

CALIFORNIA LEGISLATURE

2007–08 REGULAR SESSION

SENATE DAILY JOURNAL

NINETY-NINTH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Thursday, June 28, 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, Oropeza, Padilla, Perata, Romero, Runner, Scott, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee—37.

Quorum present.

(NOTE: Senator Ridley-Thomas will be excused this day on legislative business and Senators Battin and Simitian will be excused this day due to illness.)



PRAYER

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

O God, You have knit together as one all the peoples of this earth. Grant to us here today that we may see each other as brother and sister, and hearing your love for us in the stillness of our soul, may each of us work for the good of others as you have given us the will to do.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

MESSAGES FROM THE ASSEMBLY

Assembly Chamber, June 28, 2007

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

SB 100

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

E. DOTSON WILSON, Chief Clerk of the Assembly

Above measure ordered to unfinished business file.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Organization**

Senate Chamber, June 28, 2007

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

AB 1738

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

Bill read second time.

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

Committee on Rules

Date of Hearing, June 27, 2007

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

AJR 20

Reports the same back with the recommendation: Be adopted.

PERATA, Chair

Above resolution ordered to third reading.



State Capitol, June 27, 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:

Steven R. Winkel, Member, State Building Standards Commission (5-0)

PERATA, Chair

Above appointment ordered placed on unfinished business file.

Committee on Judiciary

Senate Chamber, June 28, 2007

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

AB 310

AB 886

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

CORBETT, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 310—An act to amend Section 21710 of the Business and Professions Code, to amend Section 3154 of the Civil Code, to amend Sections 12a, 222, 396a, 585, 618, 644, 904, 990, 1011, 1015, 1169, and 1986 of the Code of Civil Procedure, to amend Sections 16701, 16701.5, and 16914 of the Corporations Code, to amend Section 17595 of, and to repeal Sections 43040.5 and 43060 of, the Education Code, to amend Sections 8610.13 and 12003.5 of, and to repeal Sections 8610.7 and 8610.8 of, the Fish and Game Code, to amend Sections 7910 and 26801 of the Government Code, to amend Sections 1196, 1207, 1213, and 1326 of the Penal Code, and to amend Sections 1803.3, 23140, and 23229.1 of the Vehicle Code, relating to the maintenance of the codes.

Bill read second time.

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.

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 27, 2007

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

Appointed James A. Bolton, Ph.D. of Altadena as a member of the State Bar Examining Committee to serve for a term ending October 1, 2009;

Appointed Ms. Maya Dillard Smith of Oakland as a member of the Commission on Judicial Performance to serve for a term ending March 1, 2011;

Appointed the following persons as members of the Legislative Task Force on Diabetes and Obesity to serve at the pleasure of the Committee: Senator Alex Padilla, Ms. Patricia B. Crawford of Berkeley, M.R.C. Greenwood, Ph.D. of Davis, Alka M. Kanaya, M.D. of Belmont, Francine Kaufman, M.D. of Los Angeles, Freny V. Mody, M.D. of Los Angeles, and Mr. Martin Waukazoo of San Leandro.

PERATA, Chair

Committee on Education

Date of Hearing, June 20, 2007

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

AB 88

AB 438

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

SCOTT, Chair

Above measures ordered to second reading.

Committee on Rules

State Capitol, June 27, 2007

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

Business, Professions and Economic Development—AB 868.

Energy, Utilities and Communications—AB 1552.

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

Business, Professions and Economic Development and Rules—AB 64.

Education—AB 925.

Environmental Quality—AB 514, AB 1428.

Health—SR 17.

Judiciary—AB 221.

Judiciary and Education—AB 373.

Natural Resources and Water—AB 809, AB 837.



Public Safety—AB 38, AB 1743.

Revenue and Taxation—AB 1617.

The Committee on Rules has referred the following measure to two committees:

Energy, Utilities and Communications and Environmental Quality—AB 1610.

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

Assembly Bill 690—An act to add Sections 745 and 746 to the Public Utilities Code, relating to water corporations.

Bill read second time.

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

Assembly Bill 7—An act to add Sections 22345 and 23038 to the Financial Code, relating to consumer loans, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

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

Assembly Bill 299—An act to amend Sections 650, 725, 1265.1, 1725, 2023.5, 2135.5, 2168.1, 2516, 2533, 2684, 4122, 4162.5, 4181, 4191, 4989.54, 4989.70, 4996.17, 5050.2, 6002.1, 6061, 6071, 6079.1, 6086.65, 6126, 6145, 6321, 6501, 7017.3, 7145.5, 7159, 7159.9, 18711, and 19601 of the Business and Professions Code, to amend Section 1788.18 of the Civil Code, to amend Sections 340.7, 1245.245, and 1277 of, and to amend and renumber the heading of Title 9.3 (commencing with Section 1298) of Part 3 of, the Code of Civil Procedure, to amend Sections 1157, 15901.02, 15901.10, 15901.16, 15903.03, 15905.06, 15911.12, and 15911.26 of the Corporations Code, to amend Sections 317, 10600, 10601, 10601.5, 15146, 17077.42, 17078.53, 17213, 22950, 24300.2, 32221.5, 33126, 33126.1, 33353, 33354, 33370, 35179, 35900, 35932, 37220, 41207.1, 42238.51, 44041, 44041.5, 44468, 49561, 51221.4, 51251, 51871.5, 52052, 52055.730, 52055.770, 60640, 60900, 87040, and 87040.5 of the Education Code, to amend Sections 782 and 1117 of the Evidence Code, to amend Sections 177, 216, 291, 1816, 5614, 8623, 8632.5, 8919, and 9205 of the Family Code, to amend Sections 17419 and 22168 of the Financial Code, to amend Sections 5650, 12003.2, and 13007 of the Fish and Game Code, to amend Sections 19348.1, 33251, 33261, 33262, and 33297 of, and to amend and renumber Section 79843 of, the Food and Agricultural Code, to amend Sections 905, 6103.2, 7072, 7085.1, 8592.1, 8610, 8880.325, 9359, 9359.1, 12011.5, 13952, 13955, 14995,



