

CALIFORNIA LEGISLATURE

2007–08 REGULAR SESSION

SENATE DAILY JOURNAL

EIGHTY-SEVENTH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Thursday, June 7, 2007

The Senate met at 9:30 a.m.

Hon. Gloria Romero, of the 24th 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, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee—40.

Quorum present.



PRAYER

Prayer was offered by the Chaplain, Rev. Canon James Richardson:

O God, Help all of us this day to listen for your guidance in those moments of silence that are gifts in life, and may our actions in all that we do be a bright reflection of your goodness.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

MESSAGES FROM THE ASSEMBLY

Assembly Chamber, June 6, 2007

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

AB 3	AB 1164	AB 1220	AB 1742
AB 308	AB 1165	AB 1334	AB 371
AB 385	AB 1230	AB 1396	AB 422
AB 428	AB 1252	AB 1674	AB 1112
AB 583	AB 1269	AB 220	AB 1192
AB 610	AB 1294	AB 678	AB 1212
AB 682	AB 81	AB 706	AB 1226
AB 765	AB 159	AB 1277	AB 1278
AB 831	AB 362	AB 1290	AB 1291
AB 1137	AB 556	AB 1351	AB 1350
AB 1221	AB 741	AB 1455	AB 1370
AB 1427	AB 764	AB 1472	AB 1395
AB 1486	AB 833	AB 1488	AB 1400
AB 1506	AB 901	AB 1521	AB 1403
AB 1512	AB 917	AB 1548	AB 1409
AB 1663	AB 925	AB 1606	AB 1426
AB 70	AB 1029	AB 1634	AB 1451
AB 160	AB 1079	AB 338	AB 1452
AB 162	AB 1080	AB 359	AB 1454
AB 278	AB 1091	AB 396	AB 1461
AB 614	AB 1107	AB 582	AB 1470
AB 629	AB 1109	AB 886	AB 1481
AB 712	AB 1130	AB 1170	AB 1482
AB 828	AB 1139	AB 1239	AB 1489
AB 906	AB 1159	AB 1613	AB 1530
AB 930	AB 1167	AB 1656	AB 1531
AB 979	AB 1168	AB 1662	AB 1540
AB 1113	AB 1177	AB 1672	AB 1669
AB 1142	AB 1180	AB 1707	

Assembly Chamber, June 6, 2007

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

AJR 16

Assembly Chamber, June 6, 2007

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

AB 1714

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 3—An act to amend Section 32580 of the Public Resources Code, relating to the Baldwin Hills Conservancy.

Assembly Bill 308—An act to add Section 5767.5 to the Welfare and Institutions Code, relating to Medi-Cal.

Assembly Bill 385—An act to add Section 19826.7 to the Government Code, relating to public employees.

Assembly Bill 428—An act to add Section 51229 to the Education Code, relating to high school curriculum.

Assembly Bill 583—An act to add Chapter 12 (commencing with Section 91015) to Title 9 of, and to repeal Section 85300 of, the Government Code, relating to the Political Reform Act of 1974.

Assembly Bill 610—An act to amend Sections 14030, 14037, 14070, and 14076 of the Corporations Code, relating to small businesses.

Assembly Bill 682—An act to amend Sections 125090 and 125107 of, and to repeal and add Section 120990 of, the Health and Safety Code, relating to HIV/AIDS.

Assembly Bill 765—An act to add Section 19601.4 to the Business and Professions Code, relating to horse racing, and making an appropriation therefor.

Assembly Bill 831—An act to add Section 13305.5 to the Government Code, relating to tax expenditures.

Assembly Bill 1137—An act to amend Section 101 of, to amend, renumber, and add Sections 1000, 1001, 1002, 1003, 1004, and 1005 of, and to add Sections 1006, 1006.5, 1007, 1008, 1009, 1010, 1011, 1012, 1012.5, 1013, 1014, 1015, 1016, 1017, 1018, 1018.5, and 1019 to, the Business and Professions Code, and to amend an initiative act entitled “An act prescribing the terms upon which licenses may be issued to practitioners of chiropractic, creating the state board of chiropractic examiners and declaring its powers and duties, prescribing penalties for violation thereof, and repealing all acts and parts of acts inconsistent therewith” approved by electors November 7, 1922, by amending Sections 1, 2, 3, 4, 6, and 14 thereof and adding Sections 1.5, 6.5, 11, and 18.5 thereto, relating to chiropractors.



Assembly Bill 1221—An act to add Sections 65460.12, 65460.13, and 65460.14 to the Government Code, relating to transit village developments.

Assembly Bill 1427—An act to add Section 4695.3 to the Welfare and Institutions Code, relating to developmental services.

Assembly Bill 1486—An act to amend Sections 728, 805, and 4990 of, and to add Chapter 16 (commencing with Section 4999.10) to Division 2 of, the Business and Professions Code, relating to professional counselors.

Assembly Bill 1506—An act relating to greenhouse gas emissions.

Assembly Bill 1512—An act to add Section 14093.10 to the Welfare and Institutions Code, relating to Medi-Cal.

Assembly Bill 1663—An act to amend Sections 49076, 49076.5, 56000, 56026.1, 56031, 56033.5, 56058, 56059, 56171, 56173, 56301, 56321, 56329, 56341, 56341.5, 56344, 56345, 56345.1, 56346, 56363, 56380.1, 56381, 56500.2, 56500.3, 56500.4, 56501.5, 56502, 56505, 56515, 56600.6, and 56841 of, to add Sections 56040.1 and 56345.2 to, to add Article 5 (commencing with Section 56070) to Chapter 1 of Part 30 of Division 4 of Title 2 of, and to repeal and add Section 56028 of, the Education Code, relating to special education, and declaring the urgency thereof, to take effect immediately.

Assembly Bill 70—An act to add Section 8307 to the Water Code, relating to flood liability.

Assembly Bill 160—An act to add Article 2 (commencing with Section 1171) to Chapter 4.5 of Title 7 of Part 2 of the Penal Code, relating to sentencing.

Assembly Bill 162—An act to amend Sections 65302, 65303.4, 65352, and 65584.04 of, and to add Section 65302.7 to, the Government Code, relating to local planning.

Assembly Bill 278—An act to amend Section 11366.8 of the Health and Safety Code, relating to controlled substances.

Assembly Bill 614—An act to amend Section 12303 of, to add Section 12317 to, and to add Chapter 5 (commencing with Section 12400) to Division 12 of, the Elections Code, relating to voting rights.

Assembly Bill 629—An act to add Division 120 (commencing with Section 151000) to the Health and Safety Code, relating to sex education funding.

Assembly Bill 712—An act to add Chapter 9.2 (commencing with Section 44299.25) to Part 5 of Division 26 of, and to repeal Sections 44299.27, 44299.28, 44299.29, 44299.31, and 44299.32 of, the Health and Safety Code, relating to air pollution.



Assembly Bill 828—An act to add Section 1345.5 to the Fish and Game Code, relating to fish and game.

Assembly Bill 906—An act to amend Section 84362 of the Education Code, relating to community colleges.

Assembly Bill 930—An act to amend Section 34 of the Sacramento Area Flood Control Agency Act (Chapter 510 of the Statutes of 1990), relating to flood management.

Assembly Bill 979—An act to add Section 12318 to the Welfare and Institutions Code, relating to public social services.

Assembly Bill 1113—An act to amend Section 14007.9 of the Welfare and Institutions Code, and to amend Section 1 of Chapter 1088 of the Statutes of 2002, relating to Medi-Cal.

Assembly Bill 1142—An act relating to health facilities.

Assembly Bill 1164—An act to add Article 19.5 (commencing with Section 8430) to Chapter 2 of Part 6 of Division 1 of Title 1 of the Education Code, relating to child care.

Assembly Bill 1165—An act to amend Sections 13353.1, 22651, 42009, and 42010 of, and to add Sections 13389 and 23154 to, the Vehicle Code, relating to vehicles.

Assembly Bill 1230—An act to amend Section 47610 of the Education Code, relating to charter schools.

Assembly Bill 1252—An act to add Chapter 8 (commencing with Section 50700) to Part 2 of Division 31 of the Health and Safety Code, relating to housing.

Assembly Bill 1269—An act to amend Section 5318 of the Labor Code, relating to workers' compensation.

Assembly Bill 1294—An act to add Chapter 2 (commencing with Section 10050) to Part 1 of Division 10 of the Elections Code, relating to elections.

