

CALIFORNIA LEGISLATURE

2007–08 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTY-FIFTH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Thursday, April 12, 2007

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:

Ackerman, Alquist, Ashburn, Battin, Cedillo, Cogdill, Corbett, Correa, Cox, Ducheny, Dutton, Harman, Hollingsworth, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee—33.

Quorum present.

(NOTE: Senators Aanestad, Calderon, and Florez will be excused this day on legislative business, Senator Kehoe will be excused this day on personal business, and Senators Denham, Negrete McLeod, and Oropeza will be excused this day due to illness.)

MESSAGES FROM THE ASSEMBLY

Assembly Chamber, April 12, 2007

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

SB 141

Above measure ordered enrolled.



Assembly Chamber, April 12, 2007

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

SCR 7

Above resolution ordered enrolled.

Assembly Chamber, April 12, 2007

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

AB 28	AB 246	AB 361	AB 602
AB 104	AB 299	AB 410	AB 604
AB 139	AB 305	AB 434	AB 685
AB 181	AB 310	AB 443	AB 805

Assembly Chamber, April 12, 2007

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

ACR 10 ACR 17 ACR 20 ACR 22

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 28—An act to amend Section 18796 of the Revenue and Taxation Code, relating to taxation.

Assembly Bill 104—An act to amend Sections 11105 and 13300 of the Penal Code, relating to criminal records.

Assembly Bill 139—An act to amend Section 12517.2 of the Vehicle Code, relating to vehicles.

Assembly Bill 181—An act to amend Section 76102 of the Government Code, relating to county penalties.

Assembly Bill 246—An act to amend Sections 31459, 31459.1, and 31528 of the Government Code, relating to county employees' retirement.

Assembly Bill 299—An act to amend Sections 650, 725, 1265.1, 1725, 2023.5, 2135.5, 2168.1, 2516, 2533, 2684, 4122, 4162.5, 4181, 4191, 4989.54, 4989.70, 4996.17, 5050.2, 6002.1, 6061, 6071, 6079.1, 6086.65, 6126, 6145, 6321, 6501, 7017.3, 7145.5, 7159, 7159.9, 18711, and 19601 of the Business and Professions Code, to amend Section 1788.18 of the Civil Code, to amend Sections 340.7, 1245.245, and 1277 of, and to amend and renumber the heading of Title 9.3 (commencing with Section 1298) of Part 3 of, the Code of Civil Procedure, to amend Sections 1157, 15901.02, 15901.10, 15901.16, 15903.03, 15905.06, 15911.12, and 15911.26 of the Corporations Code, to amend Sections 317, 10600, 10601, 10601.5, 15146, 17077.42, 17078.53, 17213, 22950, 24300.2, 32221.5,

