

CALIFORNIA LEGISLATURE
2005-06 REGULAR SESSION

SENATE DAILY JOURNAL

TWO HUNDRED FIRST LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Wednesday, May 24, 2006

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

ROLL CALL

The roll was called and the following Senators answered to their names:
Aanestad, Ackerman, 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, Perata, Poochigian, Romero, Runner, Scott, Simitian, Soto, Speier, Torlakson, and Vincent—37.

Quorum present.

(NOTE: Senator Alarcón will be excused this day on legislative business and Senator Ortiz will be excused this day due to illness.)

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing, May 22, 2006

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

SB 1453

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

MURRAY, Chair

Above measure ordered to second reading.



Senate Chamber, May 24, 2006

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

AB 1774

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

Assembly Bill 1774—An act to amend Sections 361.4 and 16504.5 of the Welfare and Institutions Code, relating to criminal record checks, 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.

Date of Hearing, May 22, 2006

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

SB 1208

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

MURRAY, Chair

Above measure ordered to second reading.

Committee on Public Safety

Senate Chamber, May 24, 2006

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

AB 525

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

Assembly Bill 525—An act to amend Sections 11165.6, 11165.9, 11166, 11167, 11167.5, and 11170 of the Penal Code, relating to child abuse reporting.

Bill read second time.

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

Committee on Education

Senate Chamber, May 24, 2006

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

AB 473

AB 1072



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

Assembly Bill 473—An act to amend Sections 76140, 76300, and 76370 of the Education Code, relating to community colleges.

Bill read second time.

Assembly Bill 1072—An act to add Article 3.5 (commencing with Section 66024.5) to Chapter 2 of Part 40 of, and to add an article heading immediately preceding Section 66025.6 of, the Education Code, relating to public postsecondary education.

Bill read second time.

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

Committee on Rules

State Capitol, May 24, 2006

Mr. President: Pursuant to Senate Rule 29.10, the Senate Rules Committee, on a vote of 5–0, has referred SB 230 (Figueroa) to the Senate Committee on Business, Professions and Economic Development.

Pursuant to Senate Rule 29.10, the Senate Rules Committee, on a vote of 5–0, has referred SB 1154 (B&FR) to the Senate Committee on Appropriations.

PERATA, Chair

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

Senate Bill 1360—An act to amend Section 27255 of the Government Code, and to add Article 3 (commencing with Section 5096.520) to Chapter 1.695 of Division 5 of the Public Resources Code, relating to resource conservation.

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

Senate Bill 1374—An act to amend Section 19551.1 of the Revenue and Taxation Code, relating to tax administration.

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

Senate Bill 1394—An act relating to health care.

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

Senate Bill 1508—An act to add Section 1367.645 to the Health and Safety Code, and to add Section 10123.831 to the Insurance Code, relating to health care coverage.

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



Senate Bill 1578—An act to add Chapter 8 (commencing with Section 122335) to Part 6 of Division 105 of the Health and Safety Code, relating to dogs.

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

Senate Bill 1773—An act to add and repeal Section 76000.5 of the Government Code, and to amend Section 1797.98a of the Health and Safety Code, relating to county penalties.

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

Senate Bill 1804—An act to amend Section 1346.1 of the Health and Safety Code, and to add Section 12958 to the Insurance Code, relating to health care.

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

Senate Bill 1848—An act to amend Section 7331 of, and to repeal and add Section 7303 of, the Business and Professions Code, relating to barbering and cosmetology, and declaring the urgency thereof, to take effect immediately.

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

Senate Bill 1719—An act to add Section 7104.2 to the Revenue and Taxation Code, relating to transportation.

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 1405—An act to add Section 14122.5 to the Welfare and Institutions Code, relating to health care.

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

Senate Bill 1423—An act to add Section 2265 to the Business and Professions Code, relating to the healing arts.

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

Senate Bill 1475—An act to amend Sections 4104, 4162, 4180, 4181, 4182, 4190, 4191, 4192, 4546, and 4548 of the Business and Professions Code, relating to the healing arts.

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

Senate Bill 1548—An act to amend Section 23357.4 of the Business and Professions Code, relating to alcoholic beverages.

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

Senate Bill 1577—An act to amend Section 35178.4 of the Education Code, relating to schools.

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



Senate Bill 1591—An act to add Section 10113.10 to the Insurance Code, relating to health care coverage.

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

Senate Bill 1613—An act to add Section 23123 to the Vehicle Code, relating to vehicles.

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

Senate Bill 1638—An act to add Sections 2509 and 2516 to the Business and Professions Code, relating to midwives.

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

Senate Bill 1650—An act to amend Section 1263.510 of, and to add Sections 1245.245 and 1263.615 to, the Code of Civil Procedure, relating to eminent domain.

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

Senate Bill 1696—An act to add Section 421 to the Penal Code, relating to the public peace.

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

Senate Bill 1745—An act relating to domestic violence.

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

Senate Bill 1830—An act to amend Section 1543 of the Penal Code, relating to corrections.

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

Senate Bill 1592—An act relating to pupils.

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 1655—An act to add Section 35036 to the Education Code, relating to teachers.

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 1298—An act relating to state claims, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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 1555—An act to add Section 16304.6 to, and 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 Appropriations were read and adopted and the measure ordered printed, engrossed, and to third reading.

Senate Bill 1198—An act to amend Sections 19961 and 19962 of the Business and Professions Code, relating to gambling.

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

SECOND READING OF ASSEMBLY BILLS

Assembly Bill 1921—An act relating to state claims, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

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

Assembly Bill 1801—An act relating to the Budget Act of 2006.

Bill read second time and ordered to third reading.

SPECIAL CONSENT CALENDAR SET

Without objection, the following measures will be set as a Special Consent Calendar to be taken up on May 25, 2006

SCR 99	SB 1719	SB 1475
SB 1548	AJR 37	

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Senate Bill 1659—An act to amend Section 129765 of the Health and Safety Code, relating to health facilities.

Bill read third time.

Amendments Adopted

Amendments to SB 1659 proposed by Senator Cox were read and adopted and the measure ordered printed, engrossed, and to second reading.

Senate Bill 1795—An act to amend Section 1242 of, and to add Section 1267 to, the Water Code, relating to water.

Bill read third time.

Amendments Adopted

Amendments to SB 1795 proposed by Senator Machado were read and adopted and the measure ordered printed, engrossed, and to second reading.



MEASURES WITHDRAWN AND RE-REFERRED TO COMMITTEE

Without objection, **AB 1355** was withdrawn from the Committee on Governmental Organization and re-referred to the Committee on Rules; and

AB 1634 was withdrawn from the Committee on Elections, Reapportionment and Constitutional Amendments and re-referred to the Committee on Rules.

LEAVES OF ABSENCE FOR THE DAY

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

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

REQUESTS TO ADJOURN IN MEMORIAM

Senator Margett requested that when the Senate adjourns this day it do so in memory of Steve Feld of Hacienda Heights.

Senator Migden requested that when the Senate adjourns this day it do so in memory of the Honorable JoHanna Willmann, former Mayor of Fairfax.

ADJOURNMENT

At 3:30 p.m., the Senate adjourned pursuant to the Senators' requests until 9 a.m., Thursday, May 25, 2006.

PAULA K. ROSSETTO, Minute Clerk

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