

CALIFORNIA LEGISLATURE

2007–08 REGULAR SESSION

SENATE DAILY JOURNAL

SEVENTY-FIRST LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Thursday, May 10, 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:

Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Cox, Denham, Ducheny, Dutton, Harman, Kehoe, Lowenthal, Machado, Margett, McClintock, Migden, Negrete McLeod, Padilla, Perata, Romero, Runner, Scott, Steinberg, Torlakson, Vincent, Wiggins, and Wyland—30.

Quorum present.

(NOTE: Senators Corbett, Correa, Florez, Hollingsworth, Maldonado, Oropeza, Ridley-Thomas, and Yee will be excused this day on legislative business, Senator Simitian will be excused this day on personal business, and Senator Kuehl will be excused this day due to illness.)

MESSAGES FROM THE GOVERNOR

Governor's Office, State Capitol
May 10, 2007

To the Senate of the State of California:

I hereby respectfully withdraw from consideration, effective May 10, 2007, the nomination of the following appointees heretofore



submitted and now before your honorable body for confirmation.

James R. Wattenburger, Member of the Seismic Safety Commission

Kimberly E. Barrett, Member, Corrections Standards Authority

Sincerely,

ARNOLD SCHWARZENEGGER, Governor

Above transmitted to the Committee on Rules.

Governor's Office, State Capitol
May 10, 2007

To the Senate of the State of California:

I have the honor to transmit to you herewith the following appointments or reappointments heretofore made by me to offices which by law are to be filled by the Governor. These appointments are subject to Senate confirmation and consent. I hereby nominate these appointees to you and request your confirmation and consent.

Sincerely,

ARNOLD SCHWARZENEGGER, Governor

Steve M. Hardy, former Staff Director, California State Senate Committee on Governmental Organization; and former Principal Consultant and Associate Consultant, California Senate Committee on Governmental Organization. Appointed 04/25/07. Effective 04/26/07.

Director of Alcoholic Beverage Control vice Jerry R. Jolly retired, term ending at the Pleasure of the Governor.

Karen T. Johnson, former Director of Administration, California State Board of Equalization; and former Director of Administration, California Department of Food and Agricultural. Appointed 04/20/07. Effective 05/09/07.

Chief Deputy Director, Department of Health Care Services vice Richard R. Bayquen, resigned, term ending at the Pleasure of the Governor.

Carrie L. Lopez, former Executive Director, Civic Leadership Organization, Coro Foundation; and former Organizational Effectiveness Specialist, City of San Diego. Appointed 04/23/07. Effective 04/23/07.

Director of the Department of Consumer Affairs vice Charlene R. Zettel, reassigned, term ending at the Pleasure of the Governor.

June M. Collison, Chief Executive Officer, Arrowhead Regional Medical Center; 1984 Olympic Games competitor; and former 400 Meter Indoor Run World Record holder. Appointed 04/13/07. Effective 05/09/07.

Member, State Athletic Commission, newly created, term ending 01/01/10.



Christopher C. Giza, M.D., Assistant Professor, University of California Los Angeles, David Geffen School of Medicine; Pediatric Neurologist, University of California, Los Angeles' Mattel Children's Hospital; and researcher, University of California, Los Angeles' Brain Injury Research Center. Appointed 04/13/07. Effective 05/09/07.

Member, State Athletic Commission, newly created, term ending 01/01/11.

Timothy J. Noonan, President and Chief Executive Officer, Lockton Insurance Brokers Incorporated. Appointed 04/13/07. Effective 05/10/07.

Member, State Athletic Commission, newly created, term ending 01/01/0.

Mario A. Rodriguez, Chief Executive Officer and President, Jonathan Grey and Associates; past president, Hispanic Roundtable; and past chair, Latino Coalition Foundation. Appointed 04/13/07. Effective 04/19/07.

Member, State Athletic Commission, newly created, term ending 01/01/10.

Kenneth W. Cooley, councilman, Rancho Cordova City Council; former mayor, City of Rancho Cordova; and served as counsel for State Farm Insurance Company. Appointed 04/19/07. Effective 04/30/07.

