

CALIFORNIA LEGISLATURE

2007–08 REGULAR SESSION

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# SENATE DAILY JOURNAL

ONE HUNDRED TWENTY-EIGHTH LEGISLATIVE DAY

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## IN SENATE

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Senate Chamber, Sacramento  
Tuesday, September 11, 2007

The Senate met at 9:30 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, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee—40.

Quorum present.



**PRAYER**

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

*Almighty and Merciful God,* We pause to remember those who lost their lives in the attacks upon our nation six years ago on this day. We pray You will continue to hold their families in Your loving embrace. Let us pray in silence for a moment.

We pray for the safety of our soldiers and sailors who are serving our country both near and far from our shores. We give thanks for their devotion to our freedom, and may they serve with honor and return safely home. We pray for our enemies, and all who wish us harm, that we may never have hearts of stone.

We pray for our elected leaders, especially those who serve in this chamber. Give to them the strength to finish this year's legislative session with integrity and distinction. We ask that You watch over these Your servants, and may they go from blessing to blessing.—AMEN.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

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

**MESSAGES FROM THE GOVERNOR**

Governor's Office, State Capitol

September 11, 2007

*To the Senate of the State of California:*

I have the honor to transmit to you herewith the following appointment or reappointment heretofore made by me to an office which by law is to be filled by the Governor. This appointment is subject to Senate confirmation and consent. I hereby nominate this appointee to you and request your confirmation and consent.

Sincerely,

ARNOLD SCHWARZENEGGER, Governor

Fred Sims, former President, Alameda County Board of Education.  
Appointed 08/29/07. Effective 08/29/07.

Commissioner, Board of Parole Hearings, vice Sandra L. Bryson,  
moved to another slot on the Board, term ending 07/01/10.

Above appointment referred to the Committee on Rules.

Governor's Office, State Capitol

September 11, 2007

*To the Members of the California State Senate:*

I am signing Senate Bill 558, which will clarify the procedures that local governments must follow when transferring a utility to another public agency. I am supportive of the City of Fresno's desire to provide the greatest benefit to its citizens when providing municipal services. By signing this measure, it is not my intent to prevent the vote of the people to approve any currently or future contemplated sale or transfer of public utilities. I am comfortable signing this uncoded bill language because



the citizens of the City of Fresno will be voting to approve the transfer of the city-owned water, waste, and solid waste utility and it will help the city avoid costly and duplicative approval processes.

Sincerely,

ARNOLD SCHWARZENEGGER, Governor

Governor's Office, State Capitol

September 11, 2007

*To the Members of the California State Senate:*

I am returning **Senate Bill 165** without my signature.

Given the state's current problems with gang violence and the special diligence necessary to keep at-risk youths out of gangs, I cannot support a measure that would reduce a minor's accountability for committing gang-related crimes.

While I support programs that rehabilitate youth offenders, the terms of the programs for which SB 165 would expand eligibility do not place enough emphasis on accountability. These programs do not require the juvenile offender to admit guilt, provide no penalty for failure to comply with the terms of probation, and the other programs of supervision only last for six to twelve months.

Although I cannot support the approach taken in SB 165, I encourage the Legislature to continue working to reduce gang-related crimes in the state and to protect our state's at-risk youths. In doing so, I hope that it will work closely with my Administration to build on the positive strides that I have already taken in the California Gang Reduction, Intervention and Prevention Program (CalGRIP), which provides a comprehensive strategy for fighting gang violence by coordinating the efforts of state and local law enforcement and faith-based and community organizations.

For these reasons I am returning this bill without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER, Governor

Above bill ordered placed on unfinished business file.

Governor's Office, State Capitol

September 11, 2007

*To the Members of the California State Senate:*

I am returning **Senate Bill 739** without my signature.

Last year, I vetoed similar legislation that would have granted an exemption from the current requirement that seniors be given 24-hour notice in advance of any attempt to meet in a senior's home to discuss the sale of a burial or funeral policy. I stated my belief that this notice requirement creates an important "bright line" test that insurance agents know not to cross and is a sound consumer protection practice.

Although this measure provides additional notice requirements to attempt to protect against fraud, I remain unconvinced of the need to deviate from the current 24-hour notice requirement. Asking an agent to



wait one day before meeting in someone's home is a minor request in order to protect seniors against fraud.

Sincerely,

ARNOLD SCHWARZENEGGER, Governor

Above bill ordered placed on unfinished business file.

**Receipt of Bills**

I acknowledge receipt this 11th day of September, 2007 at 4:14 p.m., of Senate Bills 765 and 739 without the Governor's signature, together with statements of his objections thereto, signed by the Governor, delivered to me personally by Mikhael Skvarla.

PAULA K. ROSSETTO  
Acting Secretary of the Senate

Governor's Office, State Capitol  
September 11, 2007

*To the Members of the California Senate:*

I am returning **Senate Bill 924** without my signature.

All Californians want the safe and swift return of our troops. That said, public opinion polls have confirmed again and again that Californians are sharply divided, as are all Americans, as to when and how our troops should be withdrawn. We do not need an advisory ballot to understand this deep divide.

The decision to engage in or withdraw troops from war is a federal issue, not a state issue. Few decisions are more difficult for Members of Congress and the President. All Californians have the right and the means to speak their mind on matters of such national importance.

In fact, California moved up its presidential primary to February 5th to give California voters a greater voice in selecting their party's presidential candidate. There is no louder message Californians can send to Washington on the Iraq war than who should lead our nation.

Placing a non-binding resolution on Iraq on the same ballot, when it carries no weight or authority, would only further divide voters and shift attention from other critical issues that must be addressed.

For these reasons, I am returning this bill without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER, Governor

Above bill ordered placed on unfinished business file.

**Receipt of Bills**

I acknowledge receipt this 11th day of September, 2007 at 11:52 p.m., of SB 924 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Mikhael Skvarla.

BERNADETTE McNULTY  
Acting Secretary of the Senate

**MESSAGES FROM THE ASSEMBLY**

Assembly Chamber, September 10, 2007

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

AJR 22



Assembly Chamber, September 10, 2007

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

AB 8	AB 191	AB 192
AB 193	AB 194	AB 195
AB 196	AB 102	AB 1484

Assembly Chamber, September 11, 2007

*The Honorable Greg Schmidt*  
*Secretary of the Senate*

Dear Greg: Pursuant to the instructions of the Assembly, I am herewith returning AB 1674 to the Senate.

Sincerely,

E. DOTSON WILSON  
Chief Clerk

Above measure ordered held at Desk.

### **FIRST READING OF ASSEMBLY MEASURES**

The following measure was read the first time and referred to the Committee on Rules:

**Assembly Joint Resolution 22**—Relative to Hurricane Katrina disaster relief.

### **REPORTS OF STANDING COMMITTEES**

#### **Committee on Rules**

State Capitol, September 11, 2007

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

**Labor and Industrial Relations**—AB 734.

#### **Committee on Appropriations**

Senate Chamber, September 10, 2007

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

AB 1736

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

TORLAKSON, Chair

Above measure ordered to third reading.

Date of Hearing, September 10, 2007

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

AB 118	AB 335	AB 941
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Reports the same back with the recommendation: Do pass.

TORLAKSON, Chair

Above bills ordered to third reading.

**Committee on Rules**

Senate Chamber, September 11, 2007

Mr. President: The Committee on Rules has examined:

SB 38	SB 396	SB 624	SB 869
SB 39	SB 415	SB 633	SB 884
SB 52	SB 416	SB 669	SB 901
SB 67	SB 490	SB 678	SB 904
SB 152	SB 515	SB 698	SB 909
SB 163	SB 516	SB 727	SB 910
SB 166	SB 523	SB 770	SB 916
SB 224	SB 559	SB 773	SB 920
SB 233	SB 574	SB 774	SB 959
SB 264	SB 581	SB 776	SB 990
SB 272	SB 582	SB 789	SB 1028
SB 341	SB 589	SB 793	SB 1047
SB 370	SB 609	SB 850	
SB 379	SB 615	SB 855	

And reports that the same have been correctly enrolled, and presented to the Governor on the 11th day of September, 2007, at 9 a.m.

PERATA, Chair

Senate Chamber, September 11, 2007

Mr. President: The Committee on Rules has examined:

SJR 7

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the 11th day of September, 2007, at 9:30 a.m.

PERATA, Chair

**REQUEST TO INTRODUCE BILL AFTER THE DEADLINE**

Senate Chamber, September 11, 2007

The following request was presented by Senator Perata:

To the Committee on Rules: In accordance with the provisions of Joint Rule 54(a), I request permission to introduce a bill (Legislative Counsel Request 07-28868) after the February 23rd deadline.

SENATOR PERATA

**Permission of Rules Committee**

The Committee on Rules grants permission to introduce a bill as requested.

PERATA, Chair



**INTRODUCTION AND FIRST READING OF SENATE MEASURE**

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

**Senate Bill 1052:** By Senators Perata, Machado, and Steinberg—An act to add Division 26.7 (commencing with Section 79700) to the Water Code, relating to financing a water supply reliability and environmental restoration program, by providing the funds necessary therefor through an election for the issuance and sale of bonds of the State of California and for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

**MOTIONS TO PLACE MEASURES ON THE INACTIVE FILE**

Senator Cedillo moved that **AB 1112** be placed on the inactive file.

Senator Lowenthal moved that **AB 334** be placed on the inactive file.

Without objection, **AB 2**, **AB 211**, **AB 408**, **AB 519**, **AB 525**, **AB 789**, **AB 891**, **AB 1461**, and **AB 1534** were placed on the inactive file.

Senator Romero moved that **AB 887** and **AB 1189** be placed on the inactive file.

Senator Cox moved that **AB 916** be placed on the inactive file.

Senator Kuehl moved that **AB 13** and **AB 176** be placed on the inactive file.

Senator Steinberg moved that **AB 1656** and **SB 1022** be placed on the inactive file.

Senator McClintock moved that **AB 450** be placed on the inactive file.

Motions carried.

**RE-REFERENCE TO COMMITTEE**

Pursuant to Senate Rule 29.10, **SB 93** was re-referred to the Committee on Judiciary.

Pursuant to Senate Rule 29.10, **SB 94**, **SB 730**, and **AB 1034** were re-referred to the Committee on Rules.

**REPORTS OF STANDING COMMITTEES****Committee on Rules**

State Capitol, September 11, 2007

Pursuant to Senate Rule 29.10, the Senate Rules Committee, on a vote of 5–0, has referred the following bills to committee:

**SB 94** (Kuehl)—Health

**SB 730** (Florez)—Governmental Organization

**AB 1034** (Keene)—Labor and Industrial Relations

PERATA, Chair



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

**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 third time and presented by Senator Torlakson.

**Urgency Clause**

Urgency clause read and adopted by the following vote:

AYES (31)—Senators Aanestad, Ackerman, Alquist, Ashburn, Calderon, Cogdill, Corbett, Cox, Denham, Ducheny, Dutton, Florez, Harman, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Padilla, Perata, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, and Yee.

NOES (0)—None.

**Roll Call**

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

AYES (31)—Senators Aanestad, Ackerman, Alquist, Ashburn, Calderon, Cogdill, Corbett, Cox, Denham, Ducheny, Dutton, Florez, Harman, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Padilla, Perata, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**Assembly Bill 1310**—An act to amend Sections 5371.5, 5386, and 5413.5 of, to add Section 5371.6 to, and to repeal Section 5386.1 of, the Public Utilities Code, relating to charter-party carriers.

Bill read third time and presented by Senator Kehoe.

**Roll Call**

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

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

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**Assembly Bill 514**—An act to add Section 6404.7 to the Labor Code, relating to occupational health.

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 Bill 1438**—An act to amend Sections 2 and 3 of Chapter 188 of the Statutes of 1999, relating to conveyances.

Bill read third time and presented by Senator Simitian.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 962**—An act relating to speech-language pathologists.

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

Bill read third time and presented by Senator Denham.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**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 third time and presented by Senator Lowenthal.

**Roll Call**

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

**AYES (40)**—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny,



Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**Assembly Joint Resolution 27**—Relative to the United States Postal Service.

Resolution read third time and presented by Senator Padilla.

The roll was called.

#### CALL OF THE SENATE

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

Motion carried.

#### THIRD READING OF ASSEMBLY BILLS (RESUMED)

**Assembly Joint Resolution 28**—Relative to union representation.

Resolution read third time and presented by Senator Padilla.

The roll was called.

#### CALL OF THE SENATE

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

Motion carried.

#### THIRD READING OF ASSEMBLY BILLS (RESUMED)

**Assembly Bill 98**—An act to add Section 11322.63 to the Welfare and Institutions Code, relating to public social services.

Bill read third time and presented by Senator Cox.

#### Roll Call

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

AYES (26)—Senators Alquist, Ashburn, Calderon, Cogdill, Correa, Cox, Denham, Dutton, Florez, Kehoe, Lowenthal, Machado, Maldonado, Margett, Migden, Negrete McLeod, Oropeza, Padilla, Ridley-Thomas, Romero, Scott, Simitian, Torlakson, Vincent, Wiggins, and Yee.

NOES (4)—Senators Aanestad, Hollingsworth, McClintock, and Wyland.

Bill ordered transmitted to the Assembly.

**Assembly Bill 149**—An act to add Sections 361.32, 361.33, and 361.34 to the Welfare and Institutions Code, relating to dependent children.

Bill read third time and presented by Senator Alquist.

The roll was called.



**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 394**—An act to add Article 5.5 (commencing with Section 234) to Chapter 2 of Part 1 of Division 1 of Title 1 of the Education Code, relating to discrimination.

Bill read third time and presented by Senator Torlakson.

**Roll Call**

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

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

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

Bill ordered transmitted to the Assembly.

**Assembly Bill 1689**—An act to repeal and add Chapter 3.5 (commencing with Section 7150) of Part 1 of Division 7 of the Health and Safety Code, and to amend Sections 12811 and 13005 of the Vehicle Code, relating to anatomical gifts.

Bill read third time and presented by Senator Kuehl.

**Roll Call**

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

AYES (40)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**Assembly Bill 14**—An act to amend Sections 125.6, 16721, 16721.5, 19572, 23426.5, 23428.19, 23428.28, and 23438 of the Business and Professions Code, to amend Sections 82, 83, 84, 85, and 1747.80 of the Civil Code, to amend Sections 204 and 425.15 of the Code of Civil Procedure, to amend Sections 5047.5 and 24001.5 of the Corporations Code, to amend Sections 66030, 66251, 66270, 66292, 66292.1, 66292.2, 69535, 72011, 72014, 89757, and 92150 of the Education Code, to amend Section 2110 of the Elections Code, to amend Sections 11015, 11131, 54091, 54092, 54961, and 68088 of the Government Code, to amend



Sections 1317, 1317.3, and 11801 of the Health and Safety Code, to amend Section 10115.7 of the Public Contract Code, to amend Sections 5080.18 and 5080.34 of the Public Resources Code, to amend Sections 453 and 12751.3 of the Public Utilities Code, to amend Section 24343.2 of, and to repeal and amend Section 17269 of, the Revenue and Taxation Code, and to amend Sections 4666, 5348, 5806, 10000, 16522.1, and 18907 of the Welfare and Institutions Code, relating to discrimination.

Bill read third time and presented by Senator Kuehl.

#### Roll Call

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

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

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

Bill ordered transmitted to the Assembly.

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

Bill read third time and presented by Senator Corbett.

The roll was called.

#### CALL OF THE SENATE

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

Motion carried.

#### THIRD READING OF ASSEMBLY BILLS (RESUMED)

**Assembly Bill 765**—An act to amend Section 19605.72 of, to amend and repeal Sections 19411, 19590, and 19595 of, and to add Sections 19601.4 and 19604 to, the Business and Professions Code, relating to horse racing, and making an appropriation therefor.

Bill read third time and presented by Senator Florez.

#### Roll Call

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

AYES (29)—Senators Ackerman, Alquist, Calderon, Cedillo, Corbett, Correa, Cox, Denham, Ducheny, Florez, Harman, Kehoe, Lowenthal, Machado, Maldonado, Margett, Migden, Negrete McLeod, Oropeza, Padilla, Ridley-Thomas, Romero, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (7)—Senators Aanestad, Ashburn, Battin, Cogdill, Hollingsworth, McClintock, and Scott.

Bill ordered transmitted to the Assembly.



**RE-REFERENCE TO COMMITTEE**

Pursuant to Senate Rule 29.10, **AB 1491** was re-referred to the Committee on Rules.

