

CALIFORNIA LEGISLATURE
2007–08 REGULAR SESSION

SENATE DAILY JOURNAL

NINETY-FIFTH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Thursday, June 21, 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.

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, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee—38.

Quorum present.

(NOTE: Senator Oropeza will be excused this day on personal business and Senator Battin will be excused this day due to illness.)



PRAYER

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

Holy and Gracious God, As we mark the beginning of summer, we give thanks for the bounty of our land and the talent of our people. Give us the wisdom to be faithful stewards of all that we have been given, and grant to all who work in this building the strength and ability they need as you have given it to them.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

REPORTS OF STANDING COMMITTEES**Committee on Rules**

State Capitol, June 20, 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:

Sherry G. Mehl, Chief, Bureau of Automotive Repair (5–0)

PERATA, Chair

Above appointment ordered placed on unfinished business file.

State Capitol, June 20, 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:

Sandra Perez, Patient Advocate, Department of Managed Health Care (3–0)

PERATA, Chair

Above appointment ordered placed on unfinished business file.

State Capitol, June 20, 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:

D'Karla D. Leach, Member, Board of Behavioral Sciences (4–0)

Renee B. Lonner, Member, Board of Behavioral Sciences (4–0)

Karen M. Roye, Member, Board of Behavioral Sciences (4–0)

Victor M. Perez, Member, Board of Behavioral Sciences (4–0)

Benita R. Sanchez, Member, Rehabilitation Appeals Board (4–0)

PERATA, Chair

Above appointments ordered placed on unfinished business file.

State Capitol, June 20, 2007

Mr. President: The Senate Rules Committee has appointed the following members to serve on the Select Committee on Privacy: Senators Aanestad,

Corbett, Lowenthal and Wyland (two vacancies remain) (Senator Simitian serves as Chair).

PERATA, Chair

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

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.

Bill read second time.

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

Assembly Bill 490—An act to amend Sections 16002 and 28748.8 of, and to repeal and add Section 24908 of, the Public Utilities Code, and to amend Section 20200 of the Water Code, relating to local government .

Bill read second time and ordered to third reading.

Assembly Bill 701—An act to amend Section 36516 of the Government Code, relating to local government.

Bill read second time and ordered to third reading.

Assembly Bill 373—An act to amend Sections 15102, 15106, 15107, 15108, 15266, 15300, 15301, 15303, 15320, 15321, 15323, 15334.5, 15340, 15357, and 15425 of, to add Sections 15101.75 and 15326.5 to, to repeal Sections 15302, 15330, 15331, 15332, 15333, 15334, 15335, 15336, 15341, 15342, 15343, 15344, 15346, 15347, 15348, 15349, 15349.1, 15349.2, 15351, 15353, 15354, 15355, 15356, 15358, 15359, 15359.1, and 15359.2 of, to repeal Article 6 (commencing with Section 15360), Article 7 (commencing with Section 15370), Article 8 (commencing with Section 15380), Article 9 (commencing with Section 15390), Article 10 (commencing with Section 15400), Article 11 (commencing with Section 15410), and Article 12 (commencing with Section 15420) of, Chapter 2 of Part 10 of Division 1 of Title 1 of, and to repeal and add Section 15350 of, the Education Code, to amend Sections 53312.7, 53313, 53313.4, 53313.5, 53313.6, 53313.9, 53314.6, 53316.2, 53317, 53318, 53319, 53320, 53321.5, 53322.4, 53323, 53324, 53325, 53325.1, 53325.7, 53326, 53327, 53328, 53328.3, 53329, 53330.3, 53330.5, 53330.7, 53332, 53336, 53339, 53339.2, 53339.3, 53339.5, 53339.6, 53339.7, 53339.8, 53340, 53340.2, 53341.5, 53343, 53343.1, 53344, 53345, 53345.3, 53352, 53354, 53355, 53356, 53356.1, 53356.3, 53356.6, 53359.5, 53360, 53362.5, 53363.7, 53364.2, 53364.5, and 53753 of, to add Section 53356.1.5 to, and to repeal Sections 53313.85, 53342 and 53344.2 of, the Government Code, to amend Section 3712 of the Revenue and Taxation Code, and to amend Sections



3110, 3113, 3114.5, 3115.5, and 3117.5 of, and to add Section 8837 to, the Streets and Highways Code, relating to local government.