Member of the Seismic Safety Commission vice Linden T. Nishinaga, term expired, term ending 05/15/09.

Donald R. Parker, Fire Chief, City of Vallejo Fire Department; and former assistant fire chief, City of Oakland Fire Department. Appointed 04/19/07. Effective 05/02/07.

Member of the Seismic Safety Commission vice Jeff S. Sedivec, resigned, term ending 05/15/09.

Above appointments referred to the Committee on Rules.

MESSAGES FROM THE ASSEMBLY

Assembly Chamber, May 10, 2007

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

SCR 28

Above resolution ordered enrolled.



Assembly Chamber, May 10, 2007

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

AB 67	AB 1123	AB 1721	AB 941
AB 229	AB 1124	AB 1722	AB 982
AB 234	AB 1183	AB 1727	AB 996
AB 329	AB 1196	AB 1728	AB 1016
AB 342	AB 1219	AB 1732	AB 1033
AB 382	AB 1224	AB 1733	AB 1034
AB 404	AB 1244	AB 1739	AB 1073
AB 450	AB 1316	AB 87	AB 1144
AB 538	AB 1323	AB 231	AB 1229
AB 646	AB 1361	AB 280	AB 1264
AB 647	AB 1376	AB 356	AB 1288
AB 686	AB 1406	AB 369	AB 1307
AB 733	AB 1441	AB 475	AB 1338
AB 749	AB 1447	AB 525	AB 1492
AB 775	AB 1568	AB 663	AB 1495
AB 801	AB 1593	AB 679	AB 1525
AB 812	AB 1612	AB 684	AB 1575
AB 895	AB 1616	AB 702	AB 1711
AB 924	AB 1685	AB 817	AB 1734
AB 1047	AB 1717	AB 847	AB 1738

Assembly Chamber, May 10, 2007

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

ACR 41

ACR 49

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 67—An act to amend Sections 7292, 7295, 7295.4, 7296, 7296.4, 7299.1, 7299.4, 7299.5, and 7299.8 of the Government Code, relating to bilingual services.

Assembly Bill 229—An act to amend Section 626.10 of the Penal Code, relating to weapons.

Assembly Bill 234—An act to amend Sections 4980.03, 4980.43, 4980.45, and 4980.90 of the Business and Professions Code, relating to marriage and family therapy.

Assembly Bill 329—An act to add Section 2028.5 to the Business and Professions Code, relating to medicine.



Assembly Bill 342—An act to amend Section 49423.5 of the Education Code, relating to pupil health.

Assembly Bill 382—An act to amend Section 798.6 of the Civil Code, to amend Sections 65583, 65863.7, 65863.11, and 65863.13 of, to add Section 53583.5 to, and to repeal Section 65584.5 of, the Government Code, to amend Sections 17958.4, 34278, 50199.21, 50199.50, 50199.55, 50843, and 53545 of, to add Sections 18210.7 and 50409 to, to repeal Section 19205 of, to repeal Chapter 7 (commencing with Section 33701) of Part 1 of Division 24 of, to repeal Chapter 4 (commencing with Section 50559) of Part 2 of Division 31 of, to repeal Part 2.2 (commencing with Section 18800) and Part 5 (commencing with Section 19950) of Division 13 of, and to repeal Part 3 (commencing with Section 34800) and Part 11 (commencing with Section 37850) of Division 24 of, the Health and Safety Code, and to amend Section 5083 of the Revenue and Taxation Code, relating to housing.

Assembly Bill 404—An act to amend Section 84505 of, and to add Section 84506.5 to, the Government Code, relating to the Political Reform Act of 1974.

Assembly Bill 450—An act to amend Section 2150.4 of the Fish and Game Code, relating to fish and game.

Assembly Bill 538—An act to amend, repeal, and add Section 6375.5 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Assembly Bill 646—An act to amend Section 2715.5 of the Public Resources Code, relating to public resources.

Assembly Bill 647—An act to amend Sections 104420, 104435, and 104455 of, and to repeal Section 104425 of, the Health and Safety Code, relating to tobacco use programs.

Assembly Bill 686—An act to amend Section 707 of the Welfare and Institutions Code, relating to minors.