16584, 17558.8, 19822.3, 20037.7, 20479, 20636, 21150, 21227, 26744.5, 31485.7, 31485.8, 53343.1, 53635.8, 68661, 69927, 70311, 70359, 70640, 71601, 71615, 71639, 71675, 77003, 77009, 77200, 77201.1, 77202, 77203, 77209, 85316, and 89513 of, to amend and renumber Section 19632 of, to repeal and amend Section 77201 of, and to amend the heading of Chapter 8.1 (commencing with Section 8710) of Division 1 of Title 2 of, the Government Code, to amend Sections 1250.8, 1262.4, 1265.5, 1265.6, 1266.9, 1279.1, 1568.09, 1575.7, 1597.46, 1604.6, 11162.1, 11592, 11773.1, 18080.5, 38505, 43869, 44525.6, 53533, 101965, 106780, 108680, 109280, 110552, 118280, 120155, 120440, 124116.5, 124174, 124900, 127400, 127405, 127410, and 127425 of the Health and Safety Code, to amend Section 1194.82 of the Insurance Code, to amend Section 3201.81 of the Labor Code, to amend Sections 186.9, 271.5, 290, 295, 298.1, 374.5, 977, 1037.1, 1037.2, and 12082 of the Penal Code, to amend Sections 1458, 2352.5, and 4690 of the Probate Code, to amend Sections 21071 and 22154 of the Public Contract Code, to amend Sections 5096.805, 5096.821, 5097.98, 5645, 6314, 14581, 16053, 21151.8, 21167.6, 25205, 25303, 25310, 25742, 25743, 29735, 30340.5, 42310.3, and 48023 of, and to amend and renumber the heading of Chapter 12 (commencing with Section 5860) of Division 5 of, the Public Resources Code, to amend Sections 303, 399.12, 399.20, 421, 455.1, 7662, 7665.2, 8340, 8341, and 132610 of the Public Utilities Code, to amend Sections 18766, 18847.3, 19533, 23704.4, and 30182 of the Revenue and Taxation Code, to amend Sections 97, 97.1, 143, and 149.7 of the Streets and Highways Code, to amend Sections 5160, 11713.1, 12804.9, 13352, 13352.1, and 13353.2 of the Vehicle Code, to amend Sections 13385, 21100, and 50780.10 of the Water Code, to amend Sections 202, 319, 4094, 9103, 11155.6, 14107.2, 14115, 14123.05, 14166.18, 16540, 16541.5, 16542, 16545, 16809, 16809.3, 18309, 18945, and 18951 of the Welfare and Institutions Code, to amend Section 17 of the Orange County Water District Act, and to amend Section 1 of Chapter 34, Section 1 of Chapter 323, and Section 1 of Chapter 710 of the Statutes of 2006, relating to the maintenance of the codes.

Bill read second time and ordered to Consent Calendar.

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

Bill read second time and ordered to Consent Calendar.

Assembly Bill 1043—An act to add Section 924 to the Labor Code, relating to employment.

Bill read second time and ordered to third reading.

Assembly Bill 1673—An act to add Section 1724 to the Civil Code, relating to rebates.

Bill read second time and ordered to third reading.



Assembly Bill 1723—An act to amend Sections 6091.2, 6211, 6212, and 6213 of the Business and Professions Code, relating to attorneys.

Bill read second time and ordered to third reading.

Assembly Bill 444—An act to add Section 65089.20 to the Government Code, and to add Section 9250.4 to the Vehicle Code, relating to traffic congestion.

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 Rules.

Assembly Bill 695—An act to amend Sections 9853 and 40000.8 of, and to add Sections 9853.7 and 9853.8 to, the Vehicle Code, relating to vessels.

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 1326—An act to amend Section 20221 of the Public Contract Code and to amend Section 130232 of the Public Utilities Code, relating to transportation.

Bill read second time and ordered to Consent Calendar.

Assembly Bill 446—An act to amend Section 798.73 of the Civil Code, relating to mobilehomes.

Bill read second time and ordered to third reading.

Assembly Concurrent Resolution 7—Relative to the Officer David Lamoree Memorial Highway.

Resolution read second time.

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

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

Bill read second time.

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

Assembly Bill 335—An act to amend Section 11450 of the Welfare and Institutions Code, relating to CalWORKs.

Bill read second time and ordered to third reading.