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 Rules.

Assembly Bill 1745—An act to amend Section 53601 of the Government Code and to amend Sections 75.52, 2504, 2613, 2635, 3362, 3372, 3691, 3692.4, 4911, and 5140 of the Revenue and Taxation Code, relating to government finance.

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 Revenue and Taxation.

Assembly Bill 332—An act to amend Sections 11224 and 11225 of the Elections Code, relating to elections.

Bill read second time and ordered to Consent Calendar.

Assembly Bill 473—An act to amend Section 84215 of the Government Code, relating to the Political Reform Act of 1974.

Bill read second time and ordered to Consent Calendar.

Assembly Bill 965—An act to amend Section 7250 of, and to repeal and add Chapter 3 (commencing with Section 7350) to Part 3 of Division 7 of, the Elections Code, relating to political party organization.

Bill read second time and ordered to Consent Calendar.

Assembly Bill 1287—An act to amend Section 3018 of the Elections Code, relating to absentee voting.

Bill read second time and ordered to Consent Calendar.

Assembly Bill 1731—An act to amend Sections 4000, 9290, and 9295 of the Elections Code, relating to elections.

Bill read second time and ordered to Consent Calendar.

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

Bill read second time and ordered to Consent Calendar.

Assembly Bill 1151—An act to add Section 2156.5 to the Elections Code, relating to voting.

Bill read second time.

The amendments proposed by the Committee on Elections, Reapportionment and Constitutional Amendments were read and adopted and the measure ordered printed, and re-referred to the Committee on Appropriations.



Assembly Bill 1259—An act to amend Section 65588 of the Government Code, relating to local planning.

Bill read second time.

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

Assembly Bill 1019—An act to amend Section 65584.07 of the Government Code, relating to land use.

Bill read second time and ordered to third reading.

Assembly Bill 1283—An act to amend Section 33334.22 of the Health and Safety Code, relating to housing.

Bill read second time and ordered to Consent Calendar.

Assembly Bill 1513—An act to amend Section 7232 of the Revenue and Taxation Code, and to amend Section 34621 of the Vehicle Code, relating to motor carriers.

Bill read second time and ordered to Consent Calendar.

Assembly Bill 1023—An act to amend Section 42290 of, and to add Section 42298 to, the Public Resources Code, relating to recycling.

Bill read second time.

The amendments proposed by the Committee on Environmental Quality were read and adopted and the measure ordered printed and to Consent Calendar.

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

Bill read second time.

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

Assembly Bill 112—An act to amend Section 97 of the Streets and Highways Code, relating to highways, 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 Public Safety.

Assembly Bill 1368—An act to amend Sections 15140, 15141, 15144, 15150, 15230, 15350, 15351, 15355, and 15400 of the Education Code, relating to school bonds.

Bill read second time and ordered to third reading.



Assembly Bill 252—An act to amend Section 60640 of the Education Code, relating to pupil testing.

Bill read second time.

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

Assembly Bill 171—An act to repeal and add Article 12 (commencing with Section 69740) of Chapter 2 of Part 42 of Division 5 of Title 3 of the Education Code, relating to student financial aid.

Bill read second time.

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

CONSENT CALENDAR

Objection Raised

Without objection **AB 216** was removed from the Consent Calendar.

The President ordered the above measure placed on the third reading file.

MEASURE WITHDRAWN FROM COMMITTEE

Without objection, **ACR 60** was withdrawn from Committee and placed on today's consent calendar.