Assembly Bill 81—An act to amend Section 1255.7 of the Health and Safety Code, and to amend Section 271.5 of the Penal Code, relating to child protection .

Assembly Bill 159—An act to amend Section 12011.5 of, and to add Sections 69614.2 and 69615 to, the Government Code, relating to courts.

Assembly Bill 362—An act to amend Sections 11106, 12010, 12011, and 12012 of, and to add Sections 12315, 12316.5, 12317, 12318, and 12326 to, the Penal Code, relating to ammunition.

Assembly Bill 556—An act to amend Section 52922 of the Education Code, relating to schools .



Assembly Bill 741—An act to add Article 1.5 (commencing with Section 123656) to Chapter 3 of Part 2 of Division 106 of the Health and Safety Code, relating to interpregnancy care.

Assembly Bill 764—An act to amend Sections 51871, 51872, and 51874 of, and to add Sections 51872.5 and 51873.5 to, the Education Code, relating to education technology.

Assembly Bill 833—An act to add Article 4 (commencing with Section 25546) to Chapter 6.95 of Division 20 of the Health and Safety Code, relating to toxic chemicals.

Assembly Bill 901—An act to add Section 14033 to the Government Code, relating to transportation.

Assembly Bill 917—An act to amend Sections 14299, 19251, and 19252 of, and to add Sections 14300 and 19255 to, the Elections Code, relating to elections.

Assembly Bill 925—An act relating to school accountability.

Assembly Bill 1029—An act to add and repeal Section 8157 of the Education Code, relating to apprenticeships.

Assembly Bill 1079—An act to add Section 11062 to the Penal Code, relating to law enforcement, and declaring the urgency thereof, to take effect immediately.

Assembly Bill 1080—An act to amend Sections 8238.2, 8238.4, and 8239 of the Education Code, relating to state preschool programs.

Assembly Bill 1091—An act to amend Section 53562 of, and to repeal and add Section 53563 of, the Health and Safety Code, relating to housing.

Assembly Bill 1107—An act to amend Sections 15570 and 65072 of, and to add Section 15571 to, the Government Code, relating to transportation.

Assembly Bill 1109—An act to add Article 10.02 (commencing with Section 25210.9) to Chapter 6.5 of Division 20 of the Health and Safety Code, and to add Section 25402.5.4 to the Public Resources Code, relating to energy resources.

Assembly Bill 1130—An act to amend Sections 25270.2, 25270.3, 25270.6, 25270.8, 25270.12, 25270.13, 25404, and 25404.5 of, to add Section 25270.4.5 to, to repeal Sections 25270.1, 25270.7, and 25270.10 of, to repeal and add Sections 25270, 25270.4, 25270.5, and 25270.9 of, and to repeal, add, and repeal Section 25270.11 of, the Health and Safety Code, relating to aboveground storage tanks.

Assembly Bill 1139—An act to add Section 1656.5 to the Vehicle Code, relating to vehicles .

Assembly Bill 1159—An act relating to state funds.



Assembly Bill 1167—An act to amend Section 3011, and to add Sections 3012.5 and 3012.6 to, the Elections Code, relating to voting.

Assembly Bill 1168—An act to add Sections 1798.88 and 1798.89 to the Civil Code, to amend Sections 9516 and 9521 of, and to add Section 9526.5 to, the Commercial Code, to add Section 66018.55 to the Education Code, and to amend Section 27361 of, to add Sections 6254.27 and 15705 to, and to add Article 3.5 (commencing with Section 27300) to Chapter 6 of Part 3 of Division 2 of Title 3 of, the Government Code, relating to social security numbers.

Assembly Bill 1177—An act to add and repeal Chapter 7 (commencing with Section 450) of Part 1 of Division 1 of Title 1 of the Education Code, relating to education.

Assembly Bill 1180—An act to add Section 10252.5 to the Public Resources Code, relating to agricultural resources.

Assembly Bill 1220—An act to amend Sections 8670.47.5, 8670.48, 8670.48.5, 8670.49, 8670.50, 8670.53.1, 8670.53.2, 8670.53.3, 8670.53.4, 8670.53.5, 8670.53.7, 8670.53.8, and 8670.53.95 of the Government Code, relating to oil spills, making an appropriation therefore, and declaring the urgency thereof, to take effect immediately.

Assembly Bill 1334—An act to amend Sections 286 and 288a of, and to add Section 5012 to, the Penal Code, relating to corrections.

Assembly Bill 1396—An act to amend Sections 14012 and 65080 of the Government Code, and to amend Section 31408 of the Public Resources Code, relating to coastal resources.

Assembly Bill 1674—An act to add Section 12315 to the Welfare and Institutions Code, relating to public social services.

Assembly Bill 220—An act to add Chapter 9.6 (commencing with Section 3250) to Division 4 of Title 1 of the Government Code, relating to firefighters.

Assembly Bill 678—An act to amend Section 13955 of the Government Code, to amend Sections 688 and 688.1 of the Harbors and Navigation Code, to amend Section 1861.025 of the Insurance Code, to amend Sections 192.5, 193.7, 193.8, 977, 1192.8, and 3057 of the Penal Code, to amend Section 101.10 of the Streets and Highways Code, and to amend Sections 1803, 1808, 11110, 11215, 12810, 13202.5, 13350, 13350.5, 13351, 13352.6, 13353, 13353.1, 13353.3, 13353.7, 13353.8, 13954, 15300, 15302, 20001, 22651.10, 23502, 23550.5, 23558, 23592, 23596, 23612, 23620, 23626, and 40509.5 of the Vehicle Code, relating to crime.

Assembly Bill 706—An act to amend Sections 19161 and 19161.3 of the Business and Professions Code, and to add Chapter 11 (commencing



with Section 108930) to Part 3 of Division 104 of the Health and Safety Code, relating to fire retardants.

Assembly Bill 1277—An act to amend Section 25106 of the Revenue and Taxation Code, relating to taxation.

Assembly Bill 1290—An act to add and repeal Chapter 3.8 (commencing with Section 13829) to Title 6 of Part 4 of the Penal Code, relating to crime.

Assembly Bill 1351—An act to add Article 8.5 (commencing with Section 229) to Chapter 1 of Division 1 of the Streets and Highways Code, relating to transportation.

Assembly Bill 1455—An act to add Chapter 13.5 (commencing with Section 7130) to Division 7 of Title 1 of the Government Code, relating to air quality.

Assembly Bill 1472—An act to add Part 10.5 (commencing with Section 116097) to Division 104 of the Health and Safety Code, relating to public health .

Assembly Bill 1488—An act to add Section 44012.5 to the Health and Safety Code, relating to air pollution.

Assembly Bill 1521—An act to amend Section 111170 of, and to add Section 111166 to, the Health and Safety Code, relating to bottled water.

Assembly Bill 1548—An act to add Section 66406.7 to the Education Code, relating to public postsecondary education.

Assembly Bill 1606—An act to amend Sections 13998.5 and 15570 of, and to add Sections 13984.3 and 15570.2 to, the Government Code, relating to the California Economic Strategy Panel.

Assembly Bill 1634—An act to add Chapter 9 (commencing with Section 122336) to Part 6 of Division 105 of the Health and Safety Code, relating to pets.

Assembly Bill 338—An act to amend Section 4656 of, and to add Section 4453.1 to, the Labor Code, relating to workers' compensation.

Assembly Bill 359—An act to amend Sections 69612, 69613, 69613.1, 69613.2, 69613.4, 69613.5, 69613.6, 69613.8, 69614, 69615, and 69615.6 of the Education Code, relating to student financial aid.

Assembly Bill 396—An act to add Section 1773.15 to the Labor Code, relating to public works.

Assembly Bill 582—An act to amend Sections 8030.4 and 8030.6 of the Business and Professions Code, and to amend Sections 69950 and 69951 of, and to add Section 69951.5 to, the Government Code, relating to court transcription fees, and making an appropriation therefor.



Assembly Bill 886—An act to amend Sections 1185 and 1189 of the Civil Code, and to amend Sections 6203, 8201.1, 8202, 8206, 8213.5, 8213.6, 8214.1, 8214.15, 8214.2, 8221, 8225, 8228, and 8228.1 of, and to add Sections 8214.21, and 8214.23 to, the Government Code, relating to notaries.

Assembly Bill 1170—An act to amend Sections 17551 and 17558.5 of the Government Code, relating to state mandates.