Assembly Bill 733—An act to amend Sections 19840, 19844, and 19845 of the Business and Professions Code, relating to gambling.

Assembly Bill 749—An act to amend Section 1569.72 of the Health and Safety Code, relating to health facilities.

Assembly Bill 775—An act to amend Sections 31680.2, 31680.3, and 31680.6 of the Government Code, relating to county employees' retirement.

Assembly Bill 801—An act to amend Section 5201 of, and to add Section 40000.27 to, the Vehicle Code, relating to vehicles.

Assembly Bill 812—An act to add Section 11176.1 to the Insurance Code, relating to workers' compensation audits.



Assembly Bill 895—An act to add Section 1374.19 to the Health and Safety Code, and to add Section 10120.2 to the Insurance Code, relating to health care coverage.

Assembly Bill 924—An act to amend Section 186.2 of the Penal Code, relating to crimes.

Assembly Bill 1047—An act to add Section 22002.5 to the Public Contract Code, relating to Uniform Public Construction Cost Accounting Act.

Assembly Bill 1123—An act relating to state property .

Assembly Bill 1124—An act to amend Sections 31694, 31694.1, and 31694.2 of the Government Code, relating to county employees' retirement.

Assembly Bill 1183—An act to amend Section 65962.5 of the Government Code, relating to hazardous materials.

Assembly Bill 1196—An act to add Section 12751 to the Health and Safety Code, relating to flamethrowing devices.

Assembly Bill 1219—An act to add Sections 5003.16 and 5080.41 to the Public Resources Code, to amend Section 9 of Chapter 731 of the Statutes of 1998, and to amend Section 10 of Chapter 974 of the Statutes of 2002, relating to state property, and making an appropriation therefor.

Assembly Bill 1224—An act to amend Sections 805 and 3041 of the Business and Professions Code, relating to healing arts.

Assembly Bill 1244—An act to add and repeal Section 21115.3 of the Vehicle Code, relating to vehicles.

Assembly Bill 1316—An act to amend Sections 24001, 24101, 24205, and 24221 of, and to add Section 24201.5 to, the Education Code, relating to state teachers' retirement.

Assembly Bill 1323—An act to amend Sections 49406 and 87408.6 of the Education Code, and to amend Sections 1226.1, 121362, 121490, 121525, and 121530 of the Health and Safety Code, relating to tuberculin testing.

Assembly Bill 1361—An act to amend Sections 91004 and 91007 of the Government Code, relating to the Political Reform Act of 1974.

Assembly Bill 1376—An act to amend Section 10621 of the Water Code, relating to water.

Assembly Bill 1406—An act to amend Section 13553 of the Water Code, relating to water.

Assembly Bill 1441—An act to amend Section 85304 of the Government Code, relating to the Political Reform Act of 1974.



Assembly Bill 1447—An act to amend Section 25211.3 of, and to repeal and add Sections 25211.1 and 25211.2 of, the Health and Safety Code, relating to hazardous waste.

Assembly Bill 1568—An act to add Section 31410 to the Public Resources Code, relating to coastal resources.

Assembly Bill 1593—An act to amend Section 35021.1 of the Education Code, relating to school volunteer aides.

Assembly Bill 1612—An act to amend Section 14529.19 of the Government Code, relating to transportation.

Assembly Bill 1616—An act to amend Section 19517.5 of the Business and Professions Code, relating to horse racing.

Assembly Bill 1685—An act to amend Section 8482.55 of the Education Code, relating to before and after school programs, and declaring the urgency thereof, to take effect immediately.

Assembly Bill 1717—An act to amend Section 13000 of the Food and Agricultural Code, relating to pesticides.

Assembly Bill 1721—An act to add Section 13997.2 to, and to repeal Section 8450.5 of, the Government Code, relating to economic development.

Assembly Bill 1722—An act to amend Sections 13996.45, 13996.5, and 13996.55 of the Government Code, relating to international trade and investment.

Assembly Bill 1727—An act to amend Sections 1456, 1457, 1458, 1830, 2250, 2250.6, 2543, 2620.2, and 21350 of the Probate Code, relating to conservators and guardians.

