, 42400.2, 42400.3.5, 42400.7, 42401, 42402, 42402.1, 42402.2, and 42402.4 of, to add Sections 39604.3 and 42409.5 to, and to repeal Section 42400.4 of the Health and Safety Code, relating to air pollution.

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 Rules.



Senate Bill 1654—An act to amend Section 3009 of the Elections Code, relating to voting.

Bill read second time.

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

Senate Bill 1747—An act to amend Section 15004 of the Elections Code, relating to vote counts.

Bill read second time.

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

Senate Bill 1415—An act to amend Section 17462 of, and to add Section 17462.5 to, the Education Code, relating to school property.

Bill read second time.

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

Senate Bill 1431—An act to amend Sections 20133 and 20175.2 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.

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

Senate Bill 1754—An act to add Division 3 (commencing with Section 64100) to Title 6.7 of the Government Code, relating to housing.

Bill read second time.

The amendments proposed by the Committee on Local Government were read and adopted and the measure ordered printed, and re-referred to the Committee on Transportation and Housing.

Senate Bill 1402—An act to amend Section 262 of the Penal Code, relating to spousal rape.

Bill read second time.

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



Senate Bill 1227—An act to add Section 1463.27 to the Penal Code, and to amend Section 22352 of, to add Section 42012 to, and to repeal Section 22358.4 of, the Vehicle Code, relating to vehicles.

Bill read second time.

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

Senate Bill 1812—An act to add Section 820.1 to the Streets and Highways Code, relating to transportation.

Bill read second time.

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

Senate Bill 1248—An act to amend Section 1599.1 of the Health and Safety Code, relating to long-term health care facilities.

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

SECOND READING OF ASSEMBLY BILLS

Assembly Bill 861—An act to amend Section 7403 of, and to add Sections 7308 and 7396.5 to, the Business and Professions Code, relating to barbering and cosmetology.

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.

Assembly Bill 146—An act to amend Section 19999.3 of, and to add Sections 20037.6, 20677.5, and 20683.1 to, the Government Code, relating to state employees, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to third reading.

JOINT RULE 62(a) SUSPENDED

Without objection, Joint Rule 62(a) was suspended for the purpose of allowing the committee on Banking, Finance and Insurance to meet at 1 p.m. on Wednesday, April 19.

MEASURE WITHDRAWN AND RE-REFERRED TO COMMITTEE

Without objection, **AB 1232** was withdrawn from the Committee on Appropriations and re-referred to the Committee on Rules.



SENATE COMMITTEE ROLL CALLS**Committee on Business, Professions and Economic Development**

SB 1436—Do pass as amended and re-refer to Committee on Appropriations

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

NOES (0)—None.

SB 1438—Do pass and re-refer to Committee on Appropriations

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

NOES (0)—None.

SB 1473—Do pass and re-refer to Committee on Appropriations

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

NOES (0)—None.

SB 1490—Do pass as amended and re-refer to Committee on Judiciary

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

NOES (2)—Senators Aanestad and Morrow.

SB 1513—Do pass as amended and re-refer to Committee on Appropriations

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

NOES (2)—Senators Aanestad and Morrow.

SB 1525—Do pass as amended and re-refer to Committee on Appropriations

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

NOES (2)—Senators Aanestad and Morrow.

SB 1529—Do pass as amended and re-refer to Committee on Appropriations

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

NOES (2)—Senators Aanestad and Morrow.

SB 1550—Do pass as amended and re-refer to Committee on Judiciary

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

NOES (1)—Senator Morrow.

SB 1638—Do pass and re-refer to Committee on Health

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

NOES (1)—Senator Morrow.

SB 1670—Do pass as amended and re-refer to Committee on Appropriations

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

NOES (0)—None.

SB 1698—Do pass and re-refer to Committee on Appropriations

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

NOES (0)—None.



SB 1737—Do pass and re-refer to Committee on Appropriations

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

NOES (1)—Senator Morrow.

Date of Hearing: 4/17/2006

Figueroa (Chair)

Committee on Environmental Quality

SB 1252—Do pass as amended and re-refer to Committee on Appropriations

AYES (4)—Senators Chesbro, Kuehl, Lowenthal, and Simitian.

NOES (2)—Senators Cox and Runner.

SB 1344—Do pass as amended and re-refer to Committee on Appropriations, with the recommendation: To Consent Calendar

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

NOES (0)—None.

SB 1379—Do pass and re-refer to Committee on Appropriations

AYES (4)—Senators Chesbro, Kuehl, Lowenthal, and Simitian.

NOES (2)—Senators Cox and Runner.

SB 1478—Do pass as amended and re-refer to Committee on Appropriations

AYES (4)—Senators Chesbro, Kuehl, Lowenthal, and Simitian.

NOES (2)—Senators Cox and Runner.

SB 1675—Do pass as amended and re-refer to Committee on Appropriations

AYES (4)—Senators Chesbro, Kuehl, Lowenthal, and Simitian.

NOES (2)—Senators Cox and Runner.

SB 1829—Do pass as amended and re-refer to Committee on Appropriations

AYES (4)—Senators Chesbro, Kuehl, Lowenthal, and Simitian.

NOES (2)—Senators Cox and Runner.