Senator Yee Presiding

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

Consideration of Governor's Appointment

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

David A. Gilb, Director, Department of Personnel Administration 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 (35)—Senators Aanestad, Ackerman, Ashburn, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Negrete McLeod, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (1)—Senator Harman.



Senator Perata Presiding**THIRD READING OF ASSEMBLY BILLS**

Assembly Bill 1685—An act to amend Sections 8427, 8482.55, and 8484 of the Education Code, relating to before and after school programs, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator Torlakson.

Urgency Clause

Urgency clause read and adopted by the following vote:

AYES (38)—Senators Aanestad, Ackerman, Alquist, Ashburn, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

Roll Call

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

AYES (38)—Senators Aanestad, Ackerman, Alquist, Ashburn, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR

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

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 685—An act to amend Sections 39807.5, 47646, 48915.5, 56021.1, 56026, 56026.3, 56027, 56028.5, 56030, 56032, 56040, 56043, 56045, 56046, 56050, 56055, 56100, 56101, 56125, 56129, 56138, 56146, 56156, 56167, 56167.5, 56168, 56170, 56172, 56174, 56174.5, 56175, 56194, 56205, 56240, 56243, 56245, 56300, 56302, 56320, 56321.5, 56322, 56328, 56330, 56331, 56337, 56340, 56341.1, 56342, 56342.1, 56342.5, 56343.5, 56345.5, 56347, 56351, 56351.5, 56352, 56361.5, 56362, 56363.1, 56363.3, 56363.5, 56365, 56366.1, 56366.2, 56366.3, 56366.8, 56369, 56383, 56425, 56426.25, 56426.6, 56426.9, 56431, 56440, 56441.11, 56443, 56454, 56456, 56473, 56475, 56476, 56500, 56500.5, 56500.6, 56501, 56504, 56504.5, 56506, 56507, 56508, 56601.5, 56606, 56836.04, 56845, 56851, and 56863 of, to repeal Article 13 (commencing with Section 49580) of Chapter 9 of Part 27 of Division

4 of Title 2 of, and to repeal Chapter 9 (commencing with Section 56875) of Part 30 of Division 4 of Title 2 of, the Education Code, and to amend Sections 7570, 7571, 7572.5, 7576, 7579.5, 7579.6, 7585, 7586.5, 7586.6, 7586.7, 95001, 95003, 95006, 95007, 95008, 95014, 95016, 95018, 95020, 95024, 95026, 95028, and 95029 of the Government Code, relating to special education.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 766—An act to amend Section 35330 of the Education Code, relating to charter schools.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 1194—An act to amend Section 3543 of the Government Code, relating to school employees.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 1174—An act to amend Section 32121 of the Health and Safety Code, relating to hospital districts.

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

(NOTE: See Consent Calendar Roll Call)

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.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Concurrent Resolution 60—Relative to Flag Day.

Resolution read, adopted, 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 (38)—Senators Aanestad, Ackerman, Alquist, Ashburn, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.



LEAVES OF ABSENCE FOR THE DAY

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

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

FURTHER PROCEEDINGS UNDER QUORUM CALL OF THE SENATE DISPENSED WITH

At 9:25 a.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 25, 2007.

Motion carried.

MESSAGES FROM THE ASSEMBLY

Assembly Chamber, June 21, 2007

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

SB 16	SB 206	SB 376
SB 444	SB 488	

Above measures ordered enrolled.

Assembly Chamber, June 21, 2007

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

SB 170	SB 279	SB 330
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And respectfully requests your honorable body to concur in said amendments.

Above measures ordered to unfinished business file.

Assembly Chamber, June 21, 2007

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

SJR 5	SJR 8
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And respectfully requests your honorable body to concur in said amendments.

Above measures ordered to unfinished business file.

Assembly Chamber, June 21, 2007

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

AB 868	AB 1552	AB 1610
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Assembly Chamber, June 21, 2007

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

AB 304

AB 951

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 868—An act to add Article 19 (commencing with Section 13630) to Chapter 14 of Division 5 of the Business and Professions Code, relating to gasoline dispensing.

