

CALIFORNIA LEGISLATURE  
2005–06 REGULAR SESSION

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# SENATE DAILY JOURNAL

ONE HUNDRED EIGHTY-SIXTH LEGISLATIVE DAY

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**IN SENATE**

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Senate Chamber, Sacramento  
Thursday, April 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.

**QUORUM CALL OF THE SENATE**

Without objection, a quorum call was placed upon the Senate.  
The President directed the Sergeant at Arms to close the doors and to bring in the absent Members.

**PROCEEDINGS UNDER QUORUM CALL OF THE SENATE**  
**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, Morrow, Murray, Ortiz, Perata, Poochigian, Romero, Runner, Scott, Simitian, Soto, Speier, Torlakson, and Vincent—39.

Quorum present.



**PRAYER**

Upon invitation of the President, the following prayer was offered by His Eminence Archbishop Moushegh Mardirossian, Western Prelacy of the Armenian Apostolic Church of America:

Here, in this Hall, sits the Senate of our Beautiful Golden State in meditation, in consultation and in action. We, the people, regard it to be the sacred ground of freedom, equality and justice for all.

Therefore, we come here this morning, with the heart of a pilgrim to ask You to uphold it and guard it as the sanctuary of our dreams and as the stronghold of our hopes for each other.

Many of our finest and bravest have sacrificed their lives to uphold these values.

Today we ask You to remember those who died in the line of duty for democracy, for freedom and for human rights.

We ask You to remember the one and half million martyrs of the Armenian Genocide of 1915 who gave their lives for the love of freedom, for the love of our nation and our faith.

As our community joined the entire Armenian people in solemnly commemorating the 91st anniversary of the first Genocide of the 20th century on April 24, Armenian Memorial Day, today, we join You in offering prayers for the repose of the souls of our Martyrs and pay homage and tribute to their loving memory, as well as to the memory of martyrs of all peace-loving nations, who also fell victim of inhuman acts perpetrated by ruthless leaders.

Lord, we thank our Governor of the Golden State of California, Arnold Schwarzenegger for proclaiming April 24, as California Day of Remembrance of the Armenian Genocide and the period beginning on the Sunday before that day through the following Sunday as days of remembrance in this state.

Bless our Governor, our State Senators and all those elected officials who are staunch supporters for Truth and Justice.

Make our ethnic, religious and cultural diversities pull us together in our common heritage of equality, justice, freedom for all, and in our belief of dignity of our common humanity.

In spite of all challenges and sufferings, in spite of all hardship and sacrifices imposed upon us,

- We have developed enough courage to believe that only freedom sustains democracy.
- We have mastered enough experience to know that only justice heals and
- We have accumulated enough wisdom to see that equal opportunity for all makes peace prevail.

May the Lord bless us all.—AMEN.



**PLEDGE OF ALLEGIANCE TO THE FLAG**

Senator Poochigian led the Senate in the pledge of allegiance to the Flag.

**REPORTS OF STANDING COMMITTEES**

**Committee on Education**

Senate Chamber, April 27, 2006

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

SB 1644

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 1644**—An act to add Section 60814 to the Education Code, relating to pupils.

Bill read second time.

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

**Committee on Health**

Date of Hearing, April 26, 2006

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

SB 1223	SB 1245	SB 1394
SB 1398	SB 1471	SB 1711
SB 1755	SB 1772	SB 1804

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

ORTIZ, Chair

Above measures re-referred to the Committee on Appropriations.

**Committee on Public Safety**

Senate Chamber, April 27, 2006

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

SB 1328

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 1328**—An act to amend Section 777 of the Evidence Code and to amend Section 1102.6 of the Penal Code, relating to victims of crime.

Bill read second time.

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

**Committee on Health**

Date of Hearing, April 26, 2006

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

SB 1851

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.

ORTIZ, Chair

Above measure ordered to second reading.

Date of Hearing, April 26, 2006

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

SB 1850

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

ORTIZ, Chair

Above measure re-referred to the Committee on Judiciary.

Date of Hearing, April 26, 2006

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

SB 1773

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

ORTIZ, Chair

Above measure re-referred to the Committee on Public Safety.

Date of Hearing, April 26, 2006

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

SB 1532

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

ORTIZ, Chair

Above measure re-referred to the Committee on Appropriations.



Date of Hearing, April 26, 2006

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

SB 1702

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

ORTIZ, Chair

Above measure re-referred to the Committee on Rules.

**Committee on Transportation and Housing**

Date of Hearing, April 18, 2006

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

SB 1160

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.

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

**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.

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 1602**—An act to add Section 346.5 to the Penal Code, relating to crimes.

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 1231**—An act to amend Sections 18400.1, 18400.3, and 18502 of the Health and Safety Code, relating to mobilehomes.

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 Appropriations.

**Senate Bill 1587**—An act to amend Section 65080 of the Government Code, and to amend Sections 2331, 2333, and 2333.5 of the Streets and Highways Code, relating to transportation.

Bill read second time, ordered engrossed, and to Consent Calendar.



**Senate Bill 1507**—An act to amend Section 130051 of the Public Utilities Code, relating to transportation.

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

**Senate Bill 1287**—An act relating to social services.

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

**Senate Bill 1214**—An act to amend Section 12741 of the Government Code, relating to state government.

Bill read second time, ordered engrossed, and to Consent Calendar.

**Senate Bill 1183**—An act to amend Sections 191 and 710 of the Corporations Code, relating to corporations.

Bill read second time, ordered engrossed, and to Consent Calendar.

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

Bill read second time, ordered engrossed, and to Consent Calendar.

**Senate Bill 1636**—An act to amend Section 3426.4 of the Civil Code, relating to trade secrets.

Bill read second time, ordered engrossed, and to Consent Calendar.

**Senate Bill 1272**—An act relating to advance health care directives.

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

**Senate Bill 1430**—An act to amend Section 56.10 of the Civil Code, to amend Sections 101080 and 101085 of, and to add Sections 101080.2 and 120176 to, the Health and Safety Code, relating to public health.