**MOTION TO TAKE MEASURE FROM INACTIVE FILE**

Senator Perata moved that **AB 887** be taken from the inactive file and placed on the third reading file.

Motion carried.

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

**Assembly Bill 241**—An act to amend Sections 19410 and 19605.51 of, and to add Sections 19410.7, 19605.25, and 19605.54 to, the Business and Professions Code, relating to horse racing, and making an appropriation therefor.

Bill read third time and presented by Senator Florez.

**Roll Call**

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

**AYES (30)**—Senators Ackerman, Alquist, Calderon, Cedillo, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Kehoe, Lowenthal, Machado, Maldonado, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

**NOES (7)**—Senators Aanestad, Ashburn, Battin, Cogdill, Hollingsworth, Kuehl, and Scott.

Bill ordered transmitted to the Assembly.

**REQUEST TO SUSPEND JOINT RULE 62(a)**

Senator Migden requested unanimous consent to suspend Joint Rule 62(a) for the purpose of hearing AB 734 in the Committee on Labor and Industrial Relations without four days notice in the Daily File.

Objection raised by Senator McClintock.

**Roll Call**

The roll was called and the motion carried by the following vote:

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

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

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Concurrent Resolution 55**—Relative to character education in public schools.

Resolution read third time and presented by Senator Steinberg.



**Roll Call**

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

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

NOES (1)—Senator Ackerman.

Resolution ordered transmitted to the Assembly.

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

Bill read third time and presented by Senator Corbett.

**Roll Call**

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

AYES (29)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, Denham, Ducheny, Dutton, Florez, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

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

Bill ordered transmitted to the Assembly.

**REPORTS OF STANDING COMMITTEES****Committee on Judiciary**

Date of Hearing, September 11, 2007

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

SB 93

Reports the same back with the recommendation: That the Assembly amendments be concurred in.

CORBETT, Chair

Above measure ordered to unfinished business.

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

**Assembly Bill 343**—An act to add Division 1.7 (commencing with Section 1190) to the Health and Safety Code, and to add Chapter 6 (commencing with Section 12699.10) to Part 6.3 of Division 2 of the Insurance Code, relating to health care coverage.

Bill read third time and presented by Senator Kuehl.

The roll was called.



**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 1025**—An act to amend Sections 480, 485, 490, and 491 of the Business and Professions Code, relating to professions and vocations.

Bill read third time and presented by Senator Ridley-Thomas.

The roll was called.

**CALL OF THE SENATE**

Pending the announcement of the vote, Senator Ridley-Thomas moved a call of the Senate.

Motion carried.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 1056**—An act to amend Sections 35515, 35615, and 35625 of, and to repeal and add Section 35605 of, the Public Resources Code, relating to natural resources.

Bill read third time and presented by Senator Maldonado.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 1274**—An act relating to the payment of claims against the state, making an appropriation therefor, 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 (35)**—Senators Aanestad, Ackerman, Alquist, Ashburn, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, and Yee.

**NOES (1)**—Senator McClintock.



**Roll Call**

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

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

**NOES (1)**—Senator McClintock.

Bill ordered transmitted to the Assembly.

**Assembly Bill 1379**—An act to add Chapter 9.5 (commencing with Section 60865) to Part 33 of Division 4 of Title 2 of the Education Code, relating to high schools.

Bill read third time and presented by Senator Romero.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 1396**—An act to amend Sections 14012 of, and to add Section 65080.1 to, the Government Code, and to amend Section 31408 of the Public Resources Code, relating to coastal resources.

Bill read third time and presented by Senator Torlakson.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

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

Bill read third time and presented by Senator Steinberg.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.





**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 156**—An act to add Section 13332.11.1 to the Government Code, to add Section 5096.830 to the Public Resources Code, and to amend Sections 12878, 12878.1, 12878.21, and 12878.23 of, to add Sections 8306, 8612, 8613, and 12585.12 to, and to add Chapter 9 (commencing with Section 9110) to Part 4 of, and to add Part 8 (commencing with Section 9650) to, Division 5 of, the Water Code, relating to flood control, and making an appropriation therefor.

Bill read third time and presented by Senator Machado.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 319**—An act to add Article 4.7 (commencing with Section 8584.2) to Chapter 7 of Division 1 of Title 2 of the Government Code, relating to emergency services.

Bill read third time and presented by Senator Florez.

**Roll Call**

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

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

NOES (1)—Senator Ackerman.

Bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1673)**

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

**Roll Call**

The names of the absentees were called and AB 1673 was passed by the following vote:

AYES (23)—Senators Alquist, Calderon, Cedillo, Corbett, Denham, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Maldonado, Migden,



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

NOES (17)—Senators Aanestad, Ackerman, Ashburn, Battin, Cogdill, Correa, Cox, Dutton, Harman, Hollingsworth, Machado, Margett, McClintock, Negrete McLeod, Runner, Wiggins, and Wyland.

Above bill ordered transmitted to the Assembly.

## **REPORTS OF STANDING COMMITTEES**

### **Committee on Rules**

State Capitol, September 11, 2007

Mr. President: Pursuant to Senate Rule 29.10, the Senate Rules Committee, on a vote of 5–0, has referred AB 1491 (Benoit) to the Senate Committee on Judiciary.

PERATA, Chair

## **CONSIDERATION OF DAILY FILE (RESUMED)**

### **THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 400**—An act to amend Section 52052 of the Education Code, relating to public school accountability.

Bill read third time and presented by Senator Steinberg.

The roll was called.

### **CALL OF THE SENATE**

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

Motion carried.

### **THIRD READING OF ASSEMBLY BILLS (RESUMED)**

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

Bill read third time and presented by Senator Ridley-Thomas.

The roll was called.

### **CALL OF THE SENATE**

Pending the announcement of the vote, Senator Ridley-Thomas moved a call of the Senate.

Motion carried.

### **THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 1220**—An act to amend Sections 12017 and 13013 of the Fish and Game Code, to amend Sections 8670.3, 8670.29, 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, and to repeal Section 8670.56.7 of, the Government Code, and to amend Sections 46054 and 46653 of the Revenue and Taxation Code, relating to oil spills,



making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator Harman.

**Urgency Clause**

Urgency clause read.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

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

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

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

Bill ordered transmitted to the Assembly.

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

Bill read third time and presented by Senator Torlakson.

**Roll Call**

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

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

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

Bill ordered transmitted to the Assembly.

**Assembly Bill 1393**—An act to add Section 6253.3 to the Government Code, relating to public records.

Bill read third time and presented by Senator Harman.



**Roll Call**

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

AYES (40)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**Assembly Bill 97**—An act to amend Section 113705 of, and to add Chapter 12.6 (commencing with Section 114377) to Part 7 of Division 104 of, the Health and Safety Code, relating to food facilities.

Bill read third time and presented by Senator Romero.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 922**—An act to add Section 11093.1 to the Government Code, relating to local government.

Bill read third time and presented by Senator Migden.

**Roll Call**

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

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

NOES (2)—Senators Hollingsworth and McClintock.

Bill ordered transmitted to the Assembly.

**Assembly Bill 785**—An act to amend Section 7028.7 of, and to add Section 7110.05 to, the Business and Professions Code, and to amend Sections 43812 and 43813 of, and to add Sections 39619.7 and 39619.8 to, the Health and Safety Code, relating to energy efficiency.

Bill read third time and presented by Senator Ridley-Thomas.

The roll was called.



**CALL OF THE SENATE**

Pending the announcement of the vote, Senator Ridley-Thomas moved a call of the Senate.

Motion carried.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 1492**—An act to add Section 24617 to the Vehicle Code, relating to vehicles.

Bill read third time and presented by Senator Simitian.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 57**—An act to amend Section 2333.5 of, to amend and repeal Sections 2331 and 2333 of, and to add and repeal Section 2333.6 of, the Streets and Highways Code, relating to highways.

Bill read third time and presented by Senator Torlakson.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 864**—An act to amend Sections 17980 and 17991 of, and to add Section 17994 to, the Health and Safety Code, relating to housing.

Bill read third time and presented by Senator Torlakson.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

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

Bill read third time and presented by Senator Migden.



**Roll Call**

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

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

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

Bill ordered transmitted to the Assembly.

**Assembly Bill 377**—An act to amend Section 226 of the Labor Code, relating to employment.

Bill read third time and presented by Senator Cedillo.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 1259**—An act to amend Section 65588 of, and to add and repeal Section 65584.7, the Government Code, relating to local planning.

Bill read third time and presented by Senator Steinberg.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 1739**—An act to amend Sections 25500, 25503.6, 25631, and 25658 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time and presented by Senator Yee.

**Roll Call**

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

**AYES (40)**—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod,



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

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**Assembly Bill 1610**—An act to add Sections 25360 and 25361 to the Public Resources Code, relating to fuels.

Bill read third time and presented by Senator Ridley-Thomas.

The roll was called.

#### CALL OF THE SENATE

Pending the announcement of the vote, Senator Ridley-Thomas moved a call of the Senate.

Motion carried.

#### THIRD READING OF ASSEMBLY BILLS (RESUMED)

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

Bill read third time and presented by Senator Torlakson.

The roll was called.

#### CALL OF THE SENATE

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

Motion carried.

#### THIRD READING OF ASSEMBLY BILLS (RESUMED)

**Assembly Bill 1473**—An act to add and repeal Section 44002.1 of the Public Resources Code, relating to solid waste.

Bill read third time and presented by Senator Padilla.

The roll was called.

#### CALL OF THE SENATE

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

Motion carried.

#### THIRD READING OF ASSEMBLY BILLS (RESUMED)

**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 third time and presented by Senator Kehoe.

#### Roll Call

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

AYES (26)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Machado, Maldonado,



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

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

Bill ordered transmitted to the Assembly.

**Assembly Bill 1420**—An act to amend Sections 10631.5 and 10644 of, and to add Section 10631.7 to, the Water Code, relating to water.

Bill read third time and presented by Senator Steinberg.

#### Roll Call

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

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

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

Bill ordered transmitted to the Assembly.

**Assembly Bill 1488**—An act to amend Section 44010.5 of, and to amend, repeal, and add Sections 44011 and 44012 of, the Health and Safety Code, relating to air pollution.

Bill read third time and presented by Senator Lowenthal.

#### Roll Call

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

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

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

Bill ordered transmitted to the Assembly.

**Assembly Bill 739**—An act to amend Section 11352 of the Government Code, to add Sections 5096.827.2, 5096.827.3, 75050.2, and 75050.4 to the Public Resources Code, and to add Sections 13383.7 and 13383.8 to the Water Code, relating to water.

Bill read third time and presented by Senator Ducheny.

#### Roll Call

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

AYES (26)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Machado, Maldonado,



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

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

Bill ordered transmitted to the Assembly.

**Assembly Bill 35**—An act to add Part 3.1 (commencing with Section 71117) to Division 34 of the Public Resources Code, relating to the environment.

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 1542**—An act to amend Section 66427.5 of the Government Code, relating to mobilehome parks.

Bill read third time and presented by Senator Corbett.

The roll was called.

#### CALL OF THE SENATE

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

Motion carried.

#### THIRD READING OF ASSEMBLY BILLS (RESUMED)

**Assembly Bill 76**—An act to add Chapter 5 (commencing with Section 3430) to Title 2 of Part 3 of the Penal Code, relating to inmates.

Bill read third time and presented by Senator Romero.

#### Roll Call

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

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

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

Bill ordered transmitted to the Assembly.

**Assembly Bill 1103**—An act to add Section 25402.10 to the Public Resources Code, relating to energy.

Bill read third time and presented by Senator Kehoe.



**Roll Call**

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

AYES (33)—Senators Ackerman, Alquist, Ashburn, Battin, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Vincent, Wiggins, and Yee.

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

Bill ordered transmitted to the Assembly.

**Assembly Bill 1663**—An act to amend Sections 49076, 56000, 56026.1, 56028.5, 56031, 56033.5, 56058, 56059, 56171, 56173, 56205, 56301, 56321, 56329, 56341, 56341.5, 56344, 56345, 56345.1, 56346, 56363, 56380.1, 56381, 56500.2, 56500.3, 56500.4, 56501.5, 56502, 56505, 56515, 56600.6, and 56841 of, to add Sections 56040.1 and 56345.2 to, to add Article 5 (commencing with Section 56070) to Chapter 1 of Part 30 of Division 4 of Title 2 of, and to repeal and add Section 56028 of, the Education Code, relating to special education, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator Romero.

**Urgency Clause**

Urgency clause read and adopted by the following vote:

AYES (40)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

**Roll Call**

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

AYES (40)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**REPORTS OF STANDING COMMITTEES****Committee on Judiciary**

Date of Hearing, September 11, 2007

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

AB 1491

Reports the same back with the recommendation: Do pass.

CORBETT, Chair

Above bill ordered to third reading.

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

**Assembly Bill 1014**—An act to amend Section 17071.75 of the Education Code, relating to school facilities.

Bill read third time and presented by Senator Torlakson.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Joint Resolution 32**—Relative to C-17 transport aircraft.

Resolution read third time and presented by Senator Lowenthal.

**Roll Call**

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

AYES (40)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

Resolution ordered transmitted to the Assembly.

**Assembly Bill 1708**—An act to add Sections 4950, 4953, 4954, 4955, and 4958 to the Penal Code, relating to sentencing.

Bill read third time and presented by Senator Romero.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 414**—An act to amend Sections 65583.2 and 65863 of the Government Code, relating to local planning.

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 Bill 980**—An act to add Sections 1098, 1098.5, and 1102.6e to the Civil Code, relating to real estate transfer fees.

Bill read third time and presented by Senator Steinberg.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 1113**—An act to amend Section 14007.9 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read third time and presented by Senator Migden.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 12**—An act to add Division 113 (commencing with Section 131500) to the Health and Safety Code, relating to health care coverage.

Bill read third time and presented by Senator Alquist.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 1**—An act to amend Section 123870 of the Health and Safety Code, to amend Sections 12693.43, 12693.70, 12693.73, 12693.76, 12693.98, 12693.98a, and 12694 of, to add Sections 12693.55.1, 12693.56, 12693.57, 12693.701, 12693.981a, and 12693.983 to, and to add Chapter 16.2 (commencing with Section 12694.1) to Part 6.2 of Division 2 of, the Insurance Code, and to amend Sections 14005.23, 14011.65, and



14011.65a of, and to add Sections 14005.26, 14011.01, and 14011.61 to, the Welfare and Institutions Code, relating to health care coverage.

Bill read third time and presented by Senator Steinberg.

The roll was called.

#### CALL OF THE SENATE

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

Motion carried.

#### THIRD READING OF ASSEMBLY BILLS (RESUMED)

**Assembly Bill 1187**—An act to amend Sections 5521.5, 7370, 8254, 8371, 8436, 12006, and 12157 of the Fish and Game Code, relating to fish.

Bill read third time and presented by Senator Cogdill.

#### Roll Call

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

AYES (40)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**Assembly Bill 1494**—An act to amend Sections 11400 and 11462.02 of the Welfare and Institutions Code, relating to foster care.

Bill read third time and presented by Senator Torlakson.

The roll was called.

#### CALL OF THE SENATE

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

Motion carried.

#### THIRD READING OF ASSEMBLY BILLS (RESUMED)

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

Bill read third time and presented by Senator Romero.

The roll was called.

#### CALL OF THE SENATE

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

Motion carried.



**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 110**—An act to amend Section 121349.3 of, and to add Chapter 1.5 (commencing with Section 120780) to Part 4 of Division 105 of, the Health and Safety Code, relating to the use of state HIV prevention and education funds for distribution of needles and syringes.

Bill read third time and presented by Senator Torlakson.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**REQUEST FOR UNANIMOUS CONSENT (SB 93)**

Senator Corbett asked for, and was granted, unanimous consent to take up SB 93 at this time, without reference to file.

**Consideration of Senate Bill 93****Consideration of Assembly Amendments**

**Senate Bill 93**—An act to amend Section 14124.70 of the Welfare and Institutions Code, relating to Medi-Cal.

Measure presented by Senator Corbett.

The question being: Shall the Senate concur in the Assembly amendments to SB 93?

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**REQUEST FOR UNANIMOUS CONSENT (AB 941)**

Senator Ridley-Thomas asked for, and was granted, unanimous consent to take up AB 941 at this time, without reference to file.

**Consideration of Assembly Bill 941**

**Assembly Bill 941**—An act to amend Sections 1797.170, 1797.171, and 1798.200 of, and to add Section 1797.117 to, the Health and Safety Code, relating to emergency medical services and declaring the urgency thereof, to take effect immediately.