Assembly Bill 1552—An act to amend Section 1798.69 of the Civil Code, and to amend Sections 25354 and 25364 of the Public Resources Code, relating to petroleum products.

Assembly Bill 1610—An act to add Chapter 9 (commencing with Section 3890) to Division 3 of the Public Resources Code.

REPORTS OF STANDING COMMITTEES

Committee on Rules

State Capitol, June 20, 2007

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

Banking, Finance and Insurance—AB 326.

Business, Professions and Economic Development—AB 269, AB 610, AB 1491, AB 1606, AB 1696.

Education—AB 359, AB 556, AB 764, AB 906, AB 1029, AB 1080, AB 1148, AB 1177, AB 1230, AB 1395, AB 1403, AB 1409, AB 1413, AB 1450, AB 1454, AB 1482, AB 1540, AB 1656.

Elections, Reapportionment and Constitutional Amendments—AB 614, AB 917, AB 1167, AB 1294, AB 1662.

Energy, Utilities and Communications—AB 1470, AB 1613.

Environmental Quality—AB 422, AB 558, AB 712, AB 800, AB 833, AB 1108, AB 1130, AB 1220, AB 1455, AB 1481, AB 1742.

Governmental Organization—AB 346, AB 1089, AB 1159, AB 1400.

Health—AB 1, AB 8, AB 13, AB 97, AB 371, AB 741, AB 1113, AB 1142, AB 1226, AB 1461, AB 1472, AB 1554.

Human Services—AB 979, AB 1453, AB 1674.

Judiciary—AB 159, AB 220, AB 582, AB 886, AB 1168.



Labor and Industrial Relations—AB 124, AB 338, AB 396, AB 1112, AB 1164, AB 1269, AB 1463, AB 1707.

Local Government—AB 162, AB 1170, AB 1180.

Natural Resources and Water—AB 640, AB 828, AB 930, AB 1426, AB 1452.

Public Employment and Retirement—AB 1626.

Public Safety—AB 160, AB 278, AB 362, AB 678, AB 1079, AB 1165, AB 1290, AB 1291, AB 1334, AB 1539, AB 1660, AB 1669.

Revenue and Taxation—AB 1239, AB 1277, AB 1370, AB 1451, AB 1590.

Rules—AB 925.

Transportation and Housing—AB 901, AB 1053, AB 1091, AB 1139, AB 1350, AB 1351, AB 1488, AB 1531; SCR 57.

Veterans Affairs—AB 1712.

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

Banking, Finance and Insurance—AB 812.

Education—SCR 52, SCR 58.

Elections, Reapportionment and Constitutional Amendments—AB 108.

Energy, Utilities and Communications—AB 1715.

Energy, Utilities and Communications and Transportation and Housing—AB 1077.

Environmental Quality—AB 1460.

Judiciary—AJR 16.

Local Government—AB 1496.

Local Government and Judiciary—AB 887.

Transportation and Housing—SCR 57; AB 1720.

Veterans Affairs—SJR 10.

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

Banking, Finance and Insurance and Judiciary—AB 512.

Business, Professions and Economic Development and Environmental Quality—AB 706.



Business, Professions and Economic Development and Local Government—AB 1634.

Education and Health—AB 16.

Education and Judiciary—AB 1548.

Energy, Utilities and Communications and Environmental Quality—AB 1560.

Energy, Utilities and Communications, Environmental Quality, and Rules—AB 1109.

Environmental Quality and Health—AB 1530.

Environmental Quality and Judiciary—AB 1371.

Health and Education—AB 629.

Human Services and Judiciary—AB 1192.

Judiciary and Public Safety—AB 81, AB 1278.

Labor and Industrial Relations and Judiciary—AB 435.

Natural Resources and Water and Environmental Quality—AB 1489.

Natural Resources and Water and Judiciary—AB 5, AB 70.

