

## CALIFORNIA LEGISLATURE

2007–08 REGULAR SESSION

---

---

# SENATE DAILY JOURNAL

FIFTY-SECOND LEGISLATIVE DAY

---

## IN SENATE

---

Senate Chamber, Sacramento  
Monday, April 9, 2007

The Senate met at 12 p.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, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee—37.

Quorum present.

*(NOTE: Senator Oropeza will be excused this day on legislative business and Senators Negrete McLeod and Vincent will be excused this day due to illness.)*



**PRAYER**

Upon invitation of the President, the following prayer was offered by Guest Chaplain Father Vahan Gosdanian, Pastor of the Holy Trinity Church of Fresno:

*Our Heavenly Father,* We thank You for granting us the opportunity to gather here at the California State Capitol to join the State Legislature in commemorating the 92nd anniversary of the Armenian Genocide and to declare April 24, 2007, as the California official Day of Remembrance of the Armenian Genocide.

As we are gathered here to remember the one and a half million martyrs who in 1915 gave their lives for the love of freedom, our nation, and our faith, we beseech You to grant peace to the souls of our martyrs and to all those who have fallen victim to similar atrocities.

Today, we have rallied to honor the sacrifices of our forefathers, to pay homage to their loving memory, and also to renew our commitment and duty to continue in our struggle to attain justice for the victims of the Armenian Genocide and to end the cycle of genocide that continues to this day. With our united efforts, unwavering resolve, and the strength of our voices and prayers, we can be certain that justice will prevail.

We thank the California Legislature and all those elected officials who continuously offer their support and backing to the Armenian people in our common quest for truth and dignity for all mankind. We are grateful to all of you who diligently pursue this cause with a drive and determination that is truly commendable. May your declaration today be an example to our leaders in Washington and help set the foundation for a similar declaration for the recognition of the Armenian Genocide by Congress and the President in the near future.

Lord, bless the members of the California Legislature, staunch supporters of truth and justice, and lead them in their service with Your divine wisdom and guidance.

Illuminate our path, grant us strength, and inspire us to go forward and not to falter in our commitments and responsibilities. Grace us with courage, wisdom, and foresight to provide for the needs of our people and to fulfill our mission to serve the well being of our community and nation. Lastly, grant us the spiritual renewal to help us meet and overcome new challenges and to reach our crowning point.

We thank You for Your bountiful love and blessings.—AMEN.

(Archbishop Moushegh Mardirossian, Prelate  
Western United States)



**PLEDGE OF ALLEGIANCE TO THE FLAG**

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

**MESSAGES FROM THE ASSEMBLY**

Assembly Chamber, March 29, 2007

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

ACR 13

AJR 19

Assembly Chamber, March 29, 2007

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

SCR 25

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.

**FIRST READING OF ASSEMBLY MEASURES**

The following measures were read the first time and referred to the Committee on Rules:

**Assembly Concurrent Resolution 13**—Relative to Chronic Obstructive Pulmonary Disease.

**Assembly Joint Resolution 19**—Relative to the Healthy Families Program.

**REPORTS OF STANDING COMMITTEES****Committee on Judiciary**

Senate Chamber, April 9, 2007

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

SB 241

SB 539

SB 541

SB 702

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

CORBETT, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 241**—An act to add Section 1005 to the Probate Code, relating to minors.

Bill read second time.

**Senate Bill 539**—An act to amend Section 68085 of the Government Code, relating to courts.

Bill read second time.



**Senate Bill 541**—An act to amend Section 798.74 of the Civil Code, relating to mobilehomes.

Bill read second time.

**Senate Bill 702**—An act to amend Section 1675 of the Civil Code, relating to housing.

Bill read second time.

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

**Committee on Natural Resources and Water**

Senate Chamber, April 9, 2007

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

SB 5

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

STEINBERG, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 5**—An act to add Article 8 (commencing with Section 8724) to Chapter 3 of Part 4 of Division 5 of the Water Code, relating to flood management.

Bill read second time.

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

**Committee on Judiciary**

Date of Hearing, March 27, 2007

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

SB 722

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

CORBETT, Chair

Above measure ordered to second reading.

Date of Hearing, March 27, 2007

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

SB 433

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

CORBETT, Chair

Above measure ordered to second reading.



**Committee on Rules**

Senate Chamber, April 2, 2007

Mr. President: The Committee on Rules has examined:

SB 12

And reports that the same has been correctly enrolled, and presented to the Governor on the 2nd day of April, 2007, at 11 a.m.

PERATA, Chair

**Committee on Transportation and Housing**

Date of Hearing, March 27, 2007

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

SB 279

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

LOWENTHAL, Chair

Above measure ordered to second reading.

**Committee on Governmental Organization**

Senate Chamber, April 9, 2007

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

SB 574

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 574**—An act to amend Section 25503.85 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**

Date of Hearing, March 27, 2007

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

SB 353

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

CORBETT, Chair

Above measure ordered to second reading.

Date of Hearing, March 27, 2007

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

SB 553



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

Above measure ordered to second reading.

**Committee on Education**

Senate Chamber, April 9, 2007

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

SB 43	SB 268	SB 453
SB 507	SB 832	SB 855

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 43**—An act to amend Sections 70000, 70001, 70002, 70003, 70004, and 70005 of the Education Code, relating to the Governor's Teaching Fellowships Program.

Bill read second time.

**Senate Bill 268**—An act to amend Section 68130.5 of the Education Code, relating to public postsecondary education.

Bill read second time.

**Senate Bill 453**—An act to add Sections 45266.5 and 88086.25 to the Education Code, relating to educational employees.

Bill read second time.