Assembly Bill 1238—An act to amend Section 25365 of the Government Code, relating to county property.

Bill read second time and ordered to Consent Calendar.



Assembly Bill 641—An act to amend Section 66007 of the Government Code, relating to land use.

Bill read second time.

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

Assembly Bill 1260—An act to add Section 53755 to the Government 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 to third reading.

Assembly Bill 448—An act to amend Sections 98 and 1194.2 of the Labor Code, relating to employment.

Bill read second time and ordered to third reading.

Assembly Bill 1526—An act to amend Sections 1505, 1568.03, 1569.145, and 1788 of the Health and Safety Code, relating to community care .

Bill read second time and ordered to third reading.

Assembly Bill 576—An act to add Section 5001.67 to the Public Resources Code, relating to state parks.

Bill read second time and ordered to third reading.

Assembly Bill 222—An act to amend Section 4600 of the Fish and Game Code, and to add Section 53074.5 to the Government Code, relating to fish and game.

Bill read second time and ordered to third reading.

SENATE RULE 55 WAIVED

Without objection, Senate Rule 55 was waived to allow lobbyists on the floor of the Senate for a special presentation.

MEASURE WITHDRAWN FROM COMMITTEE

Without objection, **SCR 59** was withdrawn from Committee and placed on today's special consent calendar.

RE-REFERENCE TO COMMITTEE

Pursuant to Senate Rule 29.10, the issue raised by the Assembly amendments to **AB 1526** was referred to the Committee on Rules.



CONSENT CALENDAR**Objections Raised**

Without objection **AB 1019** was removed from the Special Consent Calendar.

Senator Ducheny objected to **AB 434** being on the Special Consent Calendar.

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

MOTION TO REFER MEASURE TO INACTIVE FILE

Senator Maldonado moved that **AB 87** be placed upon the inactive file.

Senator Maldonado moved that **AB 417** be removed from the Special Consent Calendar and placed upon the inactive file.

Senator Scott moved that **AB 1731** and **AB 1733** be removed from the Special Consent Calendar and placed upon the the inactive file.

Motions carried.

JOINT RULE 62(a) SUSPENDED

Without objection, Joint Rule 62(a) was suspended for the purpose of allowing the Committee on Governmental Organization to meet off the Senate Floor to hear AB 1738 without notice in the Daily File.

SPECIAL GUEST

Senator Ackerman welcomed to the Senate European Union Ambassador to the United States, John Bruton formerly the Prime Minister of Ireland, who is visiting California.

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

Senate Bill 586—An act to add Section 53545.9 to, and to add Chapter 8.5 (commencing with Section 50705) to Part 2 of Division 31 of, the Health and Safety Code, relating to housing, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator Dutton.

Urgency Clause

Urgency clause read.

The roll was called.

CALL OF THE SENATE

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

Motion carried.



THIRD READING OF ASSEMBLY BILLS

Assembly Bill 140—An act to amend Section 15.1 of Chapter 1069 of the Statutes of 1961, relating to the Desert Water Agency.

Bill read third time and presented by Senator Ducheny.

The roll was called.

CALL OF THE SENATE

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

Motion carried.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill 265—An act to amend Section 7316 of the Business and Professions Code, relating to barbering and cosmetology.

Bill 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 ASSEMBLY BILLS (RESUMED)

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

Resolution read third time and presented by Senator Aanestad.

The roll was called.

CALL OF THE SENATE

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

Motion carried.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Joint Resolution 17—Relative to accessible currency.

Resolution 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.



REPORTS OF STANDING COMMITTEES
Committee on Governmental Organization

Date of Hearing, June 28, 2007

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

AB 1738

Reports the same back with the recommendation: Do pass.

FLOREZ, Chair

Above bill ordered to second reading.

Senator Romero Presiding

RESOLUTION TO DISPENSE WITH CONSTITUTIONAL PROVISION

The following resolution was offered by Senator Padilla:

Resolved, That AB 1738 presents a case of urgency as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times and placed upon its passage.

Resolution read and presented by Senator Padilla.

Roll Call

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

AYES (33)—Senators Aanestad, Ackerman, Alquist, Calderon, Cedillo, Corbett, Correa, Cox, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Romero, Runner, Scott, Steinberg, Torlakson, Vincent, Wiggins, and Yee.

NOES (1)—Senator Ashburn.

Consideration of Assembly Bill 1738

Assembly Bill 1738—An act to add Sections 12012.465, 12012.485, 12012.495, and 12012.515 to the Government Code, relating to gaming.

Bill read second time.

Assembly Bill 1738—An act to add Sections 12012.465, 12012.485, 12012.495, and 12012.515 to the Government Code, relating to gaming.

Bill read third time and presented by Senator Padilla.

Roll Call

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

AYES (22)—Senators Aanestad, Ackerman, Alquist, Cedillo, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Machado, Maldonado, McClintock, Oropeza, Padilla, Perata, Runner, Torlakson, Wiggins, and Wyland.

NOES (6)—Senators Ashburn, Kuehl, Migden, Romero, Scott, and Yee.

Bill ordered transmitted to the Assembly.



Senator Yee Presiding**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)****Senate Resolution 10**—Relative to administration of justice.

Resolution read third time and presented by Senator Perata.