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

**Senate Bill 1818**—An act to add Section 801 to the Government Code, relating to attorney's fees.

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

**Senate Bill 1525**—An act to add and repeal Section 13997.2 of the Government Code, relating to international trade and investment.

Bill read second time.

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

**Senate Bill 1529**—An act to add and repeal Section 13997.7 of the Government Code, relating to international trade and investment.

Bill read second time.

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



**Senate Bill 1270**—An act relating to developmental disabilities.

Bill read second time.

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

**Senate Bill 1424**—An act to amend Section 10529 of the Unemployment Insurance Code, relating to economic development.

Bill read second time.

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

**Senate Bill 1213**—An act to add Chapter 7.8 (commencing with Section 1129) to Part 3 of Division 2 of the Labor Code, relating to employment.

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

**Senate Bill 1486**—An act to amend Section 25608 of the Business and Professions Code, relating to alcoholic beverages.

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

#### **SECOND READING OF ASSEMBLY BILLS**

**Assembly Joint Resolution 42**—Relative to the Armenian Genocide.

Resolution read second time and ordered to third reading.

#### **MEASURES WITHDRAWN FROM COMMITTEE**

Without objection, **SCR 111** and **ACR 100** were withdrawn from Committee and placed on today's special consent calendar.

#### **CONSENT CALENDAR**

##### **Objection Raised**

Senator Alquist objected to **SB 1290** being on the Consent Calendar.

The President ordered the above measure placed on the third reading file.

#### **Senator Romero Presiding**

#### **UNFINISHED BUSINESS**

##### **Consideration of Governor's Appointment**

Senator Perata placed the following Governor's appointment before the Senate:

Alan D. Bersin, Member, State Board of Education.

The President put the question: "Will the Senate advise and consent to the appointment by the Governor?"



**Roll Call**

The roll was called and the appointment was confirmed by the following vote:

AYES (32)—Senators Aanestad, Ackerman, Alarcón, Alquist, Ashburn, Bowen, Cedillo, Chesbro, Cox, Denham, Dunn, Dutton, Escutia, Figueroa, Florez, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Migden, Perata, Poochigian, Romero, Runner, Scott, Simitian, Soto, Speier, Torlakson, and Vincent.

NOES (2)—Senators Hollingsworth and McClintock.

**Consideration of Governor's Appointments**

Senator Perata placed the following Governor's appointments before the Senate:

Yvonne Chan, Ed.D., Member, State Board of Education;  
Kenneth A. Noonan, Member, State Board of Education;  
Paul G. Gardner, III, Member, State Board of Education.

The President put the question: "Will the Senate advise and consent to the appointments by the Governor?"

**Roll Call**

The roll was called and the appointments were confirmed by the following vote:

AYES (35)—Senators Aanestad, Ackerman, Alarcón, Alquist, Ashburn, Bowen, Cedillo, Chesbro, Cox, Denham, Ducheny, Dunn, Dutton, Escutia, Figueroa, Florez, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, McClintock, Migden, Morrow, Perata, Poochigian, Romero, Runner, Scott, Simitian, Soto, Speier, Torlakson, and Vincent.

NOES (0)—None.

**Senator Perata Presiding****SENATE RULE 29.3 SUSPENDED**

Without objection, Senate Rule 29.3 was suspended to permit consideration of AJR 42 at this time, in print, and properly before the Senate.

**CONSIDERATION OF ASSEMBLY JOINT RESOLUTION 42**

**Assembly Joint Resolution 42**—Relative to the Armenian Genocide.

Resolution read third time and presented by Senator Poochigian.

**Roll Call**

The roll was called and the resolution was adopted by the following vote:

AYES (37)—Senators Aanestad, Ackerman, Alarcón, Alquist, Ashburn, Bowen, Cedillo, Chesbro, Cox, Denham, Ducheny, Dunn, Dutton, Escutia, Figueroa, Florez, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden,



Morrow, Murray, Perata, Poochigian, Romero, Runner, Scott, Simitian, Soto, Speier, Torlakson, and Vincent.

NOES (0)—None.

Resolution ordered transmitted to the Assembly.

#### **MOTION TO SUSPEND SENATE RULES**

Without objection, Senate Rule 55(c) was waived to allow a lobbyist on the Senate Floor.

#### **MEASURE WITHDRAWN FROM COMMITTEE**

On request of Senator Romero, and without objection, SCR 113 was withdrawn from committee.

#### **REQUEST TO TAKE UP MEASURE AT THIS TIME**

Senator Romero requested unanimous consent to take up SCR 113 at this time.

#### **Unanimous Consent Withheld**

Senator Hollingsworth withheld unanimous consent for consideration of SCR 113 at this time.

#### **MOTION TO TAKE UP MEASURE AT THIS TIME**

Senator Romero moved to take up SCR 113 at this time.

#### **Roll Call**

The roll was called and the motion carried by the following vote:

AYES (22)—Senators Alarcón, Alquist, Cedillo, Chesbro, Ducheny, Dunn, Escutia, Figueroa, Kehoe, Kuehl, Lowenthal, Machado, Migden, Murray, Perata, Romero, Scott, Simitian, Soto, Speier, Torlakson, and Vincent.

NOES (13)—Senators Aanestad, Ackerman, Ashburn, Cox, Denham, Dutton, Hollingsworth, Maldonado, Margett, McClintock, Morrow, Poochigian, and Runner.

#### **Consideration of Senate Concurrent Resolution 113**

**Senate Concurrent Resolution 113**—Relative to The Great American Boycott 2006.

#### **Roll Call**

The roll was called and the measure was adopted by the following vote:

AYES (24)—Senators Alarcón, Alquist, Bowen, Cedillo, Chesbro, Ducheny, Dunn, Escutia, Figueroa, Kehoe, Kuehl, Lowenthal, Machado, Migden, Murray, Ortiz, Perata, Romero, Scott, Simitian, Soto, Speier, Torlakson, and Vincent.

NOES (13)—Senators Aanestad, Ackerman, Ashburn, Cox, Denham, Dutton, Hollingsworth, Maldonado, Margett, McClintock, Morrow, Poochigian, and Runner.