**Senate Bill 507**—An act to add Chapter 6.95 (commencing with Section 52117) to Part 28 of Division 4 of Title 2 of the Education Code, relating to science instruction.

Bill read second time.

**Senate Bill 832**—An act to add Section 66407 to the Education Code, relating to postsecondary education.

Bill read second time.

**Senate Bill 855**—An act to amend Sections 90011, 90012, 90013, 90014, 90016, 90027, 90040, 90047, 90073, 90076, and 90078 of the Education Code, relating to the California State University, 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 Environmental Quality**

Senate Chamber, April 9, 2007

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

SB 516

SB 774

SB 1028

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 516**—An act to amend Section 13385 of the Water Code, relating to water.

Bill read second time.

**Senate Bill 774**—An act to amend Sections 25214.14 and 25214.16 of the Health and Safety Code, relating to hazardous packaging.

Bill read second time.

**Senate Bill 1028**—An act to repeal Section 39619.6 of the Health and Safety Code, relating to air resources.

Bill read second time.

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

**Committee on Elections, Reapportionment and Constitutional Amendments**

Senate Chamber, April 9, 2007

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

SB 662

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

CALDERON, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 662**—An act to amend Section 82011 of the Government Code, relating to the Political Reform Act of 1974.

Bill read second time.

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

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

Senate Chamber, April 9, 2007

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

SB 387



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

RIDLEY-THOMAS, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 387**—An act to amend Section 1625.1 of, and to add Section 1625.3 to, the Business and Professions Code, relating to dentistry.

Bill read second time.

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

**Committee on Public Safety**

Senate Chamber, April 9, 2007

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

SB 368

SB 612

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

ROMERO, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 368**—An act to amend Section 311.4 of the Penal Code, relating to child pornography.

Bill read second time.

**Senate Bill 612**—An act to amend Section 786 of the Penal Code, relating to crime.

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 9, 2007

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

SB 538

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 538**—An act to amend Sections 18000, 18007, 18008, and 18008.7 of, and to amend the heading of Part 2 (commencing with Section 18000) of Division 13 of, the Health and Safety Code, relating to housing.

Bill read second time.

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





**Committee on Judiciary**

Date of Hearing, March 27, 2007

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

SB 464

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

CORBETT, Chair

Above measure ordered to second reading.

Date of Hearing, April 9, 2007

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

SB 234

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

CORBETT, Chair

Above measure ordered to second reading.

**Committee on Transportation and Housing**

Date of Hearing, March 27, 2007

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

SB 303

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

LOWENTHAL, Chair

Above measure ordered to second reading.

**Committee on Governmental Organization**

Date of Hearing, March 27, 2007

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

SB 548

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

FLOREZ, Chair

Above measure ordered to second reading.

Date of Hearing, March 27, 2007

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

SB 161

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

FLOREZ, Chair

Above measure ordered to second reading.



Senate Chamber, April 9, 2007

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

SB 567

SB 839

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 567**—An act relating to state property, and making an appropriation therefor.

Bill read second time.

**Senate Bill 839**—An act to amend Sections 12551, 12552, 12678, 12683, 12700, 12702, and 12726 of, and to add Sections 12703, 12704, 12705, 12727, and 12728 to, the Health and Safety Code, and to add Section 15301 to the Vehicle Code, relating to fireworks, 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 Health**

Senate Chamber, April 9, 2007

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

SB 306

SB 490

SB 1029

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 306**—An act relating to health facilities.

Bill read second time.

**Senate Bill 490**—An act to add Section 49431.7 to the Education Code, relating to pupil nutrition.

Bill read second time.

**Senate Bill 1029**—An act to add Section 116365.1 to the Health and Safety Code, relating to drinking water standards.

Bill read second time.

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



**Committee on Human Services**

Date of Hearing, March 27, 2007

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

SB 468

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

ALQUIST, Chair

Above measure ordered to second reading.

**Committee on Transportation and Housing**

Senate Chamber, April 9, 2007

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

SB 589

SB 735

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 589**—An act to amend Section 18554 of the Health and Safety Code, relating to mobilehome parks.

Bill read second time.

**Senate Bill 735**—An act to add Section 42702 to the Public Resources Code, relating to recycling.

Bill read second time.

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

**Committee on Rules**

Senate Chamber, April 9, 2007

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

SB 166	SB 526	SB 745	SB 972
SB 470	SB 557	SB 810	SB 980
SB 472	SB 666	SB 886	SB 997

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 166**—An act relating to emergency planning.

Bill read second time.



**Senate Bill 470**—An act to amend Section 9142 of the Food and Agricultural Code, relating to agriculture.

Bill read second time.

**Senate Bill 472**—An act relating to pharmacy.

Bill read second time.

**Senate Bill 526**—An act to amend Section 4671 of the Revenue and Taxation Code, relating to taxation.

Bill read second time.

**Senate Bill 557**—An act relating to workers' compensation.

Bill read second time.

**Senate Bill 666**—An act to amend Section 7582.2 of the Business and Professions Code, relating to private patrol operators.

Bill read second time.

**Senate Bill 745**—An act relating to transportation.

Bill read second time.

**Senate Bill 810**—An act to amend Section 19195 of the Revenue and Taxation Code, relating to tax administration.

Bill read second time.

**Senate Bill 886**—An act to amend Section 39001 of the Health and Safety Code, relating to air pollution.

Bill read second time.

**Senate Bill 972**—An act to amend Section 742.24 of the Insurance Code, relating to insurance.

Bill read second time.

**Senate Bill 980**—An act to amend Section 345.5 of the Public Utilities Code, relating to electrical restructuring.

Bill read second time.