Roll Call

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

AYES (21)—Senators Alquist, Cedillo, Corbett, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Migden, Negrete McLeod, Padilla, Perata, Romero, Scott, Steinberg, Torlakson, Vincent, Wiggins, and Yee.

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

Senate Concurrent Resolution 55—Relative to autism spectrum disorders.

Resolution read third time and presented by Senator Perata.

Roll Call

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

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

NOES (0)—None.

Resolution ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS (RESUMED)**Assembly Bill 845**—An act relating to foster youth, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately .

Bill read third time and presented by Senator Perata.

Urgency Clause

Urgency clause read and refused adoption by the following vote:

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

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



UNFINISHED BUSINESS**Consideration of Governor's Appointment**

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

Frank (Fred) T. Aguiar, Member, California Unemployment Insurance Appeals Board.

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 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, Oropeza, Padilla, Perata, Romero, Scott, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

Consideration of Governor's Appointment

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

Ann M. Richardson, Member, California Unemployment Insurance Appeals Board.

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

NOES (1)—Senator McClintock.

Consideration of Governor's Appointment

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

Lisa L. Curtis, Oil Spill Response Administrator.

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 (37)—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, Oropeza, Padilla, Perata, Romero, Runner, Scott, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

Consideration of Governor's Appointments

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

Janice K. Eng, Commissioner, Board of Parole Hearings;

Edward Martinez, Commissioner, Board of Parole Hearings.

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

Roll Call

The roll was called and the appointments were confirmed by the following vote:

AYES (34)—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, Romero, Scott, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

Consideration of Governor's Appointments

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

Karrie J. Eckhardt, Member, Corrections Standards Authority;

John L. Ingrassia, Member, Corrections Standards Authority;

Kimberly A. Petersen, Member, Corrections Standards Authority;

William A. Powers, Member, Corrections Standards Authority;

Max L. Scott, Member, Corrections Standards Authority.

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

Roll Call

The roll was called and the appointments were confirmed by the following vote:

AYES (36)—Senators Aanestad, Ackerman, Alquist, Ashburn, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Migden, Negrete McLeod, Oropeza,



Padilla, Perata, Romero, Runner, Scott, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

Consideration of Governor's Appointment

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

Benita R. Sanchez, Member, Rehabilitation Appeals Board.

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 Aanestad, 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, Romero, Runner, Scott, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

Senator Perata Presiding

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH (SB 586)

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

Urgency Clause

The names of the absentees were called and the urgency clause to SB 586 was adopted by the following vote:

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

NOES (1)—Senator McClintock.

Roll Call

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

AYES (36)—Senators Aanestad, Ackerman, Alquist, Ashburn, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Migden, Negrete McLeod, Oropeza,



Padilla, Perata, Romero, Runner, Scott, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (1)—Senator McClintock.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (AB 140)**

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

Roll Call

The names of the absentees were called and AB 140 was passed by the following vote:

AYES (37)—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, Oropeza, Padilla, Perata, Romero, Runner, Scott, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (AB 265)**

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 AB 265 was passed by the following vote:

AYES (37)—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, Oropeza, Padilla, Perata, Romero, Runner, Scott, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (AJR 19)**

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

Roll Call

The names of the absentees were called and AJR 19 was adopted by the following vote:

AYES (34)—Senators Aanestad, Ackerman, Alquist, Ashburn, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny,



Dutton, Florez, Harman, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Romero, Runner, Scott, Steinberg, Torlakson, Vincent, Wiggins, and Yee.
NOES (1)—Senator McClintock.

Above resolution ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (AJR 17)**

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 AJR 17 was adopted by the following vote:

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

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

Above resolution ordered transmitted to the Assembly.

CONSENT CALENDAR

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

Bill read third time.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 1678—An act to amend Section 1092 of the Government Code, relating to conflicts of interest.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 1514—An act to add Section 739.5 to the Welfare and Institutions Code, relating to juveniles.

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

(NOTE: See Consent Calendar Roll Call)

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

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

(NOTE: See Consent Calendar Roll Call)



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

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

(NOTE: See Consent Calendar Roll Call)

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

(NOTE: See Consent Calendar Roll Call)

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

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

(NOTE: See Consent Calendar Roll Call)

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

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

(NOTE: See Consent Calendar Roll Call)

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

(NOTE: See Consent Calendar Roll Call)

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

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 1364—An act to amend Section 11691 of the Insurance Code, relating to workers' compensation.

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

(NOTE: See Consent Calendar Roll Call)

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

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

(NOTE: See Consent Calendar Roll Call)

SPECIAL CONSENT CALENDAR

Senate Concurrent Resolution 59—Relative to Valley Fever Awareness Month.

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

(NOTE: See Consent Calendar Roll Call)



Senate Bill 170—An act to amend Section 48204 of the Education Code, relating to school attendance, and declaring the urgency thereof, to take effect immediately.

The Senate concurred in Assembly amendments, and the measure ordered enrolled.

(NOTE: See Consent Calendar Roll Call)

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

The Senate concurred in Assembly amendments, and the measure ordered enrolled.

(NOTE: See Consent Calendar Roll Call)

Senate Joint Resolution 5—Relative to benefits for Filipino Americans who fought in World War II.