Resolution ordered transmitted to the Assembly.



**MEASURE REMOVED FROM SPECIAL CONSENT CALENDAR  
AND TAKEN UP (SJR 30)**

Without objection, SJR 30 was removed from the Special Consent Calendar and taken up.

**Consideration of Senate Joint Resolution 30**

**Senate Joint Resolution 30**—Relative to alcoholic beverages.

Resolution read third time and presented by Senator Chesbro.

**Roll Call**

The roll was called and the resolution was adopted by the following vote:

AYES (38)—Senators Aanestad, Ackerman, Alarcón, Alquist, Ashburn, Bowen, Cedillo, Chesbro, Cox, Denham, Ducheny, Dunn, Dutton, Escutia, Figueroa, Florez, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Morrow, Murray, Ortiz, Perata, Poochigian, Romero, Runner, Scott, Simitian, Soto, Speier, Torlakson, and Vincent.

NOES (0)—None.

Resolution ordered transmitted to the Assembly.

**REQUEST TO DISPENSE WITH JOINT RULES**

The following request was presented by Senator Alquist:

Senate Chamber, April 26, 2006

Mr. Secretary: I request permission to introduce a resolution to dispense with Joint Rule 61(b)(5) in order that SB 1600 may be reported by the Committee on Human Services after the deadline.

SENATOR ALQUIST

The following request was presented by Senator Dunn:

Senate Chamber, April 24, 2006

Mr. Secretary: I request permission to introduce a resolution to dispense with Joint Rule 61(b)(5) in order that SB 1387, SB 1593, SB 1599, and SB 1602 may be reported by the Committee on Judiciary after the deadline.

SENATOR DUNN

The following request was presented by Senator Migden:

Senate Chamber, April 27, 2006

Mr. Secretary: I request permission to introduce a resolution to dispense with Joint Rule 61(b)(5) in order that SB 1323, SB 1469, SB 1616, and SB 1759 may be reported by the Committee on Public Safety after the deadline.

SENATOR MIGDEN

**Recommendation of Rules Committee**

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

PERATA, Chair



**RESOLUTION TO DISPENSE WITH JOINT RULES**

*Resolved*, That Joint Rule 61(b)(5) be dispensed with as requested.  
Resolution read and presented by Senator Perata.

**Roll Call**

The roll was called and the resolution was adopted by the following vote.

AYES (38)—Senators Aanestad, Ackerman, Alarcón, Alquist, Ashburn, Bowen, Cedillo, Chesbro, Cox, Denham, Ducheny, Dunn, Dutton, Escutia, Figueroa, Florez, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Morrow, Murray, Ortiz, Perata, Poochigian, Romero, Runner, Scott, Simitian, Soto, Speier, Torlakson, and Vincent.

NOES (0)—None.

**CONSIDERATION OF DAILY FILE (RESUMED)****THIRD READING OF SENATE BILLS**

**Senate Bill 1241**—An act to repeal Section 24103 of the Government Code, relating to deputy sheriffs.

Bill read third time and presented by Senator Cox.

**Roll Call**

The roll was called and the bill was passed by the following vote:

AYES (33)—Senators Aanestad, Ackerman, Alquist, Ashburn, Bowen, Cedillo, Chesbro, Cox, Denham, Ducheny, Dunn, Dutton, Escutia, Figueroa, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Morrow, Murray, Ortiz, Perata, Poochigian, Romero, Runner, Scott, Simitian, Soto, Torlakson, and Vincent.

NOES (1)—Senator McClintock.

Bill ordered transmitted to the Assembly.

**UNFINISHED BUSINESS (RESUMED)****Consideration of Assembly Amendments**

**Senate Bill 144**—An act to repeal and add Part 7 (commencing with Section 113700) of Division 104 of the Health and Safety Code, relating to retail food.

Bill presented by Senator Runner.

The question being: Shall the Senate concur in the Assembly amendments to SB 144?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (38)—Senators Aanestad, Ackerman, Alarcón, Alquist, Ashburn, Bowen, Cedillo, Chesbro, Cox, Denham, Ducheny, Dunn, Dutton, Escutia, Figueroa, Florez, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden,



Morrow, Murray, Ortiz, Perata, Poochigian, Romero, Runner, Scott, Simitian, Soto, Speier, Torlakson, and Vincent.

NOES (0)—None.

Above bill ordered enrolled.

### THIRD READING OF SENATE BILLS (RESUMED)

**Senate Bill 1225**—An act to amend Sections 9250.7 and 22710 of the Vehicle Code, relating to vehicles.

Bill read third time and presented by Senator Chesbro.

#### Roll Call

The roll was called and the bill was passed by the following vote:

AYES (23)—Senators Alarcón, Alquist, Bowen, Cedillo, Chesbro, Ducheny, Dunn, Escutia, Figueroa, Kehoe, Kuehl, Lowenthal, Machado, Margett, Murray, Ortiz, Perata, Romero, Scott, Simitian, Soto, Torlakson, and Vincent.

NOES (13)—Senators Aanestad, Ackerman, Ashburn, Cox, Denham, Dutton, Hollingsworth, Maldonado, McClintock, Morrow, Poochigian, Runner, and Speier.

Bill ordered transmitted to the Assembly.

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

Bill read third time and presented by Senator Chesbro.

#### Roll Call

The roll was called and the bill was passed by the following vote:

AYES (22)—Senators Alquist, Bowen, Cedillo, Chesbro, Ducheny, Dunn, Escutia, Figueroa, Kehoe, Kuehl, Lowenthal, Machado, Murray, Ortiz, Perata, Romero, Scott, Simitian, Soto, Speier, Torlakson, and Vincent.

NOES (13)—Senators Aanestad, Ackerman, Ashburn, Cox, Denham, Dutton, Hollingsworth, Maldonado, Margett, McClintock, Morrow, Poochigian, and Runner.

Bill ordered transmitted to the Assembly.

**Senate Bill 1489**—An act to repeal and add Section 1021.8 of the Code of Civil Procedure, relating to attorney's fees.