**Roll Call**

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

**AYES (40)**—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod,



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

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1438)**

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

**Roll Call**

The names of the absentees were called and AB 1438 was passed by the following vote:

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

NOES (2)—Senators Aanestad and McClintock.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 962)**

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 AB 962 was passed by the following vote:

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

NOES (1)—Senator McClintock.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 684)**

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

**Roll Call**

The names of the absentees were called and AB 684 was passed by the following vote:

AYES (26)—Senators Aanestad, Alquist, Calderon, Cedillo, Corbett, Denham, Ducheny, Kehoe, Kuehl, Lowenthal, Machado, Maldonado,



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

NOES (13)—Senators Ackerman, Ashburn, Battin, Cogdill, Correa, Cox, Dutton, Florez, Harman, Hollingsworth, Margett, Runner, and Wyland.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AJR 27)**

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

**Roll Call**

The names of the absentees were called and AJR 27 was adopted by the following vote:

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

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

Above resolution ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AJR 28)**

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

**Roll Call**

The names of the absentees were called and AJR 28 was adopted by the following vote:

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

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

Above resolution ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 149)**

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





**Roll Call**

The names of the absentees were called and AB 149 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 343)**

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

**Roll Call**

The names of the absentees were called and AB 343 was passed by the following vote:

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

NOES (17)—Senators Aanestad, Ackerman, Ashburn, Battin, Cogdill, Correa, Cox, Denham, Dutton, Harman, Hollingsworth, Machado, Maldonado, Margett, McClintock, Runner, and Wyland.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1025)**

On motion of Senator Ridley-Thomas, further proceedings under the call of the Senate were dispensed with.

**Roll Call**

The names of the absentees were called and AB 1025 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1056)**

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

**Roll Call**

The names of the absentees were called and AB 1056 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1379)**

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

**Roll Call**

The names of the absentees were called and AB 1379 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1396)**

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

**Roll Call**

The names of the absentees were called and AB 1396 was passed by the following vote:

AYES (26)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, Ducheny, Florez, Harman, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Migden, Negrete McLeod, Oropeza, Padilla, Perata,



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

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1426)**

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 AB 1426 was passed by the following vote:

AYES (29)—Senators Alquist, Ashburn, Calderon, Cedillo, Cogdill, Corbett, Correa, Denham, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, and Yee.

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 156)**

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

**Roll Call**

The names of the absentees were called and AB 156 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 400)**

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 AB 400 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 610)**

On motion of Senator Ridley-Thomas, further proceedings under the call of the Senate were dispensed with.

**Roll Call**

The names of the absentees were called and AB 610 was passed by the following vote:

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

NOES (3)—Senators Aanestad, Battin, and McClintock.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1220)**

On motion of Senator Harman, 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 AB 1220 was adopted by the following vote:

AYES (40)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.



**Roll Call**

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

AYES (40)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 785)**

On motion of Senator Ridley-Thomas, further proceedings under the call of the Senate were dispensed with.

**Roll Call**

The names of the absentees were called and AB 785 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1492)**

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

**Roll Call**

The names of the absentees were called and AB 1492 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 57)**

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

**Roll Call**

The names of the absentees were called and AB 57 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 864)**

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

**Roll Call**

The names of the absentees were called and AB 864 was passed by the following vote:

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

NOES (17)—Senators Aanestad, Ackerman, Ashburn, Battin, Cogdill, Correa, Cox, Denham, Dutton, Harman, Hollingsworth, Maldonado, Margett, McClintock, Runner, Wyland, and Yee.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 377)**

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

**Roll Call**

The names of the absentees were called and AB 377 was passed by the following vote:

AYES (22)—Senators Alquist, Cedillo, Corbett, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Migden, Negrete McLeod, Oropeza, Padilla,



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

NOES (17)—Senators Aanestad, Ackerman, Ashburn, Battin, Cogdill, Correa, Cox, Denham, Dutton, Harman, Hollingsworth, Machado, Maldonado, Margett, McClintock, Runner, and Wyland.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1259)**

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 AB 1259 was passed by the following vote:

AYES (28)—Senators Aanestad, Alquist, Calderon, Cedillo, Corbett, Correa, Cox, Denham, Dutton, Florez, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, and Yee.

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1473)**

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

**Roll Call**

The names of the absentees were called and AB 1473 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 35)**

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 35 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1542)**

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

**Roll Call**

The names of the absentees were called and AB 1542 was passed by the following vote:

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

NOES (16)—Senators Aanestad, Ackerman, Ashburn, Battin, Cogdill, Cox, Denham, Dutton, Hollingsworth, Machado, Margett, McClintock, Negrete McLeod, Runner, Wyland, and Yee.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1014)**

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

**Roll Call**

The names of the absentees were called and AB 1014 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.





**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1708)**

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

**Roll Call**

The names of the absentees were called and AB 1708 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 414)**

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 414 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 980)**

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 AB 980 was passed by the following vote:

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



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

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1113)**

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

**Roll Call**

The names of the absentees were called and AB 1113 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 12)**

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

**Roll Call**

The names of the absentees were called and AB 12 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1)**

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 AB 1 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1494)**

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

**Roll Call**

The names of the absentees were called and AB 1494 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1669)**

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

**Roll Call**

The names of the absentees were called and AB 1669 was passed by the following vote:

AYES (39)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, 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 110)**

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

**Roll Call**

The names of the absentees were called and AB 110 was passed by the following vote:

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

NOES (17)—Senators Aanestad, Ackerman, Ashburn, Battin, Cogdill, Correa, Cox, Denham, Dutton, Florez, Harman, Hollingsworth, Maldonado, Margett, McClintock, Runner, and Wyland.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 93)**

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

**Roll Call**

The names of the absentees were called and the Senate concurred in Assembly amendments to SB 93 by the following vote:

AYES (21)—Senators Alquist, Cedillo, Corbett, Correa, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Machado, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Simitian, Steinberg, Torlakson, and Vincent.

NOES (17)—Senators Aanestad, Ackerman, Ashburn, Battin, Calderon, Cogdill, Cox, Denham, Dutton, Harman, Hollingsworth, Maldonado, Margett, McClintock, Runner, Wyland, and Yee.

Above bill ordered enrolled.

**RE-REFERENCE TO COMMITTEE**

Pursuant to Senate Rule 29.10, the following measures were re-referred to the Committee on Rules: **AB 184**, **AB 1159**, **AB 1611**, and **AB 1053**.



**Senator Romero Presiding**

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

**Assembly Bill 1531**—An act to amend Section 14679 of the Government Code, and to amend Sections 22511.59, 22511.7, 22511.8, and 42001.13 of, and to add Section 22511.95 to, the Vehicle Code, relating to vehicles.

Bill read third time and presented by Senator Lowenthal.

**Roll Call**

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

AYES (27)—Senators Aanestad, Alquist, Ashburn, Calderon, Cogdill, Denham, Florez, Harman, Kuehl, Lowenthal, Machado, Maldonado, Margett, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (7)—Senators Ackerman, Battin, Correa, Cox, Dutton, Hollingsworth, and Runner.

Bill ordered transmitted to the Assembly.

**Assembly Bill 665**—An act to add Section 65075 to the Government Code, and to add Section 50461 to the Health and Safety Code, relating to land use.

Bill read third time and presented by Senator Wiggins.

**Roll Call**

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

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

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

Bill ordered transmitted to the Assembly.

**REPORTS OF STANDING COMMITTEES  
Committee on Labor and Industrial Relations**

Date of Hearing, September 11, 2007

Madam President: The Committee on Labor and Industrial Relations, to which was referred:

AB 734

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

MIGDEN, Chair

Above measure re-referred to the Committee on Appropriations.

Date of Hearing, September 11, 2007

Madam President: The Committee on Labor and Industrial Relations, to which was referred:

AB 1034

Reports the same back with the recommendation: To hold in committee pursuant to Senate Rule 29.10.

MIGDEN, Chair

#### **Committee on Rules**

State Capitol, September 11, 2007

Madam President: Pursuant to Senate Rule 29.10, the Senate Rules Committee, on a vote of 4–0, has referred the following bills to committee:

AB 184 (Dymally)—Health and Banking Finance and Insurance

AB 1053 (Nunez) and AB 1611 (Leno)—Transportation and Housing

AB 1159 (Coto)—Banking, Finance and Insurance and Appropriations

PERATA, Chair

#### **CONSIDERATION OF DAILY FILE (RESUMED)**

##### **THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 233**—An act to add Sections 43011.5 and 43704 to the Health and Safety Code, and to add Section 4755 to the Vehicle Code, relating to air pollution.

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 Bill 1749**—An act relating to health facilities, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator Simitian.

#### **Urgency Clause**

Urgency clause read and adopted by the following vote:

AYES (31)—Senators Aanestad, Alquist, Ashburn, Calderon, Cedillo, Cogdill, Corbett, Cox, Ducheny, Dutton, Florez, Harman, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Padilla, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (2)—Senators Denham and Hollingsworth.



**Roll Call**

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

AYES (31)—Senators Aanestad, Alquist, Ashburn, Calderon, Cedillo, Cogdill, Corbett, Cox, Ducheny, Dutton, Florez, Harman, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Padilla, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (2)—Senators Denham and Hollingsworth.

Bill ordered transmitted to the Assembly.

**Assembly Bill 1130**—An act to amend Sections 25270.2, 25270.3, 25270.6, 25270.8, 25270.12, 25270.13, 25404, 25404.1.1, 25404.5, and 25503.4 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 third time and presented by Senator Florez.

**Roll Call**

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

AYES (31)—Senators Aanestad, Ackerman, Alquist, Battin, Calderon, Cogdill, Corbett, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kuehl, Machado, Maldonado, Margett, Migden, Negrete McLeod, Padilla, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, and Wyland.

NOES (1)—Senator McClintock.

Bill ordered transmitted to the Assembly.

**Assembly Bill 5**—An act to amend Section 11564 of, and to repeal Section 13332.11.1 of, the Government Code, to repeal Section 5096.830 of the Public Resources Code, and to amend Sections 8521, 8550, 8551, 8552, 8554, 8575, 8590, 12878, 12878.1, 12878.21, and 12878.23 of, to amend the heading of Part 4 (commencing with Section 8520) of Division 5 of, to add Sections 8306, 8522.3, 8522.5, 8523, 8577, 8578, 8610.5, 8612, 8613, 9625, and 12585.12 to, to add Chapter 9 (commencing with Section 9110) to Part 4 of Division 5 of, to add Part 8 (commencing with Section 9650) to Division 5 of, to repeal Article 8 (commencing with Section 8725) of Chapter 3 of Part 4 of Division 5 of, and to repeal and add Article 2 (commencing with Section 8580) Chapter 2 of Part 4 of Division 5 of, the Water Code, relating to flood management, and making an appropriation therefor.

Bill read third time and presented by Senator Machado.

**Roll Call**

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

AYES (21)—Senators Alquist, Calderon, Cedillo, Corbett, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Machado, Migden, Negrete McLeod,

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

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

Bill ordered transmitted to the Assembly.

**Assembly Bill 662**—An act to amend Section 25402 of the Public Resources Code, relating to water conservation.

Bill read third time and presented by Senator Kehoe.

#### **Roll Call**

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

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

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

Bill ordered transmitted to the Assembly.

**Assembly Bill 7**—An act to add Sections 1241, 14960, 22345, and 23038 to the Financial Code, and to amend Section 394 of the Military and Veterans Code, relating to consumer loans, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator Kehoe.

#### **Urgency Clause**

Urgency clause read and adopted by the following vote:

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

NOES (2)—Senators Aanestad and McClintock.

#### **Roll Call**

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

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

NOES (2)—Senators Aanestad and McClintock.

Bill ordered transmitted to the Assembly.





**Assembly Bill 1560**—An act to amend Section 25402 of the Public Resources Code, relating to public resources.

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

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

Bill ordered transmitted to the Assembly.

**Assembly Bill 715**—An act to amend, renumber, and add Section 17921.5 of, to add and repeal Section 17921.4 of, and to repeal and add Section 17921.3 of, the Health and Safety Code, relating to water conservation appliances.

Bill read third time and presented by Senator Lowenthal.

**Roll Call**

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

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

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

Bill ordered transmitted to the Assembly.

**Assembly Bill 888**—An act to add Part 4.5 (commencing with Section 71350) to Division 34 of the Public Resources Code, relating to building standards.

Bill read third time and presented by Senator Simitian.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 1058**—An act to amend Sections 18909, 18917.2, 18927, and 18941.5 of, to add Sections 18914.4 and 18918.4 to, and to add Chapter 4.7 (commencing with Section 18944.50) to Part 2.5 of Division 13 of, the Health and Safety Code, relating to environmental protection.

Bill read third time and presented by Senator Simitian.



**Roll Call**

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

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

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

Bill ordered transmitted to the Assembly.

**Assembly Bill 48**—An act to add Sections 25214.10.3 and 25214.10.4 to the Health and Safety Code, relating to hazardous waste.

Bill read third time and presented by Senator Kuehl.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

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

Bill read third time and presented by Senator Kuehl.

**Roll Call**

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

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

**NOES (10)**—Senators Aanestad, Ashburn, Battin, Cogdill, Cox, Denham, Harman, Hollingsworth, McClintock, and Wyland.

Bill ordered transmitted to the Assembly.

**Assembly Bill 236**—An act to amend Sections 25722.5, 25725, and 25726 of, and to add Sections 25722.6 and 25722.8 to, the Public Resources Code, relating to public resources.

Bill read third time and presented by Senator Florez.

**Roll Call**

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

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



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

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

Bill ordered transmitted to the Assembly.

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

Bill read third time and presented by Senator Machado.

#### Roll Call

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

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

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

Bill ordered transmitted to the Assembly.

**Assembly Bill 1253**—An act to add Division 44 (commencing with Section 75100) to the Public Resources Code, relating to land use.

Bill read third time and presented by Senator Denham.

#### Roll Call

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

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

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**Assembly Bill 263**—An act to add Section 97.78 to the Revenue and Taxation Code, relating to local government finance, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator Florez.

#### Urgency Clause

Urgency clause read and adopted by the following vote:

AYES (40)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod,

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

NOES (0)—None.

**Roll Call**

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

AYES (40)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**Assembly Bill 1049**—An act to add and repeal Section 3054.5 of the Penal Code, relating to parole.

Bill read third time and presented by Senator Margett.

**Roll Call**

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

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

NOES (2)—Senators Ackerman and Hollingsworth.

Bill ordered transmitted to the Assembly.

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

Bill read third time and presented by Senator Kehoe.

**Roll Call**

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

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

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

Bill ordered transmitted to the Assembly.



**Senator Perata Presiding****UNFINISHED BUSINESS (RESUMED)****Consideration of Assembly Amendments**

**Senate Bill 280**—An act to amend Sections 44225.6, 44253.11, 44274.2, 44387, and 94110 of the Education Code, relating to education, and making an appropriation therefor.

Bill presented by Senator Scott.

The question being: Shall the Senate concur in the Assembly amendments to SB 280?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

**AYES (33)**—Senators Ackerman, Alquist, Battin, Calderon, Cedillo, Corbett, Correa, Cox, Ducheny, Dutton, Florez, Harman, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

**NOES (5)**—Senators Aanestad, Ashburn, Denham, Hollingsworth, and McClintock.

Above bill ordered enrolled.

**REQUEST FOR UNANIMOUS CONSENT (AB 1491)**

Senator Corbett asked for, and was granted, unanimous consent to take up AB 1491 at this time, without reference to file.

**Consideration of Assembly Bill 1491**

**Assembly Bill 1491**—An act to amend Section 65054.3 of, and to add Article 2.6 (commencing with Section 14137) to Chapter 2 of Part 5 of Division 3 of Title 2 of, the Government Code, relating to contractors.

**Roll Call**

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

**AYES (40)**—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

**NOES (0)**—None.

Bill ordered transmitted to the Assembly.



**CONSIDERATION OF DAILY FILE (RESUMED)**  
**UNFINISHED BUSINESS (RESUMED)**  
**Consideration of Assembly Amendments**

**Senate Bill 340**—An act to amend Section 11105 of the Penal Code, relating to criminal information.

Bill presented by Senator Ackerman.

The question being: Shall the Senate concur in the Assembly amendments to SB 340?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (40)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.

**Senate Bill 226**—An act to add Sections 10150.8 and 10159.7 to, and to repeal and add Section 10150.6 of, the Business and Professions Code, relating to real estate brokers.

Bill presented by Senator Negrete McLeod.