33126, 33126.1, 33353, 33354, 33370, 35179, 35900, 35932, 37220, 41207.1, 42238.51, 44041, 44041.5, 44468, 49561, 51221.4, 51251, 51871.5, 52052, 52055.730, 52055.770, 60640, 60900, 87040, and 87040.5 of the Education Code, to amend Sections 782 and 1117 of the Evidence Code, to amend Sections 177, 216, 291, 1816, 5614, 8623, 8632.5, 8919, and 9205 of the Family Code, to amend Sections 17419 and 22168 of the Financial Code, to amend Sections 5650, 12003.2, and 13007 of the Fish and Game Code, to amend Sections 19348.1, 33251, 33261, 33262, and 33297 of, and to amend and renumber Section 79843 of, the Food and Agricultural Code, to amend Sections 905, 6103.2, 7072, 7085.1, 8592.1, 8610, 8880.325, 9359, 9359.1, 12011.5, 13952, 13955, 14995, 17558.8, 19822.3, 20037.7, 20479, 20636, 21150, 21227, 26744.5, 31485.7, 31485.8, 53343.1, 53635.8, 68661, 69927, 70311, 70359, 70640, 71601, 71615, 71639, 71675, 77003, 77009, 77200, 77201.1, 77202, 77203, 77209, 85316, and 89513 of, to repeal and amend Section 77201 of, and to amend the heading of Chapter 8.1 (commencing with Section 8710) of Division 1 of Title 2 of, the Government Code, to amend Sections 1250.8, 1262.4, 1265.5, 1265.6, 1266.9, 1279.1, 1568.09, 1575.7, 1597.46, 1604.6, 11162.1, 11592, 11773.1, 18080.5, 38505, 43869, 44525.6, 53533, 101965, 108680, 109280, 110552, 118280, 120155, 120440, 124116.5, 124174, 124900, 127400, 127405, 127410, and 127425 of the Health and Safety Code, to amend Section 1194.82 of the Insurance Code, to amend Section 3201.81 of the Labor Code, to amend Sections 186.9, 271.5, 290, 295, 298.1, 374.5, 977, 1037.1, and 1037.2 of the Penal Code, to amend Sections 1458, 2352.5, and 4690 of the Probate Code, to amend Sections 21071 and 22154 of the Public Contract Code, to amend Sections 5096.805, 5096.821, 5097.98, 5645, 6314, 14581, 16053, 21151.8, 21167.6, 25205, 25303, 25310, 25742, 25743, 29735, 30340.5, 42310.3, and 48023 of the Public Resources Code, to amend Sections 303, 399.12, 399.20, 5810, 5830, 5840, 5860, 5870, 5880, 5890, 5900, 5930, 5960, 7662, 7665.2, 8340, 8341, and 132610 of the Public Utilities Code, to amend Sections 107.7, 18766, 18847.3, and 30182 of the Revenue and Taxation Code, to amend Sections 97, 97.1, 143, and 149.7 of the Streets and Highways Code, to amend Sections 5160, 11713.1, 12804.9, 13352, 13352.1, and 13353.2 of the Vehicle Code, to amend Sections 13385, 21100, and 50780.10 of the Water Code, to amend Sections 202, 319, 4094, 9103, 11155.6, 14107.2, 14115, 14123.05, 14166.18, 16540, 16541.5, 16542, 16545, 16809, 16809.3, 18309, 18945, and 18951 of the Welfare and Institutions Code, to amend Section 17 of the Orange County Water District Act, and to amend Section 1 of Chapter 34, Section 1 of Chapter 323, and Section 1 of Chapter 710 of the Statutes of 2006, relating to the maintenance of the codes.

Assembly Bill 305—An act to amend Section 11713.21 of the Vehicle Code, relating to vehicles.

Assembly Bill 310—An act to amend Section 21710 of the Business and Professions Code, to amend Section 3154 of the Civil Code, to amend

Sections 12a, 222, 396a, 585, 618, 644, 904, 990, 1011, 1015, 1169, and 1986 of the Code of Civil Procedure, to amend Sections 16701, 16701.5, and 16914 of the Corporations Code, to amend Section 17595 of, and to repeal Sections 43040.5 and 43060 of, the Education Code, to amend Sections 8610.13 and 12003.5 of, and to repeal Sections 8610.7 and 8610.8 of, the Fish and Game Code, to amend Sections 7910 and 26801 of the Government Code, to amend Sections 1196, 1207, 1213, and 1326 of the Penal Code, and to amend Sections 1803.3, 23140, and 23229.1 of the Vehicle Code, relating to the maintenance of the codes.

Assembly Bill 361—An act to amend Section 9202 of the Probate Code, relating to decedents' estates.

Assembly Bill 410—An act to amend Sections 1984 and 1988 of the Civil Code, relating to residential tenancies.

Assembly Bill 434—An act to amend Section 8206 of the Government Code, relating to notaries public.

Assembly Bill 443—An act to amend Section 2106 of the Vehicle Code, relating to vehicles.

Assembly Bill 602—An act to amend Section 40215 of the Vehicle Code, relating to vehicles.

Assembly Bill 604—An act to add Section 217 to the Probate Code, relating to deceased persons.