Natural Resources and Water and Transportation and Housing—AB 1396.

Transportation and Housing and Business, Professions and Economic Development—AB 1107.

Transportation and Housing and Judiciary—AB 1542.

Transportation and Housing and Natural Resources and Water—AB 1252.

Transportation and Housing and Public Safety—AB 864.

Transportation and Housing and Rules—AB 1672.

Committee on Banking, Finance and Insurance

Date of Hearing, June 20, 2007

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

AB 7 AB 634 AB 941 AB 1508

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

MACHADO, Chair

Above measures re-referred to the Committee on Judiciary.



Date of Hearing, June 20, 2007

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

AB 796

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

MACHADO, Chair

Above measure ordered to second reading.

Committee on Labor and Industrial Relations

Senate Chamber, June 21, 2007

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

AB 1708

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

MIGDEN, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 1708—An act to add Section 12941.5 to the Government Code, relating to employment.

Bill read second time.

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

Committee on Banking, Finance and Insurance

Date of Hearing, June 20, 2007

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

AB 264

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

MACHADO, Chair

Above measure re-referred to the Committee on Judiciary.

Date of Hearing, June 20, 2007

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

AB 1364

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

MACHADO, Chair

Above measure ordered to second reading.



Date of Hearing, June 20, 2007

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

AB 1518

AB 1639

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

MACHADO, Chair

Above measures re-referred to the Committee on Appropriations.

Committee on Human Services

Senate Chamber, June 21, 2007

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

AB 1062

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

ALQUIST, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 1062—An act to add and repeal Section 11450.02 of the Welfare and Institutions Code, relating to housing instability.

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, June 20, 2007

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

AB 1689

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

KUEHL, Chair

Above measure re-referred to the Committee on Judiciary.

Date of Hearing, June 20, 2007

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

AB 1617

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

KUEHL, Chair

Above measure re-referred to the Committee on Rules.



Date of Hearing, June 20, 2007

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

AB 106 AB 110 AB 399 AB 509

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

KUEHL, Chair

Above measures re-referred to the Committee on Appropriations.

Date of Hearing, June 20, 2007

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

AB 273

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

KUEHL, Chair

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

Date of Hearing, June 20, 2007

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

AB 1749

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

KUEHL, Chair

Above measure re-referred to the Committee on Appropriations.

Senate Chamber, June 21, 2007

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

AB 1155 AB 1397 AB 1687

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

KUEHL, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 1155—An act to add Sections 1386.5 and 1386.6 to the Health and Safety Code, relating to health care service plans.

Bill read second time.

Assembly Bill 1397—An act to amend Section 1417.2 of the Health and Safety Code, relating to long-term health care facilities.

Bill read second time.



Assembly Bill 1687—An act to amend Section 56.10 of the Civil Code, relating to confidential information.

Bill read second time.

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

Committee on Public Safety

Date of Hearing, June 19, 2007

Mr. President: The Committee on Public Safety, to which was referred:
AB 498

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

ROMERO, Chair

Above measure ordered to second reading.

Committee on Natural Resources and Water

Senate Chamber, June 21, 2007

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

AB 5	AB 1056	AB 1066	AB 1253
AB 1404	AB 1729		

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

STEINBERG, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 5—An act to amend Section 11010 of, and to add Section 11201 to, the Business and Professions Code, and to add Chapter 4 (commencing with Section 8200) to Part 1 of, and to add Chapter 6 (commencing with Section 8470) to Part 2 of, Division 5 of the Water Code, relating to flood protection.

Bill read second time.

Assembly Bill 1056—An act to amend Sections 35515, 35615, and 35625 of the Public Resources Code, relating to natural resources.

Bill read second time.

Assembly Bill 1066—An act to add Sections 12807.7 and 65302.10 to the Government Code, relating to coastal resources.

Bill read second time.