Bill read third time and presented by Senator Ducheny.

#### Roll Call

The roll was called and the bill was passed by the following vote:

AYES (22)—Senators Alquist, Bowen, Cedillo, Chesbro, Ducheny, Dunn, Escutia, Figueroa, Kehoe, Kuehl, Lowenthal, Machado, Migden,



Murray, Ortiz, Perata, Romero, Scott, Simitian, Speier, Torlakson, and Vincent.

NOES (13)—Senators Aanestad, Ackerman, Ashburn, Cox, Denham, Dutton, Hollingsworth, Maldonado, Margett, McClintock, Morrow, Poochigian, and Runner.

Bill ordered transmitted to the Assembly.

**Senate Bill 1801**—An act to amend Section 54962 of, and to add Section 37606.1 to, the Government Code, relating to municipal hospitals.

Bill read third time and presented by Senator Ducheny.

#### Roll Call

The roll was called and the bill was passed by the following vote:

AYES (23)—Senators Ackerman, Alquist, Cedillo, Chesbro, Cox, Ducheny, Dutton, Figueroa, Florez, Hollingsworth, Kehoe, Machado, Margett, Morrow, Murray, Perata, Poochigian, Runner, Scott, Simitian, Soto, Torlakson, and Vincent.

NOES (6)—Senators Aanestad, Ashburn, Denham, Dunn, Maldonado, and McClintock.

Bill ordered transmitted to the Assembly.

**Senate Bill 1185**—An act to amend Section 44940.5 of the Education Code, relating to employee compensation.

Bill read third time and presented by Senator Runner.

#### Roll Call

The roll was called and the bill was passed by the following vote:

AYES (26)—Senators Aanestad, Ackerman, Alquist, Ashburn, Cox, Denham, Dunn, Dutton, Hollingsworth, Kehoe, Lowenthal, Machado, Maldonado, Margett, McClintock, Morrow, Murray, Ortiz, Perata, Poochigian, Runner, Scott, Simitian, Speier, Torlakson, and Vincent.

NOES (2)—Senators Bowen and Cedillo.

Bill ordered transmitted to the Assembly.

**Senate Joint Resolution 18**—Relative to veterans' cemeteries.

Resolution read third time and presented by Senator Denham.

#### Roll Call

The roll was called and the resolution was adopted by the following vote:

AYES (38)—Senators Aanestad, Ackerman, Alarcón, Alquist, Ashburn, Bowen, Cedillo, Chesbro, Cox, Denham, Ducheny, Dunn, Dutton, Escutia, Figueroa, Florez, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Morrow, Murray, Ortiz, Perata, Poochigian, Romero, Runner, Scott, Simitian, Soto, Speier, Torlakson, and Vincent.

NOES (0)—None.

Resolution ordered transmitted to the Assembly.



**Senate Bill 1239**—An act to amend Section 12076 of the Penal Code, relating to firearms.

Bill read third time and presented by Senator Hollingsworth.

**Roll Call**

The roll was called and the bill was passed by the following vote:

AYES (38)—Senators Aanestad, Ackerman, Alarcón, Alquist, Ashburn, Bowen, Cedillo, Chesbro, Cox, Denham, Ducheny, Dunn, Dutton, Escutia, Figueroa, Florez, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Morrow, Murray, Ortiz, Perata, Poochigian, Romero, Runner, Scott, Simitian, Soto, Speier, Torlakson, and Vincent.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

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

Bill read third time and presented by Senator Romero.

**Roll Call**

The roll was called and the bill was passed by the following vote:

AYES (26)—Senators Aanestad, Ackerman, Alquist, Bowen, Cedillo, Chesbro, Cox, Denham, Ducheny, Dunn, Kehoe, Lowenthal, Machado, Maldonado, Margett, Migden, Murray, Ortiz, Perata, Romero, Scott, Simitian, Soto, Speier, Torlakson, and Vincent.

NOES (4)—Senators Ashburn, Hollingsworth, McClintock, and Morrow.

Bill ordered transmitted to the Assembly.

**Senate Bill 1169**—An act to amend Section 12751.3 of the Public Utilities Code, relating to public utilities.

Bill read third time and presented by Senator Cox.

**Roll Call**

The roll was called and the bill was passed by the following vote:

AYES (30)—Senators Aanestad, Ackerman, Alquist, Ashburn, Bowen, Cedillo, Chesbro, Cox, Denham, Ducheny, Dutton, Kehoe, Lowenthal, Machado, Maldonado, Margett, Migden, Morrow, Murray, Ortiz, Perata, Poochigian, Romero, Runner, Scott, Simitian, Soto, Speier, Torlakson, and Vincent.

NOES (2)—Senators Hollingsworth and McClintock.

Bill ordered transmitted to the Assembly.

**Senate Bill 1701**—An act relating to tidelands and submerged lands.

Bill read third time and presented by Senator Migden.



**Roll Call**

The roll was called and the bill was passed by the following vote:

**AYES (28)**—Senators Ackerman, Alquist, Ashburn, Bowen, Cedillo, Chesbro, Cox, Ducheny, Dutton, Kehoe, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Murray, Ortiz, Perata, Poochigian, Romero, Runner, Scott, Simitian, Soto, Speier, Torlakson, and Vincent.

**NOES (1)**—Senator Aanestad.

Bill ordered transmitted to the Assembly.

**CONSENT CALENDAR**

**Senate Bill 1559**—An act to amend Section 385.5 of the Vehicle Code, relating to vehicles.

Bill read third time, passed, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

**Senate Bill 1618**—An act to amend Sections 21070, 21071, and 21072 of, and to amend the heading of Article 74 of Chapter 1.5 of Part 3 of Division 2 of, the Public Contract Code, relating to local agency contracts.