Assembly Bill 1728—An act to amend Sections 12810.5 and 13005 of the Vehicle Code, relating to identification cards.

Assembly Bill 1732—An act to amend Sections 320, 9237, and 13308 of the Elections Code, relating to elections.

Assembly Bill 1733—An act to amend Section 1780 of the Government Code, and to amend Section 5520 of the Public Resources Code, relating to districts.

Assembly Bill 1739—An act to amend Sections 25631 and 25658 of the Business and Professions Code, relating to alcoholic beverages.

Assembly Bill 87—An act to amend Section 25240 of, and to add Section 25244 to, the Business and Professions Code, relating to alcoholic beverages.

Assembly Bill 231—An act to amend Section 41016 of the Revenue and Taxation Code, relating to taxation.



Assembly Bill 280—An act to add Article 6 (commencing with Section 51460) to Chapter 3 of Part 28 of Division 4 of Title 2 of the Education Code, relating to instructional programs.

Assembly Bill 356—An act to add Section 19881.5 to the Business and Professions Code, and to amend Section 337j of the Penal Code, relating to gaming.

Assembly Bill 369—An act to amend Sections 11105.04 and 11170 of the Penal Code, relating to child abuse.

Assembly Bill 475—An act to amend Section 851.8 of the Penal Code, relating to criminal procedure.

Assembly Bill 525—An act to add Chapter 7.55 (commencing with Section 8692) to Division 1 of Title 2 of the Government Code, relating to homeland security.

Assembly Bill 663—An act to amend Section 25503.6 of the Business and Professions Code, relating to alcoholic beverages.

Assembly Bill 679—An act to add Section 374.9 to the Penal Code, relating to illegal dumping.

Assembly Bill 684—An act to amend Section 11018 of, and to add Section 11018.5 to, the Health and Safety Code, relating to industrial hemp.

Assembly Bill 702—An act to add Section 17537.12 to the Business and Professions Code, relating to deceptive practices.

Assembly Bill 817—An act to add Sections 2730, 2731, 2732, 2733, 2734, and 2735 to the Public Utilities Code, relating to mutual water companies.

Assembly Bill 847—An act to add Section 6529.5 to the Government Code, relating to joint powers agreements.

Assembly Bill 941—An act to amend Section 10240 of the Business and Professions Code, and to add Section 1922 to the Civil Code, relating to lending.

Assembly Bill 982—An act to amend Section 25503.8 of the Business and Professions Code, relating to alcoholic beverages.

Assembly Bill 996—An act to add Section 3044 to the Penal Code, relating to parole.

Assembly Bill 1016—An act to add Article 12 (commencing with Section 19680) to Chapter 4 of Division 8 of the Business and Professions Code, and to add Section 3080.23 to the Civil Code, relating to racehorses.

Assembly Bill 1033—An act to amend Section 272 of the Penal Code, relating to crimes.



Assembly Bill 1034—An act to add Section 512.7 to the Labor Code, relating to employment.

Assembly Bill 1073—An act to amend Section 4604.5 of the Labor Code, relating to workers' compensation.

Assembly Bill 1144—An act to amend Sections 7150 and 8235 of, to add Section 8032.5 to, and to repeal and add Section 7852.2 of, the Fish and Game Code, relating to fish.

Assembly Bill 1229—An act to add Section 466.4 to the Penal Code, relating to criminal tools.

Assembly Bill 1264—An act to amend Section 68616 of the Government Code, relating to courts.

Assembly Bill 1288—An act to add Article 8.9 (commencing with Section 31698) to Chapter 3 of Part 3 of Division 4 of Title 3 of the Government Code, relating to vision care.

Assembly Bill 1307—An act to amend Sections 22970, 22970.10, 22970.16, 22970.55, 22970.60, and 22970.89 of, to add Sections 22970.175, 22970.176, 22970.58, and 22970.855 to, and to repeal and add Section 22970.57 of, the Government Code, relating to public employee benefits, and making an appropriation therefor.

Assembly Bill 1338—An act to add Sections 30522.5 and 30522.7 to the Public Resources Code, relating to public resources.