Assembly Bill 1239—An act to amend Section 74 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Assembly Bill 1613—An act to add Chapter 8 (commencing with Section 2840) to Part 2 of Division 1 of the Public Utilities Code, relating to energy.

Assembly Bill 1656—An act to add the heading of Article 1 (commencing with Section 60900) to, and to add Article 2 (commencing with Section 60905) to, Chapter 10 of Part 33 of Division 4 of Title 2 of the Education Code, relating to pupil achievement.

Assembly Bill 1662—An act to add Section 3312 to the Elections Code, relating to voting.

Assembly Bill 1672—An act to amend Sections 14502 and 14503 of the Government Code, relating to transportation.

Assembly Bill 1707—An act to amend Section 1198.5 of the Labor Code, relating to employment records.

Assembly Bill 1742—An act to amend Sections 13476, 13478, and 13480 of, and to add Section 13477.5 to, the Water Code, relating to water.

Assembly Bill 371—An act to add Section 15459.10 to the Government Code, relating to health facility financing, and making an appropriation therefor.

Assembly Bill 422—An act to amend Section 25356.1.5 of the Health and Safety Code, and to amend Section 13304 of, and to add Section 13304.2 to, the Water Code, relating to hazardous substances.

Assembly Bill 1112—An act to amend Section 1773 of the Labor Code, relating to prevailing wages.

Assembly Bill 1192—An act to add Section 4640.4 to the Welfare and Institutions Code, relating to developmental services.

Assembly Bill 1212—An act to amend Section 4660 of the Labor Code, relating to workers' compensation.

Assembly Bill 1226—An act to amend Section 14043.26 of the Welfare and Institutions Code, relating to Medi-Cal.



Assembly Bill 1278—An act to add Section 1670.7 to the Civil Code, to amend Section 236.1 of, and to add Section 784.8 to, the Penal Code, relating to human trafficking.

Assembly Bill 1291—An act to add Section 727.7 to the Welfare and Institutions Code, relating to juveniles.

Assembly Bill 1350—An act to add Chapter 12.492 (commencing with Section 8879.52) to Division 1 of Title 2 of the Government Code, relating to transportation.

Assembly Bill 1370—An act to add and repeal Sections 17276.8 and 24416.8 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Assembly Bill 1395—An act to amend Section 17071.75 of the Education Code, relating to school facilities.

Assembly Bill 1400—An act to add Sections 10509.5 and 10711 to the Public Contract Code, relating to state contracts.

Assembly Bill 1403—An act to add and repeal Article 3.3 (commencing with Section 52055.74) of Chapter 6.1 of Part 28 of Division 4 of Title 2 of the Education Code, relating to local educational agencies.

Assembly Bill 1409—An act to amend Sections 48800, 48800.5, 48802, 76001, and 76002 of, and to add and repeal Section 48800.1 of, the Education Code, relating to pupils.

Assembly Bill 1426—An act to add Chapter 1.57 (commencing with Section 5095.50) to Division 5 of the Public Resources Code, relating to parks.

Assembly Bill 1451—An act to amend Section 73 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Assembly Bill 1452—An act to add Part 6 (commencing with Section 9600) to Division 5 of the Water Code, relating to water.

Assembly Bill 1454—An act to amend Section 60605 of the Education Code, relating to content standards.

Assembly Bill 1461—An act to add Article 4.5 (commencing with Section 11774) to Chapter 1 of Part 2 of Division 10.5 of the Health and Safety Code, and to amend Section 10369.12 of the Insurance Code, relating to alcohol and drug abuse.

Assembly Bill 1470—An act to add the heading of Article 1 (commencing with Section 2851) to, and to add and repeal Article 2 (commencing with Section 2860) of, Chapter 9 of Part 2 of Division 1 of, the Public Utilities Code, relating to solar energy.



Assembly Bill 1481—An act to add Section 13552.5 to the Water Code, relating to water.

Assembly Bill 1482—An act to amend Sections 37252, 37252.2, 37252.8, and 37253 of, the Education Code, relating to supplemental instruction.

Assembly Bill 1489—An act to add Sections 75002.7, 75004.5, 75025.2, 75026.3, 75026.5, 75041.1, 75041.2, 75051.2, and 75070.7 to the Public Resources Code, relating to resources.

Assembly Bill 1530—An act to add Section 105206 to the Health and Safety Code, relating to pesticide poisoning.

Assembly Bill 1531—An act to amend Section 14679 of the Government Code, and to amend Sections 22511.59, 22511.7, 22511.8, and 42001.13 of the Vehicle Code, relating to vehicles.

Assembly Bill 1540—An act to add Article 3.5 (commencing with Section 69550) to Chapter 2 of Part 42 of Division 5 of Title 3 of the Education Code, relating to student financial aid.

Assembly Bill 1669—An act to add Section 13963.1 to the Government Code, relating to grants for trauma centers, making an appropriation therefor.

Assembly Joint Resolution 16—Relative to immigration.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Senate Chamber, June 7, 2007

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

SJR 9

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 Joint Resolution 9—Relative to funding for veterans health care.

Resolution 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, June 7, 2007

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

AB 102



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 102—An act to amend Section 1279.6 of the Code of Civil Procedure, to amend Sections 298, 298.5, 355, and 358 of, and to add Sections 298.6 and 306.5 to, the Family Code, to amend Sections 103175 and 103180 of the Health and Safety Code, and to amend Section 12800.7 of the Vehicle Code, relating to name changes.

Bill read second time.

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

MEASURE WITHDRAWN FROM COMMITTEE

Without objection, **ACR 56** was withdrawn from Committee and placed on today's special consent calendar.

MOTION TO REFER MEASURE TO INACTIVE FILE

Senator Kuehl moved that **SB 464** be placed on the inactive file.

Motion carried.

CONSIDERATION OF DAILY FILE

THIRD READING OF SENATE BILLS

Senate Bill 1001—An act to amend Sections 13201 and 13205 of, and to add Sections 13194, 13230, and 13232 to, the Water Code, relating to water quality.

Bill read third time and presented by Senator Perata.

The roll was called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator Perata moved a call of the Senate.

Motion carried.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill 45—An act to add Chapter 12.491 (commencing with Section 8879.50) to Division 1 of Title 2 of the Government Code, relating to transportation.

Bill read third time and presented by Senator Perata.

Roll Call

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

AYES (22)—Senators Alquist, Calderon, Corbett, Correa, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Machado, Migden, Negrete McLeod,



Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Wiggins, and Yee.

NOES (11)—Senators Aanestad, Ackerman, Ashburn, Cogdill, Cox, Denham, Harman, Hollingsworth, Margett, McClintock, and Wyland.

Bill ordered transmitted to the Assembly.

Senate Bill 46—An act to add Sections 53545.12 and 53545.14 to the Health and Safety Code, relating to housing.

Bill read third time and presented by Senator Perata.

The roll was called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator Perata moved a call of the Senate.

Motion carried.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill 716—An act to add Section 14528 to the Government Code, relating to transportation.

Bill read third time and presented by Senator Perata.

Roll Call

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

AYES (22)—Senators Alquist, Calderon, Corbett, Correa, Ducheny, Florez, Kehoe, Kuehl, Machado, Migden, Negrete McLeod, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, and Yee.

NOES (11)—Senators Aanestad, Ashburn, Cogdill, Cox, Denham, Harman, Hollingsworth, Margett, McClintock, Runner, and Wyland.

Bill ordered transmitted to the Assembly.

Senate Bill 534—An act to amend Sections 101, 205, 1601.1, 1616.5, 1621, 1670.1, 1680, 1721, 1721.5, 1725, 1741, 1742, 1742.1, 1743, 1744, 1770, 1771, 4999.2, and 4999.7 of, to add Article 9 (commencing with Section 1900) to Chapter 4 of Division 2 of, and to repeal Sections 1760, 1760.5, 1761, 1762, 1763, 1764, 1765, 1766, 1768, 1769, 1772, 1774, and 1775 of, the Business and Professions Code, to amend Section 44876 of the Education Code, and to amend Sections 1348.8 and 128160 of the Health and Safety Code, relating to healing arts.

Bill read third time and presented by Senator Perata.

Roll Call

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

AYES (24)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Machado, Migden,

Negrete McLeod, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, and Yee.

NOES (14)—Senators Aanestad, Ackerman, Ashburn, Cogdill, Cox, Denham, Dutton, Harman, Hollingsworth, Maldonado, Margett, McClintock, Runner, and Wyland.

Bill ordered transmitted to the Assembly.