The Senate concurred in Assembly amendments, and the measure ordered enrolled.

(NOTE: See Consent Calendar Roll Call)

Senate Bill 183—An act to amend Section 15657.3 of the Welfare and Institutions Code, relating to elderly and dependent adults.

The Senate concurred in Assembly amendments, and the measure ordered enrolled.

(NOTE: See Consent Calendar Roll Call)

Senate Bill 313—An act to amend Sections 7630, 7822, 7841, 8604, and 8802 of the Family Code, relating to adoption.

The Senate concurred in Assembly amendments, and the measure ordered enrolled.

(NOTE: See Consent Calendar Roll Call)

Senate Bill 649—An act to amend Sections 6455, 12606, and 12606.2 of the Business and Professions Code, to amend Sections 399, 580, 586, 688.010, 688.030, 904.1, and 904.2 of, and to add Section 904.3 to, the Code of Civil Procedure, to amend Sections 25564, 29733, 43039, and 59289 of the Food and Agricultural Code, to amend Sections 12965 and 12980 of the Government Code, and to amend Sections 977 and 977.2 of the Penal Code, relating to trial court restructuring.

The Senate concurred in Assembly amendments, and the measure ordered enrolled.

(NOTE: See Consent Calendar Roll Call)



Senate Concurrent Resolution 50—Relative to child abuse and neglect.

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

(NOTE: See Consent Calendar Roll Call)

Senate Concurrent Resolution 51—Relative to the Lieutenant Michael Elvin Walker Memorial Highway.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Joint Resolution 14—Relative to customs duties.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 1175—An act to amend Section 1209.5 of the Business and Professions Code, relating to clinical laboratories, 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)

Assembly Bill 1716—An act to amend Section 884.5 of the Public Utilities Code, relating to telecommunications.

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

(NOTE: See Consent Calendar Roll Call)

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

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

(NOTE: See Consent Calendar Roll Call)

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

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 774—An act to add Section 35021.3 to the Education Code, relating to physical education.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 227—An act to amend Sections 77200, 77201.1, and 77201.2 of, and to add Section 77201.3 to, the Government Code, and to amend Section 1463.17 of the Penal Code, relating to trial court funding.

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

(NOTE: See Consent Calendar Roll Call)



Assembly Bill 328—An act to add Section 1379.5 to the Health and Safety Code, relating to health care service plans.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 390—An act to amend Section 73501 of the Water Code, relating to water.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 432—An act to amend Section 11234 of the Business and Professions Code, relating to real estate.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 470—An act to amend Sections 313 and 21280 of, to amend and repeal Section 467 of, to add Section 21281.5 to, and to repeal Section 21283 of, the Vehicle Code, relating to electric personal assistive mobility devices.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 485—An act to amend Section 56366.4 of the Education Code, relating to special education.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 542—An act to amend Section 18960 of the Health and Safety Code, relating to historical buildings.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 711—An act to amend Section 7027.5 of the Business and Professions Code, relating to contractors.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 714—An act to amend Section 361.3 of the Welfare and Institutions Code, relating to adoption.

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

(NOTE: See Consent Calendar Roll Call)



Assembly Bill 749—An act to amend Section 1569.72 of the Health and Safety Code, relating to residential care facilities for the elderly, 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)

Assembly Bill 913—An act to amend Sections 34623.5, 34630, 34640, and 34671 of the Vehicle Code, relating to vehicles.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 957—An act to amend Section 11011.18 of the Government Code, relating to state property.

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

(NOTE: See Consent Calendar Roll Call)

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

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

(NOTE: See Consent Calendar Roll Call)

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

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 1462—An act to add Section 11402.6 to the Welfare and Institutions Code, relating to foster care.

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

(NOTE: See Consent Calendar Roll Call)

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

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 1698—An act relating to truancy.

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

(NOTE: See Consent Calendar Roll Call)

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

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

(NOTE: See Consent Calendar Roll Call)



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

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

(NOTE: See Consent Calendar Roll Call)

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

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

(NOTE: See Consent Calendar Roll Call)

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

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

(NOTE: See Consent Calendar Roll Call)

Assembly Concurrent Resolution 25—Relative to the Norman Y. Mineta Highway.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Concurrent Resolution 26—Relative to Historic U.S. Highway Route 6.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Concurrent Resolution 27—Relative to Los Angeles County Deputy Sheriff Jerry Ortiz Memorial Highway.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Concurrent Resolution 30—Relative to the Elizabeth Jane Rosewarne Memorial Bridge.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Concurrent Resolution 31—Relative to CHP Officer Ernest R. Felio.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Concurrent Resolution 35—Relative to the California Law Revision Commission.

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

(NOTE: See Consent Calendar Roll Call)



Assembly Concurrent Resolution 39—Relative to Wick's Corner Interchange.

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

(NOTE: See Consent Calendar Roll Call)

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

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 1208—An act to amend Sections 36522, 36535, 36541, 36622, 36623, 36636, 36712, 36714, and 36735 of the Streets and Highways Code, relating to improvement districts.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 745—An act to amend Sections 56100.1 and 56700.1 of, and to add Section 57009 to, the Government Code, relating to local agencies.