Bill read third time, passed, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

**Senate Concurrent Resolution 73**—Relative to the California Task Force on Youth and Workplace Wellness.

Resolution read, adopted, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

**SPECIAL CONSENT CALENDAR**

**Senate Concurrent Resolution 111**—Relative to California Cancer Survivors Day.

Resolution read, adopted, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

**Assembly Concurrent Resolution 100**—Relative to California Holocaust Remembrance Week.

Resolution read, adopted, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

**Senate Bill 1187**—An act to amend Section 75521 of the Government Code, relating to judges' retirement.

Bill read third time, passed, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

**Senate Bill 1232**—An act to amend Section 2135.5 of the Business and Professions Code, relating to physicians and surgeons.

Bill read third time, passed, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*



**Senate Bill 1247**—An act to amend Section 11102.1 of the Penal Code, relating to fingerprinting.

Bill read third time, passed, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

**Senate Bill 1261**—An act to add Section 13013 of the Penal Code, relating to criminal justice statistics.

Bill read third time, passed, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

**Senate Bill 1285**—An act to amend Section 2530.2 of the Business and Professions Code, relating to speech-language pathology.

Bill read third time, passed, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

**Senate Bill 1294**—An act to amend Section 25143.1 of the Health and Safety Code, relating to hazardous waste, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency clause read and adopted, bill passed, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

**Senate Bill 1347**—An act to amend Sections 25209.11, 25209.12, and 25209.13 of the Health and Safety Code, relating to water.

Bill read third time, passed, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

**Senate Bill 1461**—An act to amend Sections 124900, 124910, 124920, and 124930 of, and to repeal Sections 124906 and 124927 of, the Health and Safety Code, relating to health care.

Bill read third time, passed, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

**Senate Bill 1466**—An act to amend Sections 22664, 24703, 24704, 24705, 25015, 26000.5, 26113, 26400, 26401, and 44922 of the Education Code, relating to state teachers' retirement.

Bill read third time, passed, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

**Senate Bill 1500**—An act to add Article 4 (commencing with Section 11773) to Chapter 1 of Division 10.5 of the Health and Safety Code, relating to alcohol and drug programs.

Bill read third time, passed, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*



**Senate Bill 1520**—An act to amend Sections 14166.6 and 14166.7 of the Welfare and Institutions Code, relating to Medi-Cal, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency clause read and adopted, bill passed, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

**Senate Bill 1667**—An act to amend Sections 295 and 366.21 of the Welfare and Institutions Code, relating to dependent children.

Bill read third time, passed, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

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

Bill read third time, passed, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

**Senate Concurrent Resolution 72**—Relative to the Vernon L. Sturgeon Memorial Highway.

Resolution read, adopted, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

**Senate Concurrent Resolution 93**—Relative to California Highway Patrol Officers James E. Pence, Jr., Roger D. Gore, Walter C. Frago, and George M. Alleyn Memorial Highway.

Resolution read, adopted, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

**Senate Concurrent Resolution 95**—Relative to the Officer Richard Huche Memorial Freeway.

Resolution read, adopted, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

**Senate Bill 1756**—An act to amend Section 11836 of the Health and Safety Code, to amend Sections 13352, 13352.4, 23536, and 23538 of, and to add Section 13352.1 to, the Vehicle Code, relating to vehicles.

Bill read third time, passed, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

**Senate Concurrent Resolution 68**—Relative to the Vietnam Veterans Memorial Highway.

Resolution read, adopted, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*



**Senate Bill 1224**—An act to amend Section 35401.7 of the Vehicle Code, relating to vehicles.

Bill read third time, passed, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

**Senate Bill 1695**—An act to amend Section 19604 of the Business and Professions Code, relating to horse racing.

Bill read third time, passed, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

#### **Consent Calendar Roll Call**

The roll was called and the above measures on the Consent Calendar passed by the following vote:

**AYES (38)**—Senators Aanestad, Ackerman, Alarcón, Alquist, Ashburn, Bowen, Cedillo, Chesbro, Cox, Denham, Ducheny, Dunn, Dutton, Escutia, Figueroa, Florez, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Morrow, Murray, Ortiz, Perata, Poochigian, Romero, Runner, Scott, Simitian, Soto, Speier, Torlakson, and Vincent.

**NOES (0)**—None.

#### **REQUEST TO BE ADDED TO ROLL CALL**

April 27, 2006

Mr. Secretary: Pursuant to the provisions of Senate Rule 44, I request to be recorded as voting on the following measure taken up on this day:

SB 1339—Aye

DICK ACKERMAN, Minority Floor Leader

#### **FURTHER PROCEEDINGS UNDER QUORUM CALL OF THE SENATE DISPENSED WITH**

At 11:30 a.m., on motion of Senator Perata, further proceedings under the quorum call of the Senate were dispensed with.

#### **MOTION TO ADJOURN**

Senator Perata moved that the Senate stand in recess until the hour of 3:30 p.m. The Desk shall remain open to receive communications and to conduct the business of the day. At 3:30 p.m., the Senate will adjourn until Monday, May 1, 2006.

Motion carried.

#### **MESSAGES FROM THE ASSEMBLY**

Assembly Chamber, April 27, 2006

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

SB 409



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

Above measure ordered to unfinished business file.

Assembly Chamber, April 27, 2006

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

SCR 55

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

Above measure ordered to unfinished business file.

Assembly Chamber, April 27, 2006

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

SCR 76	SCR 77	SCR 79
SCR 81	SCR 83	SCR 105

Above resolutions ordered enrolled.

Assembly Chamber, April 27, 2006

Mr. President: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

AJR 42

Assembly Chamber, April 27, 2006

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

AB 1965	AB 2257	AB 2438	AB 2675
AB 2056	AB 2304	AB 2439	AB 2755
AB 2105	AB 2367	AB 2593	

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 for assignment:

**Assembly Bill 1965**—An act to add Section 23038 to the Financial Code, and to add Section 823.5 to the Military and Veterans Code, relating to deferred deposit transactions.

**Assembly Bill 2056**—An act to amend Section 1797.188 of, and to add Section 120260.5 to, the Health and Safety Code, relating to public health.

**Assembly Bill 2105**—An act to amend Sections 7055, 103050, and 103075 of the Health and Safety Code, relating to human remains.