Senate Bill 660—An act to add Section 14033 to the Government Code, and to add Chapter 8.5 (commencing with Section 25730) to Division 15 of the Public Resources Code, relating to environmental protection.

Bill read third time and presented by Senator Perata.

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, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, and Yee.

NOES (13)—Senators Aanestad, Ackerman, Ashburn, Cogdill, Cox, Denham, Dutton, Harman, Hollingsworth, Margett, McClintock, Runner, and Wyland.

Bill ordered transmitted to the Assembly.

Senate Bill 1002—An act to add Division 33 (commencing with Section 83000) to the Water Code, relating to water, and making an appropriation therefor.

Bill read third time and presented by Senator Perata.

Roll Call

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

AYES (25)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Machado, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, and Yee.

NOES (14)—Senators Aanestad, Ackerman, Ashburn, Cogdill, Cox, Denham, Dutton, Harman, Hollingsworth, Maldonado, Margett, McClintock, Runner, and Wyland.

Bill ordered transmitted to the Assembly.

Senate Bill 18—An act to amend Section 1771.7 of the Labor Code, relating to public works .

Bill read third time and presented by Senator Perata.

Roll Call

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

AYES (24)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Machado, Migden,

Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Torlakson, Vincent, Wiggins, and Yee.

NOES (13)—Senators Aanestad, Ackerman, Ashburn, Cogdill, Cox, Denham, Dutton, Harman, Hollingsworth, Margett, McClintock, Runner, and Wyland.

Bill ordered transmitted to the Assembly.

UNFINISHED BUSINESS

Consideration of Governor's Appointment

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

Preston P. Du Fauchard, Commissioner of Corporations.

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

Roll Call

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

AYES (36)—Senators Ackerman, Alquist, Ashburn, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill 48—An act to add Section 12803.2 to the Government Code, to add Section 1367.08 to, and to add Article 3.11 (commencing with Section 1357.20) and Article 4.1 (commencing with Section 1366.10) to Chapter 2.2 of Division 2 of, the Health and Safety Code, to amend Sections 12693.43, 12693.70, 12693.73, and 12693.755 of, to add Section 10127.19 to, to add Article 14.9 (commencing with Section 1069) to Chapter 1 of Part 2 of Division 1 of, to add Chapter 1.6 (commencing with Section 10199.10) and Chapter 8.1 (commencing with Section 10760) to Part 2 of Division 2 of, and to add Part 6.45 (commencing with Section 12699.201) to Division 2 of, the Insurance Code, to add Part 8.8 (commencing with Section 2200) to Division 2 of the Labor Code, to amend Section 19552 of, to add Section 17054.2 to, and to add Chapter 11 (commencing with Section 19901) to Part 10.2 of Division 2 of, the Revenue and Taxation Code, to amend Section 131 of, and to add Division 1.2 (commencing with Section 4800) to, the Unemployment Insurance Code, and to amend Sections 14005.23, 14005.30, and 14008.85 of, to add Sections 14005.335 and 14005.34 to, and to add Article 7 (commencing with Section 14199.10) to Chapter 7 of Part 3 of Division 9 of, the Welfare



and Institutions Code, relating to health care coverage, and making an appropriation therefor.

Bill read third time and presented by Senator Perata.

Roll Call

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

AYES (23)—Senators Alquist, Calderon, Cedillo, Corbett, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Machado, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, and Yee.

NOES (16)—Senators Aanestad, Ackerman, Ashburn, Battin, Cogdill, Correa, Cox, Denham, Dutton, Harman, Hollingsworth, Maldonado, Margett, McClintock, Runner, and Wyland.

Bill ordered transmitted to the Assembly.

Senator Perata Presiding

Senate Bill 32—An act to amend Sections 12693.43, 12693.70, 12693.76, 12693.98, and 12693.98a of, to amend and repeal Section 12693.981 of, to add Sections 12693.55, 12693.56, 12693.57, 12693.701, 12693.981a, and 12693.983 to, to add Chapter 16.2 (commencing with Section 12694.1) to Part 6.2 of Division 2 of, and to repeal Section 12693.73 of, the Insurance Code, and to amend Section 14005.23 of, and to add Sections 14005.26, 14011.01, and 14011.61 to, the Welfare and Institutions Code, relating to health care coverage.

Bill read third time and presented by Senator Steinberg.

Roll Call

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

AYES (25)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Machado, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, and Yee.

NOES (13)—Senators Aanestad, Ackerman, Ashburn, Battin, Cogdill, Cox, Denham, Dutton, Harman, Hollingsworth, Margett, McClintock, and Wyland.

Bill ordered transmitted to the Assembly.

Senate Bill 748—An act to add Article 8 (commencing with Section 228) to Chapter 1 of Division 1 of the Streets and Highways Code, relating to transportation.

Bill read third time and presented by Senator Corbett.

Roll Call

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

AYES (30)—Senators Aanestad, Alquist, Calderon, Cedillo, Corbett, Correa, Cox, Denham, Ducheny, Florez, Harman, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Migden, Negrete McLeod, Oropeza,



Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, and Yee.

NOES (7)—Senators Ackerman, Ashburn, Battin, Dutton, Hollingsworth, McClintock, and Wyland.

Bill ordered transmitted to the Assembly.

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 third time and presented by Senator Simitian.

The roll was called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator Simitian moved a call of the Senate.

Motion carried.

Senator Yee Presiding

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill 721—An act to add Section 11016.7 to the Government Code, relating to state agencies.

Bill read third time and presented by Senator Ashburn.

Roll Call

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

AYES (36)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Cox, Denham, Ducheny, Dutton, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Migden, Negrete McLeod, Oropeza, Padilla, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (1)—Senator McClintock.

Bill ordered transmitted to the Assembly.

Senate Bill 761—An act to amend Sections 2006 and 2358 of, and to add Section 2347 to, the Business and Professions Code, and to amend Sections 12529, 12529.5, and 12529.6 of the Government Code, relating to healing arts.

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 (35)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Harman, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Migden, Negrete McLeod, Padilla, Ridley-Thomas, Romero,



Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (2)—Senators Hollingsworth and McClintock.

Bill ordered transmitted to the Assembly.

Senate Bill 987—An act to amend Sections 12838 and 12838.2 of, and to add Section 12838.4 to, the Government Code, to amend Sections 830.2, 2816, 2817, 5075.1, 13800, 13812, 13813, 13820, 13823, and 14204 of, and to add Section 13814 to, the Penal Code, to amend Section 10122.5 of the Public Contract Code, and to amend Section 1016 of, and to repeal and add Section 1760.6 of, the Welfare and Institutions Code, relating to the state correctional system, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator Romero.

Urgency Clause

Urgency clause read and adopted by the following vote:

AYES (32)—Senators Ackerman, Alquist, Ashburn, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Harman, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Migden, Negrete McLeod, Padilla, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Vincent, Wiggins, Wyland, and Yee.

NOES (2)—Senators Aanestad and Hollingsworth.

Roll Call

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

AYES (32)—Senators Ackerman, Alquist, Ashburn, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Harman, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Migden, Negrete McLeod, Padilla, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Vincent, Wiggins, Wyland, and Yee.

NOES (2)—Senators Aanestad and Hollingsworth.

Bill ordered transmitted to the Assembly.

Senate Constitutional Amendment 4—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 2 of Article XIII A thereof, relating to taxation.

Resolution read third time and presented by Senator Ashburn.

Roll Call

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

AYES (37)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Padilla,

Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

Resolution ordered transmitted to the Assembly.

Senate Bill 375—An act to amend Sections 65070, 65074, 65080, 65080.5, 65081.3, 65082, 65088.1, and 65088.4 of, and to add Sections 14522.1, 14522.2, 14522.5, and 65086.6 to the Government Code, and to add Chapter 4.2 (commencing with Section 21155) to Division 13 of the Public Resources Code, relating to environmental quality.

Bill read third time and presented by Senator Steinberg.

The roll was called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator Steinberg moved a call of the Senate.

Motion carried.

Senator Perata Presiding

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH (SB 456)

On motion of Senator Simitian, further proceedings under the call of the Senate were dispensed with.

Roll Call

The names of the absentees were called and SB 456 was passed by the following vote:

AYES (22)—Senators Alquist, Calderon, Cedillo, Corbett, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, and Wiggins.

NOES (18)—Senators Aanestad, Ackerman, Ashburn, Battin, Cogdill, Correa, Cox, Denham, Dutton, Harman, Hollingsworth, Machado, Maldonado, Margett, McClintock, Runner, Wyland, and Yee.