**Senate Bill 997**—An act to amend Section 12001 of the Penal Code, relating to firearms.

Bill read second time.

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

#### **Committee on Labor and Industrial Relations**

Senate Chamber, April 9, 2007

Mr. President: The Chair of the Committee on Labor and Industrial Relations, to which was referred:

SB 783



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 783**—An act to amend Sections 7912, 7914, and 7915 of, and to add Sections 7916, 7917, and 7918 to, the Labor Code, relating to amusement rides.

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 9, 2007

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

SB 328

SB 396

SB 729

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

CORBETT, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 328**—An act to amend Sections 1798.80 and 1798.84 of, and to add Section 1798.83.5 to, the Civil Code, relating to personal information.

Bill read second time.

**Senate Bill 396**—An act to amend Section 470.5 of the Business and Professions Code, and to add Section 70612.5 to the Government Code, relating to dispute resolution.

Bill read second time.

**Senate Bill 729**—An act to add Section 17537.12 to the Business and Professions Code, relating to advertising.

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 9, 2007

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

SB 961

SB 52

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 961**—An act to add Article 5.5 (commencing with Section 44550) to Chapter 3 of Part 25 of Division 3 of Title 2 of the Education Code, relating to school administrators.

Bill read second time.

**Senate Bill 52**—An act to amend Sections 44260 and 44260.1 of, to add Section 44260.9 to, and to repeal Section 44260.5 of, the Education Code, relating to teacher credentialing, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

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

**Committee on Health**

Date of Hearing, March 28, 2007

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

SB 22

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

KUEHL, Chair

Above measure ordered to second reading.

**Committee on Transportation and Housing**

Date of Hearing, March 27, 2007

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

SB 60

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.

Date of Hearing, March 27, 2007

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

SB 23

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

LOWENTHAL, Chair

Above measure ordered to second reading.

Date of Hearing, March 27, 2007

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

SB 494



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

LOWENTHAL, Chair

Above measure ordered to second reading.

**Committee on Natural Resources and Water**

Date of Hearing, March 27, 2007

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

SB 207

SB 404

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

STEINBERG, Chair

Above measures ordered to second reading.

Date of Hearing, March 27, 2007

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

SB 466

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

STEINBERG, Chair

Above measure ordered to second reading.

**Committee on Human Services**

Senate Chamber, April 9, 2007

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

SB 489

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

ALQUIST, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 489**—An act to amend Section 1771 of, and to add Article 9 (commencing with Section 1793.80) to Chapter 10 of Division 2 of, the Health and Safety Code, relating to continuing care retirement communities.

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, March 28, 2007

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

SB 443



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

Above measure ordered to second reading.

Date of Hearing, March 28, 2007

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

SB 535

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

KUEHL, Chair

Above measure ordered to second reading.

Date of Hearing, March 28, 2007

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

SB 661

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

KUEHL, Chair

Above measure ordered to second reading.

#### **Committee on Education**

Senate Chamber, April 4, 2007

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

SB 193

SB 325

SB 347

SB 377

SB 808

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 193**—An act to amend Sections 44392 and 44393 of the Education Code, relating to teacher credentialing.

Bill read second time.

**Senate Bill 325**—An act to add Chapter 12.5 (commencing with Section 67050) to Part 40 of Division 5 of Title 3 of the Education Code, relating to postsecondary education.

Bill read second time.

**Senate Bill 347**—An act to add Section 66745 to the Education Code, relating to public postsecondary education.

Bill read second time.





**Senate Bill 377**—An act to amend Section 44831 of the Education Code, relating to school employees.

Bill read second time.

**Senate Bill 808**—An act to add Section 88512 to the Education Code, relating to community colleges.

Bill read second time.

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

Date of Hearing, March 28, 2007

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

SB 72

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

SCOTT, Chair

Above measure ordered to second reading.

Date of Hearing, March 28, 2007

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

SB 283

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

SCOTT, Chair

Above measure ordered to second reading.

#### **Committee on Public Safety**

Senate Chamber, April 9, 2007

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

SB 177

SB 340

SB 1033

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

ROMERO, Chair

#### **Second Reading of Bills—Author's Amendments**

**Senate Bill 177**—An act to amend Sections 13352, 14602.6, and 23575 of the Vehicle Code, relating to vehicles.

Bill read second time.

**Senate Bill 340**—An act to amend Section 11105 of the Penal Code, relating to criminal information.

Bill read second time.



**Senate Bill 1033**—An act to add Section 1203.42 to the Penal Code, relating to criminal procedure.

Bill read second time.

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

**Committee on Health**

Date of Hearing, March 28, 2007

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

SB 275

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

KUEHL, Chair

Above measure ordered to second reading.

Date of Hearing, March 28, 2007

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

SB 20

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

KUEHL, Chair

Above measure ordered to second reading.

Date of Hearing, March 28, 2007

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

SB 441

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

KUEHL, Chair

Above measure ordered to second reading.

Date of Hearing, March 28, 2007

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

SB 462

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

KUEHL, Chair

Above measure ordered to second reading.



**Committee on Rules**

Senate Chamber, April 9, 2007

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

SB 273	SB 174	SB 903	SB 680
SB 455	SB 175	SB 905	SB 568
SB 571	SB 588	SB 941	SB 924
SB 39	SB 590	SB 964	SB 957
SB 106	SB 697	SB 358	SB 677

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 273**—An act to amend Section 33370 of the Education Code, relating to education.

Bill read second time.

**Senate Bill 455**—An act relating to water.

Bill read second time.

**Request to Add Urgency Section**

To the Committee on Rules: I request permission to add an urgency section to SB 455 pursuant to Joint Rule 58.

