

CALIFORNIA LEGISLATURE

2007–08 REGULAR SESSION

SENATE DAILY JOURNAL

ONE HUNDRED TWENTIETH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Wednesday, August 29, 2007

The Senate met at 9 a.m.
Hon. Don Perata, of the 9th District, presiding.
Secretary Greg Schmidt at the Desk.
Assistant Secretary Kipchoge Randall reading.

ROLL CALL

The roll was called and the following Senators answered to their names:

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

Quorum present.

(NOTE: Senator Florez will be excused this day on legislative business and Senators Dutton and Vincent will be excused this day due to illness.)

REPORTS OF STANDING COMMITTEES

Committee on Rules

State Capitol, August 29, 2007

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

Appropriations—AB 1274.

State Capitol, August 29, 2007

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

Labor and Industrial Relations—AB 213.

Local Government—AB 212.



Committee on Appropriations

Senate Chamber, August 28, 2007

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

AB 1749

Reports the same back with the recommendation: That the above measure be placed on second reading pursuant to Senate Rule 28.8 and amended.

TORLAKSON, Chair

Above measure ordered to second reading.

Senate Chamber, August 27, 2007

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

AB 18

Reports the same back with the recommendation: That the above measure be placed on second reading pursuant to Senate Rule 28.8 and amended.

TORLAKSON, Chair

Above measure ordered to second reading.

Committee on Rules

State Capitol, August 29, 2007

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

John F. Monday, Executive Officer, Board of Parole Hearings (4–0)

PERATA, Chair

Above appointment ordered placed on unfinished business file.

Committee on Labor and Industrial Relations

Senate Chamber, August 29, 2007

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

AB 213

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 213—An act to amend Section 5501.5 of the Labor Code, relating to workers' compensation.

Bill read second time.

Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to AB 213 pursuant to Joint Rule 58.

ASSEMBLY MEMBER FUENTES



Permission of Rules Committee

Senate Chamber, August 29, 2007

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 213.

PERATA, Chair

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

Committee on Appropriations

Senate Chamber, August 29, 2007

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

AB 734

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 734—An act to amend Sections 3070, 3073.1, and 3075 of, and to add Sections 3075.5, 3075.6, and 3075.7 to, the Labor Code, relating to apprenticeships.

Bill read second time.

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

Committee on Local Government

Senate Chamber, August 29, 2007

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

AB 212

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 212—An act to add Section 65862.5 to the Government Code, relating to local planning.

Bill read second time.

Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to AB 212 pursuant to Joint Rule 58.

ASSEMBLY MEMBER FUENTES



Permission of Rules Committee

Senate Chamber, August 29, 2007

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 212.

PERATA, Chair

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

Committee on Appropriations

Senate Chamber, August 29, 2007

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

AB 550

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 550—An act to add Part 6.7 (commencing with Section 12739.50) to Division 2 of the Insurance Code, relating to health care coverage.

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, August 29, 2007

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

AB 136

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

PERATA, Chair

Above measure re-referred to the Committee on Appropriations.

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

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, and making an appropriation therefor.

Bill read second time.

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

Assembly Bill 1288—An act to amend Section 31452.5 of, and to add Article 8.9 (commencing with Section 31698) to Chapter 3 of Part 3 of Division 4 of Title 3 of, the Government Code, relating to vision care.

Bill read second time and ordered to third reading.



Assembly Bill 679—An act to add Section 1202.51 to the Penal Code, relating to illegal dumping.

Bill read second time and ordered to third reading.

Assembly Bill 1728—An act to amend Sections 1804, 5002.7, 12500, 12810.5, 12811, 13005, 15210, 22450, and 22452 of the Vehicle Code, relating to vehicles.

Bill read second time and ordered to third reading.

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

Bill read second time.

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

Assembly Bill 1178—An act to amend Section 56.10 of the Civil Code, relating to medical information.

Bill read second time and ordered to third reading.

MEASURE WITHDRAWN AND RE-REFERRED TO COMMITTEE

Without objection, **AB 534** was withdrawn from the Committee on Appropriations and re-referred to the Committee on Rules.

SPECIAL CONSENT CALENDAR SET

Without objection, the following measures will be set as a Special Consent Calendar to be taken up on Friday, August 31.

SCR 51	SB 528	AB 1061	AB 1437
SB 144	SB 538	AB 1107	AB 1222
SB 350	SB 718	AB 430	AB 1750
SB 512	AB 1300	AB 1727	ACR 57
SB 599	AB 462	AB 1739	ACR 58
SB 788	AB 543	AB 915	ACR 59
SB 828	AB 897	AB 603	AB 935
SB 1043	AB 903	AB 500	AB 580
SB 1045			

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS

Assembly Bill 1559—An act to add and repeal Section 78261.5 of the Education Code, relating to public postsecondary education.

Bill read third time.

Amendments Adopted

Amendments to AB 1559 proposed by Senator Scott were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 468—An act to amend Sections 9250.7 and 22710 of the Vehicle Code, relating to vehicles.

Bill read third time.

Amendments Adopted

Amendments to AB 468 proposed by Senator Yee were read and adopted and the measure ordered printed and to second reading.

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

Bill read third time.

Amendments Adopted

Amendments to AB 1043 proposed by Senator Kuehl were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 298—An act to amend Sections 361.5, 366.21, 366.22, 366.26, and 366.3 of the Welfare and Institutions Code, relating to relative caregivers.

Bill read third time.

Amendments Adopted

Amendments to AB 298 proposed by Senator Steinberg were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 314—An act to amend Sections 11322.6 and 11322.8 of the Welfare and Institutions Code, relating to CalWORKs.

Bill read third time.

Amendments Adopted

Amendments to AB 314 proposed by Senator Yee were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 959—An act to amend Section 19630.5 of the Welfare and Institutions Code, relating to blind persons, and making an appropriation therefor.

Bill read third time.

Amendments Adopted

Amendments to AB 959 proposed by Senator Yee were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 1324—An act to amend Section 1371.8 of the Health and Safety Code, and to amend Section 796.04 of the Insurance Code, relating to health care coverage.

Bill read third time.

Amendments Adopted

Amendments to AB 1324 proposed by Senator Kuehl were read and adopted and the measure ordered printed and to second reading.

REQUEST FOR UNANIMOUS CONSENT (AB 1734)

Senator Calderon asked for, and was granted, unanimous consent that AB 1734 be taken from the inactive file and taken up at this time.



Consideration of Assembly Bill 1734

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

Bill read second time.

Motion to Amend

Amendments to AB 1734 proposed by Senator Calderon were read and adopted and the measure ordered printed and to second reading.

SENATE COMMITTEE ROLL CALLS**Committee on Rules**

AB 136—Do pass and re—refer to Committee on Appropriations

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

NOES (0)—None.

Date of Hearing: 8/29/2007

Perata (Chair)

LEAVES OF ABSENCE FOR THE DAY

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

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

REQUESTS TO ADJOURN IN MEMORIAM

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

Senator Margett requested that when the Senate adjourns this day it do so in memory of Alan Rene Talt of San Marino.

Senator Runner requested that when the Senate adjourns this day it do so in memory of Brandon Smith of Hesperia.

ADJOURNMENT

At 3:30 p.m., the Senate adjourned pursuant to the Senators' requests until 9 a.m., Thursday, August 30, 2007.

PAULA K. ROSSETTO, Minute Clerk

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