Above bill ordered transmitted to the Assembly.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill 285—An act to amend Sections 12509, 12810, and 12814.6 of the Vehicle Code, relating to vehicles.

Bill read third time and presented by Senator Runner.

Roll Call

The roll was called and the bill was refused passage by the following vote:

AYES (12)—Senators Aanestad, Ackerman, Corbett, Cox, Dutton, Harman, Lowenthal, Maldonado, Margett, Runner, Simitian, and Wyland.

NOES (24)—Senators Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Correa, Denham, Ducheny, Florez, Hollingsworth, Kuehl,

Machado, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Steinberg, and Yee.

Senate Bill 17—An act to amend Section 11564 of the Government Code, and to amend Sections 8521, 8550, 8551, 8552, 8554, 8575, and 8590 of, to amend the heading of Part 4 (commencing with Section 8520) of Division 5 of, to add Sections 8522.3, 8522.5, 8523, 8577, 8578, and 8610.5 to, to add Article 8 (commencing with Section 8725) to Chapter 3 of Part 4 of Division 5 of, and to repeal and add Article 2 (commencing with Section 8580) to Chapter 2 of Part 4 of Division 5 of, the Water Code, relating to water.

Bill read third time and presented by Senator Florez.

Roll Call

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

AYES (25)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Machado, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, and Yee.

NOES (11)—Senators Aanestad, Battin, Cogdill, Cox, Denham, Harman, Hollingsworth, Maldonado, Margett, McClintock, and Runner.

Bill ordered transmitted to the Assembly.

Senate Bill 121—An act to amend Sections 17071.35 and 42263 of the Education Code, relating to school facilities.

Bill read third time and presented by Senator Romero.

Roll Call

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

AYES (27)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, Denham, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, and Yee.

NOES (12)—Senators Aanestad, Ackerman, Battin, Cogdill, Cox, Dutton, Harman, Hollingsworth, Margett, McClintock, Runner, and Wyland.

Bill ordered transmitted to the Assembly.

Senate Bill 345—An act to amend Section 49110 of, and to add Sections 33054 and 45040.1 to, the Education Code, relating to charter schools.

Bill read third time and presented by Senator Aanestad.

Roll Call

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

AYES (40)—Senators 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, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

Senate Bill 658—An act to amend Sections 17071.75 and 17078.27 of the Education Code, relating to school facilities.

Bill read third time and presented by Senator Romero.

Roll Call

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

AYES (24)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, Ducheny, Florez, Kehoe, Kuehl, Machado, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, and Yee.

NOES (15)—Senators Aanestad, Ackerman, Ashburn, Battin, Cogdill, Cox, Denham, Dutton, Harman, Hollingsworth, Maldonado, Margett, McClintock, Runner, and Wyland.

Bill ordered transmitted to the Assembly.

Senate Bill 672—An act to amend, repeal, and add Section 51225.3 of the Education Code, relating to pupil instruction.

Bill read third time and presented by Senator Torlakson.

Roll Call

The roll was called and the bill was passed 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, Maldonado, Margett, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (2)—Senators Aanestad and McClintock.

Bill ordered transmitted to the Assembly.

Senate Bill 286—An act to amend Sections 8879.23 and 8879.28 of the Government Code, relating to transportation bonds, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator Lowenthal.

Urgency Clause

Urgency clause read and adopted by the following vote:

AYES (35)—Senators Alquist, Ashburn, Battin, Calderon, Cedillo, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero,



Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, 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 (35)—Senators Alquist, Ashburn, Battin, Calderon, Cedillo, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (2)—Senators Aanestad and McClintock.

Bill ordered transmitted to the Assembly.

Senate Constitutional Amendment 9—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 2, 3, 12, and 22 of, and adding Section 3.5 to, Article IV thereof, by amending Section 7 of Article XX thereof, and by amending Section 1 of, and adding Sections 2, 3, 4, 5, 6, and 7 to, Article XXI thereof, relating to the partial revision of the Constitution by the creation of and transfer of legislative duties to the Independent Redistricting Commission, terms and service of Members of the Legislature, and the state budget.

Resolution read third time and presented by Senator Ashburn.

The roll was called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator Ashburn moved a call of the Senate.

Motion carried.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Constitutional Amendment 10—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by repealing and adding Article XXI thereof, relating to redistricting.

Resolution read third time and presented by Senator Lowenthal.

The roll was called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator Lowenthal moved a call of the Senate.

Motion carried.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill 801—An act to amend Section 101 of, to amend, renumber, and add Sections 1000, 1001, 1002, 1003, 1004, and 1005 of,



and to add Sections 1006, 1006.5, 1007, 1008, 1009, 1010, 1012, 1012.5, 1013, 1014, 1015, 1016, 1017, 1018, 1018.5, and 1019 to, the Business and Professions Code, and to amend an initiative act entitled “An act prescribing the terms upon which licenses may be issued to practitioners of chiropractic, creating the State Board of Chiropractic Examiners and declaring its powers and duties, prescribing penalties for violation thereof, and repealing all acts and parts of acts inconsistent therewith” approved by electors November 7, 1922, by amending Sections 1, 2, 3, 4, 6, and 14 thereof and adding Sections 1.5, 6.5, and 18.5 thereto, relating to chiropractors.

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 (24)—Senators Alquist, Calderon, Cedillo, Corbett, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Machado, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, and Yee.

NOES (16)—Senators Aanestad, Ackerman, Ashburn, Battin, Cogdill, Correa, Cox, Denham, Dutton, Harman, Hollingsworth, Maldonado, Margett, McClintock, Runner, and Wyland.

Bill ordered transmitted to the Assembly.

Senate Bill 350—An act to amend Sections 127400, 127405, 127425, 127430, 127440, and 127444 of the Health and Safety Code, relating to hospitals.

Bill read third time and presented by Senator Runner.

Roll Call

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

AYES (38)—Senators 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, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Steinberg, Torlakson, Vincent, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

Senate Bill 681—An act to add Section 46120 to the Education Code, relating to pupil attendance.

Bill read third time and presented by Senator Torlakson.

Roll Call

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

AYES (30)—Senators Alquist, Ashburn, Calderon, Cedillo, Corbett, Correa, Denham, Ducheny, Dutton, Florez, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Migden, Negrete McLeod, Oropeza, Padilla,



Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (10)—Senators Aanestad, Ackerman, Battin, Cogdill, Cox, Harman, Hollingsworth, Margett, McClintock, and Runner.

Bill ordered transmitted to the Assembly.

Senate Bill 7—An act to add Article 2.5 (commencing with Section 118947) to Chapter 4 of Part 15 of Division 104 of the Health and Safety Code, and to amend Section 12814.6 of the Vehicle Code, relating to public health.

Bill read third time and presented by Senator Oropeza.

Roll Call

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

AYES (22)—Senators Alquist, Calderon, Cedillo, Corbett, Florez, Kehoe, Kuehl, Lowenthal, Maldonado, Migden, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, and Yee.

NOES (18)—Senators Aanestad, Ackerman, Ashburn, Battin, Cogdill, Correa, Cox, Denham, Ducheny, Dutton, Harman, Hollingsworth, Machado, Margett, McClintock, Negrete McLeod, Runner, and Wyland.

Bill ordered transmitted to the Assembly.

Senate Bill 9—An act to amend Section 8879.23 of the Government Code, relating to transportation.

Bill read third time and presented by Senator Lowenthal.

Roll Call

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

AYES (24)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, Florez, Kehoe, Kuehl, Lowenthal, Machado, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, and Yee.

NOES (12)—Senators Aanestad, Ackerman, Ashburn, Battin, Cogdill, Cox, Harman, Hollingsworth, Margett, McClintock, Runner, and Wyland.

Bill ordered transmitted to the Assembly.

Senate Bill 220—An act to amend Sections 111070, 111115, 111130, and 111170 of, and to add Sections 111071 and 111198 to, the Health and Safety Code, relating to drinking water.

Bill read third time and presented by Senator Corbett.

Roll Call

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

AYES (23)—Senators Alquist, Calderon, Cedillo, Corbett, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Migden, Negrete McLeod, Oropeza,



Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, and Yee.

NOES (16)—Senators Aanestad, Ackerman, Ashburn, Battin, Cogdill, Correa, Cox, Denham, Dutton, Harman, Hollingsworth, Machado, Maldonado, Margett, McClintock, and Wyland.