Assembly Bill 1253—An act to add Division 44 (commencing with Section 75100) to the Public Resources Code, relating to land use, and making an appropriation therefor



Assembly Bill 1404—An act to amend Sections 5100, 5103, and 10004.6 of, and to add Article 4.3 (commencing with Section 531) to Chapter 8 of Division 1 of, the Water Code, relating to water.

Bill read second time.

Assembly Bill 1729—An act to amend Sections 18, 62, 331, 332, 396, 711.2, 856, 1001, 1011, 1050.1, 1052, 1052.5, 1053.5, 1054, 1054.2, 1054.8, 1061, 1124, 2001, 2005, 2006, 2011, 2012, 2106, 2115, 2120, 2121, 2127, 2150.3, 2150.4, 2186, 2187, 2189, 2192, 2345, 2346, 2347, 2348, 2349, 2353, 2362, 2535, 3001, 3003.5, 3004, 3007, 3031.2, 3050, 3051, 3054, 3080, 3087, 3242, 3500, 3680, 3683, 3801, 3801.6, 3803, 4000, 4005, 4012, 4152, 4180, 4181.5, 4186, 4330, 4331, 4332, 4333, 4334, 4336, 4340, 4341, 4652, 4653, 4655, 4657, 4750, 4751, 4752, 4753, 4754, 4755, 4902, 4904, 5514, 5650, 5652, 6301, 7145, 7147, 7149.2, 7149.4, 7149.45, 7153, 7180, 7852.27, 8022, 8030, 8051.4, 8250.5, 8284, 8372, 8573, 8576, 8597, 8598, 8632, 8681, 10500, 10506, 11032, 12000, 12001.5, 12002, 12002.1, and 12013 of, to add Sections 19, 89.1, 12002.11, and 12002.2.1 to, to repeal Sections 397, 2150.5, 3005.9, 3005.91, 3005.92, 3005.93, 3005.94, 3055, 3055.1, 3304, 4001, 5020, 5502, and 8383 of, and to repeal and add Section 12157.5 of, the Fish and Game Code, relating to fish and wildlife.

Bill read second time.

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

Committee on Appropriations

Senate Chamber, June 21, 2007

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

ACR 21

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

Assembly Concurrent Resolution 21—Relative to the University of California.

Resolution read second time.

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

Committee on Judiciary

Date of Hearing, June 12, 2007

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

AB 361



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

CORBETT, Chair

Above measure ordered to second reading.

Committee on Public Employment and Retirement

Senate Chamber, June 21, 2007

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

AB 1702

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

Assembly Bill 1702—An act to add Sections 19602.7 and 19609 to the Government Code, relating to demonstration projects.

Bill read second time.

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

Committee on Judiciary

Date of Hearing, June 19, 2007

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

AB 367

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

CORBETT, Chair

Above measure ordered to second reading.

Committee on Banking, Finance and Insurance

Senate Chamber, June 21, 2007

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

AB 1401

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

MACHADO, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 1401—An act to amend Section 1872.7 of the Insurance Code, relating to insurance fraud.

Bill read second time.

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



Committee on Rules

Senate Chamber, June 21, 2007

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

AB 1743

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

Assembly Bill 1743—An act to amend Section 13050 of, and to repeal Section 13051 of, the Water Code, relating to water.

Bill read second time.

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

Committee on Judiciary

Senate Chamber, June 21, 2007

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

AB 101

AB 102

AB 159

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 101—An act to amend, repeal, and add Section 40207 of, and to add and repeal Article 3.5 (commencing with Section 40240) of Chapter 1 of Division 17 of, the Vehicle Code, relating to vehicles.

Bill read second time.

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.

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.

Bill read second time.

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



Committee on Education

Senate Chamber, June 21, 2007

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

AB 262

AB 764

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

SCOTT, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 262—An act to add Chapter 1.4 (commencing with Section 99040) to Part 65 of Division 14 of Title 3 of the Education Code, relating to student credit cards.

Bill read second time.

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.