The question being: Shall the Senate concur in the Assembly amendments to SB 226?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

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

NOES (1)—Senator McClintock.

Above bill ordered enrolled.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 1382**—An act to amend Section 10830 of the Welfare and Institutions Code, relating to public social services.

Bill read third time and presented by Senator Steinberg.

The roll was called.



**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 608**—An act to amend Section 14838 of the Government Code, relating to state contracting.

Bill read third time and presented by Senator Calderon.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 1381**—An act to add Chapter 3.6 (commencing with Section 13827) to Title 6 of Part 4 of the Penal Code, relating to crime prevention.

Bill read third time and presented by Senator Romero.

**Roll Call**

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

AYES (40)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**UNFINISHED BUSINESS (RESUMED)**

**Consideration of Assembly Amendments**

**Senate Bill 241**—An act to amend Section 1470 of the Probate Code, relating to minors.

Bill presented by Senator Kuehl.

The question being: Shall the Senate concur in the Assembly amendments to SB 241?

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.



**UNFINISHED BUSINESS (RESUMED)**  
**Consideration of Assembly Amendments**

**Senate Bill 248**—An act to add Section 11108.10 to the Penal Code, relating to firearms.

Bill presented by Senator Padilla.

The question being: Shall the Senate concur in the Assembly amendments to SB 248?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (40)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.

**Senate Bill 345**—An act to amend Sections 45038, 45039, 45040, and 49110 of, and to add Section 47612.7 to, the Education Code, relating to charter schools, and declaring the urgency thereof, to take effect immediately.

Bill presented by Senator Aanestad.

The question being: Shall the Senate concur in the Assembly amendments to SB 345?

**Urgency Clause**

The names of the absentees were called and the urgency clause to SB 345 was adopted by the following vote:

AYES (40)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (40)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod,





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

NOES (0)—None.

Above bill ordered enrolled.

**Senate Bill 406**—An act to amend Sections 49110, 49110.1, 49111, and 49117 of, and to add Section 49110.2 to, the Education Code, relating to pupils.

Bill presented by Senator Steinberg.

The question being: Shall the Senate concur in the Assembly amendments to SB 406?

The roll was called.

#### CALL OF THE SENATE

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

Motion carried.

#### UNFINISHED BUSINESS (RESUMED)

##### Consideration of Assembly Amendments

**Senate Bill 854**—An act to amend Section 2146 of, and to add Section 2148 to, the Elections Code, relating to voter registration.

Bill presented by Senator Ridley-Thomas.

The question being: Shall the Senate concur in the Assembly amendments to SB 854?

#### Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

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

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

Above bill ordered enrolled.

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

Bill presented by Senator Scott.

The question being: Shall the Senate concur in the Assembly amendments to SB 859?



**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (40)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.

**Senate Bill 861**—An act to amend Section 14556.50 of, and to add Section 14556.51 to, the Government Code, relating to transportation.

Bill presented by Senator Wiggins.

The question being: Shall the Senate concur in the Assembly amendments to SB 861?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

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

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

Above bill ordered enrolled.

**Senate Bill 645**—An act to amend Section 20175.2 of, and to add and repeal Section 20785 of, the Public Contract Code, relating to public contracts.

Bill presented by Senator Correa.

The question being: Shall the Senate concur in the Assembly amendments to SB 645?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (30)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Correa, Cox, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Machado, Maldonado, McClintock, Negrete McLeod, Oropeza, Perata, Ridley-Thomas, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, and Yee.

NOES (3)—Senators Migden, Runner, and Wyland.

Above bill ordered enrolled.



**Senate Bill 764**—An act to amend Section 127775 of the Health and Safety Code, relating to health care providers.

Bill presented by Senator Migden.

The question being: Shall the Senate concur in the Assembly amendments to SB 764?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (39)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (1)—Senator McClintock.

Above bill ordered enrolled.

**Senate Bill 23**—An act to add and repeal Section 44099 of the Health and Safety Code, relating to air pollution.

Bill presented by Senator Cogdill.

The question being: Shall the Senate concur in the Assembly amendments to SB 23?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (39)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (1)—Senator McClintock.

Above bill ordered enrolled.

**Senate Bill 35**—An act to amend Sections 17077.40 and 17077.42 of the Education Code, relating to school facilities.

Bill presented by Senator Torlakson.

The question being: Shall the Senate concur in the Assembly amendments to SB 35?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (37)—Senators Ackerman, Alquist, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado,



Maldonado, Margett, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (3)—Senators Aanestad, Ashburn, and McClintock.

Above bill ordered enrolled.

**Senate Bill 121**—An act to amend Sections 17071.35 and 42263 of , to add Section 42269.5 to, and to repeal Article 3 (commencing with Section 42260) of Chapter 7 of Part 24 of Division 3 of Title 2 of, the Education Code, relating to school facilities.

Bill presented by Senator Romero.

The question being: Shall the Senate concur in the Assembly amendments to SB 121?

#### Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

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

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

Above bill ordered enrolled.

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

Bill presented by Senator Cox.

The question being: Shall the Senate concur in the Assembly amendments to SB 282?

#### Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (40)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.



**Senate Bill 734**—An act to add and repeal Sections 60050 and 60227 of the Education Code, relating to instructional materials .

Bill presented by Senator Torlakson.

The question being: Shall the Senate concur in the Assembly amendments to SB 734?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

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

NOES (17)—Senators Aanestad, Ackerman, Ashburn, Battin, Cogdill, Correa, Cox, Denham, Dutton, Harman, Hollingsworth, Maldonado, Margett, McClintock, Negrete McLeod, Runner, and Wyland.

Above bill ordered enrolled.

**Senate Bill 767**—An act to add and repeal Section 1714.22 of the Civil Code, relating to drug overdose treatment.

Bill presented by Senator Ridley-Thomas.

The question being: Shall the Senate concur in the Assembly amendments to SB 767?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (40)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.

**Senate Bill 1049**—An act to amend Sections 1752.1, 1752.2, 1752.5, and 2607.5 of the Business and Professions Code, relating to healing arts, and declaring the urgency thereof, to take effect immediately.

Bill presented by Senator Ridley-Thomas.

The question being: Shall the Senate concur in the Assembly amendments to SB 1049?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (36)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny,



Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Runner, Scott, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (1)—Senator McClintock.

Above bill ordered enrolled.

### **THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 295**—An act to amend Section 8310.5 of, and to add Section 8310.7 to, the Government Code, relating to state agencies.

Bill read third time and presented by Senator Yee.

#### **Roll Call**

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

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

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

Bill ordered transmitted to the Assembly.

#### **Senator Romero Presiding**

### **REQUEST FOR UNANIMOUS CONSENT (AB 118)**

Senator Perata asked for, and was granted, unanimous consent to take up AB 118 at this time, without reference to file.

#### **Consideration of Assembly Bill 118**

**Assembly Bill 118**—An act to add Article 11 (commencing with Section 44125) to Chapter 5 of, to add Chapter 8.9 (commencing with Section 44270) to, Part 5 of Division 26 of, and to add and repeal 44060.5 of, the Health and Safety Code, and to add and repeal Sections 9250.1, 9261.1, and 9853.6 of the Vehicle Code, relating to air pollution.

The roll was called.

#### **CALL OF THE SENATE**

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

Motion carried.

### **REPORTS OF STANDING COMMITTEES**

#### **Committee on Appropriations**

Senate Chamber, September 11, 2007

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

AB 734

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

TORLAKSON, Chair

Above measure ordered to second reading.

**SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)**

**Assembly Bill 734**—An act to amend Sections 3073.1 and 3075 of, and to add Sections 3075.5, 3075.6, and 3075.7 to, the Labor Code, relating to apprenticeships, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to third reading.

**CONSIDERATION OF DAILY FILE (RESUMED)**

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 658**—An act to add Chapter 5.3 (commencing with Section 13846.6) to Title 6 of Part 4 of the Penal Code, relating to crime prevention.

Bill read third time and presented by Senator Kuehl.

**Roll Call**

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

**AYES (22)**—Senators Alquist, Ashburn, Cedillo, Corbett, Correa, Ducheny, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Torlakson, Wiggins, and Yee.

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

Bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 233)**

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 233 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 888)**

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

**Roll Call**

The names of the absentees were called and AB 888 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 48)**

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

**Roll Call**

The names of the absentees were called and AB 48 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1382)**

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 AB 1382 was passed by the following vote:

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





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

NOES (17)—Senators Aanestad, Ackerman, Ashburn, Battin, Cogdill, Correa, Cox, Denham, Dutton, Florez, Harman, Hollingsworth, Maldonado, Margett, McClintock, Runner, and Wyland.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 608)**

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

**Roll Call**

The names of the absentees were called and AB 608 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 241)**

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

**Roll Call**

The names of the absentees were called and the Senate concurred in Assembly amendments to SB 241 by the following vote:

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

NOES (10)—Senators Aanestad, Ackerman, Ashburn, Battin, Cogdill, Cox, Denham, Dutton, Harman, and Runner.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 406)**

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 the Senate concurred in Assembly amendments to SB 406 by the following vote:

**AYES (28)**—Senators Alquist, Calderon, Cedillo, Corbett, Correa, Cox, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

**NOES (12)**—Senators Aanestad, Ackerman, Ashburn, Battin, Cogdill, Denham, Dutton, Harman, Hollingsworth, Margett, McClintock, and Runner.

Above bill ordered enrolled.

**RECESS**

At 6:40 p.m., on motion of Senator Perata the Senate recessed in order to convene in Extraordinary Session.

**REASSEMBLED**

At 6:47 p.m., the Senate reconvened.

Hon. Don Perata, of the 9th District, presiding.

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

**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 third time and presented by Senator Migden.

**Roll Call**

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

**AYES (21)**—Senators Alquist, Ashburn, Calderon, Cedillo, Correa, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Machado, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Scott, Steinberg, Torlakson, Vincent, and Wiggins.

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

Bill ordered transmitted to the Assembly.

**Assembly Bill 706**—An act to amend Sections 125.9, 19161, and 19161.3 of, and to add Section 19161.7 to, the Business and Professions Code, relating to fire retardants.

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.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 514)**

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 514 was passed by the following vote:

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

NOES (19)—Senators Aanestad, Ackerman, Ashburn, Battin, Calderon, Cogdill, Correa, Cox, Denham, Dutton, Harman, Hollingsworth, Machado, Maldonado, Margett, McClintock, Negrete McLeod, Wyland, and Yee.

Above bill ordered transmitted to the Assembly.

(NOTE: Measure reconsidered later this day.)

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

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

Bill read third time and presented by Senator Cedillo.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**MOTION TO RECONSIDER (AB 514)**

Senator Runner moved to reconsider the vote whereby AB 514 was passed.

**Roll Call**

The roll was called and reconsideration was granted by the following vote:

AYES (40)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod,



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

NOES (0)—None.

Measure ordered returned to third reading.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 118)**

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

**Roll Call**

The names of the absentees were called and AB 118 was passed by the following vote:

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

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

Bill ordered transmitted to the Assembly.

**MEASURE WITHDRAWN AND RE-REFERRED TO COMMITTEE**

Without objection, **AB 1117** was withdrawn from the Committee on Transportation and Housing and re-referred to the Committee on Rules.

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

Date of Hearing, September 11, 2007

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

SB 730

Reports the same back with the recommendation: That the Assembly amendments be concurred in.

FLOREZ, Chair

Above measure ordered to unfinished business.



**Committee on Banking, Finance and Insurance**

Date of Hearing, September 11, 2007

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

AB 1159

Reports the same back with the recommendation: Be re-referred to the Committee on Appropriations pursuant to Senate Rule 29.10.

MACHADO, Chair

Above measure re-referred to the Committee on Appropriations.

**Committee on Health**

Date of Hearing, September 11, 2007

Madam President: The Committee on Health, to which was referred:

SB 94

Reports the same back with the recommendation: That the Assembly amendments be concurred in.

KUEHL, Chair

Above measure ordered to unfinished business.

Date of Hearing, September 11, 2007

Madam President: The Committee on Health, to which was referred:

AB 184

Reports the same back with the recommendation: Do pass.

KUEHL, Chair

Above bill ordered to third reading.

**MESSAGES FROM THE ASSEMBLY**

Assembly Chamber, September 10, 2007

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

SB 936

Above measure ordered enrolled.

Assembly Chamber, September 11, 2007

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

SB 172	SB 622	SB 10	SB 520
SB 306	SB 650	SB 45	SB 614
SB 425	SB 785	SB 63	SB 720



SB 906	SB 120	SB 733	SB 405
SB 942	SB 139	SB 801	SB 451
SB 2	SB 220	SB 812	SB 518
SB 7	SB 238	SB 1036	SB 534
SB 22	SB 275	SB 962	SB 586
SB 44	SB 667	SB 210	SB 742
SB 65	SB 701	SB 281	

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

Above measures ordered to unfinished business file.

Assembly Chamber, September 11, 2007

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

SB 431	SB 219	SB 232	SB 929
SB 95	SB 474	SB 430	SB 943
SB 853	SB 567	SB 533	SB 1002
SB 976	SB 777	SB 717	SB 1021
SB 70	SB 851	SB 862	SB 703
SB 123	SB 1046	SB 868	
SB 137	SB 1048	SB 898	

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

Above measures ordered to unfinished business file.

Assembly Chamber, September 11, 2007

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

SB 555

Above measure ordered enrolled.

Assembly Chamber, September 11, 2007

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

AB 402	AB 650	AB 1079	AB 1683
AB 463	AB 754	AB 1226	AB 1687
AB 467	AB 756	AB 1288	AB 1713
AB 509	AB 910	AB 1559	AB 1733

E. DOTSON WILSON, Chief Clerk of the Assembly

#### **MEASURES RE-REFERRED TO COMMITTEE**

Without objection, **AB 197** and **AB 198** were re-referred to the Committee on Rules.



# **REPORTS OF STANDING COMMITTEES**

## **Committee on Appropriations**

Date of Hearing, September 11, 2007

Madam President: The Committee on Appropriations, to which was referred:

AB 1159

Reports the same back with the recommendation: Do pass.

TORLAKSON, Chair

Above bill ordered to third reading.

## **Committee on Rules**

Senate Chamber, September 11, 2007

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

AB 198

AB 1719

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 198**—An act relating to the Budget Act of 2007.

Bill read second time.

**Assembly Bill 1719**—An act to amend Sections 14514.7, 14575, and 14581 of, to amend, repeal, and add Sections 42291, 42291.5, 42292, 42293, and 42294 of, and to add Sections 42297.1 and 42299 to, the Public Resources Code, relating to recycling, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

### **Request to Add Urgency Section**

To the Committee on Rules: I request permission to add an urgency section to AB 1719 pursuant to Joint Rule 58.

ASSEMBLY MEMBER HANCOCK

### **Permission of Rules Committee**

Senate Chamber, September 11, 2007

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 1719.

PERATA, Chair

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



**CONSIDERATION OF DAILY FILE (RESUMED)****UNFINISHED BUSINESS (RESUMED)****Consideration of Assembly Amendments**

**Senate Bill 172**—An act to amend Sections 1522, 1568.09, 1569.17, and 1596.871 of the Health and Safety Code, and to amend Sections 289.5, 290.01, 290.04, 290.05, 290.3, 290.46, 296.2, 311.11, 646.9, 801.1, 803, 1202.7, 1417.8, 3000, 3000.07, 3004, 3060.6, 5054.1, and 5054.2 of, to amend and renumber Sections 288.3 and 3005 of, to add Sections 290.001, 290.002, 290.003, 290.004, 290.005, 290.006, 290.007, 290.008, 290.009, 290.010, 290.011, 290.012, 290.013, 290.014, 290.015, 290.016, 290.017, 290.018, 290.019, 290.020, 290.021, 290.022, and 290.023 to, and to repeal and add Section 290 to, the Penal Code, relating to sex offenders, and declaring the urgency thereof, to take effect immediately.

Bill presented by Senator Alquist.

The question being: Shall the Senate concur in the Assembly amendments to SB 172?

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**RE-REFERENCE TO COMMITTEE**

Pursuant to Senate Rule 29.10, the following measures were re-referred to the following committees:

SB 306—re-referred to the Committee on Health;

SB 65—referred to the Committee on Education;

SB 976—re-referred to the Committee on Transportation and Housing;

SB 898—re-referred to the Committee on Revenue and Taxation;

SB 943—re-referred to the Committee on Public Safety.

**MEASURES WITHDRAWN FROM COMMITTEE**

Without objection, **AB 198** and **AB 1719** were withdrawn from the Committee on Rules and returned to third reading.