Date of Hearing: 4/17/2006

Simitian (Chair)

Committee on Public Safety

SB 1182—Do pass as amended and re-refer to Committee on Appropriations

AYES (4)—Senators Cedillo, Margett, Migden, and Poochigian.

NOES (0)—None.

SB 1297—Do pass and re-refer to Committee on Appropriations

AYES (2)—Senators Margett and Poochigian.

NOES (0)—None.

Failed passage

SB 1297—Reconsideration granted

AYES (4)—Senators Cedillo, Margett, Migden, and Poochigian.

NOES (0)—None.



SB 1346—Do pass as amended

AYES (4)—Senators Cedillo, Margett, Migden, and Poochigian.

NOES (0)—None.

SB 1349—Do pass and re-refer to Committee on Appropriations

AYES (3)—Senators Margett, Migden, and Poochigian.

NOES (0)—None.

Failed passage

SB 1349—Reconsideration granted

AYES (4)—Senators Cedillo, Margett, Migden, and Poochigian.

NOES (0)—None.

SB 1388—Do pass as amended and re-refer to Committee on Appropriations

AYES (4)—Senators Cedillo, Margett, Migden, and Poochigian.

NOES (0)—None.

SB 1389—Do pass and re-refer to Committee on Appropriations

AYES (3)—Senators Margett, Migden, and Poochigian.

NOES (0)—None.

Failed passage

SB 1389—Reconsideration granted

AYES (4)—Senators Cedillo, Margett, Migden, and Poochigian.

NOES (0)—None.

SB 1390—Do pass and re-refer to Committee on Appropriations

AYES (4)—Senators Cedillo, Margett, Migden, and Poochigian.

NOES (0)—None.

SB 1455—Do pass and re-refer to Committee on Appropriations

AYES (2)—Senators Margett and Poochigian.

NOES (2)—Senators Cedillo and Migden.

Failed passage

SB 1455—Reconsideration granted

AYES (4)—Senators Cedillo, Margett, Migden, and Poochigian.

NOES (0)—None.

SB 1484—Do pass and re-refer to Committee on Appropriations

AYES (2)—Senators Margett and Poochigian.

NOES (0)—None.

Failed passage

SB 1484—Reconsideration granted

AYES (4)—Senators Cedillo, Margett, Migden, and Poochigian.

NOES (0)—None.



SB 1495—Do pass and re-refer to Committee on Appropriations

AYES (2)—Senators Margett and Poochigian.

NOES (1)—Senator Migden.

Failed passage

SB 1495—Reconsideration granted

AYES (4)—Senators Cedillo, Margett, Migden, and Poochigian.

NOES (0)—None.

SB 1502—Do pass and re-refer to Committee on Appropriations

AYES (2)—Senators Margett and Poochigian.

NOES (1)—Senator Migden.

Failed passage

SB 1502—Reconsideration granted

AYES (4)—Senators Cedillo, Margett, Migden, and Poochigian.

NOES (0)—None.

SB 1503—Do pass and re-refer to Committee on Appropriations

AYES (2)—Senators Margett and Poochigian.

NOES (0)—None.

Failed passage

SB 1503—Reconsideration granted

AYES (4)—Senators Cedillo, Margett, Migden, and Poochigian.

NOES (0)—None.

SB 1626—Do pass

AYES (2)—Senators Margett and Poochigian.

NOES (0)—None.

Failed passage

SB 1626—Reconsideration granted

AYES (4)—Senators Cedillo, Margett, Migden, and Poochigian.

NOES (0)—None.

SB 1722—Do pass as amended and re-refer to Committee on Appropriations

AYES (4)—Senators Cedillo, Margett, Migden, and Poochigian.

NOES (0)—None.

SB 1761—Do pass as amended and re-refer to Committee on Appropriations

AYES (4)—Senators Cedillo, Margett, Migden, and Poochigian.

NOES (0)—None.

SB 1806—Do pass and re-refer to Committee on Rules

AYES (4)—Senators Cedillo, Margett, Migden, and Poochigian.

NOES (0)—None.

Date of Hearing: 4/18/2006

Migden (Chair)



LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day due to legislative business: Senators Aanestad, Alarcón, Denham, Escutia, Florez, Romero, and Speier.

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

REQUESTS TO ADJOURN IN MEMORIAM

Senator Cox requested that when the Senate adjourns this day it do so in memory of Charles Walter Rosenthal, John Scott McAndrews, and James J. Juarez of Mammoth Lakes, Tammy Texiera of Folsom, and Mark Nielsen of Placerville.

Senator Denham requested that when the Senate adjourns this day it do so in memory of Kim Greer of Salinas.

Senator Dunn requested that when the Senate adjourns this day it do so in memory of Noble Wong.

Senator Florez requested that when the Senate adjourns this day it do so in memory of Eva Murillo of Hanford.

Senator Margett requested that when the Senate adjourns this day it do so in memory of Betty Howard of Walnut and Gene Stuckenschneider of Corona.

Senator Migden requested that when the Senate adjourns this day it do so in memory of Miriam Brim Chown of El Cerrito.

Senator Speier requested that when the Senate adjourns this day it do so in memory of Alphonse A. Seubert of Belmont.

ADJOURNMENT

At 3:30 p.m., the Senate adjourned pursuant to the Senators' requests until 9 a.m., Wednesday, April 19, 2006.

PAULA K. ROSSETTO, Minute Clerk