Bill read second time.

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

Committee on Judiciary

Date of Hearing, June 19, 2007

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

AB 298

AB 863

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

CORBETT, Chair

Above measures ordered to second reading.

Date of Hearing, June 19, 2007

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

AB 434

AB 763

AB 1575

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

CORBETT, Chair

Above measures ordered to second reading.

Committee on Environmental Quality

Senate Chamber, June 21, 2007

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

AB 422

AB 546

AB 1130

AB 1220

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

SIMITIAN, Chair



Second Reading of Bills—Author's Amendments

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.

Bill read second time.

Assembly Bill 546—An act to amend Section 42476 of, and to add Section 42457.6 to, the Public Resources Code, relating to electronic waste.

Bill read second time.

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.

Bill read second time.

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.

Bill read second time.

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

Committee on Governmental Organization

Senate Chamber, June 21, 2007

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

AB 323

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 323—An act to amend Section 25503.9 of, and to add Section 24045.17 to, the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to AB 323 pursuant to Joint Rule 58.

ASSEMBLY MEMBER EVANS



Permission of Rules Committee

Senate Chamber, June 21, 2007

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 323.

PERATA, Chair

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

MEASURE WITHDRAWN FROM COMMITTEE

Without objection, **AJR 7** was withdrawn from Committee and placed on file; and

AB 774 was withdrawn from Committee and placed on second reading.

RE-REFERENCE TO COMMITTEE

Pursuant to Joint Rule 10.5, **AB 602** was re-referred to the Committee on Appropriations.

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

Assembly Bill 216—An act to amend Section 56366.10 of the Education Code, relating to special education.

Bill read third time.

Amendments Adopted

Amendments to AB 216 proposed by Senator Scott were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 72—An act to amend Section 51221.4 of the Education Code, relating to curriculum.

Bill read third time.

Amendments Adopted

Amendments to AB 72 proposed by Senator Romero were read and adopted and the measure ordered printed, and to second reading.

SENATE COMMITTEE ROLL CALLS**Committee on Banking, Finance and Insurance**

AB 7—Do pass and re-refer to Committee on Judiciary

AYES (11)—Senators Correa, Cox, Florez, Hollingsworth, Lowenthal, Machado, Margett, Romero, Runner, Scott, and Wiggins.

NOES (0)—None.

AB 251—Reconsideration granted

AYES (3)—Senators Lowenthal, Romero, and Wiggins.

NOES (6)—Senators Correa, Cox, Hollingsworth, Machado, Margett, and Runner.

Failed passage



AB 264—Do pass and re-refer to Committee on Judiciary, with the recommendation: To Consent Calendar

AYES (11)—Senators Correa, Cox, Florez, Hollingsworth, Lowenthal, Machado, Margett, Romero, Runner, Scott, and Wiggins.

NOES (0)—None.

AB 634—Do pass and re-refer to Committee on Judiciary

AYES (11)—Senators Correa, Cox, Florez, Hollingsworth, Lowenthal, Machado, Margett, Romero, Runner, Scott, and Wiggins.

NOES (0)—None.

AB 796—Do pass as amended and re-refer to Committee on Appropriations, with the recommendation: To Consent Calendar

AYES (11)—Senators Correa, Cox, Florez, Hollingsworth, Lowenthal, Machado, Margett, Romero, Runner, Scott, and Wiggins.

NOES (0)—None.

AB 797—Do pass and re-refer to Committee on Appropriations
(Corrected June 25, 2007)

AYES (10)—Senators Correa, Florez, Hollingsworth, Lowenthal, Machado, Margett, Romero, Runner, Scott, and Wiggins.

NOES (1)—Senator Cox.

AB 941—Do pass and re-refer to Committee on Judiciary

AYES (11)—Senators Correa, Cox, Florez, Hollingsworth, Lowenthal, Machado, Margett, Romero, Runner, Scott, and Wiggins.

NOES (0)—None.