SENATOR DENHAM

**Permission of Rules Committee**

Senate Chamber, April 9, 2007

The Committee on Rules grants permission to offer amendments which would add an urgency section to SB 455.

PERATA, Chair

**Senate Bill 571**—An act relating to organized retail crime.

Bill read second time.

**Senate Bill 39**—An act to amend Section 827 of the Welfare and Institutions Code, relating to juveniles.

Bill read second time.

**Senate Bill 106**—An act to add Section 12012.52 to the Government Code, relating to gaming.

Bill read second time.

**Senate Bill 174**—An act to amend Section 12012.90 of the Government Code, relating to gaming.

Bill read second time.

**Senate Bill 175**—An act to amend Section 12012.90 of the Government Code, relating to gaming.

Bill read second time.



**Senate Bill 588**—An act to amend Section 89500 of the Education Code, relating to postsecondary education.

Bill read second time.

**Senate Bill 590**—An act relating to child exploitation.

Bill read second time.

**Senate Bill 697**—An act to amend Section 12209 of the Public Contract Code, and to amend Sections 42240 and 42241 of the Public Resources Code, relating to compost.

Bill read second time.

**Senate Bill 903**—An act to amend Section 12012.85 of the Government Code, relating to gaming.

Bill read second time.

**Senate Bill 905**—An act to amend Section 863 of the Financial Code, relating to financial institutions.

Bill read second time.

**Senate Bill 941**—An act to amend Section 12012.85 of the Government Code, relating to gaming.

Bill read second time.

**Senate Bill 964**—An act to amend Sections 54952.2 and 54957.5 of, and to add Section 54963.1 to, the Government Code, relating to local agencies.

Bill read second time.

**Senate Bill 358**—An act relating to field crops.

Bill read second time.

**Senate Bill 680**—An act to add Article 15.4 (commencing with Section 8347) to Chapter 2 of Part 6 of Division 1 of Title 1 of the Education Code, relating to child care.

Bill read second time.

**Senate Bill 568**—An act to amend Sections 1367 and 1376 of the Penal Code, relating to criminal procedure.

Bill read second time.

**Senate Bill 924**—An act to amend Section 81004 of the Government Code, relating to the Political Reform Act of 1974.

Bill read second time.

**Senate Bill 957**—An act to amend Section 12712 of the Government Code, relating to gaming.

Bill read second time.



**Senate Bill 677**—An act to add Section 14998.17 to the Government Code, relating to economic development.

Bill read second time.

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

#### **Committee on Revenue and Taxation**

Senate Chamber, April 9, 2007

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

SB 359

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

OROPEZA, Chair

#### **Second Reading of Bills—Author's Amendments**

**Senate Bill 359**—An act to amend Sections 17052.12, 17053.36, 17053.37, 23609, 23636, 23637, and 25120 of, to amend, add, and repeal Section 25128 of, and to add and repeal Sections 6357.7 and 6377 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time.

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

#### **Committee on Health**

Senate Chamber, April 9, 2007

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

SB 211

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 211**—An act to amend Section 129787 of the Health and Safety Code, relating to seismic safety.

Bill read second time.

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

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

Senate Chamber, April 9, 2007

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

SB 765



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

RIDLEY-THOMAS, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 765**—An act to add Section 13997.2 to the Government Code, relating to economic development.

Bill read second time.

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

**Committee on Banking, Finance and Insurance**

Senate Chamber, April 9, 2007

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

SB 711

SB 869

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 711**—An act to amend Section 1861.16 of the Insurance Code, relating to insurance.

Bill read second time.

**Senate Bill 869**—An act to amend Sections 1872.83 and 11751.7 of, and to add Section 1872.835 to, the Insurance Code, to add Section 3701.9 to the Labor Code, and to amend Section 1088 of the Unemployment Insurance Code, relating to workers' compensation insurance.

Bill read second time.

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

**Committee on Appropriations**

Senate Chamber, April 9, 2007

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

SB 456

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

TORLAKSON, Chair



**Second Reading of Bills—Author's Amendments**

**Senate Bill 456**—An act to add Chapter 10.1 (commencing with Section 108925) to Part 3 of Division 104 of the Health and Safety Code, relating to toxic substances.

Bill read second time.

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

**Committee on Human Services**

Date of Hearing, March 27, 2007

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

SB 197

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

ALQUIST, Chair

Above measure ordered to second reading.

**Committee on Judiciary**

Senate Chamber, April 9, 2007

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

SB 198	SB 237	SB 362	SB 376
SB 523	SB 777	SB 981	

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

CORBETT, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 198**—An act to amend Section 11139.3 of the Government Code, relating to homeless youth, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

**Senate Bill 237**—An act to add Article 10.5 (commencing with Section 7170) to Chapter 9 of Division 3 of the Business and Professions Code, relating to contractors.

Bill read second time.

**Senate Bill 362**—An act to add Section 52.7 to the Civil Code, relating to identification devices.

Bill read second time.

**Senate Bill 376**—An act to amend Sections 17204 and 17206 of the Business and Professions Code, relating to unfair competition.

Bill read second time.



**Senate Bill 523**—An act to amend, repeal, and add Section 4505 of the Family Code, relating to child support.

Bill read second time.

**Senate Bill 777**—An act to amend Sections 200, 220, 235, 260, 51500, 51501, 60044, 66250, 66251, and 66270 of, to amend and renumber Sections 210.1 and 220.5, to add Sections 210.1, 210.7, 212.1, 212.3, 212.6, 219, 66260.5, 66260.7, 66261.5, 66261.7, 66262.7, and 66269 to, and to repeal and add Sections 212 and 66262 of, the Education Code, relating to education.