Bill ordered transmitted to the Assembly.

Senate Bill 732—An act to amend Sections 75076 and 75077 of, to add Chapter 12 (commencing with Section 75100) to, and Chapter 13 (commencing with Section 75120) to, Division 43 of, the Public Resources Code, and to amend Section 10533 of, and to add Sections 10544 and 10544.5 to, the Water Code, relating to the environment.

Bill read third time and presented by Senator Steinberg.

Roll Call

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

AYES (24)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, Florez, Kehoe, Kuehl, Lowenthal, Machado, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, and Yee.

NOES (14)—Senators Aanestad, Ackerman, Ashburn, Battin, Cogdill, Cox, Denham, Harman, Hollingsworth, Maldonado, Margett, McClintock, Runner, and Wyland.

Bill ordered transmitted to the Assembly.

Senate Bill 918—An act to add Chapter 3.5 (commencing with Section 18900) to Part 10.2 of Division 2 of the Revenue and Taxation Code, relating to taxation.

Bill read third time and presented by Senator Oropeza.

Roll Call

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

AYES (25)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Machado, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, and Yee.

NOES (14)—Senators Aanestad, Ackerman, Ashburn, Battin, Cogdill, Cox, Denham, Harman, Hollingsworth, Maldonado, Margett, McClintock, Runner, and Wyland.

Bill ordered transmitted to the Assembly.

Senate Bill 155—An act to add Sections 51706 and 51707 to, and to repeal Article 1.5 (commencing with Section 51705) of Chapter 5 of Part 28 of Division 4 of Title 2 of, the Education Code, relating to instructional programs .

Bill read third time and presented by Senator Maldonado.



Roll Call

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

AYES (37)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Lowenthal, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

Senate Bill 405—An act to amend Sections 1240, 51224, 51228, 52052, 52336, and 66204 of, to add and repeal Chapter 18 (commencing with Section 53100) of Part 28 of Division 4 of Title 2 of, and to repeal Section 52336.1 of, the Education Code, relating to school curriculum.

Bill read third time and presented by Senator Steinberg.

Roll Call

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

AYES (27)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, Denham, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, and Yee.

NOES (12)—Senators Aanestad, Ackerman, Ashburn, Battin, Cogdill, Cox, Dutton, Harman, Hollingsworth, Margett, McClintock, and Wyland.

Bill ordered transmitted to the Assembly.

Senate Bill 419—An act to amend Sections 32631, 32632, 32633, 32634, 32639, 32645, 32646, and 32661 of the Public Resources Code, relating to the San Diego River Conservancy.

Bill read third time and presented by Senator Kehoe.

Roll Call

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

AYES (23)—Senators Alquist, Calderon, Corbett, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Migden, Negrete McLeod, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, and Yee.

NOES (13)—Senators Aanestad, Ackerman, Ashburn, Battin, Cogdill, Cox, Denham, Dutton, Harman, Hollingsworth, Margett, McClintock, and Wyland.

Bill ordered transmitted to the Assembly.

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

Bill read third time and presented by Senator Alquist.



Roll Call

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

AYES (25)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, Florez, Kehoe, Kuehl, Lowenthal, Maldonado, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (13)—Senators Aanestad, Ackerman, Ashburn, Battin, Cogdill, Cox, Denham, Dutton, Harman, Hollingsworth, Machado, Margett, and McClintock.

Bill ordered transmitted to the Assembly.

Senate Bill 851—An act to add Article 3.5 (commencing with Section 2687) to Chapter 4 of Title 1 of Part 3 of, and to add Chapter 2.73 (commencing with Section 1001.130) to Title 6 of Part 2 of, the Penal Code, and to amend Sections 5806 and 5814 of the Welfare and Institutions Code, relating to mentally ill offenders.

Bill read third time and presented by Senator Steinberg.

Roll Call

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

AYES (25)—Senators Alquist, Calderon, Cedillo, Corbett, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, and Yee.

NOES (12)—Senators Aanestad, Ackerman, Ashburn, Battin, Cogdill, Cox, Denham, Dutton, Harman, Hollingsworth, McClintock, and Wyland.

Bill ordered transmitted to the Assembly.

Senate Bill 356—An act to amend Section 120130 of the Health and Safety Code, relating to public health.

Bill read third time and presented by Senator Negrete McLeod.

Roll Call

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

AYES (40)—Senators 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, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

Senate Bill 784—An act to amend Section 12330 of, to add Article 7 (commencing with Section 16790) to Chapter 4 of Part 3 of Division 4 of Title 2 of, and to repeal Section 16724.4 of, the Government Code, relating to state finance.

Bill read third time and presented by Senator Torlakson.



Roll Call

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

AYES (26)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, Ducheny, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, and Yee.

NOES (12)—Senators Aanestad, Ackerman, Ashburn, Battin, Cogdill, Cox, Denham, Dutton, Harman, Hollingsworth, Margett, and Wyland.

Bill ordered transmitted to the Assembly.

Senate Bill 606—An act to add Division 112.6 (commencing with Section 130650) to the Health and Safety Code, relating to pharmaceutical information.

Bill read third time and presented by Senator Scott.

The roll was called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator Scott moved a call of the Senate.

Motion carried.

Senator Yee Presiding**THIRD READING OF SENATE BILLS (RESUMED)**

Senate Bill 282—An act to add Chapter 5 (commencing with Section 3351) to Part 2 of Division 3 of the Food and Agricultural Code, relating to state fairs.

Bill read third time and presented by Senator Cox.

Roll Call

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

AYES (37)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Migden, Negrete McLeod, Oropeza, Padilla, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (2)—Senators Harman and McClintock.

Bill ordered transmitted to the Assembly.

Senate Bill 775—An act to amend Sections 105310 and 124130 of, and to add Sections 124166, 124167, and 124168 to, the Health and Safety Code, relating to childhood lead poisoning.

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 (22)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, Florez, Kehoe, Kuehl, Lowenthal, Migden, Negrete McLeod, Oropeza,

Padilla, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, and Yee.

NOES (15)—Senators Aanestad, Ackerman, Ashburn, Battin, Cogdill, Cox, Denham, Dutton, Harman, Hollingsworth, Maldonado, Margett, McClintock, Runner, and Wyland.

Bill ordered transmitted to the Assembly.

Senate Bill 284—An act to add and repeal Chapter 5.8 (commencing with Section 2697) of Division 2 of the Business and Professions Code, relating to athletic trainers.

Bill read third time and presented by Senator Lowenthal.

Roll Call

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

AYES (36)—Senators Aanestad, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Migden, Negrete McLeod, Oropeza, Padilla, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (3)—Senators Ackerman, Hollingsworth, and McClintock.

Bill ordered transmitted to the Assembly.

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

Bill read third time and presented by Senator Oropeza.

Roll Call

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

AYES (22)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, Ducheny, Florez, Kehoe, Kuehl, Migden, Negrete McLeod, Oropeza, Padilla, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, and Yee.

NOES (14)—Senators Aanestad, Ackerman, Ashburn, Battin, Cogdill, Cox, Denham, Dutton, Harman, Hollingsworth, Maldonado, Margett, McClintock, and Wyland.

Bill ordered transmitted to the Assembly.

Senate Bill 407—An act to amend Sections 1037.1, 1037.2, 1037.4, and 1037.5 of the Evidence Code, and to amend Section 679.05 of the Penal Code, relating to domestic violence.

Bill read third time and presented by Senator Romero.

Roll Call

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

AYES (39)—Senators 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, Negrete McLeod, Oropeza, Padilla, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

Senate Bill 727—An act to amend Sections 2708, 3300, 3301, 3302, 3303, and 3303.1 of the Unemployment Insurance Code, relating to family temporary disability insurance, and making an appropriation therefor.

Bill read third time and presented by Senator Kuehl.

Roll Call

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

AYES (22)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, Ducheny, Florez, Kehoe, Kuehl, Machado, Migden, Negrete McLeod, Padilla, Perata, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, and Yee.

NOES (15)—Senators Aanestad, Ackerman, Ashburn, Battin, Cogdill, Cox, Denham, Dutton, Harman, Hollingsworth, Maldonado, Margett, McClintock, Runner, and Wyland.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH (SB 606)

On motion of Senator Scott, further proceedings under the call of the Senate were dispensed with.

Roll Call

The names of the absentees were called and SB 606 was passed by the following vote:

AYES (25)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Machado, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, and Yee.