Assembly Bill 1492—An act to add Section 21810 to the Vehicle Code, relating to vehicles.

Assembly Bill 1495—An act to amend Section 101.7 of the Streets and Highways Code, relating to highways.

Assembly Bill 1525—An act relating to private postsecondary education, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Assembly Bill 1575—An act to amend Section 3068 of the Civil Code, relating to vehicle liens.

Assembly Bill 1711—An act to amend Section 6330 of the Labor Code, relating to occupational injury or illness.

Assembly Bill 1734—An act to amend Sections 13102 and 15375 of the Elections Code, relating to elections.

Assembly Bill 1738—An act to amend Sections 8592.1 and 8592.4 of the Government Code, relating to public safety.



Assembly Concurrent Resolution 41—Relative to the Officer James M. Goodman Memorial Highway.

Assembly Concurrent Resolution 49—Relative to American Stroke Month 2007.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

Senate Chamber, May 10, 2007

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

AB 310

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

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.

Bill read second time.

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

Committee on Revenue and Taxation

Date of Hearing, May 9, 2007

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

SB 554

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

OROPEZA, Chair

Above measure re-referred to the Committee on Appropriations.

Committee on Appropriations

Senate Chamber, May 10, 2007

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

SB 883



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 883—An act to amend Sections 13957, 13957.2, and 13959 of the Government Code, relating to victims of crime.

Bill read second time.

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

Committee on Health

Date of Hearing, May 9, 2007

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

SB 192

Reports the same back with the recommendation: Do pass.

KUEHL, Chair

Above bill ordered to second reading.

Committee on Public Employment and Retirement

Senate Chamber, May 10, 2007

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

SB 695

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 695—An act to add Section 19827.4 to the Government Code, relating to public employment.

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, May 10, 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:

Jeffrey D. Byron, Member, State Energy Resources Conservation and Development Commission (4–0)

PERATA, Chair

Above appointment ordered placed on unfinished business file.



State Capitol, May 10, 2007

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

Lisa L. Curtis, Oil Spill Response Administrator (5–0)

PERATA, Chair

Above appointment ordered placed on unfinished business file.

State Capitol, May 10, 2007

Mr. President: The Senate Rules Committee has increased the membership of the Select Committee on California's Horse Racing Industry from 15 to 16 and appointed the following members to serve on the select committee: Senators Aanestad, Battin, Cedillo, Cox, Denham, Ducheny, Kehoe, Maldonado, Margett, Migden, Padilla, Ridley-Thomas, Romero, Steinberg and Torlakson (Senator Vincent serves as Chair).

PERATA, Chair

Senate Chamber, May 10, 2007

Mr. President: The Committee on Rules has examined:

SCR 29

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the 10th day of May, 2007, at 2 p.m.

PERATA, Chair

Committee on Appropriations

Senate Chamber, May 10, 2007

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

SB 306

SB 630

SB 839

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

Bill read second time.

Senate Bill 630—An act to add Section 15819.70 to the Government Code, and to repeal Section 4 of Chapter 252 of the Statutes of 1998, relating to public works, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Senate Bill 839—An act to amend Sections 12551, 12552, 12700, 12702, and 12726 of, and to add Sections 12556, 12557, 12703, 12704, 12706, 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.

CONSIDERATION OF DAILY FILE SECOND READING OF SENATE BILLS

Senate Concurrent Resolution 37—Relative to the Lewis E. Platt Memorial Highway.

Resolution 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 Concurrent Resolution 41—Relative to the Nels Dan Niemi Memorial Highway.

Resolution 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 432—An act to amend Sections 21455.7 and 21461 of the Vehicle Code, relating to vehicles.

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

Senate Bill 715—An act to add Section 5275 to the Business and Professions Code, relating to advertising.

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

Senate Bill 976—An act to amend Section 66540.20 of the Government Code, relating to transportation.

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

Senate Bill 403—An act to amend Section 3041.5 of the Family Code, relating to child custody and visitation.

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

Senate Bill 892—An act to amend Section 4565 of the Family Code, relating to family law.

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

Senate Bill 747—An act relating to disabled persons.