**CONSIDERATION OF DAILY FILE (RESUMED)****UNFINISHED BUSINESS (RESUMED)****Consideration of Assembly Amendments**

**Senate Bill 622**—An act to add Section 226.8 to the Labor Code, relating to employment.

Bill presented by Senator Padilla.

The question being: Shall the Senate concur in the Assembly amendments to SB 622?

The roll was called.





**CALL OF THE SENATE**

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

Motion carried.

**UNFINISHED BUSINESS (RESUMED)****Consideration of Assembly Amendments**

**Senate Bill 785**—An act to add Sections 5777.7, 11376, and 16125 to the Welfare and Institutions Code, relating to public social services.

Bill presented by Senator Steinberg.

The question being: Shall the Senate concur in the Assembly amendments to SB 785?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

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

NOES (0)—None.

Above bill ordered enrolled.

**REPORTS OF STANDING COMMITTEES****Committee on Health**

Date of Hearing, September 11, 2007

Madam President: The Committee on Health, to which was referred:

SB 306

Reports the same back with the recommendation: That the Assembly amendments be concurred in.

KUEHL, Chair

Above measure ordered to unfinished business.

**CONSIDERATION OF DAILY FILE (RESUMED)****UNFINISHED BUSINESS (RESUMED)****Consideration of Assembly Amendments**

**Senate Bill 63**—An act to add Article 6.8 (Commencing with Section 110809) to Chapter 5 of Part 5 of Division 104 of the Health and Safety Code, relating to food labeling.

Bill presented by Senator Migden.

The question being: Shall the Senate concur in the Assembly amendments to SB 63?

The roll was called.



**CALL OF THE SENATE**

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

Motion carried.

**UNFINISHED BUSINESS (RESUMED)****Consideration of Assembly Amendments**

**Senate Bill 650**—An act to amend Section 1151.6 of, to amend, repeal, and add Sections 1156, 1156.2, 1156.3, 1156.4, 1157, 1160.3, and 1160.6 of, and to add and repeal Section 1156.35 of, the Labor Code, relating to employment.

Bill presented by Senator Migden.

The question being: Shall the Senate concur in the Assembly amendments to SB 650?

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**UNFINISHED BUSINESS (RESUMED)****Consideration of Assembly Amendments**

**Senate Bill 10**—An act to amend Sections 21670.3, 132360.2, 170006, 170026, 170032, and 170048 of, to add Sections 170010, 170011, 170012, 170013, 170014, and 170017 to, to add Article 6.3 (commencing with Section 132357) to Chapter 3 of Division 12.7 of, to repeal Sections 170020, 170022, 170028, 170041, 170042, and 170046 of, and to repeal and add Sections 170004, 170016, 170018, and 170024 of, the Public Utilities Code, relating to the San Diego County Regional Airport Authority.

Bill presented by Senator Kehoe.

The question being: Shall the Senate concur in the Assembly amendments to SB 10?

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.



**UNFINISHED BUSINESS (RESUMED)**

**Consideration of Assembly Amendments**

**Senate Bill 520**—An act to amend Section 24200.5 of, to amend and renumber Section 24045.12 of, and to add Sections 21609.5 and 25503.39 to, the Business and Professions Code, relating to alcoholic beverages.

Bill presented by Senator Florez.

The question being: Shall the Senate concur in the Assembly amendments to SB 520?

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**UNFINISHED BUSINESS (RESUMED)**

**Consideration of Assembly Amendments**

**Senate Bill 720**—An act to amend Sections 11364, 11400, 11465, and 16501.25 of the Welfare and Institutions Code, relating to foster care.

Bill presented by Senator Kuehl.

The question being: Shall the Senate concur in the Assembly amendments to SB 720?

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**UNFINISHED BUSINESS (RESUMED)**

**Consideration of Assembly Amendments**

**Senate Bill 906**—An act to add Section 4608.1 to the Labor Code, relating to workers' compensation.

Bill presented by Senator Runner.

The question being: Shall the Senate concur in the Assembly amendments to SB 906?

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.



**UNFINISHED BUSINESS (RESUMED)****Consideration of Assembly Amendments**

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

Bill presented by Senator Migden.

The question being: Shall the Senate concur in the Assembly amendments to SB 942?

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**UNFINISHED BUSINESS (RESUMED)****Consideration of Assembly Amendments**

**Senate Bill 614**—An act to amend Sections 17250.20, 17250.30, 17250.35, 81700, 81702, and 81704 of, and to repeal Sections 81700.5 and 81700.7 of, the Education Code, to amend Section 4 of Chapter 421 of the Statutes of 2001, and to amend Section 4 of Chapter 637 of the Statutes of 2002, relating to public works.

Bill presented by Senator Simitian.

The question being: Shall the Senate concur in the Assembly amendments to SB 614?

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**UNFINISHED BUSINESS (RESUMED)****Consideration of Assembly Amendments**

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

Bill presented by Senator Oropeza.

The question being: Shall the Senate concur in the Assembly amendments to SB 7?

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.



# **REPORTS OF STANDING COMMITTEES**

## **Committee on Public Safety**

Date of Hearing, September 11, 2007

Madam President: The Committee on Public Safety, to which was referred:

SB 943

Reports the same back with the recommendation: That the Assembly amendments be taken up for consideration.

ROMERO, Chair

Above measure ordered to unfinished business.

## **Committee on Rules**

State Capitol, September 11, 2007

Madam President: The Senate Rules Committee has adopted Senate Rules Committee Resolution #23 outlining the jurisdiction of the Select Committee on Urban Economies and appointed Senators Maldonado and Yee to serve as members of the select committee. (1 vacancy remains). Senator Romero serves as Chair.

PERATA, Chair

# **CONSIDERATION OF DAILY FILE (RESUMED)**

## **UNFINISHED BUSINESS (RESUMED)**

### **Consideration of Assembly Amendments**

**Senate Bill 22**—An act to amend Section 123360 of, and to add Sections 1257.9 and 123361 to, the Health and Safety Code, and to add Section 14134.55 to the Welfare and Institutions Code, relating to breast-feeding.

Bill presented by Senator Migden.

The question being: Shall the Senate concur in the Assembly amendments to SB 22?

The roll was called.

## **CALL OF THE SENATE**

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

Motion carried.

## **UNFINISHED BUSINESS (RESUMED)**

### **Consideration of Assembly Amendments**

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

Bill presented by Senator Corbett.

The question being: Shall the Senate concur in the Assembly amendments to SB 220?

The roll was called.



**CALL OF THE SENATE**

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

Motion carried.

**UNFINISHED BUSINESS (RESUMED)****Consideration of Assembly Amendments**

**Senate Bill 238**—An act to amend Section 14132.100 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill presented by Senator Aanestad.

The question being: Shall the Senate concur in the Assembly amendments to SB 238?

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**UNFINISHED BUSINESS (RESUMED)****Consideration of Assembly Amendments**

**Senate Bill 667**—An act relating to schools, and making an appropriation therefor.

Bill presented by Senator Hollingsworth.

The question being: Shall the Senate concur in the Assembly amendments to SB 667?

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**UNFINISHED BUSINESS (RESUMED)****Consideration of Assembly Amendments**

**Senate Bill 701**—An act to add and repeal Division 10.5 (commencing with Section 12200) of the Public Resources Code, relating to forest resources.

Bill presented by Senator Wiggins.

The question being: Shall the Senate concur in the Assembly amendments to SB 701?

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.



**UNFINISHED BUSINESS (RESUMED)**

**Consideration of Assembly Amendments**

**Senate Bill 801**—An act to amend Sections 101 and 313.1 of the Business and Professions Code, and to amend an initiative act entitled “An act prescribing the terms upon which licenses may be issued to practitioners of chiropractic, creating the State Board of Chiropractic Examiners and declaring its powers and duties, prescribing penalties for violation thereof, and repealing all acts and parts of acts inconsistent therewith” approved by electors November 7, 1922, by amending Sections 1, 2, 3, 4, 6, 8, and 14 thereof and adding Sections 1.5, 6.5, and 18.5 thereto, relating to chiropractors, and making an appropriation therefor.

Bill presented by Senator Ridley-Thomas.

The question being: Shall the Senate concur in the Assembly amendments to SB 801?

The roll was called.

**CALL OF THE SENATE**

Pending the announcement of the vote, Senator Ridley-Thomas moved a call of the Senate.

Motion carried.

**UNFINISHED BUSINESS (RESUMED)**

**Consideration of Assembly Amendments**

**Senate Bill 812**—An act to add Section 1186.5 to the Labor Code, relating to employment.

Bill presented by Senator Correa.

The question being: Shall the Senate concur in the Assembly amendments to SB 812?

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**UNFINISHED BUSINESS (RESUMED)**

**Consideration of Assembly Amendments**

**Senate Bill 962**—An act to amend Section 123371 of, and to add Section 124991 to, the Health and Safety Code, relating to umbilical cord blood.

Bill presented by Senator Migden.

The question being: Shall the Senate concur in the Assembly amendments to SB 962?

The roll was called.



**CALL OF THE SENATE**

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

Motion carried.

**UNFINISHED BUSINESS (RESUMED)****Consideration of Assembly Amendments**

**Senate Bill 431**—An act to add Section 20815.5 to the Government Code, and to add Item 8380-001-8049 to Section 2.00 of Chapter 172 of the Statutes of 2007, the Budget Act of 2007, relating to public employees' retirement, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill presented by Senator Aanestad.

The question being: Shall the Senate concur in the Assembly amendments to SB 431?

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**UNFINISHED BUSINESS (RESUMED)****Consideration of Assembly Amendments**

**Senate Bill 95**—An act to add Section 8774 to the Education Code, relating to school instruction.

Bill presented by Senator Maldonado.

The question being: Shall the Senate concur in the Assembly amendments to SB 95?

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**Senator Romero Presiding****UNFINISHED BUSINESS (RESUMED)****Consideration of Assembly Amendments**

**Senate Bill 281**—An act to add Section 4059 to, and to amend Section 48001 of, the Food and Agricultural Code, relating to agriculture.

Bill presented by Senator Maldonado.

The question being: Shall the Senate concur in the Assembly amendments to SB 281?

The roll was called.





**CALL OF THE SENATE**

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

Motion carried.

**UNFINISHED BUSINESS (RESUMED)**

**Consideration of Assembly Amendments**

**Senate Bill 210**—An act to add Section 43866.5 to, and to add Article 7.5 (commencing with Section 43890) to Chapter 4 of Part 5 of Division 26 of, the Health and Safety Code, relating to air pollution.

Bill presented by Senator Kehoe.

The question being: Shall the Senate concur in the Assembly amendments to SB 210?

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**UNFINISHED BUSINESS (RESUMED)**

**Consideration of Assembly Amendments**

**Senate Bill 139**—An act to amend Sections 70101, 70106, 70120, 70124, 70125, 78261, 87482, 89267, and 92645 of, and to add Sections 66055.8, 66055.9, 70128.5, 78261.3, and 89267.3 to, the Education Code, and to add Article 5 (commencing with Section 128050) to Chapter 2 of Part 3 of Division 107 of the Health and Safety Code, relating to nursing education.

Bill presented by Senator Scott.

The question being: Shall the Senate concur in the Assembly amendments to SB 139?

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**RE-REFERENCE TO COMMITTEE**

Pursuant to Senate Rule 29.10, **AB 1719** was re-referred to the Committee on Appropriations.



**Senator Perata Presiding****CONSIDERATION OF DAILY FILE (RESUMED)****UNFINISHED BUSINESS (RESUMED)****Consideration of Assembly Amendments**

**Senate Bill 405**—An act to amend Section 52378 of the Education Code, relating to school curriculum.

Bill presented by Senator Steinberg.

The question being: Shall the Senate concur in the Assembly amendments to SB 405?

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**UNFINISHED BUSINESS (RESUMED)****Consideration of Assembly Amendments**

**Senate Bill 451**—An act to amend Section 399.20 of the Public Utilities Code, relating to energy.

Bill presented by Senator Kehoe.

The question being: Shall the Senate concur in the Assembly amendments to SB 451?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

**AYES (34)**—Senators Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Migden, Negrete McLeod, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

**NOES (1)**—Senator McClintock.

Above bill ordered enrolled.

**Senate Bill 518**—An act to add Article 1.5 (commencing with Section 224.70) to Chapter 2 of Part 1 of Division 2 of the Welfare and Institutions Code, relating to juveniles.

Bill presented by Senator Migden.

The question being: Shall the Senate concur in the Assembly amendments to SB 518?

The roll was called.



**CALL OF THE SENATE**

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

Motion carried.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 518)**

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

**Roll Call**

The names of the absentees were called and the Senate concurred in Assembly amendments to SB 518 by the following vote:

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

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

Above bill ordered enrolled.

**REPORTS OF STANDING COMMITTEES  
Committee on Transportation and Housing**

Date of Hearing, September 11, 2007

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

SB 976

Reports the same back with the recommendation: That the Assembly amendments be concurred in.

LOWENTHAL, Chair

Above measure ordered to unfinished business.

**Committee on Education**

Date of Hearing, September 11, 2007

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

SB 65

Reports the same back with the recommendation: That the Assembly amendments be concurred in.

SCOTT, Chair

Above measure ordered to unfinished business.

**CONSIDERATION OF DAILY FILE (RESUMED)  
UNFINISHED BUSINESS (RESUMED)  
Consideration of Assembly Amendments**

**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 presented by Senator Dutton.

The question being: Shall the Senate concur in the Assembly amendments to SB 586?

#### Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (33)—Senators Aanestad, Ackerman, Alquist, Ashburn, Calderon, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Migden, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Wyland, and Yee.

NOES (1)—Senator McClintock.

Above bill ordered enrolled.

**Senate Bill 742**—An act to amend Sections 5090.02, 5090.15, 5090.24, 5090.32, 5090.53, 5090.70, 5091.15, and 5091.25 of, to repeal Sections 5090.23, 5090.51, 5090.63, and 5090.64 of, and to repeal and add Sections 5090.34, 5090.50, and 5090.61 of, the Public Resources Code, to amend Section 8352.8 of, to repeal Section 8352.7 of, and to repeal and add Section 8352.6 of, the Revenue and Taxation Code, and to amend Sections 38165 and 38301 of, and to amend and repeal Section 38225 of, the Vehicle Code, relating to off-highway recreation.

Bill presented by Senator Steinberg.

The question being: Shall the Senate concur in the Assembly amendments to SB 742?

#### Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (30)—Senators Ackerman, Alquist, Ashburn, Calderon, Cedillo, Cogdill, Corbett, Cox, Denham, Ducheny, Dutton, Florez, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Migden, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, and Yee.

NOES (5)—Senators Aanestad, Correa, Harman, McClintock, and Wyland.

Above bill ordered enrolled.

**Senate Bill 425**—An act to amend Sections 29551, 70372, 70375, 76000, 76000.5, 76104.1, 76104.6, and 76104.7 of the Government Code, to amend Section 117560 of the Health and Safety Code, to amend Sections 530.5, 647, 977, 1170.11, 1202.4, 1202.45, 1463, 1464, 1465.8, and 1538.5



of the Penal Code, and to amend Section 6608.8 of the Welfare and Institutions Code, relating to public safety.

Bill presented by Senator Margett.

The question being: Shall the Senate concur in the Assembly amendments to SB 425?

The roll was called.

#### **CALL OF THE SENATE**

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

Motion carried.

#### **UNFINISHED BUSINESS (RESUMED)**

##### **Consideration of Assembly Amendments**

**Senate Bill 2**—An act to amend Sections 65582, 65583, and 65589.5 of the Government Code, relating to local planning.

Bill presented by Senator Cedillo.

The question being: Shall the Senate concur in the Assembly amendments to SB 2?

The roll was called.

#### **CALL OF THE SENATE**

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

Motion carried.

#### **UNFINISHED BUSINESS (RESUMED)**

##### **Consideration of Assembly Amendments**

**Senate Bill 44**—An act to add Article 4.5 (commencing with Section 90535) and Article 5.5 (commencing with Section 90545) to, and to add and repeal Article 5 (commencing with Section 90540) of, Chapter 11 of Part 55 of Division 8 of Title 3 of the Education Code, relating to teacher development.

Bill presented by Senator Torlakson.

The question being: Shall the Senate concur in the Assembly amendments to SB 44?

The roll was called.

#### **CALL OF THE SENATE**

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

Motion carried.