Assembly Bill 685—An act to amend Sections 39807.5, 47646, 48915.5, 56021.1, 56026, 56027, 56028.5, 56030, 56032, 56040, 56043, 56045, 56046, 56050, 56055, 56100, 56101, 56125, 56129, 56138, 56146, 56156, 56167, 56167.5, 56168, 56170, 56172, 56174, 56174.5, 56175, 56194, 56205, 56240, 56243, 56245, 56300, 56302, 56320, 56321.5, 56322, 56328, 56330, 56331, 56340, 56341.1, 56342, 56342.1, 56342.5, 56343.5, 56345.5, 56347, 56351, 56351.5, 56352, 56361.5, 56362, 56363.1, 56363.3, 56363.5, 56365, 56366.1, 56366.2, 56366.3, 56366.8, 56369, 56383, 56425, 56426.25, 56426.6, 56426.9, 56431, 56440, 56441.11, 56443, 56454, 56456, 56473, 56475, 56476, 56500, 56500.5, 56500.6, 56501, 56504, 56504.5, 56506, 56507, 56508, 56601.5, 56606, 56836.04, 56845, 56851, and 56863 of the Education Code, and to amend Sections 7570, 7571, 7572.5, 7576, 7579.5, 7579.6, 7585, 7586.5, 7586.6, 7586.7, 95001, 95003, 95006, 95007, 95008, 95014, 95016, 95018, 95020, 95024, 95026, 95028, and 95029 of the Government Code, relating to special education.

Assembly Bill 805—An act to amend Sections 12027 and 12027.1 of the Penal Code, relating to firearms.

Assembly Concurrent Resolution 10—Relative to CDF Firefighter Chris Kanton Memorial Highway.



Assembly Concurrent Resolution 17—Relative to the Mary Augustine Bridge.

Assembly Concurrent Resolution 20—Relative to the Deputy Greg A. Gariepy Memorial Highway.

Assembly Concurrent Resolution 22—Relative to the Armed Forces Freeway.

INTRODUCTION AND FIRST READING OF SENATE MEASURES

The following measures were introduced, read the first time and transmitted to the Committee on Rules:

Senate Concurrent Resolution 39: By Senator Torlakson—Relative to physical fitness.

Senate Concurrent Resolution 40: By Senator Ackerman—Relative to speech-language pathologists.

REPORTS OF STANDING COMMITTEES

Committee on Rules

State Capitol, April 11, 2007

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

Banking, Finance and Insurance—SB 339.

Business, Professions and Economic Development—SB 252.

Education—AJR 1; SB 372, SB 405.

Energy, Utilities and Communications—SB 780.

Environmental Quality—SB 23.

Judiciary—SB 387.

Labor and Industrial Relations—SB 570.

Local Government—SB 516, SB 558.

Public Employment and Retirement—SB 879.

Public Safety—SB 331.

Transportation and Housing—SB 9, SB 19, SB 45, SB 46, SB 287, SB 586, SB 716.

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

Business, Professions and Economic Development and Judiciary—SB 223.

Environmental Quality and Judiciary—SB 303.

Environmental Quality and Natural Resources and Water—SB 395.

Health and Revenue and Taxation—SB 820.

Local Government and Rules—SB 5.



State Capitol, April 11, 2007

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:

John E. Chalker, Member, California Transportation Commission (5–0);
James N. Earp, Member, California Transportation Commission (5–0);
Larry L. Zarian, Member, California Transportation Commission (5–0).

PERATA, Chair

Above appointments ordered placed on unfinished business file.

State Capitol, April 11, 2007

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

Carl T. Guardino, Member, California Transportation Commission (3–0).

PERATA, Chair

Above appointment ordered placed on unfinished business file.

State Capitol, April 11, 2007

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

Warren E. Rupf, Member, Boating and Waterways Commission (5–0)

PERATA, Chair

Above appointment ordered placed on unfinished business file.

State Capitol, April 11, 2007

Mr. President: The Senate Rules Committee has adopted Senate Rules Committee Resolution #12 outlining the jurisdiction of the Select Committee on OC Infrastructure and Technology and appointed Senator Harman to serve on the committee (1 vacancy remains) (Senator Correa serves as Chair).