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

(NOTE: See Consent Calendar Roll Call)

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

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 1640—An act to amend Section 4005 of the Harbors and Navigation Code, to amend Section 4662 of the Labor Code, and to amend Sections 26 and 31 of the Penal Code, relating to mental incapacity.

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 (37)—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, Oropeza, Padilla, Perata, Romero, Runner, Scott, 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 legislative business: Senator Ridley-Thomas.



The following Senators were granted leaves of absence for the day due to illness: Senators Battin and Simitian.

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

At 11:35 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, July 2, 2007.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Rules

State Capitol, June 28, 2007

Mr. President: Pursuant to Senate rule 29.10, the Senate Rules Committee, on a vote of 5–0, has referred AB 1526 (Lieber) to the Senate Committee on Human Services.

PERATA, Chair

Committee on Health

Date of Hearing, June 27, 2007

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

AB 1302

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

KUEHL, Chair

Above measure re-referred to the Committee on Appropriations.

Date of Hearing, June 27, 2007

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

AB 66

AB 658

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

KUEHL, Chair

Above measures re-referred to the Committee on Public Safety.

Date of Hearing, June 27, 2007

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

AB 629



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

KUEHL, Chair

Above measure re-referred to the Committee on Education.

Date of Hearing, June 27, 2007

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

AB 34

AB 543

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

KUEHL, Chair

Above measures re-referred to the Committee on Rules.

Date of Hearing, June 27, 2007

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

AB 423

AB 834

AB 1397

AB 1410

AB 1511

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.

Committee on Natural Resources and Water

Date of Hearing, June 28, 2007

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

AB 1066

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

STEINBERG, Chair

Above measure re-referred to the Committee on Local Government.

Committee on Judiciary

Senate Chamber, June 28, 2007

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

AB 250

AB 435

AB 1484

AB 1724

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 250—An act to amend Section 2040 of the Family Code, to amend Sections 250, 267, 279, 5000, 5302, 13111, 13206, and 13562 of, to amend and renumber Sections 5600, 5601, 5602, 5603, and 5604 of, to add Section 69 to, to add the heading of Chapter 3 (commencing

with Section 5040) to Part 1 of Division 5 of, to add Part 4 (commencing with Section 5600) to Division 5 of, and to repeal the heading of Part 4 (commencing with Section 5600) of Division 5 of, the Probate Code, relating to nonprobate transfers.

Bill read second time.

Assembly Bill 435—An act to amend Section 1197.5 of the Labor Code, relating to employment.

Bill read second time.

Assembly Bill 1484—An act to repeal and add Chapter 2 (commencing with Section 14200) of Division 6 of the Business and Professions Code, relating to trademarks.

Bill read second time.

Assembly Bill 1724—An act to amend Section 340.1 of the Code of Civil Procedure, relating to civil procedure.

Bill read second time.

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

Committee on Local Government

Senate Chamber, June 28, 2007

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

AB 1684

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

NEGRETE McLEOD, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 1684—An act to amend Sections 26202.6, 26206.8, 34090.6, 34090.8, 53160, and 53162 of, and to add Sections 26206.9, 34090.9, and 53163 to, the Government Code, relating to local government records.

Bill read second time.

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

Committee on Transportation and Housing

Date of Hearing, June 26, 2007

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

AB 1058



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

LOWENTHAL, Chair

Above measure ordered to second reading.

Committee on Rules

Senate Chamber, June 28, 2007

Mr. President: The Committee on Rules has examined:

SB 138 SB 271 SB 283 SB 822

And reports that the same have been correctly enrolled, and presented to the Governor on the 28th day of June, 2007, at 1:15 p.m.

PERATA, Chair

State Capitol, June 28, 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:

Thomas G. Hoffman, Director, Division of Adult Parole Operations, Department of Corrections and Rehabilitation (3–2)

PERATA, Chair

Above appointment ordered placed on unfinished business file.

Committee on Environmental Quality

Senate Chamber, June 28, 2007

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

AB 994 AB 1195

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 994—An act to add Section 12405 to the Public Contract Code, relating to public contracts.

Bill read second time.

Assembly Bill 1195—An act to add Section 25250.29 to the Health and Safety Code, and to amend Section 48651 of the Public Resources Code, relating to recycling.

Bill read second time.

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



Committee on Judiciary

Senate Chamber, June 28, 2007

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

AB 1092

AB 1393

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 1092—An act to add Section 11713.22 to the Vehicle Code, relating to vehicles.

Bill read second time.

Assembly Bill 1393—An act to amend Sections 6258 and 6259 of, and to add Sections 6253.3, 6257, and 6259.1 to, the Government Code, relating to public records.

Bill read second time.

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

Committee on Health

Senate Chamber, June 28, 2007

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

SB 726

AB 1142

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

KUEHL, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 726—An act relating to public health.

Bill read second time.

Assembly Bill 1142—An act relating to health facilities.

Bill read second time.

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

Committee on Rules

Senate Chamber, June 28, 2007

Mr. President: The Committee on Rules has examined:

SCR 34

SCR 39

SJR 6

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the 28th day of June, 2007, at 1:30 p.m.