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

Senate Bill 916—An act to amend Section 1799.111 of the Health and Safety Code, relating to health facilities.

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



Senate Bill 128—An act to amend Section 935.6 of, and to add Section 935.75 to, the Government Code, relating to state claims.

Bill read second time.

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

Senate Bill 235—An act to amend Section 22959.5 of the Government Code, relating to vision care.

Bill read second time.

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

Senate Bill 615—An act to add Section 4410 to the Business and Professions Code, and to amend Section 128345 of, and to add Article 6 (commencing with Section 128560) to Chapter 5 of Part 3 of Division 107 of, the Health and Safety Code, relating to pharmacy technicians.

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

Senate Bill 230—An act to amend Section 20071 of, and to add Section 20070.5 to, the Health and Safety Code, relating to police protection districts.

Bill read second time.

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

Senate Bill 538—An act to amend Sections 18000, 18007, 18008, 18008.7, and 18028 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 proposed by the Committee on Appropriations were read and adopted and the measure ordered printed, engrossed, and to third reading.

Senate Bill 408—An act to amend Sections 102, 104, 9022, 9209, and 9307 of the Elections Code, relating to initiatives.

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

Senate Bill 813—An act to amend Section 8026 of the Elections Code, relating to elections.

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

Senate Bill 76—An act to amend Sections 53234 and 53235.1 of the Government Code, relating to local government.

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



Senate Bill 886—An act to amend Sections 40425, 40981, and 41221 of the Health and Safety Code, relating to air pollution.

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

Senate Bill 634—An act to add Section 51258 to the Government Code, relating to land use.

Bill read second time.

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

Senate Bill 418—An act to amend Sections 97.2 and 97.3 of the Revenue and Taxation Code, relating to local government finance.

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

Senate Bill 488—An act to amend Section 5540.5 of the Public Resources Code, relating to public resources.

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

Senate Bill 558—An act relating to public utilities.

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

Senate Bill 562—An act to amend Section 51201 of the Government Code, relating to land use.

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

Senate Bill 640—An act to amend Sections 65089.6, 65302, 66484, and 66484.3 of the Government Code, to amend Section 99150 of the Public Utilities Code, to amend Section 75.9 of the Streets and Highways Code, and to amend Sections 21101 and 35701 of the Vehicle Code, relating to land use.

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

Senate Bill 939—An act to add Section 6532 to, and to repeal Section 65101.1 of, the Government Code, relating to local government.

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

Senate Bill 342—An act to amend Sections 226.7 and 512 of the Labor Code, relating to employment.

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

Senate Bill 936—An act to amend Section 4658 of the Labor Code, relating to workers' compensation.

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



Senate Bill 717—An act to add Section 7104.1 to the Revenue and Taxation Code, relating to transportation.

Bill read second time.

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

Senate Bill 739—An act to amend Section 10127.7 of, and to add Section 789.15 to, the Insurance Code, relating to life insurance.

Bill read second time.

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

Senate Bill 240—An act to add Chapter 5.8 (commencing with Section 40610) to Part 3 of Division 26 of the Health and Safety Code, relating to air pollution, 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 Environmental Quality.

Senate Bill 964—An act to amend Section 54952.2 of, and to add Section 6252.7 to, the Government Code, relating to local agencies.

Bill read second time.

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

Senate Bill 702—An act to amend Sections 1675 and 2985 of the Civil Code, relating to housing.

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 673—An act to amend Section 69613.1 of the Education Code, relating to teachers.

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

Senate Bill 281—An act to add Section 4059 to the Food and Agricultural Code, relating to agriculture.

Bill read second time.

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



Senate Bill 942—An act to amend Sections 132a, 3201.81, 4658.5, and 4658.6 of the Labor Code, relating to workers' compensation.

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

MEASURES WITHDRAWN AND RE-REFERRED TO COMMITTEE

Without objection, **SB 455** was withdrawn from the Committee on Environmental Quality and re-referred to the Committee on Rules; and

REPORTS OF STANDING COMMITTEES

Committee on Rules

State Capitol, May 10, 2007

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

Agriculture—SB 556.

Governmental Organization—SB 455.