Bill read second time.

**Senate Bill 981**—An act to amend Section 798.15 of the Civil Code, relating to mobilehomes.

Bill read second time.

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

#### **Committee on Environmental Quality**

Date of Hearing, March 26, 2007

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

SB 509

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 measure ordered to second reading.

#### **Committee on Labor and Industrial Relations**

Date of Hearing, March 28, 2007

Mr. President: The Committee on Labor and Industrial Relations, to which was referred:

SB 549

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 measure ordered to second reading.

#### **Committee on Natural Resources and Water**

Senate Chamber, April 9, 2007

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

SB 742

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

STEINBERG, Chair





**Second Reading of Bills—Author's Amendments**

**Senate Bill 742**—An act to amend Sections 5010, 5090.02, 5090.15, 5090.50, and 5090.60 of, to repeal Sections 5090.63, 5090.64, and 5090.70 of, and to repeal and add Section 5090.61 of, the Public resources Code, to repeal Sections 8352.7 and 8352.8 of, and to repeal and add Section 8352.6 of, the Revenue and Taxation Code, and to amend Section 38225 of, and to add Sections 38002 and 38003 to, the Vehicle Code, relating to off-highway motor vehicle recreation.

Bill read second time.

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

**Committee on Public Employment and Retirement**

Senate Chamber, April 5, 2007

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

SB 221

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

WIGGINS, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 221**—An act to amend Section 9359.1 of the Government Code, relating to the Legislators' Retirement System.

Bill read second time.

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

**Committee on Education**

Date of Hearing, March 28, 2007

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

SB 704

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

SCOTT, Chair

Above measure ordered to second reading.

**Committee on Local Government**

Senate Chamber, April 9, 2007

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

SB 645

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

NEGRETE McLEOD, Chair



**Second Reading of Bills—Author's Amendments**

**Senate Bill 645**—An act to add and repeal Section 20785 of the Public Contract Code, relating to public contracts.

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 9, 2007

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

SB 780

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 780**—An act to add Section 750 to the Public Utilities Code, relating to telecommunications.

Bill read second time.

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

**Committee on Natural Resources and Water**

Senate Chamber, April 9, 2007

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

SB 68

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

STEINBERG, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 68**—An act to amend Sections 2715, 2763, 2770, 2773.1, and 2775 of the Public Resources Code, relating to mining.

Bill read second time.

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

**Committee on Rules**

State Capitol, April 9, 2007

The Committee on Rules has referred the following measure to committee:

**Appropriations**—AB 300.



**Committee on Elections, Reapportionment and Constitutional Amendments**

Senate Chamber, April 9, 2007

Mr. President: The Chair of the Committee on Elections, Reapportionment and Constitutional Amendments, to which was referred: SB 513

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

CALDERON, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 513**—An act to repeal Section 315 of the Elections Code, relating to elections.

Bill read second time.

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

**Committee on Environmental Quality**

Senate Chamber, April 9, 2007

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

SB 55

SB 329

SB 1020

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 55**—An act to add Sections 13275 and 13276 to the Water Code, relating to water quality.

Bill read second time.

**Senate Bill 329**—An act to amend Sections 25503.5 and 25505 of the Health and Safety Code, relating to hazardous materials.

Bill read second time.

**Senate Bill 1020**—An act to amend Section 41780 of the Public Resources Code, relating to solid waste.

Bill read second time.

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

**Committee on Environmental Quality**

Senate Chamber, April 9, 2007

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

SB 990



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 990**—An act relating to land use.

Bill read second time.

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

Senate Chamber, April 9, 2007

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

SB 252

SB 558

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 252**—An act to amend Section 1600 of the Business and Professions Code, relating to dentistry.

Bill read second time.

**Senate Bill 558**—An act relating to local government.

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 9, 2007

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

SB 542

SB 756

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

ROMERO, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 542**—An act to amend Section 1405 of the Penal Code, and to amend Section 6603 of the Welfare and Institutions Code, relating to sexually violent predators.

Bill read second time.



**Senate Bill 756**—An act to add Section 806 to the Evidence Code and to add Section 686.3 to the Penal Code, relating to criminal investigations.

Bill read second time.

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

#### **Committee on Appropriations**

Date of Hearing, April 9, 2007

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

AB 300

Reports the same back with the recommendation: Do pass.

TORLAKSON, Chair

Above bill ordered to second reading.

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

Senate Chamber, April 9, 2007

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

SB 659

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

RIDLEY-THOMAS, Chair

#### **Second Reading of Bills—Author's Amendments**

**Senate Bill 659**—An act to amend Sections 7500.1, 7500.3, 7507.6, 7507.12, and 7508.4 of the Business and Professions Code, to add Sections 2984.6 and 2993 to the Civil Code, to add Sections 3357, 15103, and 22329.5 to the Financial Code, and to amend Sections 14602.6, 14602.7, and 22850.5 of, and to add Section 11724 to, the Vehicle Code, relating to collateral recovery, 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**

State Capitol, April 9, 2007

The Committee on Rules has referred the following measure to committee:

**Appropriations**—SB 106.



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

**Senate Bill 124**—An act to amend Section 40250 of the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

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 966**—An act to add Chapter 6.9.2 (commencing with Section 25400.50) to Division 20 of the Health and Safety Code, relating to pharmaceuticals.

Bill read second time.

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

**Senate Bill 250**—An act to amend Section 1749.5 of the Civil Code, relating to gift certificates.

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 449**—An act to amend Section 6254 of the Government Code, and to amend Section 293 of the Penal Code, relating to records of crime.

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.