**Assembly Bill 2257**—An act to add Section 2919 to the Business and Professions Code, relating to psychologists.



**Assembly Bill 2304**—An act to amend Sections 11165.7 and 11166 of the Penal Code, relating to crime.

**Assembly Bill 2367**—An act to amend Section 25618 of the Business and Professions Code, to amend Sections 3510, 17419, and 17700 of the Financial Code, to amend Section 80174 of the Food and Agricultural Code, to amend Sections 1368, 3108, and 51018.7 of the Government Code, to amend Sections 25180.7, 44209, 100895, and 116730 of the Health and Safety Code, to amend Section 227 of the Labor Code, to amend Sections 145 and 1672 of the Military and Veterans Code, to amend Section 8285 of the Public Utilities Code, to amend Sections 19542.3, 43606, 45955, and 46705 of the Revenue and Taxation Code, and to amend Section 13387 of the Water Code, relating to crimes.

**Assembly Bill 2438**—An act to amend Section 20630 of the Government Code, relating to public employees' retirement, making an appropriation therefor.

**Assembly Bill 2439**—An act to add Section 19303 to the Revenue and Taxation Code, relating to taxation.

**Assembly Bill 2593**—An act to add Section 512.7 to the Labor Code, relating to compensation.

**Assembly Bill 2675**—An act to amend Sections 1522.41 and 1562.3 of the Health and Safety Code, relating to community care facilities.

**Assembly Bill 2755**—An act to add Sections 38504.1 and 38504.2 to the Vehicle Code, relating to all-terrain vehicles.

**REQUEST TO AMEND BILL WHICH EXCEEDS BILL  
INTRODUCTION LIMITATION**

Senate Chamber, April 27, 2006

The following request was presented by Senator Figueroa:

To the Committee on Rules: In accordance with the provisions of Senate Rule 22.5(b), I request permission to amend a bill which exceeds the bill introduction limitation (Legislative Counsel Request 069836 (amendments)): SB 1848.

SENATOR FIGUEROA

**Permission of Rules Committee**

The Committee on Rules grants permission to amend the bill as requested.

PERATA, Chair

**REPORTS OF STANDING COMMITTEES**

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

Senate Chamber, April 27, 2006

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

SB 1848



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 1848**—An act to repeal Section 8698.6 of the Business and Professions Code, relating to pests, 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.

Senate Chamber, April 27, 2006

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

AB 425

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 425**—An act to amend Section 22443 of the Business and Professions Code, relating to immigration consultants.

Bill read second time.

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

**Committee on Revenue and Taxation**

Date of Hearing, April 26, 2006

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

SB 1607

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.

MACHADO, Chair

Above measure re-referred to the Committee on Appropriations.

**Committee on Rules**

Senate Chamber, April 27, 2006

Mr. President: The Committee on Rules has examined:

SCR 53

SJR 27

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the 26th day of April, 2006, at 4:30 p.m.

PERATA, Chair



**Committee on Revenue and Taxation**

Date of Hearing, April 26, 2006

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

SB 1208      SB 1249      SB 1341      SB 1374

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

MACHADO, Chair

Above measures re-referred to the Committee on Appropriations.

Date of Hearing, April 26, 2006

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

SCA 28

Reports the same back with the recommendation: Be adopted, but first be re-referred to the Committee on Elections, Reapportionment and Constitutional Amendments.

MACHADO, Chair

Above measure re-referred to the Committee on Elections, Reapportionment and Constitutional Amendments.

Date of Hearing, April 26, 2006

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

SB 1400

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

MACHADO, Chair

Above measure ordered to second reading.

Date of Hearing, April 26, 2006

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

SB 1672

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

MACHADO, Chair

Above measure ordered to second reading.

**Committee on Rules**

Date of Hearing, April 26, 2006

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

SB 1762



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

PERATA, Chair

Above measure re-referred to the Committee on Appropriations.

State Capitol, April 27, 2006

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

Michael G. Lee, General Counsel, Agricultural Labor Relations Board (5-0)

Irene V. Raymundo, Member Agricultural Labor Relations Board (5-0),  
Genevieve A. Shiroma, Member, Agricultural Labor Relations Board (5-0)

PERATA, Chair

Above appointments ordered placed on unfinished business file.

State Capitol, April 26, 2006

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

Kandiah Arulmoli, Ph.D., Member, Seismic Safety Commission (5-0)

Lucile M. Jones, Ph.D., Member, Seismic Safety Commission (5-0)

Gary L. Mc Gavin, Member, Seismic Safety Commission (5-0)

Dennis S. Mileti, Ph.D., Member Seismic Safety Commission (5-0)

Jeff S. Sedivec, Member, Seismic Safety Commission (5-0)

Keith M. Wheeler, Member, Seismic Safety Commission (5-0)

John H. Hayashi, Member, California Regional Water Quality  
Control Board, Central Coast Region (5-0)

PERATA, Chair

Above appointments ordered placed on unfinished business file.

State Capitol, April 26, 2006

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

Monica S. Hunter, Ph.D., Member, California Regional Water Quality  
Control Board, Central Coast Region (4-0)

Jeff S. Young, Member, California Regional Water Quality Control  
Board, Central Coast Region (4-0)

PERATA, Chair

Above appointments ordered placed on unfinished business file.



**Committee on Public Safety**

Date of Hearing, April 25, 2006

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

SB 1320

SB 1742

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

MIGDEN, Chair

Above measures ordered to second reading.

**Committee on Health**

Date of Hearing, April 19, 2006

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

SB 1301

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

ORTIZ, Chair

Above measure ordered to second reading.

**Committee on Local Government**

Senate Chamber, April 27, 2006

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

SB 1271

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 1271**—An act to add Section 40402.5 to the Health and Safety Code, relating to public officers.

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**

Date of Hearing, April 24, 2006

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

SB 1305

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

SIMITIAN, Chair

Above measure ordered to second reading.



Date of Hearing, April 24, 2006

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

SB 1286

SB 1778

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

SIMITIAN, Chair

Above measures ordered to second reading.