NOES (15)—Senators Aanestad, Ackerman, Ashburn, Battin, Cogdill, Cox, Denham, Dutton, Harman, Hollingsworth, Maldonado, Margett, McClintock, Runner, and Wyland.

Above bill ordered transmitted to the Assembly.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill 458—An act to add Article 1.6 (commencing with Section 104165) to Chapter 2 of Part 1 of Division 103 of the Health and Safety Code, relating to lung cancer.

Bill read third time and presented by Senator Torlakson.



Roll Call

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

AYES (23)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Machado, Migden, Negrete McLeod, Padilla, Perata, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, and Yee.

NOES (14)—Senators Aanestad, Ackerman, Ashburn, Battin, Cogdill, Cox, Denham, Dutton, Harman, Hollingsworth, Margett, McClintock, Runner, and Wyland.

Bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SCA 9)**

On motion of Senator Ashburn, further proceedings under the call of the Senate were dispensed with.

Roll Call

The names of the absentees were called and SCA 9 was adopted by the following vote:

AYES (29)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Corbett, Correa, Dutton, Florez, Harman, Kehoe, Lowenthal, Machado, Margett, Migden, Negrete McLeod, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, and Yee.

NOES (5)—Senators Cox, Denham, Hollingsworth, Maldonado, and Wyland.

Above measure ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SCA 10)**

On motion of Senator Lowenthal, further proceedings under the call of the Senate were dispensed with.

Roll Call

The names of the absentees were called and SCA 10 was adopted by the following vote:

AYES (34)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Kehoe, Kuehl, Lowenthal, Margett, McClintock, Migden, Negrete McLeod, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (2)—Senators Hollingsworth and Maldonado.

Above measure ordered transmitted to the Assembly.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 375)**

On motion of Senator Steinberg, further proceedings under the call of the Senate were dispensed with.

Roll Call

The names of the absentees were called and SB 375 was passed by the following vote:

AYES (21)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, Kehoe, Kuehl, Lowenthal, Migden, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, and Yee.

NOES (15)—Senators Aanestad, Ackerman, Ashburn, Battin, Cogdill, Cox, Denham, Dutton, Harman, Hollingsworth, Maldonado, Margett, McClintock, Runner, and Wyland.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 46)**

On motion of Senator Perata, further proceedings under the call of the Senate were dispensed with.

Roll Call

The names of the absentees were called and SB 46 was passed by the following vote:

AYES (24)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Machado, Migden, Negrete McLeod, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, and Yee.

NOES (12)—Senators Aanestad, Ackerman, Ashburn, Cogdill, Cox, Denham, Harman, Hollingsworth, Margett, McClintock, Runner, and Wyland.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 1001)**

On motion of Senator Perata, further proceedings under the call of the Senate were dispensed with.

Roll Call

The names of the absentees were called and SB 1001 was passed by the following vote:

AYES (22)—Senators Alquist, Calderon, Cedillo, Corbett, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Machado, Migden, Padilla, Perata,



Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, and Yee.

NOES (15)—Senators Aanestad, Ackerman, Ashburn, Cogdill, Correa, Cox, Denham, Dutton, Harman, Hollingsworth, Maldonado, Margett, McClintock, Runner, and Wyland.

Above bill ordered transmitted to the Assembly.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill 20—An act to amend Section 49430 of, and to add Section 49430.7 to, the Education Code, relating to pupil nutrition, and declaring the urgency thereof, to take immediately.

Bill read third time and presented by Senator Torlakson.

Urgency Clause

Urgency clause read and adopted by the following vote:

AYES (27)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, Denham, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Maldonado, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (10)—Senators Aanestad, Ackerman, Ashburn, Cogdill, Cox, Dutton, Hollingsworth, Margett, McClintock, and Runner.

Roll Call

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

AYES (27)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, Denham, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Maldonado, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (10)—Senators Aanestad, Ackerman, Ashburn, Cogdill, Cox, Dutton, Hollingsworth, Margett, McClintock, and Runner.

Bill ordered transmitted to the Assembly.

Senate Bill 831—An act to amend Section 2890 of, to add Section 2890.3 to, and to add Article 6 (commencing with Section 2899) to Chapter 10 of Part 2 of Division 1 of, the Public Utilities Code, relating to telecommunications.

Bill read third time and presented by Senator Lowenthal.

Roll Call

The roll was called and the bill was refused passage by the following vote:

AYES (17)—Senators Alquist, Cedillo, Corbett, Ducheny, Kehoe, Kuehl, Lowenthal, Migden, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, and Wiggins.

NOES (20)—Senators Aanestad, Ackerman, Ashburn, Calderon, Cogdill, Correa, Cox, Denham, Dutton, Florez, Harman, Hollingsworth,



Machado, Maldonado, Margett, McClintock, Oropeza, Runner, Wyland, and Yee.

SPECIAL CONSENT CALENDAR

Assembly Concurrent Resolution 56—Relative to Mesothelioma Awareness Week.

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

(NOTE: See Consent Calendar Roll Call)

Senate Bill 296—An act to amend Section 8588.1 of the Government Code, relating to disaster preparedness.

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

(NOTE: See Consent Calendar Roll Call)

Senate Bill 321—An act to add Chapter 2.5 (commencing with Section 105000) to Part 4 of Division 103 of the Health and Safety Code, relating to public health.

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

(NOTE: See Consent Calendar Roll Call)

Senate Bill 594—An act to amend Sections 14020 and 14024 of the Penal Code, relating to witnesses.

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

(NOTE: See Consent Calendar Roll Call)

Senate Bill 53—An act to add Section 14526.7 to the Government Code, relating to transportation.

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

(NOTE: See Consent Calendar Roll Call)

Senate Bill 153—An act to add Sections 13969.7 and 13974.6 to the Government Code, and to amend Section 1464 of, and to add Sections 11166.6 and 11166.7 to, the Penal Code, relating to victim services.

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

(NOTE: See Consent Calendar Roll Call)

Senate Bill 470—An act to add Section 9144 to the Food and Agricultural Code, relating to agriculture.

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

(NOTE: See Consent Calendar Roll Call)

Senate Bill 604—An act to amend Section 4753 of the Penal Code, relating to prisoners.

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

(NOTE: See Consent Calendar Roll Call)



Senate Bill 859—An act to amend Sections 44253.3 and 44253.4 of, to add Sections 44274.3, and 44274.4 to, and to add and repeal Section 44300.1 of, the Education Code, relating to teacher credentialing.

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

(NOTE: See Consent Calendar Roll Call)

Senate Bill 314—An act to amend Section 8070 of the Education Code, relating to career technical education.

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

(NOTE: See Consent Calendar Roll Call)

Senate Bill 667—An act to add Section 42283.3 to the Education Code, relating to school finance.

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

(NOTE: See Consent Calendar Roll Call)

Senate Bill 548—An act to amend Sections 8558 and 8690.6 of the Government Code, relating to emergency services, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

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

(NOTE: See Consent Calendar Roll Call)

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

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

(NOTE: See Consent Calendar Roll Call)

Consent Calendar Roll Call

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

AYES (40)—Senators 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, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

REQUEST TO BE ADDED TO ROLL CALL

June 7, 2007

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

SB 121—No

SB 284—No

DICK ACKERMAN, Minority Floor Leader



June 7, 2007

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

SB 45—Aye	SB 716—Aye	SB 681—Aye
SB 7—No	SB 918—Aye	SB 155—Aye
SB 405—Aye	SB 419—Aye	SB 784—Aye
SB 851—Aye	SB 350—Aye	SB 282—Aye
SB 284—Aye	SB 220—Aye	

SENATOR DUCHENY

Budget Conference Committee Conferee

June 7, 2007

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

SB 350—Aye	SB 681—Aye	SB 7—Aye
SB 9—Aye	SB 220—Aye	SB 732—Aye
SB 918—Aye	SB 405—Aye	SB 419—Aye
SB 490—Aye	SB 851—Aye	SB 784—Aye
SB 282—Aye		

SENATOR MACHADO

Budget Conference Committee Conferee

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

At 1:35 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 Monday, June 11, 2007.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Rules

State Capitol, June 6, 2007

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

Agriculture—AB 771.

Appropriations—AB 845, AB 1273.

Banking, Finance and Insurance—AB 720, AB 797, AB 1051, AB 1401, AB 1518, AB 1639.

Business, Professions and Economic Development—AB 105, AB 1614.



Education—AB 438, AB 905, AB 1061, AB 1163, AB 1281, AB 1559.