**Senator Yee Presiding**

**THIRD READING OF SENATE BILLS**

**Senate Bill 125**—An act to amend Sections 19601 and 19605.35 of the Business and Professions Code, relating to horse racing, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator Harman.



**Urgency Clause**

Urgency clause read and adopted by the following vote:

AYES (32)—Senators Aanestad, Ackerman, Alquist, Ashburn, Calderon, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (0)—None.

**Roll Call**

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

AYES (32)—Senators Aanestad, Ackerman, Alquist, Ashburn, Calderon, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**REQUEST FOR UNANIMOUS CONSENT (AB 300)**

Senator Perata asked for, and was granted, unanimous consent to take up AB 300 at this time without reference to file.

**RESOLUTION TO DISPENSE WITH CONSTITUTIONAL PROVISION**

The following resolution was offered by Senator Perata:

*Resolved*, That AB 300 presents a case of urgency as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times and placed upon its passage.

Resolution read and presented by Senator Perata.

**Roll Call**

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

AYES (33)—Senators Ackerman, Alquist, Ashburn, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Migden, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (2)—Senators Aanestad and McClintock.

**Consideration of Assembly Bill 300**

**Assembly Bill 300**—An act relating to public contracts, and declaring the urgency thereof, to take effect immediately.

Bill read second time.



**Assembly Bill 300**—An act relating to public contracts, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator Perata.

**Urgency Clause**

Urgency clause read and adopted by the following vote:

AYES (30)—Senators Ackerman, Alquist, Ashburn, Calderon, Cedillo, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Padilla, Perata, Ridley-Thomas, Runner, Scott, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (2)—Senators Aanestad and McClintock.

**Roll Call**

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

AYES (30)—Senators Ackerman, Alquist, Ashburn, Calderon, Cedillo, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Padilla, Perata, Ridley-Thomas, Runner, Scott, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (2)—Senators Aanestad and McClintock.

Bill ordered transmitted to the Assembly.

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

**Senate Bill 566**—An act to amend Section 13500 of the Penal Code, relating to law enforcement.

Bill read third time and presented by Senator Ridley-Thomas.

**Roll Call**

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

AYES (26)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, Ducheny, Florez, Harman, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Migden, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Wiggins, and Yee.

NOES (9)—Senators Aanestad, Ackerman, Ashburn, Cogdill, Cox, Dutton, Hollingsworth, McClintock, and Wyland.

Bill ordered transmitted to the Assembly.

**CONSENT CALENDAR**

**Senate Resolution 9**—Relative to the 2016 Olympics.

Resolution read third time

**Consent Calendar Roll Call**

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

AYES (36)—Senators Aanestad, Ackerman, Alquist, Ashburn, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal,



Machado, Maldonado, Margett, McClintock, Migden, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (0)—None.

Resolution ordered transmitted to the Assembly.

#### **LEAVES OF ABSENCE FOR THE DAY**

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

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

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

At 2:30 p.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 Tuesday, April 10, 2007.

Motion carried.

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

Assembly Chamber, April 9, 2007

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

AB 225

AB 243

AB 455

Assembly Chamber, April 9, 2007

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

ACR 4

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 225**—An act to amend Section 653m of the Penal Code, relating to crime.

**Assembly Bill 243**—An act to amend Section 7091 of the Business and Professions Code, relating to contractors.

**Assembly Bill 455**—An act to amend Section 7007 of the Business and Professions Code, relating to contractors.



**Assembly Concurrent Resolution 4**—Relative to the Esperanza Firefighters Memorial Highway.

#### **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 Constitutional Amendment 7:** By Senator Wyland—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Sections 4 and 8 of Article III thereof, by amending Sections 3, 4, 7.5, 8, and 10 of, and amending, repealing, and adding Section 12 of, Article IV thereof, by amending Section 6 of Article IX thereof, by amending Sections 6 and 10.5 of, adding Section 14 to, and amending, repealing, and adding Sections 1, 2, 3, and 8 of, Article XIII B thereof, by amending Section 20 of, and amending, repealing, and adding Sections 8 and 8.5 of Article XVI thereof, by amending Section 1 of Article XIX A thereof, by amending Section 1 of Article XIX B thereof, and by amending Section 4 of Article XXIV thereof, relating to the budget.

**Senate Constitutional Amendment 8:** By Senator Harman (Principal coauthor: Senator McClintock)—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Sections 1, 2, 3, 7, and 8 of, repealing Sections 9, 10, 12, and 13 of, and repealing and adding Sections 6 and 10.5 of, Article XIII B thereof, and by amending Section 8 of, and repealing Section 8.5 of, Article XVI thereof, relating to appropriations limitations.