RE-REFERENCE TO COMMITTEE

Without objection, **SB 622** was re-referred to the Committee on Appropriations.

SPECIAL CONSENT CALENDAR SET

Without objection, the following measures will be set as a Special Consent Calendar to be taken up on Monday, May 14:

SCR 31	SB 473	SB 1042	SB 764
SB 970	SB 523	SB 1043	SB 978
SB 102	SB 574	SB 1045	SB 1049
SB 108	SB 589	SB 1046	SB 440
SB 159	SB 661	SB 1047	SB 128
SB 273	SB 762	SB 1048	SB 230
SB 295	SB 788	SB 1051	SB 538
SB 331	SB 841	SB 221	SB 76
SB 351	SB 904	SB 431	SB 717
SB 363	SB 921	SB 599	
SB 425	SB 1017	SB 691	

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Senate Bill 777—An act to amend Sections 200, 220, 235, 260, 14058, 18701, 18710, 18720, 19323, 35316, 35351, 39830, 44253.2, 44253.3, 44866, 46192, 47605, 51004, 51500, 51501, 51802, 60044, 60800, 66030, 66210, 66250, 66251, 66270, 66292, 66292.1, 66292.2, 69535, 72011, 72012, 72014, 82305.6, 89757, 92150, and 94600 of, to amend and renumber Sections 220.5 and 66270.5 of, to amend, renumber, and add Section 210.5 of, to add Sections 210.7, 212.1, 212.3, 212.6, 219, 66260.5, 66260.7, 66261.5, 66261.7, 66262.7, and 66269 to, to repeal Section 72013

of, and to repeal and add Sections 212 and 66262 of, the Education Code, relating to education.

Bill read third time.

Amendments Adopted

Amendments to SB 777 proposed by Senator Kuehl were read and adopted and the measure ordered printed, engrossed, and to second reading.

SENATE COMMITTEE ROLL CALLS

Committee on Health

SB 192—Do pass

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

NOES (0)—None.

SB 606—Do pass as amended

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

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

SB 633—Do pass as amended

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

NOES (1)—Senator Aanestad.

SB 725—Do pass as amended

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

NOES (2)—Senators Aanestad and Wyland.

SB 743—Do pass as amended

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

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

SB 793—Do pass as amended

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

NOES (0)—None.

SB 820—Do pass as amended and re-refer to Committee on Revenue and Taxation

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

NOES (1)—Senator Kuehl.

Date of Hearing: 5/9/2007

Kuehl (Chair)



Committee on Revenue and Taxation**SB 264**—Do pass as amended

AYES (5)—Senators Alquist, Machado, Oropeza, Scott, and Wiggins.

NOES (3)—Senators Cogdill, Harman, and Runner.

SB 554—Do pass and re-refer to Committee on Appropriations

AYES (5)—Senators Alquist, Machado, Oropeza, Scott, and Wiggins.

NOES (3)—Senators Cogdill, Harman, and Runner.

Date of Hearing: 5/9/2007

Oropeza (Chair)

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day due to legislative business: Senators Corbett, Correa, Florez, Hollingsworth, Maldonado, Oropeza, Ridley-Thomas, and Yee.

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

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

REQUESTS TO ADJOURN IN MEMORIAM

Senator Ackerman requested that when the Senate adjourns this day it do so in memory of Ara Nuyujukian of Tustin.

Senator Machado requested that when the Senate adjourns this day it do so in memory of Christopher Michael Kietzke and Jinji Shiba of Linden, Cpl. Charles O. Palmer, II of Manteca, Ronald Joseph Sanguinetti, Sr. of Stockton.

Senator Margett requested that when the Senate adjourns this day it do so in memory of Toni Venti of Alhambra.

Senators Oropeza and Lowenthal requested that when the Senate adjourns this day it do so in memory of Ernest McBride of Long Beach.

Senator Torlakson requested that when the Senate adjourns this day it do so in memory of Johnson Clark of Lafayette.

ADJOURNMENT

At 3:30 p.m., the Senate adjourned pursuant to the Senators' requests until 12 p.m., Monday, May 14, 2007.

PAULA K. ROSSETTO, Minute Clerk