**UNFINISHED BUSINESS (RESUMED)****Consideration of Assembly Amendments**

**Senate Bill 120**—An act to add Section 114094 to the Health and Safety Code, relating to food facilities.

Bill presented by Senator Padilla.

The question being: Shall the Senate concur in the Assembly amendments to SB 120?

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**REPORTS OF STANDING COMMITTEES****Committee on Revenue and Taxation**

Date of Hearing, September 11, 2007

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

SB 898

Reports the same back with the recommendation: That the Assembly amendments be concurred in.

OROPEZA, Chair

Above measure ordered to unfinished business.

**REQUEST FOR UNANIMOUS CONSENT (SB 65)**

Senator Cedillo asked for, and was granted, unanimous consent to take up SB 65 at this time, without reference to file.

**Consideration of Senate Bill 65****Consideration of Assembly Amendments**

**Senate Bill 65**—An act to add Article 3 (commencing with Section 89060) to Chapter 1 of Part 55 of Division 8 of Title 3 of, and to repeal Section 89060 of, the Education Code, relating to postsecondary education, and making an appropriation therefor.

Measure presented by Senator Cedillo.

The question being: Shall the Senate concur in the Assembly amendments to SB 65?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (21)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Machado, Migden, Negrete



McLeod, Oropeza, Padilla, Ridley-Thomas, Romero, Simitian, Steinberg, Torlakson, and Yee.

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

Above measure ordered enrolled.

#### **CONSIDERATION OF DAILY FILE (RESUMED)**

#### **UNFINISHED BUSINESS (RESUMED)**

#### **Consideration of Assembly Amendments**

**Senate Bill 275**—An act to add Section 43.975 to the Civil Code, and to add Section 1262.3 to the Health and Safety Code, relating to health facilities.

Bill presented by Senator Cedillo.

The question being: Shall the Senate concur in the Assembly amendments to SB 275?

#### **Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

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

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

Above bill ordered enrolled.

**Senate Bill 733**—An act to amend Section 60424 of the Education Code, relating to instructional materials.

Bill presented by Senator Torlakson.

The question being: Shall the Senate concur in the Assembly amendments to SB 733?

#### **Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (36)—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, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (2)—Senators Hollingsworth and McClintock.

Above bill ordered enrolled.



**MOTION TO TAKE MEASURE FROM THE INACTIVE FILE**

Senator Kuehl moved that **AB 176** be taken from the inactive file and placed on the third reading file.

Motion carried.

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

**Assembly Bill 176**—An act to amend Section 3680.5 of the Family Code, and to amend Section 11477 of the Welfare and Institutions Code, relating to CalWORKs.

Bill read third time and presented by Senator Kuehl.

**Roll Call**

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

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

**NOES** (9)—Senators Aanestad, Ackerman, Cogdill, Cox, Denham, Harman, Hollingsworth, Runner, and Wyland.

Bill ordered transmitted to the Assembly.

**UNFINISHED BUSINESS (RESUMED)  
Consideration of Assembly Amendments**

**Senate Bill 976**—An act to repeal and add Title 7.10 (commencing with Section 66540) of the Government Code, and to amend Sections 30913 and 30914 of the Streets and Highways Code, relating to transportation.

Bill presented by Senator Torlakson.

The question being: Shall the Senate concur in the Assembly amendments to SB 976?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

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

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

Above bill ordered enrolled.

**Senate Bill 70**—An act to amend Section 13401 of, and to add Article 6.5 (commencing with Section 13453), and Article 6.7 (commencing with Section 13473), to Chapter 14 of Division 5 of, the Business and





Professions Code, to add Article 5 (commencing with Section 39870) to Chapter 1 of Part 23.5 of Division 3 of Title 2 of the Education Code, and to add Section 43861 to the Health and Safety Code, relating to biodiesel.

Bill presented by Senator Florez.

The question being: Shall the Senate concur in the Assembly amendments to SB 70?

#### Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (29)—Senators Alquist, Ashburn, Calderon, Cedillo, Corbett, Correa, Denham, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, and Yee.

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

Above bill ordered enrolled.

**Senate Bill 123**—An act to add Sections 60852.1, 60852.2, and 60852.3 to the Education Code, relating to the high school exit examination.

Bill presented by Senator Romero.

The question being: Shall the Senate concur in the Assembly amendments to SB 123?

#### Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

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

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

Above bill ordered enrolled.

**Senate Bill 137**—An act to amend Sections 123870, 123940, and 123955 of the Health and Safety Code, relating to children's health.

Bill presented by Senator Torlakson.

The question being: Shall the Senate concur in the Assembly amendments to SB 137?



**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

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

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

Above bill ordered enrolled.

**Senate Bill 219**—An act to add Section 52052.1 to the Education Code, relating to pupil achievement.

Bill presented by Senator Steinberg.

The question being: Shall the Senate concur in the Assembly amendments to SB 219?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

**AYES (28)**—Senators Alquist, Ashburn, Calderon, Corbett, Denham, Ducheny, Dutton, Harman, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Runner, Scott, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

**NOES (7)**—Senators Aanestad, Ackerman, Cogdill, Correa, Cox, Hollingsworth, and McClintock.

Above bill ordered enrolled.

**MESSAGES FROM THE ASSEMBLY**

Assembly Chamber, September 11, 2007

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

SB 1

SB 883

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

E. DOTSON WILSON, Chief Clerk of the Assembly

Above measures ordered to unfinished business file.

**CONSIDERATION OF DAILY FILE (RESUMED)****UNFINISHED BUSINESS (RESUMED)****Consideration of Assembly Amendments**

**Senate Bill 474**—An act to amend Sections 14166.1, 14166.5, 14166.9, 14166.12, 14166.13, 14166.20, 14166.21, and 14166.23 of, and to amend, renumber, and add Section 14166.25 of, the Welfare and

Institutions Code, relating to Medi-Cal, and making an appropriation therefor.

Bill presented by Senator Kuehl.

The question being: Shall the Senate concur in the Assembly amendments to SB 474?

#### **Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (36)—Senators Aanestad, Ackerman, Alquist, Ashburn, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Ducheny, Dutton, 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.

NOES (0)—None.

Above bill ordered enrolled.

#### **MOTION TO PLACE MEASURE ON THE INACTIVE FILE**

Senator Aanestad moved that **SB 567** be placed on the inactive file.

Motion carried.

#### **CONSIDERATION OF DAILY FILE (RESUMED)**

##### **UNFINISHED BUSINESS (RESUMED)**

##### **Consideration of Assembly Amendments**

**Senate Bill 777**—An act to amend Sections 200, 220, 235, 260, 14058, 18701, 18710, 18720, 19323, 35316, 35351, 39830, 44253.2, 44253.3, 44866, 46192, 47605, 51004, 51500, 51802, 60800, 66030, 66210, 66250, 66251, 66270, 66292, 66292.1, 66292.2, 69535, 72011, 72012, 72014, 82305.6, 89757, 92150, and 94600 of, to amend and renumber Sections 220.5 and 66270.5 of, to amend, renumber, and add Section 210.1 of, to add Sections 210.7, 212.1, 212.3, 212.6, 219, 66260.5, 66260.7, 66261.5, 66261.7, 66262.7, and 66269 to, to repeal Section 72013 of, and to repeal and add Sections 212 and 66262 of, the Education Code, relating to education.

Bill presented by Senator Kuehl.

The question being: Shall the Senate concur in the Assembly amendments to SB 777?

#### **Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (21)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, Ducheny, Kehoe, Kuehl, Lowenthal, Machado, Migden, Negrete McLeod,



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

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

Above bill ordered enrolled.

**Senate Bill 851**—An act to add Section 2687 to, to add Chapter 2.73 (commencing with Section 1001.130) to Title 6 of Part 2 of, and to add and repeal Section 2687.1 of, the Penal Code, and to amend Sections 5806 and 5814 of the Welfare and Institutions Code, relating to mentally ill offenders.

Bill presented by Senator Steinberg.

The question being: Shall the Senate concur in the Assembly amendments to SB 851?

#### Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

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

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

Above bill ordered enrolled.

**Senate Bill 1048**—An act to amend Sections 337, 1209, 1701.1, 1725, 1750, 1750.1, 1750.2, 1750.3, 1750.4, 1751, 1752, 1752.1, 1752.2, 1752.5, 1752.6, 1753, 1753.1, 1754, 1756, 1757, 1770, 2177, 2225, 2313, 2335, 2416, 2497.5, 2570.7, 2717, 2732.05, 3057, 3527, 3634, 4068, 4084, 4101, 4160, 4161, 4162, 4162.5, 4200, 4200.1, 4200.2, 4208, 4314, 4315, 4980.01, 4980.38, 4980.40, 4980.44, 4980.54, 4980.57, 4980.80, 4980.90, 4982, 4984.1, 4984.4, 4989.36, 4989.42, 4989.54, 4992.3, 4996.4, 4996.6, 4996.18, and 4996.22 of, to add Sections 1672, 2471, 2570.8, 4984.01, 4984.72, 4992.10, and 4996.28 to, and to repeal and add Sections 3530, 4984.7, 4984.8, 4996.3, 4996.14, and 4997 of, the Business and Professions Code, and to amend Sections 11372, 12529, and 12529.5 of the Government Code, relating to healing arts, and making an appropriation therefor.

Bill presented by Senator Ridley-Thomas.

The question being: Shall the Senate concur in the Assembly amendments to SB 1048?



**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (39)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.

**MESSAGES FROM THE ASSEMBLY**

Assembly Chamber, September 11, 2007

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

AB 15	AB 358	AB 434	AB 741
AB 18	AB 392	AB 449	AB 828
AB 34	AB 124	AB 527	AB 428
AB 119	AB 162	AB 574	AB 764
AB 150	AB 253	AB 609	AB 829
AB 159	AB 282	AB 614	AB 833
AB 182	AB 452	AB 617	AB 886
AB 252	AB 1222	AB 629	AB 920
AB 277	AB 1291	AB 632	AB 921
AB 280	AB 1413	AB 639	AB 927
AB 289	AB 1636	AB 649	AB 945
AB 338	AB 1670	AB 687	
AB 347	AB 1672	AB 709	
AB 356	AB 398	AB 740	

E. DOTSON WILSON, Chief Clerk of the Assembly

**CONSIDERATION OF DAILY FILE (RESUMED)****UNFINISHED BUSINESS (RESUMED)****Consideration of Assembly Amendments**

**Senate Bill 232**—An act to amend Sections 99200 and 99206 of the Education Code, relating to instructional strategies.

Bill presented by Senator Ducheny.

The question being: Shall the Senate concur in the Assembly amendments to SB 232?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (37)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Kehoe, Kuehl, Lowenthal, Machado,

Maldonado, Margett, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (1)—Senator McClintock.

Above bill ordered enrolled.

#### **REQUEST FOR UNANIMOUS CONSENT (AB 198)**

Senator Oropeza asked for, and was granted, unanimous consent to take up AB 198 at this time, without reference to file.

#### **Consideration of Assembly Bill 198**

**Assembly Bill 198**—An act to amend Section 17942 of, and to add Section 19394 to, the Revenue and Taxation Code, relating to limited liability companies, to take effect immediately, tax levy.

#### **Roll Call**

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

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

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

Bill ordered transmitted to the Assembly.

#### **REQUEST FOR UNANIMOUS CONSENT (SB 306)**

Senator Ducheny asked for, and was granted, unanimous consent to take up SB 306 at this time, without reference to file.

#### **Consideration of Senate Bill 306**

#### **Consideration of Assembly Amendments**

**Senate Bill 306**—An act to amend Section 129765 of, and to add Section 130061.5 to, the Health and Safety Code, relating to health facilities.

Measure presented by Senator Ducheny.

The question being: Shall the Senate concur in the Assembly amendments to SB 306?

#### **Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (34)—Senators Aanestad, Ackerman, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Migden, Negrete McLeod, Oropeza, Padilla, Perata,



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

NOES (4)—Senators Alquist, Correa, McClintock, and Romero.

Above measure ordered enrolled.

### **CONSIDERATION OF DAILY FILE (RESUMED)**

#### **UNFINISHED BUSINESS (RESUMED)**

##### **Consideration of Assembly Amendments**

**Senate Bill 430**—An act to amend Sections 10089.5, 10089.9, 10089.13, 10089.16, 10089.23, 10089.30, and 10089.33 of, and to add Section 10089.31 to, the Insurance Code, relating to insurance.

Bill presented by Senator Machado.

The question being: Shall the Senate concur in the Assembly amendments to SB 430?

##### **Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

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

NOES (2)—Senators McClintock and Migden.

Above bill ordered enrolled.

**Senate Bill 533**—An act to amend Sections 120325, 120330, and 120335 of the Health and Safety Code, relating to vaccinations.

Bill presented by Senator Yee.

The question being: Shall the Senate concur in the Assembly amendments to SB 533?

##### **Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

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

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

Above bill ordered enrolled.

**Senate Bill 862**—An act to amend Sections 5101, 5107, 10004.5, 10004.6, 10620, 10631, 10642, 10644, 10645, 10656, and 10753.7 of, to



add Section 143 to, and to repeal and add Part 2.8 (commencing with Section 10800) of Division 6 of, the Water Code, relating to water.

Bill presented by Senator Kuehl.

The question being: Shall the Senate concur in the Assembly amendments to SB 862?

#### Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

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

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

Above bill ordered enrolled.

**Senate Bill 868**—An act to amend Sections 12301.6 and 15660 of the Welfare and Institutions Code, relating to public social services.

Bill presented by Senator Ridley-Thomas.

The question being: Shall the Senate concur in the Assembly amendments to SB 868?

#### Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

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

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

Above bill ordered enrolled.

**Senate Bill 1046**—An act to amend Section 711.4 of the Fish and Game Code, to amend Section 115843.5 of the Health and Safety Code, and to amend Section 21161 of the Public Resources Code, relating to environmental quality, and declaring the urgency thereof, to take effect immediately.

Bill presented by Senator Simitian.

The question being: Shall the Senate concur in the Assembly amendments to SB 1046?





**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

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

NOES (0)—None.

Above bill ordered enrolled.

**REQUEST FOR UNANIMOUS CONSENT (SB 898)**

Senator Simitian asked for, and was granted, unanimous consent to take up SB 898 at this time, without reference to file.

**Consideration of Senate Bill 898**

**Senate Bill 898**—An act to amend Sections 18716 and 18744 of the Revenue and Taxation Code, relating to taxation.

**Roll Call**

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

AYES (30)—Senators Alquist, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Dutton, Florez, Harman, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Steinberg, Torlakson, Wiggins, and Yee.

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

Bill ordered transmitted to the Assembly.

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**IN SENATE**

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Senate Chamber, Sacramento  
Wednesday, September 12, 2007



**CONSIDERATION OF DAILY FILE (RESUMED)****UNFINISHED BUSINESS (RESUMED)****Consideration of Assembly Amendments**

**Senate Bill 929**—An act to amend Sections 515.5 and 1773.9 of the Labor Code, relating to employment.

Bill presented by Senator Cogdill.

The question being: Shall the Senate concur in the Assembly amendments to SB 929?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (39)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.

**REQUEST FOR UNANIMOUS CONSENT (SB 943)**

Senator Machado asked for, and was granted, unanimous consent to take up SB 943 at this time, without reference to file.

**Consideration of Senate Bill 943****Consideration of Assembly Amendments**

**Senate Bill 943**—An act to add Section 6275 to the Penal Code, relating to prisons.

Measure presented by Senator Machado.

The question being: Shall the Senate concur in the Assembly amendments to SB 943?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments 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, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (1)—Senator Battin.

Above measure ordered enrolled.



**REQUEST FOR UNANIMOUS CONSENT (SB 883)**

Senator Calderon asked for, and was granted, unanimous consent to take up SB 883 at this time, without reference to file.

**Consideration of Senate Bill 883****Consideration of Assembly Amendments**

**Senate Bill 883**—An act to amend Sections 13957, 13957.2, and 13959 of the Government Code, relating to victims of crime, and making an appropriation therefor.

Measure presented by Senator Calderon.

The question being: Shall the Senate concur in the Assembly amendments to SB 883?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

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

NOES (1)—Senator McClintock.

Above measure ordered enrolled.

**CONSIDERATION OF DAILY FILE (RESUMED)****UNFINISHED BUSINESS (RESUMED)****Consideration of Assembly Amendments**

**Senate Bill 1021**—An act to amend Section 14581 of the Public Resources Code, relating to beverage containers, and making an appropriation therefor.

Bill presented by Senator Padilla.

The question being: Shall the Senate concur in the Assembly amendments to SB 1021?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (29)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, Cox, Denham, Ducheny, Florez, Harman, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Wiggins, and Yee.