**Senate Concurrent Resolution 36:** By Senator Yee—Relative to California Community College Music Day.

**Senate Concurrent Resolution 37:** By Senators Simitian and Alquist—Relative to the Lewis E. Platt Memorial Highway.

**Senate Resolution 15:** By Senator Yee—Relative to Girl Scouts water conservation programs.

#### **REPORTS OF STANDING COMMITTEES**

##### **Committee on Rules**

State Capitol, April 9, 2007

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

**Banking, Finance and Insurance**—SB 972.

**Business, Professions and Economic Development**—SB 472, SB 666, SB 822.

**Education**—SB 166, SB 273, SB 588, SB 672, SB 679.

**Energy, Utilities and Communications**—SB 980.

**Environmental Quality**—SB 455, SB 470, SB 529, SB 697.



**Health**—SB 32, SB 358, SB 624.

**Human Services**—SB 680.

**Judiciary**—SB 39, SB 518, SB 905.

**Local Government**—SB 886.

**Public Safety**—SB 568, SB 590, SB 997.

**Revenue and Taxation**—SB 526, SB 918.

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

**Agriculture and Judiciary**—SB 486.

**Business, Professions and Economic Development and Labor and Industrial Relations**—SB 557.

**Judiciary and Labor and Industrial Relations**—SB 622.

**Local Government and Judiciary**—SB 964.

**Revenue and Taxation and Environmental Quality**—SB 794, SB 810.

**Revenue and Taxation and Judiciary**—SB 919.

**Transportation and Housing and Governmental Organization**—SB 745.

#### **Committee on Judiciary**

Senate Chamber, April 9, 2007

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

SB 706

SB 904

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

CORBETT, Chair

#### **Second Reading of Bills—Author's Amendments**

**Senate Bill 706**—An act to amend Section 11571.1 of the Health and Safety Code, relating to controlled substances.

Bill read second time.

**Senate Bill 904**—An act to add Section 722 to the Military and Veterans Code, relating to veterans.

Bill read second time.

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



**Committee on Appropriations**

Senate Chamber, April 9, 2007

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

SB 164

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

TORLAKSON, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 164**—An act to amend Sections 124977 and 125002 of the Health and Safety Code, relating to maternal and child health, 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 Rules**

Senate Chamber, April 9, 2007

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

SB 395

SB 570

SB 820

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 395**—An act to add Section 13228.5 of the Water Code, relating to water.

Bill read second time.

**Senate Bill 570**—An act to amend Section 201 of the Labor Code, relating to payment of wages.

Bill read second time.

**Senate Bill 820**—An act relating to taxation.

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 9, 2007

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

SB 286

SB 442

SB 713

SB 956

SB 974



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 286**—An act to amend Sections 8879.23 and 8879.28 of the Government Code, relating to transportation bonds.

Bill read second time.

**Request to Add Urgency Section**

To the Committee on Rules: I request permission to add an urgency section to SB 286 pursuant to Joint Rule 58.

SENATOR DUTTON

**Permission of Rules Committee**

Senate Chamber, April 9, 2007

The Committee on Rules grants permission to offer amendments which would add an urgency section to SB 286.

PERATA, Chair

**Senate Bill 442**—An act to amend Section 20209.13 of the Public Contract Code, relating to public contracts.

Bill read second time.

**Senate Bill 713**—An act to amend Sections 50199.50 and 50199.55 of the Health and Safety Code, relating to housing.

Bill read second time.

**Senate Bill 956**—An act to add Chapter 8 (commencing with Section 1965) to Division 2.5 of the Streets and Highways Code, and to amend Sections 21251 and 21260 of the Vehicle Code, relating to neighborhood electric vehicles.

Bill read second time.

**Senate Bill 974**—An to add Article 10 (commencing with Section 63049.70) to Chapter 2 of Division 1 of Title 6.7 of the Government Code, to amend and renumber Section 1760 of, to add a heading to Chapter 1 (commencing with Section 1720) of, and to add Chapter 2 (commencing with Section 1740) to, Part 2 of Division 6 of, the Harbors and Navigation Code, relating to ports, 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 Local Government**

Senate Chamber, April 9, 2007

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

SB 343



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

NEGRETE McLEOD, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 343**—An act to amend Section 54954.2 of the Government Code, relating to local agencies.

Bill read second time.

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

**Committee on Public Safety**

Senate Chamber, April 9, 2007

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

SB 511

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

ROMERO, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 511**—An act to add Section 859.5 to the Penal Code, relating to interrogation.

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, April 9, 2007

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

SB 219

SB 344

SB 944

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 219**—An act to amend Section 52052 of the Education Code, relating to pupil achievement.

Bill read second time.

**Senate Bill 344**—An act to add Section 52891 to the Education Code, relating to pupils.

Bill read second time.



**Senate Bill 944**—An act to add Section 8239.5 to the Education Code, relating to preschool.

Bill read second time.

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

#### **Committee on Health**

Senate Chamber, April 9, 2007

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

SB 24

SB 180

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 24**—An act to add Article 4 (commencing with Section 30133) to Chapter 2 of Part 13 of Division 2 of the Revenue and Taxation Code, relating to taxation.

Bill read second time.

**Senate Bill 180**—An act to add Chapter 12.5 (commencing with Section 114375) to Part 7 of Division 104 of the Health and Safety Code, relating to food facilities.

Bill read second time.

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

#### **Committee on Elections, Reapportionment and Constitutional Amendments**

Senate Chamber, April 9, 2007

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

SB 884

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

CALDERON, Chair

#### **Second Reading of Bills—Author's Amendments**

**Senate Bill 884**—An act to amend Sections 82002, 82039, and 86300 of the Government Code, and to amend Section 30325 of the Public Resources Code, relating to coastal resources.

Bill read second time.

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



**Committee on Banking, Finance and Insurance**

Senate Chamber, April 9, 2007

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

SB 875

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 875**—An act to amend Section 10102 of the Insurance Code, relating to homeowners insurance.

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 9, 2007

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

SB 226

SB 354

SB 366

SB 515

SB 761

SB 797

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

RIDLEY-THOMAS, Chair

Above measures re-referred to the Committee on Appropriations.

Date of Hearing, April 9, 2007

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

SB 738

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

RIDLEY-THOMAS, Chair

Above measure re-referred to the Committee on Judiciary.

Date of Hearing, April 9, 2007

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

SB 387

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

RIDLEY-THOMAS, Chair

Above measure re-referred to the Committee on Rules.





**MEASURE WITHDRAWN FROM COMMITTEE**

Without objection, **SB 28** was withdrawn from the Committee on Rules and placed on the second reading file.