Elections, Reapportionment and Constitutional Amendments—AB 44, AB 773, AB 1090, AB 1430.

Energy, Utilities and Communications—AB 292, AB 690, AB 809, AB 918, AB 946, AB 1223, AB 1310.

Environmental Quality—AB 548, AB 1195, AB 1473.

Governmental Organization—AB 38, AB 323, AB 617, AB 649, AB 687, AB 813, AB 1251, AB 1286, AB 1569.

Health—AB 724, AB 915, AB 1397, AB 1429.

Judiciary—AB 14, AB 367, AB 976, AB 1013, AB 1178, AB 1298.

Labor and Industrial Relations—AB 377, AB 448, AB 1045, AB 1636.

Local Government—AB 641, AB 697, AB 704, AB 958, AB 1088, AB 1222, AB 1261, AB 1510.

Natural Resources and Water—AB 188, AB 424, AB 449, AB 815, AB 1477.

Public Employment and Retirement—AB 753, AB 1432, AB 1496.

Public Safety—AB 334, AB 430, AB 860, AB 919, AB 920, AB 1471, AB 1487, AB 1658.

Revenue and Taxation—AB 402, AB 843, AB 969, AB 1360, AB 1618.

Transportation and Housing—AB 1117, AB 1283, AB 1366.

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

Elections, Reapportionment and Constitutional Amendments—AB 603.

Human Services—AJR 11.

Public Employment and Retirement—AJR 5.

Public Safety—AB 1640.

The Committee on Rules has referred the following measures to two or more committees:

Banking, Finance and Insurance and Judiciary—AB 1188.

Business, Professions and Economic Development and Public Safety—AB 937, AB 1347.

Education and Business, Professions and Economic Development—AB 973.



Education, Judiciary and Appropriations—AB 523.

Energy, Utilities and Communications and Judiciary—AB 588.

Energy, Utilities and Communications and Rules—AB 1428.

Governmental Organization and Judiciary—AB 903, AB 1135.

Health and Business, Professions and Economic Development—AB 1442.

Health and Judiciary—AB 910, AB 1587, AB 1689.

Health and Rules—AB 1617.

Human Services and Judiciary—AB 1402.

Judiciary and Appropriations—AB 863.

Labor and Industrial Relations and Public Safety—AB 354.

Local Government and Elections, Reapportionment and Constitutional Amendments—SCA 12.

Local Government and Judiciary—AB 239, AB 1275, AB 1684.

Natural Resources and Water and Public Safety—AB 1729.

Transportation and Housing and Judiciary—AB 952, AB 980, AB 1574.

Transportation and Housing and Public Safety—AB 1464.

Transportation and Housing and Rules—AB 665, AB 1543.

Veterans Affairs and Labor and Industrial Relations—AB 392.

Veterans Affairs and Public Safety—AB 282.

Committee on Governmental Organization

Senate Chamber, June 7, 2007

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

AB 733

AB 933

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

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

Bill read second time.

Assembly Bill 933—An act to repeal Section 33101 of the Education Code, and to amend Sections 11550, 11552, 11553, 11554, 11555, 11556,



11563.7, 11564, 11565.5, 11569, and 12500 of, and to repeal Sections 8901, 8901.5, 8901.6, 11551, 11551.5, 11552.5, 12000, 12100, 12150, 12300, and 12400 of, the Government Code, relating to public employment.

Bill read second time.

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

Committee on Rules

State Capitol, June 6, 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:

Katherine “Kay” L. Albiani, Member, California Community Colleges, Board of Governors (4–0).

PERATA, Chair

Above appointment ordered placed on unfinished business file.

State Capitol, June 6, 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:

Rose D. Guilbault, Member, California Community Colleges, Board of Governors (4–0).

PERATA, Chair

Above appointment ordered placed on unfinished business file.

State Capitol, June 6, 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:

John W. Koeberer, Member, California Community Colleges, Board of Governors (4–0).

PERATA, Chair

Above appointment ordered placed on unfinished business file.

State Capitol, June 6, 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:

William C. De La Pena, M.D., Member, The Regents of the University of California (4–0);

Bruce D. Varner, Member, The Regents of the University of California (4–0).

PERATA, Chair

Above appointments ordered placed on unfinished business file.



State Capitol, June 6, 2007

Mr. President: The Senate Rules Committee has made the following appointments to boards and commissions:

Appointed Chief Peter W. Dunbar of Pleasant Hill as a member of the California Commission on the Fair Administration of Justice to serve at the pleasure of the Rules Committee;

Appointed Ms. Evelyn “Gerrie” Schipske of Long Beach as a member of the Medical Board of California to serve for a term ending June 1, 2011;

Reappointed Ms. Mary V. Rosas of Granada Hills as a member of the State Board of Optometry to serve for a term ending June 1, 2011.

PERATA, Chair

Committee on Energy, Utilities and Communications

Senate Chamber, June 7, 2007

Mr. President: The Chair of the Committee on Energy, Utilities and Communications, to which was referred:

AB 292

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

KEHOE, Chair

Second Reading of Bills—Author’s Amendments

Assembly Bill 292—An act to amend Section 8610.5 of the Government Code, and to add Section 758 to the Public Utilities 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.

INTRODUCTION AND FIRST READING OF SENATE MEASURES

The following measure was introduced, read the first time and transmitted to the Committee on Rules:

Senate Concurrent Resolution 56: By Senators Correa and Ackerman (Principal coauthors: Assembly Members Karnette and Solorio) (Coauthors: Senators Aanestad, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee) (Coauthors: Assembly Members DeVore, Duvall, Huff, Mendoza, Silva, Spitzer, Tran, and Walters)—Relative to the Anaheim Ducks.

MEASURES WITHDRAWN FROM COMMITTEE

Without objection, **ACR 54** and **ACR 51** were withdrawn from Committee and placed on file.



JOINT RULE 62(a) SUSPENDED

Without objection, Joint Rule 62(a) was suspended for the purpose of allowing the Committee on Business Professions and Economic Development to hear the "Review of California's Medical Board's Diversion Program" without four days notice in the Daily File.

SENATE COMMITTEE ROLL CALLS**Committee on Appropriations****SB 296—Reconsideration granted**

AYES (17)—Senators Aanestad, Ashburn, Battin, Calderon, Cedillo, Corbett, Correa, Cox, Dutton, Florez, Kuehl, Oropeza, Ridley-Thomas, Runner, Torlakson, Wyland, and Yee.

Date of Hearing: 4/23/2007

Torlakson (Chair)

Committee on Education**SB 668—Do pass as amended**

AYES (7)—Senators Alquist, Maldonado, Padilla, Romero, Scott, Torlakson, and Wyland.

NOES (0)—None.

SB 673—Do pass

AYES (7)—Senators Alquist, Maldonado, Padilla, Romero, Scott, Torlakson, and Wyland.

NOES (0)—None.

SCR 40—Be adopted and re-refer to Committee on Appropriations, with the recommendation: To Consent Calendar

AYES (7)—Senators Alquist, Maldonado, Padilla, Romero, Scott, Torlakson, and Wyland.

NOES (0)—None.

AJR 1—Be adopted

AYES (7)—Senators Alquist, Maldonado, Padilla, Romero, Scott, Torlakson, and Wyland.

NOES (0)—None.

Date of Hearing: 5/9/2007

Scott (Chair)



REQUESTS TO ADJOURN IN MEMORIAM

Senator Cogdill requested that when the Senate adjourns this day it do so in memory of Ralph Kazarian of Fresno.

Senator Corbett requested that when the Senate adjourns this day it do so in memory of Andrew J. Higgins of Hayward.

Senator Dutton requested that when the Senate adjourns this day it do so in memory of William “Bill” C. France of Daytona Beach, FL.

Senator Kehoe requested that when the Senate adjourns this day it do so in memory of Helen Cushman of La Jolla.

Senator Margett requested that when the Senate adjourns this day it do so in memory of Jules Ruggles of Arcadia.

Senator Migden requested that when the Senate adjourns this day it do so in memory of Antonio Ramon Salazar of San Francisco.

Senator Simitian requested that when the Senate adjourns this day it do so in memory of Harjit Kapoor of Sacramento.

ADJOURNMENT

At 3:30 p.m., on motion of Senator Perata, the Senate adjourned pursuant to the Senators’ requests until 9 a.m., Monday, June 11, 2007.

PAULA K. ROSSETTO, Minute Clerk

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