The Senate Rules Committee has increased the membership of the Select Committee on Schools and Community from 5 to 6 members and appointed the following members to serve on the committee: Senators Dutton, Maldonado, Scott, Steinberg and Wiggins (Senator Torlakson serves as Chair).

PERATA, Chair

Committee on Judiciary

Senate Chamber, April 12, 2007

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

SB 767

SB 836



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 767—An act to add Section 1714.22 to the Civil Code, relating to drug overdose treatment.

Bill read second time.

Senate Bill 836—An act to amend Sections 12920, 12921, 12926, 12940, and 12955.2 of the Government Code, relating to fair employment.

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, April 11, 2007

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

SB 615

Reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Business, Professions and Economic Development.

KUEHL, Chair

Above measure re-referred to the Committee on Business, Professions and Economic Development.

Date of Hearing, April 11, 2007

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

SB 867

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

KUEHL, Chair

Above measure re-referred to the Committee on Human Services.

Date of Hearing, April 11, 2007

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

SB 1029

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

KUEHL, Chair

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

Date of Hearing, April 11, 2007

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

SB 211



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.

KUEHL, Chair

Above measure re-referred to the Committee on Appropriations.

Date of Hearing, April 11, 2007

Mr. President: The Committee on Health, to which was referred:
SB 315

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

KUEHL, Chair

Above measure re-referred to the Committee on Appropriations.

Senate Chamber, April 12, 2007

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

SB 962

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 962—An act to add Section 124991 to the Health and Safety Code, relating to umbilical cord blood banking.

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 was referred:

SB 70

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

RIDLEY-THOMAS, Chair

Above measure ordered to second reading.

Senate Chamber, April 12, 2007

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

SB 102

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 102—An act to amend Section 1645 of the Health and Safety Code, relating to blood transfusions.

Bill read second time.

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

Committee on Governmental Organization

Senate Chamber, April 12, 2007

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

SB 544

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 544—An act to amend Section 13114 of the Health and Safety Code, relating to fire alarms.

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 10, 2007

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

SB 282 SB 289 SB 296 SB 379

SB 567 SB 696 SB 721

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

FLOREZ, Chair

Above measures re-referred to the Committee on Appropriations.

Date of Hearing, April 10, 2007

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

SB 317

Reports the same back with the recommendation: Do pass.

FLOREZ, Chair

Above bill ordered to second reading.

Date of Hearing, April 10, 2007

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

SB 473



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

FLOREZ, Chair

Above measure re-referred to the Committee on Judiciary.

Date of Hearing, April 10, 2007

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

SB 678

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

FLOREZ, Chair

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

Committee on Rules

Senate Chamber, April 12, 2007

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

SB 76

SB 263

SB 1011

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 76—An act relating to biodiesel.

Bill read second time.

Senate Bill 263—An act relating to public safety.

Bill read second time.

Senate Bill 1011—An act to amend Section 2536 of the Fish and Game Code, relating to hunting and fishing guides.

Bill read second time.

Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to SB 1011 pursuant to Joint Rule 58.

SENATOR HOLLINGSWORTH

Permission of Rules Committee

Senate Chamber, April 12, 2007

The Committee on Rules grants permission to offer amendments which would add an urgency section to SB 1011.

PERATA, Chair

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



Committee on Environmental Quality

Senate Chamber, April 12, 2007

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

SB 826

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 826—An act to add Section 43023 to the Public Resources Code, relating to solid waste.

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 12, 2007

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

SB 313

SB 348

SB 894

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 313—An act to amend Sections 8604 and 8802 of the Family Code, relating to adoption.

Bill read second time.

Senate Bill 348—An act to add Section 405 to the Welfare and Institutions Code, relating to foster care.

Bill read second time.

Senate Bill 894—An act to add Section 5917.6 to the Corporations Code, relating to nonprofit public benefit corporations.

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 12, 2007

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

SB 426



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 426—An act to add Section 8587.2 to the Government Code, relating to emergency services.