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

Without objection, **SB 449** was withdrawn from the Committee on Rules and re-referred to the Committee on Appropriations;

**SB 107** was withdrawn from the Committee on Agriculture and re-referred to the Committee on Health;

**SB 516** was withdrawn from the Committee on Environmental Quality and re-referred to the Committee on Rules;

**SB 839** was withdrawn from the Committee on Governmental Organization and re-referred to the Committee on Public Safety;

**SB 191** was withdrawn from the Committee on Labor and Industrial Relations and re-referred to the Committee on Judiciary; and

**SB 763** was withdrawn from the Committee on Environmental Quality and re-referred to the Committee on Judiciary.

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

**Senate Bill 330**—An act to amend Sections 12085, 12085.5, 12087, 12727, 12730, 12735, 12736, 12738, 12740, 12741, 12742, 12745, 12747, 12750, 12750.1, 12750.2, 12751, 12752.1, 12753, 12754, 12756, 12759, 12760, 12761, 12763, 12768, 12772, 12773, 12776, 12780, 12781, 12785, and 12787 of, and to add Section 12758 to, the Government Code, and to repeal Section 25200 of the Welfare and Institutions Code, relating to community services.

Bill read third time.

**Amendments Adopted**

Amendments to SB 330 proposed by Senator Alquist were read and adopted and the measure ordered printed, engrossed, and to second reading.

**SENATE COMMITTEE ROLL CALLS****Committee on Appropriations**

**AB 300**—Do pass

AYES (14)—Senators Ashburn, Calderon, Cedillo, Corbett, Correa, Cox, Dutton, Florez, Kuehl, Ridley-Thomas, Runner, Torlakson, Wyland, and Yee.

NOES (1)—Senator Aanestad.

Date of Hearing: 4/9/2007

Torlakson (Chair)

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

**SB 70**—Do pass as amended and re-refer to Committee on Rules

AYES (5)—Senators Corbett, Florez, Ridley-Thomas, Simitian, and Yee.

NOES (3)—Senators Aanestad, Denham, and Harman.



**SB 226**—Do pass and re-refer to Committee on Appropriations

AYES (8)—Senators Aanestad, Corbett, Denham, Florez, Harman, Ridley-Thomas, Simitian, and Yee.

NOES (0)—None.

**SB 354**—Do pass and re-refer to Committee on Appropriations

AYES (8)—Senators Aanestad, Corbett, Denham, Florez, Harman, Ridley-Thomas, Simitian, and Yee.

NOES (0)—None.

**SB 366**—Do pass and re-refer to Committee on Appropriations

AYES (8)—Senators Aanestad, Corbett, Denham, Florez, Harman, Ridley-Thomas, Simitian, and Yee.

NOES (0)—None.

**SB 374**—Do pass as amended and re-refer to Committee on Veterans Affairs

AYES (6)—Senators Aanestad, Corbett, Denham, Harman, Ridley-Thomas, and Yee.

NOES (0)—None.

**SB 387**—Do pass and re-refer to Committee on Rules

AYES (8)—Senators Aanestad, Corbett, Denham, Florez, Harman, Ridley-Thomas, Simitian, and Yee.

NOES (0)—None.

**SB 515**—Do pass and re-refer to Committee on Appropriations

AYES (8)—Senators Aanestad, Corbett, Denham, Florez, Harman, Ridley-Thomas, Simitian, and Yee.

NOES (0)—None.

**SB 738**—Do pass and re-refer to Committee on Judiciary

AYES (7)—Senators Aanestad, Corbett, Denham, Florez, Harman, Ridley-Thomas, and Yee.

NOES (0)—None.

**SB 761**—Do pass and re-refer to Committee on Appropriations

AYES (8)—Senators Aanestad, Corbett, Denham, Florez, Harman, Ridley-Thomas, Simitian, and Yee.

NOES (0)—None.

**SB 797**—Do pass and re-refer to Committee on Appropriations

AYES (8)—Senators Aanestad, Corbett, Denham, Florez, Harman, Ridley-Thomas, Simitian, and Yee.

NOES (0)—None.

Date of Hearing: 4/9/2007

Ridley-Thomas (Chair)



**REQUESTS TO ADJOURN IN MEMORIAM**

Senator Cox requested that when the Senate adjourns this day it do so in memory of Michael Riedinger of Folsom.

Senator Denham requested that when the Senate adjourns this day it do so in memory of Marie L. LeBeouf-Lewis of Los Banos.

Senator Ducheny requested that when the Senate adjourns this day it do so in memory of Spc. Curtis R. Spivey of Chula Vista.

Senator Florez requested that when the Senate adjourns this day it do so in memory of Louis Flores Ruiz of Dinuba.

Senator Hollingsworth requested that when the Senate adjourns this day it do so in memory of Ruth Hyer Armstrong of Valley Center.

Senator Kuehl requested that when the Senate adjourns this day it do so in memory of Marty Hineline of Elk Grove.

Senator Migden requested that when the Senate adjourns this day it do so in memory of Korey M. Dawson of Oakland, Joaquin Antonio Santos of San Francisco, and Pam Bauman of Ross.

Senator Ridley-Thomas requested that when the Senate adjourns this day it do so in memory of Father Patrick Joseph Walsh of Los Angeles.

Senator Romero requested that when the Senate adjourns this day it do so in memory of Pfc. Gabriel J. Figueroa of Baldwin Park.

**ADJOURNMENT**

At 3:30 p.m., on motion of Senator Perata, the Senate adjourned pursuant to the Senators' requests until 9 a.m., Tuesday, April 10, 2007.

PAULA K. ROSSETTO, Minute Clerk

O

└