PERATA, Chair

Committee on Appropriations

Senate Chamber, June 28, 2007

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

AB 367

AB 645

AB 1273

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 Bill 367—An act to amend Section 1463.010 of, to add Section 1463.02 to, and to repeal and amend Section 1463.007 of, the Penal Code, and to amend Section 19280 of the Revenue and Taxation Code, relating to courts.

Bill read second time.

Assembly Bill 645—An act to amend Section 1203.4 of the Penal Code, and to amend Sections 41501 and 42005 of the Vehicle Code, relating to vehicles.

Bill read second time.

Assembly Bill 1273—An act to amend Section 935.6 of the Government Code, relating to state claims, making an appropriation therefor, 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 Agriculture

Senate Chamber, June 28, 2007

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

AB 684

AB 771

AB 1713

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

MALDONADO, Chair

Second Reading of Bills—Author's Amendments

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

Bill read second time.

Assembly Bill 771—An act to add Chapter 3 (commencing with Section 29810) to Division 13 of, and to repeal Article 2 (commencing with



Section 29820) and Article 3 (commencing with Section 29830) of Chapter 3 of Division 13 of, the Food and Agricultural Code, relating to agriculture.

Bill read second time.

Assembly Bill 1713—An act to add Section 224.5 to, and to amend, repeal, and add Section 224 of, the Food and Agricultural Code, relating to agriculture, making an appropriation therefor, 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 Elections, Reapportionment and Constitutional Amendments

Senate Chamber, June 28, 2007

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

AB 614

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

CALDERON, Chair

Second Reading of Bills—Author's Amendments

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.

Bill read second time.

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

Committee on Banking, Finance and Insurance

Senate Chamber, June 28, 2007

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

AB 550

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 550—An act to add Section 11778.5 to the Insurance Code, relating to insurance.

Bill read second time.

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



Committee on Environmental Quality

Senate Chamber, June 28, 2007

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

AB 527

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 527—An act to add Section 15814.50 to the Government Code, relating to state buildings.

Bill read second time.

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

Committee on Natural Resources and Water

Senate Chamber, June 28, 2007

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

AB 3

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

Bill read second time.

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

Committee on Transportation and Housing

Date of Hearing, June 26, 2007

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

AB 715

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

LOWENTHAL, Chair

Above measure ordered to second reading.



Committee on Public Safety

Senate Chamber, June 28, 2007

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

AB 362

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

ROMERO, Chair

Second Reading of Bills—Author's Amendments

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.

Bill read second time.

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

Committee on Public Employment and Retirement

Senate Chamber, June 28, 2007

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

AB 671

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 671—An act to add Article 4.2 (commencing with Section 18985) to Chapter 4 of Part 2 of Division 5 of Title 2 of the Government Code, relating to state employment.

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 Joint Resolution 13: By Senators Alquist, Cedillo, Corbett, Correa, Romero, and Vincent (Coauthors: Assembly Members Brownley, Caballero, Hernandez, Ruskin, Salas, and Soto)—Relative to the Cesar Estrada Chavez Study Act of 2007.



MEASURES WITHDRAWN AND RE-REFERRED TO COMMITTEE

Without objection, **AB 1489** was withdrawn from the Committee on Natural Resources and Water and re-referred to the Committee on Environmental Quality;

AB 467 was withdrawn from the Committee on Public Safety and re-referred to the Committee on Appropriations; and

AB 1634 was withdrawn from the Committee on Business, Professions and Economic Development and re-referred to the Committee on Local Government.

REQUEST FOR UNANIMOUS CONSENT (AB 437)

Senator Migden asked for, and was granted, unanimous consent that AB 437 be taken from the inactive file and taken up at this time.

Consideration of Assembly Bill 437

Assembly Bill 437—An act to add Section 101037 to the Health and Safety Code, relating to local health officers.

Bill read second time.

Motion to Amend

Amendments to AB 437 proposed by Senator Migden were read and adopted and the measure ordered printed and to second reading.

SENATE COMMITTEE ROLL CALLS**Committee on Health**

AB 34—Do pass and re-refer to Committee on Rules

AYES (11)—Senators Aanestad, Alquist, Cedillo, Cox, Kuehl, Maldonado, Negrete McLeod, Ridley-Thomas, Steinberg, Wyland, and Yee.

NOES (0)—None.

AB 66—Do pass and re-refer to Committee on Public Safety

AYES (11)—Senators Aanestad, Alquist, Cedillo, Cox, Kuehl, Maldonado, Negrete McLeod, Ridley-Thomas, Steinberg, Wyland, and Yee.

NOES (0)—None.

AB 383—Do pass as amended and re-refer to Committee on Appropriations

AYES (11)—Senators Aanestad, Alquist, Cedillo, Cox, Kuehl, Maldonado, Negrete McLeod, Ridley-Thomas, Steinberg, Wyland, and Yee.

NOES (0)—None.

AB 423—Do pass and re-refer to Committee on Appropriations

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

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

AB 543—Do pass and re-refer to Committee on Rules

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

NOES (0)—None.



AB 570—Do pass as amended and re-refer to Committee on Appropriations

AYES (11)—Senators Aanestad, Alquist, Cedillo, Cox, Kuehl, Maldonado, Negrete McLeod, Ridley-Thomas, Steinberg, Wyland, and Yee.

NOES (0)—None.