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 12, 2007

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

SB 718

SB 989

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 718—An act to amend Section 148.6 of the Penal Code, relating to peace officers.

Bill read second time.

Senate Bill 989—An act to amend Section 186.22 of the Penal Code, relating to criminal street gangs.

Bill read second time.

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

Committee on Public Employment and Retirement

Senate Chamber, April 12, 2007

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

SB 608

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 608—An act to amend Section 2610 of the Family Code, to amend Sections 20037.6, 20037.7, 20037.8, 20037.9, 20037.10, 20037.11, 20037.12, 20475, 20479, 21252, 21261, 22126, 75006, 75028.5,



75507, and 75552 of, and to add Sections 75080.1 and 75580.1 to, the Government Code, relating to public employees' retirement.

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 12, 2007

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

SB 150

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 150—An act to amend Section 48980 of, and to add Section 39843 to, the Education Code, relating to pupil safety.

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 12, 2007

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

SB 378

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 378—An act to add Article 5 (commencing with Section 5096.830) to Chapter 1.699 of Division 5 of the Public Resources Code, relating to disaster preparedness and flood prevention.

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 12, 2007

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

SB 764



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 764—An act to amend Section 127775 of the Health and Safety Code, relating to health care providers.

Bill read second time.

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

Committee on Transportation and Housing

Senate Chamber, April 12, 2007

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

SB 498

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 498—An act to add Chapter 5 (commencing with Section 9996) to Division 3.6 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.

Committee on Agriculture

Senate Chamber, April 12, 2007

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

SB 486

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

MALDONADO, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 486—An act to amend Section 67005 of, and to add Part 7 (commencing with Section 8900) to Division 4 of, the Food and Agricultural Code, relating to avocados.

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

Date of Hearing, April 10, 2007

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

SB 258

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 measure ordered to second reading.

Committee on Labor and Industrial Relations

Date of Hearing, April 11, 2007

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

SB 783

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

MIGDEN, Chair

Above measure ordered to second reading.

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 was referred:

SB 374

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

RIDLEY-THOMAS, Chair

Above measure ordered to second reading.

Committee on Rules

Senate Chamber, April 12, 2007

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

SB 933

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 933—An act to repeal and add Section 14087.5 of, and to add Section 14084.5 to, the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time.

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

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

Senate Bill 300—An act to amend Section 66641.5 of the Government Code, relating to the San Francisco Bay Conservation and Development Commission.

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

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, ordered engrossed, and to third reading.

Senate Bill 611—An act to add Section 15657.01 to the Welfare and Institutions Code, relating to elder and dependent adult financial abuse.

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

Senate Bill 630—An act to add Section 15819.70 to the Government Code, relating to veterans, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately .

Bill read second time.

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

Senate Bill 1041—An act to amend Section 121 of the Military and Veterans Code, relating to the state militia.

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

Senate Bill 773—An act to amend Section 35401.7 of the Vehicle Code, relating to vehicles.

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

Senate Bill 613—An act to amend Section 65089.11 of the Government Code, relating to local government.

Bill read second time.

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



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

Bill read second time.

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

Senate Bill 406—An act to amend Sections 49110, 49110.1, 49111, and 49117 of, and to add Section 49110.2 to, the Education Code, relating to pupils.

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

Senate Joint Resolution 3—Relative to the Secure Rural Schools and Community Self-Determination Act of 2000.

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

Senate Bill 200—An act to add Chapter 12 (commencing with Section 113365) to Part 6 of Division 104 of the Health and Safety Code, relating to food safety.

Bill read second time.

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

Senate Bill 201—An act to add Article 6 (commencing with Section 113600) to Chapter 11 of Part 6 Division 104 of the Health and Safety Code, relating to agriculture.

Bill read second time.