NOES (8)—Senators Aanestad, Ackerman, Ashburn, Battin, Cogdill, Hollingsworth, McClintock, and Wyland.

Above bill ordered enrolled.



**Senator Romero Presiding****REPORTS OF STANDING COMMITTEES****Committee on Appropriations**

Date of Hearing, September 11, 2007

Madam President: The Committee on Appropriations, to which was referred:

AB 1719

Reports the same back with the recommendation: Do pass.

TORLAKSON, Chair

Above bill ordered to third reading.

**CONSIDERATION OF DAILY FILE (RESUMED)****UNFINISHED BUSINESS (RESUMED)****Consideration of Assembly Amendments**

**Senate Bill 703**—An act to amend Sections 8521, 8533, and 8900 of, and to add Sections 7901.1, 7906.5, 8900.5, 8921, 8923, 8924, and 8925 to, the Family Code, to amend Sections 1502, 1503.5, 1522, 1522.05, and 1522.1 of the Health and Safety Code, to amend Sections 11079, 11105, 11167.5, and 11170 of the Penal Code, and to amend Sections 291, 293, 294, 295, 361.4, 361.5, 366.21, 366.22, 366.26, 16500.1, and 16501.1 of the Welfare and Institutions Code, relating to children.

Bill presented by Senator Ducheny.

The question being: Shall the Senate concur in the Assembly amendments to SB 703?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (39)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.

**Senate Bill 45**—An act to amend Sections 1, 2, 3, 9, and 10 of Chapter 67 of the Statutes of 2007, relating to private postsecondary education, and making an appropriation therefor.

Bill presented by Senator Perata.

The question being: Shall the Senate concur in the Assembly amendments to SB 45?



**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

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

NOES (5)—Senators Aanestad, Cogdill, Denham, Margett, and McClintock.

Above bill ordered enrolled.

**Senate Bill 1036**—An act to amend Sections 25742, 25744, 25748, and 25751 of, to amend and repeal Section 25740.5 of, and to repeal and add Section 25743 of, the Public Resources Code, and to amend Sections 399.8, 399.13, 399.14, 399.15, 399.16, and 454.5 of the Public Utilities Code, relating to energy, and making an appropriation therefor.

Bill presented by Senator Perata.

The question being: Shall the Senate concur in the Assembly amendments to SB 1036?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (39)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.

**Senate Bill 534**—An act to amend Sections 101, 205, 1601.1, 1616.5, 1621, 1670.1, 1680, 1721, 1721.5, 1725, 1741, 1742.1, 1746.1, 1748, 1750.4, 1751, 1753, 1767, 1770, 1771, 4999.2, and 4999.7 of, to add Section 1616.6 to, to add Article 9 (commencing with Section 1900) to Chapter 4 of Division 2 of, to repeal Sections 1744, 1760, 1760.5, 1761, 1762, 1763, 1764, 1765, 1766, 1768, 1769, 1772, 1774, and 1775 of, and to repeal and add Sections 1742 and 1743 of, the Business and Professions Code, to amend Section 44876 of the Education Code, and to amend Sections 1348.8 and 128160 of the Health and Safety Code, relating to healing arts.

Bill presented by Senator Perata.

The question being: Shall the Senate concur in the Assembly amendments to SB 534?



**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

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

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

Above bill ordered enrolled.

**Senate Bill 717**—An act to add Section 7104.2 to the Revenue and Taxation Code, relating to transportation, and making an appropriation therefor.

Bill presented by Senator Perata.

The question being: Shall the Senate concur in the Assembly amendments to SB 717?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

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

NOES (0)—None.

Above bill ordered enrolled.

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

Bill presented by Senator Perata.

The question being: Shall the Senate concur in the Assembly amendments to SB 1002?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (26)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, Cox, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Machado, Maldonado,



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

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

Above bill ordered enrolled.

#### **RE-REFERENCE TO COMMITTEE**

Without objection, **SB 853** was re-referred to the Committee on Rules.

#### **CONSIDERATION OF DAILY FILE (RESUMED)**

##### **UNFINISHED BUSINESS (RESUMED)**

##### **Consideration of Assembly Amendments**

**Senate Bill 1001**—An act to amend Sections 13201, 13205, and 13388 of, and to add Section 13232 to, the Water Code, relating to water quality.

Bill presented by Senator Perata.

The question being: Shall the Senate concur in the Assembly amendments to SB 1001?

##### **Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

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

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

Above bill ordered enrolled.

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

Bill presented by Senator Perata.

The question being: Shall the Senate concur in the Assembly amendments to SB 660?

##### **Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (23)—Senators Alquist, Calderon, Corbett, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Migden, Negrete



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

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

Above bill ordered enrolled.

## **REPORTS OF STANDING COMMITTEES**

### **Committee on Rules**

State Capitol, September 12, 2007

Madam President: The Senate Rules Committee, on a vote of 3–0, has withdrawn AB 1053 from the Senate Committee on Transportation and Housing and returned it to the Floor.

PERATA, Chair

### **REQUEST FOR UNANIMOUS CONSENT (SB 94)**

Senator Kuehl asked for, and was granted, unanimous consent to take up SB 94 at this time, without reference to file.

### **Consideration of Senate Bill 94**

#### **Consideration of Assembly Amendments**

**Senate Bill 94**—An act to add Section 14105.181 to the Welfare and Institutions Code, relating to Medi-Cal.

Measure presented by Senator Kuehl.

The question being: Shall the Senate concur in the Assembly amendments to SB 94?

The roll was called.

### **CALL OF THE SENATE**

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

Motion carried.

### **Senator Perata Presiding**

### **FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH (AB 97)**

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

### **Roll Call**

The names of the absentees were called and AB 97 was refused passage by the following vote:

AYES (18)—Senators Alquist, Cedillo, Corbett, Kehoe, Kuehl, Lowenthal, Migden, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, and Wiggins.

NOES (22)—Senators Aanestad, Ackerman, Ashburn, Battin, Calderon, Cogdill, Correa, Cox, Denham, Ducheny, Dutton, Florez,



Harman, Hollingsworth, Machado, Maldonado, Margett, McClintock, Negrete McLeod, Runner, Wyland, and Yee.

**Motion to Reconsider (AB 97)**

Senator Romero moved to reconsider the vote whereby AB 97 was refused passage.

**Roll Call**

The roll was called and reconsideration was granted by the following vote:

AYES (40)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

Measure ordered returned to third reading.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1610)**

On motion of Senator Ridley-Thomas, further proceedings under the call of the Senate were dispensed with.

**Roll Call**

The names of the absentees were called and AB 1610 was refused passage by the following vote:

AYES (19)—Senators Alquist, Cedillo, Corbett, Kehoe, Kuehl, Lowenthal, Maldonado, Migden, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Vincent, and Wiggins.

NOES (20)—Senators Aanestad, Ackerman, Ashburn, Battin, Calderon, Cogdill, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Machado, Margett, McClintock, Runner, Wyland, and Yee.

**REQUEST FOR UNANIMOUS CONSENT (AB 1053)**

Senator Ridley-Thomas asked for, and was granted, unanimous consent to take up AB 1053 at this time, without reference to file.

**Consideration of Assembly Bill 1053**

**Assembly Bill 1053**—An act to add Part 14 (commencing with Section 53575) to Division 31 of the Health and Safety Code, relating to housing.

The roll was called.



**CALL OF THE SENATE**

Pending the announcement of the vote, Senator Ridley-Thomas moved a call of the Senate.

Motion carried.

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

**Assembly Bill 1736**—An act to amend Sections 19596.2, 19605.73, and 19613.05 of the Business and Professions Code, relating to horse racing, and making an appropriation therefor.

Bill read third time and presented by Senator Wyland.

**Roll Call**

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

AYES (33)—Senators Alquist, Ashburn, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Kehoe, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (1)—Senator Hollingsworth.

Bill ordered transmitted to the Assembly.

**Assembly Concurrent Resolution 73**—Relative to the Nathan Shapell Memorial Highway.

Resolution read third time and presented by Senator Ridley-Thomas.

**Roll Call**

The roll was called and the resolution was 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, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (0)—None.

Resolution ordered transmitted to the Assembly.

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

Bill read third time and presented by Senator Alquist.

**Roll Call**

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

AYES (32)—Senators 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, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Wiggins, and Yee.

NOES (6)—Senators Aanestad, Ackerman, Hollingsworth, McClintock, Runner, and Wyland.

Bill ordered transmitted to the Assembly.

**Assembly Concurrent Resolution 75**—Relative to the Chumash Highway.

Resolution read third time and presented by Senator McClintock.

**Roll Call**

The roll was called and the resolution was 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, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (0)—None.

Resolution ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 112)**

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

**Roll Call**

The names of the absentees were called and AB 112 was refused passage by the following vote:

AYES (19)—Senators Alquist, Cedillo, Cogdill, Corbett, Correa, Kehoe, Kuehl, Lowenthal, Machado, Migden, Padilla, Perata, Ridley-Thomas, Scott, Simitian, Steinberg, Torlakson, Wiggins, and Yee.

NOES (18)—Senators Aanestad, Ackerman, Ashburn, Battin, Calderon, Cox, Denham, Ducheny, Dutton, Florez, Harman, Maldonado, McClintock, Negrete McLeod, Oropeza, Romero, Runner, and Wyland.

**Motion to Reconsider (AB 112)**

Senator Torlakson moved to reconsider the vote whereby AB 112 was refused passage.

**Roll Call**

The roll was called and reconsideration was granted by the following vote:

AYES (40)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod,



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

NOES (0)—None.

Measure ordered returned to third reading.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 160)**

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

**Roll Call**

The names of the absentees were called and AB 160 was refused passage by the following vote:

AYES (9)—Senators Calderon, Cedillo, Kehoe, Kuehl, Lowenthal, Migden, Negrete McLeod, Oropeza, and Torlakson.

NOES (25)—Senators Aanestad, Ackerman, Ashburn, Battin, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Machado, Maldonado, Margett, McClintock, Padilla, Perata, Romero, Runner, Scott, Wyland, and Yee.

**Motion to Reconsider (AB 160)**

Senator Cedillo moved to reconsider the vote whereby AB 160 was refused passage.

**Roll Call**

The roll was called and reconsideration was granted by the following vote:

AYES (40)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

Measure ordered returned to third reading.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 172)**

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

**Roll Call**

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

AYES (39)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny,



Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 622)**

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

**Roll Call**

The names of the absentees were called and the Senate concurred in Assembly amendments to SB 622 by the following vote:

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

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

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 63)**

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

**Roll Call**

The names of the absentees were called and the Senate concurred in Assembly amendments to SB 63 by the following vote:

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

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

Above bill ordered enrolled.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 650)**

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

**Roll Call**

The names of the absentees were called and the Senate concurred in Assembly amendments to SB 650 by the following vote:

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

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

Above bill ordered enrolled.

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

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

**Roll Call**

The names of the absentees were called and the Senate concurred in Assembly amendments to SB 10 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, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Wiggins, and Yee.

NOES (2)—Senators Battin and Wyland.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1053)**

On motion of Senator Ridley-Thomas, further proceedings under the call of the Senate were dispensed with.

**Roll Call**

The names of the absentees were called and AB 1053 was passed by the following vote:

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



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

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 520)**

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

**Roll Call**

The names of the absentees were called and the Senate concurred in Assembly amendments to SB 520 by the following vote:

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

NOES (1)—Senator McClintock.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 720)**

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

**Roll Call**

The names of the absentees were called and the Senate concurred in Assembly amendments to SB 720 by the following vote:

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

NOES (0)—None.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 906)**

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



**Roll Call**

The names of the absentees were called and the Senate concurred in Assembly amendments to SB 906 by the following vote:

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

NOES (0)—None.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 942)**

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

**Roll Call**

The names of the absentees were called and the Senate concurred in Assembly amendments to SB 942 by the following vote:

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

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

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 614)**

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

**Roll Call**

The names of the absentees were called and the Senate concurred in Assembly amendments to SB 614 by the following vote:

AYES (28)—Senators Aanestad, Alquist, Calderon, Cedillo, Corbett, Correa, Cox, Ducheny, Florez, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, McClintock, Migden, Negrete McLeod, Padilla, Perata, Ridley-Thomas, Runner, Scott, Simitian, Steinberg, Torlakson, Wiggins, and Yee.

NOES (11)—Senators Ackerman, Ashburn, Battin, Cogdill, Denham, Dutton, Harman, Margett, Oropeza, Romero, and Wyland.

Above bill ordered enrolled.





**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 7)**

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

**Roll Call**

The names of the absentees were called and the Senate concurred in Assembly amendments to SB 7 by the following vote:

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

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

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 22)**

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

**Roll Call**

The names of the absentees were called and the Senate concurred in Assembly amendments to SB 22 by the following vote:

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

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

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 220)**

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

**Roll Call**

The names of the absentees were called and the Senate concurred in Assembly amendments to SB 220 by the following vote:

AYES (21)—Senators Alquist, Calderon, Cedillo, Corbett, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Migden, Negrete McLeod, Oropeza,



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

NOES (17)—Senators Aanestad, Ackerman, Ashburn, Battin, Cogdill, Correa, Cox, Denham, Dutton, Harman, Hollingsworth, Machado, Maldonado, Margett, McClintock, Runner, and Wyland.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 238)**

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 the Senate concurred in Assembly amendments to SB 238 by the following vote:

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

NOES (1)—Senator McClintock.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 667)**

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

**Roll Call**

The names of the absentees were called and the Senate concurred in Assembly amendments to SB 667 by the following vote:

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

NOES (1)—Senator McClintock.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 701)**

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



**Roll Call**

The names of the absentees were called and the Senate concurred in Assembly amendments to SB 701 by the following vote:

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

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

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 801)**

On motion of Senator Ridley-Thomas, further proceedings under the call of the Senate were dispensed with.

**Roll Call**

The names of the absentees were called and the Senate concurred in Assembly amendments to SB 801 by the following vote:

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

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

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 812)**

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

**Roll Call**

The names of the absentees were called and the Senate concurred in Assembly amendments to SB 812 by the following vote:

AYES (39)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 962)**

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

**Roll Call**

The names of the absentees were called and the Senate concurred in Assembly amendments to SB 962 by the following vote:

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

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

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 431)**

On motion of Senator Aanestad, 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 431 was adopted by the following vote:

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

NOES (1)—Senator McClintock.

**Roll Call**

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

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

NOES (1)—Senator McClintock.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 95)**

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



**Roll Call**

The names of the absentees were called and the Senate concurred in Assembly amendments to SB 95 by the following vote:

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

NOES (1)—Senator McClintock.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 281)**

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

**Roll Call**

The names of the absentees were called and the Senate concurred in Assembly amendments to SB 281 by the following vote:

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

NOES (1)—Senator McClintock.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 210)**

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

**Roll Call**

The names of the absentees were called and the Senate concurred in Assembly amendments to SB 210 by the following vote:

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

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

Above bill ordered enrolled.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 139)**

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

**Roll Call**

The names of the absentees were called and the Senate concurred in Assembly amendments to SB 139 by the following vote:

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

NOES (2)—Senators Hollingsworth and McClintock.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 405)**

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 the Senate concurred in Assembly amendments to SB 405 by the following vote:

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

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

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 425)**

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

**Roll Call**

The names of the absentees were called and the Senate concurred in Assembly amendments to SB 425 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,



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

NOES (0)—None.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 2)**

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

**Roll Call**

The names of the absentees were called and the Senate concurred in Assembly amendments to SB 2 by the following vote:

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

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

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 44)**

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

**Roll Call**

The names of the absentees were called and the Senate concurred in Assembly amendments to SB 44 by the following vote:

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

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

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 120)**

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

**Roll Call**

The names of the absentees were called and the Senate concurred in Assembly amendments to SB 120 by the following vote:

AYES (21)—Senators Alquist, Cedillo, Corbett, Correa, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Migden, Oropeza, Padilla, Perata,



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

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

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 94)**

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

**Roll Call**

The names of the absentees were called and the Senate concurred in Assembly amendments to SB 241 by the following vote:

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

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

Above bill ordered enrolled.

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

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

Bill read third time and presented by Senator Torlakson.

The roll was called.

**Roll Call**

The names of the absentees were called and AB 112 was passed by the following vote:

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

NOES (11)—Senators Aanestad, Ashburn, Battin, Cox, Denham, Ducheny, McClintock, Negrete McLeod, Oropeza, Romero, and Wyland.

Above bill ordered transmitted to the Assembly.