**Committee on Governmental Organization**

Senate Chamber, April 27, 2006

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

SB 1548

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 1548**—An act to amend Section 23386 of the Business and Professions Code, relating to alcoholic beverages.

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 27, 2006

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

SB 1593

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 1593**—An act to amend Sections 22658, 22953, and 40000.15 of, and to repeal Section 22658.2 of, of the Vehicle Code, relating to vehicles.

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 25, 2006

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

SB 1724



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

DUNN, Chair

Above measure ordered to second reading.

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

Date of Hearing, April 24, 2006

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

SB 1476

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.

**REQUEST TO INTRODUCE BILL AFTER THE DEADLINE**

Senate Chamber, April 27, 2006

The following request was presented by Senator Cox:

To the Committee on Rules: In accordance with the provisions of Joint Rule 54(a), I request permission to introduce a bill (Legislative Counsel Request 0610162) after the February 24, 2006 deadline.

SENATOR COX

**Permission of Rules Committee**

The Committee on Rules grants permission to introduce a bill as requested.

PERATA, Chair

**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 1853:** By Senator Cox—An act to amend Section 41020 of the Education Code, relating to education, and declaring the urgency thereof, to take effect immediately.

**Senate Concurrent Resolution 116:** By Senators Cedillo and Alquist (Coauthor: Assembly Member Bass)—Relative to foster care.

**MEASURES WITHDRAWN AND RE-REFERRED TO COMMITTEE**

Without objection, **SB 1230** was withdrawn from the Committee on Revenue and Taxation and re-referred to the Committee on Appropriations;

**AB 1762** was withdrawn from the Committee on Government Modernization, Efficiency and Accountability and re-referred to the Committee on Rules;

**SB 1534** was withdrawn from the Committee on Rules and re-referred to the Committee on Appropriations; and

**SB 1850** was withdrawn from the Committee on Judiciary and re-referred to the Committee on Appropriations.



**CONSIDERATION OF DAILY FILE (RESUMED)  
THIRD READING OF SENATE BILLS (RESUMED)**

**Senate Bill 1255**—An act to amend Section 20114 of the Public Contract Code, relating to local agency contracts.

Bill read third time.

**Amendments Adopted**

Amendments to SB 1255 proposed by Senator Cox were read and adopted and the measure ordered printed, engrossed, and to second reading.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 1333**—An act to add Section 374.5 to the Penal Code, and to add Division 12.4 (commencing with Section 16050) to the Public Resources Code, relating to grease waste haulers.

Bill read third time.

**Amendments Adopted**

Amendments to AB 1333 proposed by Senator Ducheny were read and adopted and the measure ordered printed, and to second reading.

**SENATE COMMITTEE ROLL CALLS**

**Committee on Health**

**SB 1223**—Do pass and re-refer to Committee on Appropriations

AYES (7)—Senators Alquist, Chesbro, Cox, Figueroa, Kuehl, Maldonado, and Ortiz.

NOES (2)—Senators Aanestad and Runner.

**SB 1245**—Do pass and re-refer to Committee on Appropriations

AYES (9)—Senators Aanestad, Alquist, Chesbro, Cox, Figueroa, Kuehl, Maldonado, Ortiz, and Runner.

NOES (0)—None.

**SB 1329**—Do pass as amended and re-refer to Committee on Appropriations

AYES (5)—Senators Alquist, Chesbro, Figueroa, Kuehl, and Ortiz.

NOES (4)—Senators Aanestad, Cox, Maldonado, and Runner.

**SB 1350**—Do pass as amended and re-refer to Committee on Appropriations

AYES (9)—Senators Aanestad, Alquist, Chesbro, Cox, Figueroa, Kuehl, Maldonado, Ortiz, and Runner.

NOES (0)—None.

**SB 1394**—Do pass and re-refer to Committee on Appropriations

AYES (5)—Senators Alquist, Chesbro, Figueroa, Kuehl, and Ortiz.

NOES (2)—Senators Cox and Runner.



**SB 1398**—Do pass and re-refer to Committee on Appropriations

AYES (9)—Senators Aanestad, Alquist, Chesbro, Cox, Figueroa, Kuehl, Maldonado, Ortiz, and Runner.

NOES (0)—None.

**SB 1427**—Do pass as amended and re-refer to Committee on Appropriations

AYES (8)—Senators Aanestad, Alquist, Chesbro, Cox, Figueroa, Kuehl, Maldonado, and Ortiz.

NOES (1)—Senator Runner.

**SB 1471**—Do pass and re-refer to Committee on Appropriations

AYES (5)—Senators Alquist, Chesbro, Figueroa, Kuehl, and Ortiz.

NOES (2)—Senators Cox and Runner.

**SB 1508**—Do pass as amended and re-refer to Committee on Appropriations

AYES (8)—Senators Aanestad, Alquist, Chesbro, Cox, Figueroa, Kuehl, Maldonado, and Ortiz.

NOES (1)—Senator Runner.

**SB 1532**—Do pass and re-refer to Committee on Appropriations

AYES (6)—Senators Alquist, Chesbro, Figueroa, Kuehl, Maldonado, and Ortiz.

NOES (1)—Senator Runner.

**SB 1591**—Do pass as amended and re-refer to Committee on Appropriations

AYES (5)—Senators Alquist, Chesbro, Figueroa, Kuehl, and Ortiz.

NOES (2)—Senators Cox and Runner.

**SB 1622**—Do pass as amended and re-refer to Committee on Appropriations

AYES (5)—Senators Alquist, Chesbro, Figueroa, Kuehl, and Ortiz.

NOES (4)—Senators Aanestad, Cox, Maldonado, and Runner.

**SB 1638**—Do pass as amended and re-refer to Committee on Appropriations

AYES (8)—Senators Aanestad, Alquist, Chesbro, Cox, Figueroa, Kuehl, Maldonado, and Ortiz.

NOES (1)—Senator Runner.

**SB 1702**—Do pass and re-refer to Committee on Rules

AYES (5)—Senators Alquist, Chesbro, Figueroa, Kuehl, and Ortiz.