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

SPECIAL CONSENT CALENDAR SET

Without objection, the following measures will be set as a Special Consent Calendar to be taken up on Monday, April 16:

SB 649	SB 234	SB 1040	SB 1041
SB 722	SB 330	SB 67	SB 377
SB 553	SB 380	SB 271	

MEASURES WITHDRAWN FROM COMMITTEE

Without objection, **SB 77, SB 78, SB 79, SB 80, SB 81, SB 82, SB 83, SB 84, SB 85, SB 86, SB 87, SB 88, SB 89, SB 90, SB 91, SB 92, SB 93, SB 94, SB 95, SB 96, SB 97, SB 98, SB 99, and SB 100** were withdrawn from Committee and placed on second reading.



MEASURE WITHDRAWN AND RE-REFERRED TO COMMITTEE

Without objection, **SB 822** was withdrawn from the Committee on Business, Professions and Economic Development and re-referred to the Committee on Rules.

SENATE COMMITTEE ROLL CALLS**Committee on Governmental Organization**

SB 282—Do pass and re-refer to Committee on Appropriations

AYES (8)—Senators Battin, Denham, Florez, Maldonado, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

SB 289—Do pass and re-refer to Committee on Appropriations

AYES (7)—Senators Denham, Florez, Maldonado, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

SB 296—Do pass and re-refer to Committee on Appropriations

AYES (8)—Senators Battin, Denham, Florez, Maldonado, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

SB 317—Do pass

AYES (8)—Senators Battin, Denham, Florez, Maldonado, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

SB 379—Do pass and re-refer to Committee on Appropriations

AYES (8)—Senators Battin, Denham, Florez, Maldonado, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

SB 473—Do pass and re-refer to Committee on Judiciary

AYES (8)—Senators Battin, Denham, Florez, Maldonado, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

SB 567—Do pass and re-refer to Committee on Appropriations

AYES (8)—Senators Battin, Denham, Florez, Maldonado, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

SB 678—Do pass and re-refer to Committee on Environmental Quality

AYES (7)—Senators Denham, Florez, Maldonado, Vincent, Wiggins, Wyland, and Yee.

NOES (1)—Senator Battin.



SB 696—Do pass and re-refer to Committee on Appropriations

AYES (8)—Senators Battin, Denham, Florez, Maldonado, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

SB 721—Do pass and re-refer to Committee on Appropriations

AYES (8)—Senators Battin, Denham, Florez, Maldonado, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

SB 792—Do pass as amended and re-refer to Committee on Revenue and Taxation

AYES (6)—Senators Denham, Florez, Maldonado, Vincent, Wyland, and Yee.

NOES (1)—Senator Wiggins.

Date of Hearing: 4/10/2007

Florez (Chair)

Committee on Health**SB 63**—Do pass as amended and re-refer to Committee on Appropriations.

AYES (6)—Senators Alquist, Cedillo, Kuehl, Ridley-Thomas, Steinberg, and Yee.

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

SB 107—Do pass as amended and re-refer to Committee on Appropriations.

AYES (6)—Senators Alquist, Cedillo, Kuehl, Ridley-Thomas, Steinberg, and Yee.

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

SB 211—Do pass and re-refer to Committee on Appropriations, with the recommendation: To Consent Calendar

AYES (10)—Senators Aanestad, Alquist, Cedillo, Cox, Kuehl, Maldonado, Ridley-Thomas, Steinberg, Wyland, and Yee.

NOES (0)—None.

SB 260—Do pass as amended and re-refer to Committee on Appropriations.

AYES (10)—Senators Aanestad, Alquist, Cedillo, Cox, Kuehl, Maldonado, Ridley-Thomas, Steinberg, Wyland, and Yee.

NOES (0)—None.

SB 306—Do pass as amended and re-refer to Committee on Appropriations.

AYES (10)—Senators Aanestad, Alquist, Cedillo, Cox, Kuehl, Maldonado, Ridley-Thomas, Steinberg, Wyland, and Yee.

NOES (0)—None.



SB 315—Do pass and re-refer to Committee on Appropriations.

AYES (10)—Senators Aanestad, Alquist, Cedillo, Cox, Kuehl, Maldonado, Ridley-Thomas, Steinberg, Wyland, and Yee.

NOES (0)—None.