AB 629—Do pass and re-refer to Committee on Education

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

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

AB 658—Do pass and re-refer to Committee on Public Safety

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

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

AB 659—Do pass as amended and re-refer to Committee on Education

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

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

AB 724—Do pass and re-refer to Committee on Rules

AYES (5)—Senators Aanestad, Cox, Maldonado, Ridley-Thomas, and Wyland.

NOES (4)—Senators Alquist, Cedillo, Kuehl, and Yee.

Failed passage

AB 724—Reconsideration granted

AYES (11)—Senators Aanestad, Alquist, Cedillo, Cox, Kuehl, Maldonado, Negrete McLeod, Ridley-Thomas, Steinberg, Wyland, and Yee.

NOES (0)—None.

AB 834—Do pass and re-refer to Committee on Appropriations

AYES (11)—Senators Aanestad, Alquist, Cedillo, Cox, Kuehl, Maldonado, Negrete McLeod, Ridley-Thomas, Steinberg, Wyland, and Yee.

NOES (0)—None.

AB 1100—Do pass as amended and re-refer to Committee on Appropriations

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

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

AB 1155—Do pass as amended and re-refer to Committee on Appropriations

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

NOES (1)—Senator Cox.



AB 1268—Do pass as amended and re-refer to Committee on Appropriations

AYES (11)—Senators Aanestad, Alquist, Cedillo, Cox, Kuehl, Maldonado, Negrete McLeod, Ridley-Thomas, Steinberg, Wyland, and Yee.

NOES (0)—None.

AB 1302—Do pass and re-refer to Committee on Appropriations, with the recommendation: To Consent Calendar

AYES (11)—Senators Aanestad, Alquist, Cedillo, Cox, Kuehl, Maldonado, Negrete McLeod, Ridley-Thomas, Steinberg, Wyland, and Yee.

NOES (0)—None.

AB 1324—Do pass as amended and re-refer to Committee on Judiciary

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

NOES (3)—Senators Cox, Maldonado, and Yee.

AB 1339—Do pass as amended and re-refer to Committee on Governmental Organization

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

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

AB 1397—Do pass and re-refer to Committee on Appropriations

AYES (11)—Senators Aanestad, Alquist, Cedillo, Cox, Kuehl, Maldonado, Negrete McLeod, Ridley-Thomas, Steinberg, Wyland, and Yee.

NOES (0)—None.

AB 1410—Do pass and re-refer to Committee on Appropriations

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

NOES (1)—Senator Cox.

AB 1511—Do pass and re-refer to Committee on Appropriations

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

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

AB 1512—Do pass and re-refer to Committee on Human Services, with the recommendation: To Consent Calendar

AYES (11)—Senators Aanestad, Alquist, Cedillo, Cox, Kuehl, Maldonado, Negrete McLeod, Ridley-Thomas, Steinberg, Wyland, and Yee.

NOES (0)—None.

AB 1687—Do pass as amended and re-refer to Committee on Judiciary

AYES (11)—Senators Aanestad, Alquist, Cedillo, Cox, Kuehl, Maldonado, Negrete McLeod, Ridley-Thomas, Steinberg, Wyland, and Yee.

NOES (0)—None.

Date of Hearing: 6/27/2007

Kuehl (Chair)



Committee on Natural Resources and Water**AB 1066**—Reconsideration granted

AYES (8)—Senators Cogdill, Hollingsworth, Kehoe, Kuehl, Machado, Margett, Migden, and Steinberg.

NOES (0)—None.

AB 1066—Do pass and re-refer to Committee on Local Government

AYES (5)—Senators Kehoe, Kuehl, Machado, Migden, and Steinberg.

NOES (3)—Senators Cogdill, Hollingsworth, and Margett.

Date of Hearing: 6/28/2007

Steinberg (Chair)

Committee on Rules**AJR 20**—Be adopted

AYES (4)—Senators Ashburn, Cedillo, Padilla, and Perata.

NOES (0)—None.

Date of Hearing: 6/27/2007

Perata (Chair)

REQUESTS TO ADJOURN IN MEMORIAM

Senator Ackerman requested that when the Senate adjourns this day it do so in memory of James C. Herzig, Sr. of Las Vegas, and Pvt. Shane M. Stinson of Fullerton.

Senator Corbett requested that when the Senate adjourns this day it do so in memory of Daniel Archer of Fremont.

Senator Cox requested that when the Senate adjourns this day it do so in memory of Marion Chapman of Carmichael, Rita R. Pulido of Sacramento and Monticello, AK, Donald C. McCormack of Truckee, and Gregory M. Sclater of Roseville.

Senator Dutton requested that when the Senate adjourns this day it do so in memory of Nic. Libutti, Becca Vetterani, Hayley Watson, D.J. (Dominique) Michaels of Upland, and Wyvonna Riddell of Yucaipa.

Senator Kehoe requested that when the Senate adjourns this day it do so in memory of Maurice Kaplan of San Diego.

Senator Migden requested that when the Senate adjourns this day it do so in memory of John Kendall Redmond of Philadelphia, PA.

ADJOURNMENT

At 3:30 p.m., on motion of Senator Perata, the Senate adjourned pursuant to the Senators' requests until 12 p.m., Monday, July 2, 2007.

PAULA K. ROSSETTO, Minute Clerk

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