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

**SB 1711**—Do pass and re-refer to Committee on Appropriations

AYES (5)—Senators Alquist, Chesbro, Figueroa, Kuehl, and Ortiz.

NOES (2)—Senators Cox and Runner.



**SB 1755**—Do pass and re-refer to Committee on Appropriations

AYES (8)—Senators Aanestad, Alquist, Chesbro, Cox, Figueroa, Kuehl, Maldonado, and Ortiz.

NOES (1)—Senator Runner.

**SB 1763**—Do pass as amended and re-refer to Committee on Appropriations

AYES (5)—Senators Alquist, Chesbro, Figueroa, Kuehl, and Ortiz.

NOES (4)—Senators Aanestad, Cox, Maldonado, and Runner.

**SB 1772**—Do pass and re-refer to Committee on Appropriations

AYES (7)—Senators Aanestad, Alquist, Cox, Figueroa, Maldonado, Ortiz, and Runner.

NOES (0)—None.

**SB 1773**—Do pass and re-refer to Committee on Public Safety

AYES (5)—Senators Alquist, Chesbro, Figueroa, Kuehl, and Ortiz.

NOES (2)—Senators Cox and Runner.

**SB 1804**—Do pass and re-refer to Committee on Appropriations

AYES (5)—Senators Alquist, Chesbro, Figueroa, Kuehl, and Ortiz.

NOES (2)—Senators Cox and Runner.

**SB 1850**—Do pass and re-refer to Committee on Judiciary, with the recommendation: To Consent Calendar

AYES (9)—Senators Aanestad, Alquist, Chesbro, Cox, Figueroa, Kuehl, Maldonado, Ortiz, and Runner.

NOES (0)—None.

**SB 1851**—Do pass as amended and re-refer to Committee on Judiciary, with the recommendation: To Consent Calendar

AYES (9)—Senators Aanestad, Alquist, Chesbro, Cox, Figueroa, Kuehl, Maldonado, Ortiz, and Runner.

NOES (0)—None.

Date of Hearing: 4/26/2006

Ortiz (Chair)

**Committee on Revenue and Taxation****SB 1208**—Do pass and re-refer to Committee on Appropriations

AYES (4)—Senators Alquist, Cedillo, Machado, and Scott.

NOES (2)—Senators Dutton and Runner.

**SB 1249**—Do pass and re-refer to Committee on Appropriations

AYES (6)—Senators Alquist, Cedillo, Dutton, Machado, Poochigian, and Scott.

NOES (1)—Senator Runner.

**SB 1341**—Do pass and re-refer to Committee on Appropriations

AYES (6)—Senators Alquist, Cedillo, Dutton, Machado, Runner, and Scott.

NOES (0)—None.



**SB 1374**—Do pass and re-refer to Committee on Appropriations

AYES (4)—Senators Alquist, Cedillo, Machado, and Scott.

NOES (3)—Senators Dutton, Poochigian, and Runner.

**SB 1400**—Do pass, to Consent

AYES (7)—Senators Alquist, Cedillo, Dutton, Machado, Poochigian, Runner, and Scott.

NOES (0)—None.

**SB 1449**—Do pass as amended and re-refer to Committee on Appropriations

AYES (4)—Senators Alquist, Cedillo, Machado, and Scott.

NOES (3)—Senators Dutton, Poochigian, and Runner.

**SB 1607**—Do pass and re-refer to Committee on Appropriations, with the recommendation: To Consent Calendar

AYES (7)—Senators Alquist, Cedillo, Dutton, Machado, Poochigian, Runner, and Scott.

NOES (0)—None.

**SB 1633**—Do pass as amended and re-refer to Committee on Appropriations

AYES (7)—Senators Alquist, Cedillo, Dutton, Machado, Poochigian, Runner, and Scott.

NOES (0)—None.

**SB 1637**—Do pass as amended and re-refer to Committee on Appropriations

AYES (7)—Senators Alquist, Cedillo, Dutton, Machado, Poochigian, Runner, and Scott.

NOES (0)—None.

**SB 1672**—Do pass as amended and re-refer to Committee on Appropriations

AYES (6)—Senators Alquist, Cedillo, Dutton, Machado, Runner, and Scott.

NOES (0)—None.

**SB 1827**—Do pass as amended and re-refer to Committee on Appropriations

AYES (4)—Senators Alquist, Cedillo, Machado, and Scott.

NOES (2)—Senators Dutton and Runner.

**SCA 28**—Do pass and re-refer to Committee on Elections, Redistricting and Constitutional Amendments

AYES (7)—Senators Alquist, Cedillo, Dutton, Machado, Poochigian, Runner, and Scott.

NOES (0)—None.

Date of Hearing: 4/26/2006

Machado (Chair)



**Committee on Rules**

**SB 1762**—Do pass and re-refer to Committee on Appropriations

AYES (3)—Senators Bowen, Cedillo, and Perata.

NOES (2)—Senators Ashburn and Battin.

Date of Hearing: 4/26/2006

Perata (Chair)

**REQUESTS TO ADJOURN IN MEMORIAM**

Senator Dutton requested that when the Senate adjourns this day it do so in memory of Mary Frances Ketner Hargrove of Westminster.

Senator Florez requested that when the Senate adjourns this day it do so in memory of Pedro Castro Olvera of Wasco.

Senator Maldonado requested that when the Senate adjourns this day it do so in memory of Louis (Lou) N. Haddad and M. Michael Meheen of Monterey.

Senator Poochigian requested that when the Senate adjourns this day it do so in memory of Lorraine R. Jessen, James B. Mayer, and Sharon Lynn Bogosian of Fresno, Patricia Ryan Irwin of Los Angeles, and Nubar Kazarian of Fowler.

Senator Runner requested that when the Senate adjourns this day it do so in memory of Todd Longshore of Santa Clarita.

**ADJOURNMENT**

At 3:30 p.m., on motion of Senator Perata, the Senate adjourned pursuant to the Senators' requests until 9 a.m., Monday, May 1, 2006.

PAULA K. ROSSETTO, Minute Clerk

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