AB 1364—Do pass, to Consent Calendar

AYES (11)—Senators Correa, Cox, Florez, Hollingsworth, Lowenthal, Machado, Margett, Romero, Runner, Scott, and Wiggins.

NOES (0)—None.

AB 1508—Do pass and re-refer to Committee on Judiciary

AYES (11)—Senators Correa, Cox, Florez, Hollingsworth, Lowenthal, Machado, Margett, Romero, Runner, Scott, and Wiggins.

NOES (0)—None.

AB 1518—Do pass and re-refer to Committee on Appropriations, with the recommendation: To Consent Calendar

AYES (11)—Senators Correa, Cox, Florez, Hollingsworth, Lowenthal, Machado, Margett, Romero, Runner, Scott, and Wiggins.

NOES (0)—None.

AB 1639—Do pass and re-refer to Committee on Appropriations, with the recommendation: To Consent Calendar

AYES (11)—Senators Correa, Cox, Florez, Hollingsworth, Lowenthal, Machado, Margett, Romero, Runner, Scott, and Wiggins.

NOES (0)—None.

Date of Hearing: 6/20/2007

Machado (Chair)



Committee on Health

AB 106—Do pass and re-refer to Committee on Appropriations.

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

NOES (0)—None.

AB 110—Do pass and re-refer to Committee on Appropriations.

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

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

AB 273—Do pass and re-refer to Committee on Human Services

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

NOES (2)—Senators Aanestad and Cox.

AB 343—Do pass as amended and re-refer to Committee on Appropriations.

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

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

AB 363—Do pass as amended and re-refer to Committee on Appropriations.

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

NOES (0)—None.

AB 399—Do pass and re-refer to Committee on Appropriations.

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

NOES (0)—None.

AB 509—Do pass and re-refer to Committee on Appropriations.

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

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

AB 595—Do pass as amended and re-refer to Committee on Appropriations.

AYES (9)—Senators Alquist, Cedillo, Cox, Kuehl, Maldonado, Negrete McLeod, Ridley-Thomas, Wyland, and Yee.

NOES (1)—Senator Aanestad.

AB 910—Do pass as amended and re-refer to Committee on Judiciary

AYES (7)—Senators Alquist, Cedillo, Kuehl, Maldonado, Negrete McLeod, Ridley-Thomas, and Wyland.

NOES (2)—Senators Aanestad and Cox.



AB 993—Do pass as amended and re-refer to Committee on Appropriations.

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

NOES (0)—None.

AB 1429—Do pass as amended and re-refer to Committee on Appropriations.

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

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

AB 1442—Do pass as amended and re-refer to Committee on Business, Professions and Economic Development

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

NOES (0)—None.

AB 1587—Do pass as amended and re-refer to Committee on Judiciary

AYES (6)—Senators Cedillo, Maldonado, Negrete McLeod, Ridley-Thomas, Wyland, and Yee.

NOES (2)—Senators Aanestad and Cox.

AB 1617—Do pass and re-refer to Committee on Rules

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

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

AB 1689—Do pass and re-refer to Committee on Judiciary

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

NOES (0)—None.

AB 1749—Do pass and re-refer to Committee on Appropriations, with the recommendation: To Consent Calendar

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

NOES (0)—None.

Date of Hearing: 6/20/2007

Kuehl (Chair)

REQUESTS TO ADJOURN IN MEMORIAM

Senator McClintock requested that when the Senate adjourns this day it do so in memory of Bernice “Bernie” Stableford of Santa Barbara.

Senator Negrete McLeod requested that when the Senate adjourns this day it do so in memory of Samuel Jackson of San Bernardino.

Senator Migden requested that when the Senate adjourns this day it do so in memory of Brianna Lauren Grant of San Francisco.

Senators Migden and Kuehl requested that when the Senate adjourns this day it do so in memory of Judith Garlow of San Francisco.



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 25, 2007.

PAULA K. ROSSETTO, Minute Clerk

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