SB 320—Do pass as amended and re-refer to Committee on Appropriations.

AYES (7)—Senators Alquist, Cedillo, Kuehl, Maldonado, Ridley-Thomas, Steinberg, and Yee.

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

SB 356—Do pass as amended and re-refer to Committee on Appropriations.

AYES (10)—Senators Aanestad, Alquist, Cedillo, Cox, Kuehl, Maldonado, Ridley-Thomas, Steinberg, Wyland, and Yee.

NOES (0)—None.

SB 400—Do pass as amended and re-refer to Committee on Appropriations.

AYES (10)—Senators Aanestad, Alquist, Cedillo, Cox, Kuehl, Maldonado, Ridley-Thomas, Steinberg, Wyland, and Yee.

NOES (0)—None.

SB 490—Do pass as amended and re-refer to Committee on Education

AYES (8)—Senators Alquist, Cedillo, Kuehl, Maldonado, Ridley-Thomas, Steinberg, Wyland, and Yee.

NOES (2)—Senators Aanestad and Cox.

SB 564—Do pass as amended and re-refer to Committee on Education

AYES (6)—Senators Alquist, Cedillo, Kuehl, Ridley-Thomas, Steinberg, and Yee.

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

SB 583—Do pass as amended and re-refer to Committee on Appropriations.

AYES (7)—Senators Alquist, Cedillo, Kuehl, Maldonado, Ridley-Thomas, Steinberg, and Yee.

NOES (1)—Senator Aanestad.

SB 615—Do pass and re-refer to Committee on Business, Professions and Economic Development

AYES (7)—Senators Alquist, Cedillo, Kuehl, Maldonado, Ridley-Thomas, Steinberg, and Yee.

NOES (2)—Senators Aanestad and Wyland.

SB 623—Do pass as amended and re-refer to Committee on Rules

AYES (7)—Senators Alquist, Cedillo, Kuehl, Maldonado, Ridley-Thomas, Steinberg, and Yee.

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



SB 771—Do pass as amended and re-refer to Committee on Judiciary

AYES (9)—Senators Aanestad, Alquist, Cedillo, Cox, Kuehl, Maldonado, Ridley-Thomas, Steinberg, and Yee.

NOES (0)—None.

SB 851—Do pass as amended and re-refer to Committee on Public Safety

AYES (7)—Senators Alquist, Cedillo, Kuehl, Maldonado, Ridley-Thomas, Steinberg, and Yee.

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

SB 867—Do pass and re-refer to Committee on Human Services

AYES (7)—Senators Alquist, Cedillo, Kuehl, Maldonado, Ridley-Thomas, Steinberg, and Yee.

NOES (2)—Senators Aanestad and Wyland.

SB 1029—Do pass and re-refer to Committee on Environmental Quality, with the recommendation: To Consent Calendar

AYES (10)—Senators Aanestad, Alquist, Cedillo, Cox, Kuehl, Maldonado, Ridley-Thomas, Steinberg, Wyland, and Yee.

NOES (0)—None.

Date of Hearing: 4/11/2007

Kuehl (Chair)

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day due to legislative business: Senators Aanestad, Calderon, and Florez.

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

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

REQUESTS TO ADJOURN IN MEMORIAM

Senator Cogdill requested that when the Senate adjourns this day it do so in memory of Aznive Ozzie Erganian of Fresno.

Senator Corbett requested that when the Senate adjourns this day it do so in memory of Mike White of San Leandro and Robert L. Jacobs of Pleasanton.

Senators Cox and Aanestad requested that when the Senate adjourns this day it do so in memory of David Vaillancourt of Roseville.

Senator Machado requested that when the Senate adjourns this day it do so in memory of R. Roger Delk of Lodi.

Senator Perata requested that when the Senate adjourns this day it do so in memory of Joy Holland of Berkeley.



ADJOURNMENT

At 3:30 p.m., the Senate adjourned pursuant to the Senators' requests until 12 p.m., Monday, April 16, 2007.

PAULA K. ROSSETTO, Minute Clerk

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