**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 706)**

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 706 was refused passage by the following vote:

AYES (19)—Senators Alquist, Calderon, Cedillo, Corbett, Kehoe, Kuehl, Lowenthal, Migden, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Wiggins, and Yee.

NOES (20)—Senators Aanestad, Ackerman, Ashburn, Battin, Cogdill, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Machado, Maldonado, Margett, McClintock, Runner, Vincent, and Wyland.

**Motion to Reconsider (AB 706)**

Senator Lowenthal moved to reconsider the vote whereby AB 706 was refused passage.

**Roll Call**

The roll was called and reconsideration was granted by the following vote:

AYES (40)—Senators Aanestad, Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Vincent, Wiggins, Wyland, and Yee.

NOES (0)—None.

Measure ordered returned to third reading.

**REQUEST FOR UNANIMOUS CONSENT (SB 1)**

Senator Cedillo asked for, and was granted, unanimous consent to take up SB 1 at this time, without reference to file.

**Consideration of Senate Bill 1****Consideration of Assembly Amendments**

**Senate Bill 1**—An act to add Sections 66021.6, 69508.5, and 76300.5 to the Education Code, relating to student financial aid.

Measure presented by Senator Cedillo.

The question being: Shall the Senate concur in the Assembly amendments to SB 1?



**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

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

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

Above measure ordered enrolled.

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

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

Bill read third time and presented by Senator Lowenthal.

**Roll Call**

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

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

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

Bill ordered transmitted to the Assembly.

**REQUEST FOR UNANIMOUS CONSENT (AB 1719)**

Senator Padilla asked for, and was granted, unanimous consent to take up AB 1719 at this time, without reference to file.

**Consideration of Assembly Bill 1719**

**Assembly Bill 1719**—An act to amend Sections 14514.7, 14575, and 14581 of, to amend, repeal, and add Sections 42291, 42291.5, 42292, 42293, and 42294 of, and to add Sections 42297.1 and 42299 to, the public Resources Code, relating to recycling, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

**Urgency Clause**

Urgency clause read and adopted by the following vote:

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

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



**Roll Call**

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

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

**NOES (3)**—Senators Aanestad, Hollingsworth, and McClintock.

Bill ordered transmitted to the Assembly.

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

**Assembly Bill 773**—An act to amend Sections 3017 and 15320 of the Elections Code, relating to absentee ballots.

Bill read third time and presented by Senator Calderon.

**Roll Call**

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

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

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

Bill ordered transmitted to the Assembly.

**REQUEST FOR UNANIMOUS CONSENT (SB 730)**

Senator Florez asked for, and was granted, unanimous consent to take up SB 730 at this time, without reference to file.

**Consideration of Senate Bill 730****Consideration of Assembly Amendments**

**Senate Bill 730**—An act to amend Sections 19801, 19805, 19851, 19853, 19854, 19867, 19876, and 19951 of the Business and Professions Code, and to add Section 336.5 to the Penal Code, relating to gambling.

Measure presented by Senator Florez.

The question being: Shall the Senate concur in the Assembly amendments to SB 730?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

**AYES (21)**—Senators Alquist, Calderon, Cedillo, Corbett, Ducheny, Florez, Kehoe, Lowenthal, Machado, Migden, Negrete McLeod, Oropeza,



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

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

Above measure ordered enrolled.

#### **MESSAGES FROM THE ASSEMBLY**

Assembly Chamber, September 11, 2007

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

SB 826

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.

#### **MOTION TO WITHDRAW FROM COMMITTEE**

Senator Perata moved that **AB 1662** be withdrawn from the Committee on Appropriations and placed on third reading.

Objection raised by Senator McClintock.

#### **Roll Call**

The roll was called and the motion carried by the following vote:

AYES (29)—Senators Aanestad, Alquist, Ashburn, Battin, Calderon, Cedillo, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Steinberg, Torlakson, Wyland, and Yee.

NOES (1)—Senator McClintock.

#### **REQUEST TO DISPENSE WITH JOINT RULES**

The following request was presented by Senator Perata:

Senate Chamber, September 12, 2007

Mr. Secretary: I request permission to introduce a resolution to dispense with Joint Rule 61(a)(13) in order that AB 1662 may be reported by the Committee on Appropriations after the deadline.

SENATOR PERATA

#### **Recommendation of Rules Committee**

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

PERATA, Chair

#### **RESOLUTION TO DISPENSE WITH JOINT RULES**

*Resolved*, That Joint Rule 61(a)(13) be dispensed with as requested.

Resolution read and presented by Senator Perata.



**Roll Call**

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

AYES (31)—Senators Aanestad, Alquist, Ashburn, Battin, Calderon, Cedillo, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Margett, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Simitian, Steinberg, Torlakson, Wyland, and Yee.

NOES (1)—Senator McClintock.

**THIRD READING OF ASSEMBLY BILLS (AB 1662)**

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

Bill read third time.

**Amendments Adopted**

Amendments to AB 1662 proposed by Senator Perata were read and adopted and the measure ordered printed and re-referred to the Committee Appropriations.

**Request to Add Urgency Section**

To the Committee on Rules: I request permission to add an urgency section to AB 1662 pursuant to Joint Rule 58.

ASSEMBLY MEMBER GARCIA

**Permission of Rules Committee**

Senate Chamber, September 12, 2007

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 1662.

PERATA, Chair

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

**MESSAGES FROM THE ASSEMBLY**

Assembly Chamber, September 11, 2007

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

AB 394	AB 1014	AB 1130	AB 1379
AB 684	AB 1025	AB 1187	AB 1393
AB 785	AB 1049	AB 1220	AB 1396
AB 864	AB 1056	AB 1253	AB 1404
AB 922	AB 1058	AB 1259	AB 1406
AB 962	AB 1103	AB 1273	AB 1420
AB 980	AB 1113	AB 1310	

E. DOTSON WILSON, Chief Clerk of the Assembly



Assembly Chamber, September 12, 2007

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

SB 164

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

Above measure ordered to the unfinished business file.

Assembly Chamber, September 12, 2007

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

AB 949	AB 1453	AB 1	AB 263
AB 1032	AB 1571	AB 7	AB 319
AB 1073	AB 1548	AB 12	AB 343
AB 1078	AB 1521	AB 14	AB 76
AB 1164	AB 1528	AB 35	AB 377
AB 1168	AB 1543	AB 44	AB 400
AB 1184	AB 1585	AB 57	AB 414
AB 1248	AB 1616	AB 70	AB 610
AB 1294	AB 1617	AB 110	AB 662
AB 1331	AB 1658	AB 118	AB 665
AB 1339	AB 1721	AB 149	AB 715
AB 1347	AB 1729	AB 156	AB 739
AB 1402	AB 1743	AB 220	AB 1045
AB 1410	AB 1750	AB 236	

#### **REQUEST FOR UNANIMOUS CONSENT (SB 826)**

Senator Padilla asked for, and was granted, unanimous consent to take up SB 826 at this time, without reference to file.

#### **Consideration of Senate Bill 826**

##### **Consideration of Assembly Amendments**

**Senate Bill 826**—An act to amend Sections 13040, 13041, and 13042 of the Education Code, and to amend Section 1 of Chapter 870 of the Statutes of 2001, relating to Native American education.

Measure presented by Senator Padilla.

The question being: Shall the Senate concur in the Assembly amendments to SB 826?

#### **Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (23)—Senators Alquist, Ashburn, Corbett, Denham, Ducheny, Dutton, Harman, Hollingsworth, Kehoe, Lowenthal, Machado,

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Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Romero, Steinberg, Wiggins, and Yee.

NOES (3)—Senators Aanestad, Ackerman, and Cogdill.

Above measure ordered enrolled.

#### **MOTIONS TO PLACE MEASURES ON THE INACTIVE FILE**

Senator Migden moved that **SB 164** be placed on the inactive file.

Senator Padilla moved that **AB 734** be placed on the inactive file.

Senator Steinberg moved that **AB 433** be placed on the inactive file.

Motions carried.

#### **REQUEST TO BE ADDED TO ROLL CALL**

September 11, 2007

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

AB 1310—Aye	AB 394—No	AB 14—No
AB 765—Aye	AB 220—No	AB 319—No
AB 1481—Aye	AB 1540—No	AB 922—Aye
AB 1427—No	AB 1488—No	AB 739—No
AB 1274—Aye	AB 665—No	AB 5—No
AB 662—No	AB 7—Aye	AB 1560—No
AB 1613—Aye	AB 715—No	AB 1058—No
AB 1406—Aye	AB 236—No	AB 70—No
AB 1253—Aye	AB 1049—No	AB 888—No
SB 45—Aye	SB 1036—Aye	SB 703—Aye

DICK ACKERMAN, Minority Floor Leader

#### **UNANIMOUS CONSENT TO PRINT IN JOURNAL**

Without objection, the following letter was printed in the Journal.

September 10, 2007

*Senator Don Perata, Chairman*

*Senate Rules Committee*

Attn: Greg Schmidt, Secretary of the Senate

Dear Senator Perata:

I have authored Senate Bill 966, which creates a pilot project to develop, test and evaluate model programs for the proper collection and disposal of unused drugs.

It is my intention that this pilot project be inclusive of any voluntary participant, as defined, that chooses to participate in a model program developed by the California Integrated Waste Management Board, including but not limited to governmental entities, medical facilities, retail facilities and other drug dispensers.

In the most recent amendments, adopted September 5, 2007, language was inadvertently left in Section 4122 (b) (1) that could conceivably be misinterpreted to limit a model program to the type or brand of drugs that the participant sells or previously sold. It was my intention that this language be stricken. Due to the late date, I intend to introduce clean up legislation next year to correct this drafting error.

Sincerely,

JOSEPH SIMITIAN  
11th Senatorial District

**MOTION TO PRINT IN JOURNAL**

Senator Torlakson moved that the following letter be printed in the Journal.

September 12, 2007

*Gregory Schmidt*  
*Secretary of the Senate*

*Dotson Wilson*  
*Chief Clerk of the Assembly*

Dear Gentlemen:

The purpose of this letter is to memorialize my intent in authoring Assembly Bill 112 which establishes criteria for Safety Enhancement Double Fine Zones (SEDFZ) on state highways, including Highway 12, a process for establishing future SEDFZs, and studying the feasibility and criteria for SEDFZs that relate to pedestrian injuries and fatalities.

It was my intention to further amend this legislation to require the California Department of Transportation to establish specific criteria for pedestrian related SEDFZs and to provide that the Department shall designate the portion of State Highway Route 1 between 19th Avenue and Junipero Serra Boulevard and the intersection of State Highway Route 1 and Lake Street in San Francisco to be a SEDFZ if it is found to meet the new criteria. Due to legislative deadlines this amendment was not adopted.

I will work with Senator Leland Yee and the Department to enact this provision in the remaining year of the 2007–08 session when we reconvene in January, 2008 and that the study in AB 112 will begin the Department's preliminary work toward this effort when the bill takes effect January 1, 2008.

Sincerely,

LOIS WOLK  
Assemblywoman, 8th District





**SENATE COMMITTEE ROLL CALLS**  
**Committee on Appropriations**

**AB 118—Do pass**

AYES (9)—Senators Cedillo, Corbett, Florez, Kuehl, Oropeza, Ridley-Thomas, Steinberg, Torlakson, and Yee.

NOES (7)—Senators Aanestad, Ashburn, Battin, Cox, Dutton, Runner, and Wyland.

**AB 335—Do pass**

AYES (12)—Senators Cedillo, Corbett, Cox, Dutton, Florez, Kuehl, Oropeza, Ridley-Thomas, Simitian, Steinberg, Torlakson, and Yee.

NOES (5)—Senators Aanestad, Ashburn, Battin, Runner, and Wyland.

**AB 558—Do pass**

AYES (8)—Senators Cedillo, Corbett, Kuehl, Oropeza, Ridley-Thomas, Simitian, Steinberg, and Torlakson.

NOES (9)—Senators Aanestad, Ashburn, Battin, Cox, Dutton, Florez, Runner, Wyland, and Yee.

Failed passage

**AB 558—Reconsideration granted**

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

NOES (0)—None.

**AB 941—Do pass**

AYES (16)—Senators Aanestad, Ashburn, Battin, Cedillo, Corbett, Cox, Dutton, Florez, Kuehl, Oropeza, Ridley-Thomas, Runner, Simitian, Steinberg, Torlakson, and Wyland.

NOES (0)—None.

Date of Hearing: 9/10/2007

Torlakson (Chair)

**AB 1159—Do pass**

AYES (15)—Senators Aanestad, Ashburn, Battin, Cedillo, Corbett, Cox, Dutton, Florez, Kuehl, Oropeza, Runner, Simitian, Steinberg, Torlakson, and Yee.

NOES (0)—None.

**AB 1719—Do pass**

AYES (13)—Senators Ashburn, Cedillo, Cox, Dutton, Florez, Kuehl, Oropeza, Ridley-Thomas, Runner, Simitian, Steinberg, Torlakson, and Wyland.

NOES (1)—Senator Aanestad.

Date of Hearing: 9/11/2007

Torlakson (Chair)



**Committee on Banking, Finance and Insurance****AB 1159**—Re-refer to Committee on Appropriations

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

NOES (0)—None.

Date of Hearing: 9/11/2007

Machado (Chair)

**Committee on Education****SB 65**—That the Assembly amendments be concurred in

AYES (5)—Senators Alquist, Padilla, Romero, Simitian, and Torlakson.

NOES (1)—Senator Wyland.

Date of Hearing: 9/11/2007

Scott (Chair)

**Committee on Governmental Organization****SB 730**—That the Assembly amendments be concurred in

AYES (5)—Senators Florez, Negrete McLeod, Vincent, Wiggins, and Yee.

NOES (0)—None.

Date of Hearing: 9/11/2007

Florez (Chair)

**AB 765**—Do pass

AYES (5)—Senators Florez, Negrete McLeod, Vincent, Wiggins, and Yee.

NOES (0)—None.

Date of Hearing: 9/10/2007

Florez (Chair)

**Committee on Health****SB 94**—That the Assembly amendments be concurred in

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

NOES (2)—Senators Cox and Wyland.

**SB 306**—That the Assembly amendments be concurred in

AYES (7)—Senators Aanestad, Cedillo, Cox, Kuehl, Steinberg, Wyland, and Yee.

NOES (0)—None.

**AB 184**—Do pass

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

NOES (2)—Senators Cox and Wyland.

Date of Hearing: 9/11/2007

Kuehl (Chair)

**Committee on Judiciary****SB 93**—That the Assembly amendments be concurred in

AYES (3)—Senators Corbett, Kuehl, and Steinberg.

NOES (2)—Senators Ackerman and Harman.



**AB 1491—Do pass**

AYES (5)—Senators Ackerman, Corbett, Harman, Kuehl, and Steinberg.

NOES (0)—None.

Date of Hearing: 9/11/2007

Corbett (Chair)

**Committee on Labor and Industrial Relations****AB 734—Do pass and re-refer to Committee on Appropriations**

AYES (5)—Senators Ackerman, Kuehl, Migden, Padilla, and Wyland.

NOES (0)—None.

Date of Hearing: 9/11/2007

Migden (Chair)

**Committee on Public Safety****SB 943—That the Assembly amendments be taken up for consideration**

AYES (5)—Senators Cedillo, Cogdill, Margett, Ridley-Thomas, and Romero.

NOES (0)—None.

Date of Hearing: 9/11/2007

Romero (Chair)

**Committee on Revenue and Taxation****SB 898—That the Assembly amendments be concurred in**

AYES (7)—Senators Alquist, Cogdill, Harman, Machado, Oropeza, Runner, and Wiggins.

NOES (0)—None.

Date of Hearing: 9/11/2007

Oropeza (Chair)

**Committee on Transportation and Housing****SB 976—That the Assembly amendments be concurred in**

AYES (6)—Senators Cedillo, Corbett, Kehoe, Lowenthal, Torlakson, and Yee.

NOES (3)—Senators Ashburn, Dutton, and Harman.

Date of Hearing: 9/11/2007

Lowenthal (Chair)

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

At 3:15 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 pursuant to the Joint Rules for the 2007–08 Regular Session, the Senate stands in recess upon call of the President pro Tempore until Friday, September 14, 2007, at which time the Senate shall stand adjourned for the 2007 Interim Study Recess until Monday, January 7, 2008, pursuant to Joint Rules 51 and 61, and consent for the Assembly to do the same

Motion carried.



**REQUESTS TO ADJOURN IN MEMORIAM**

Senators Ackerman and Padilla requested that when the Senate adjourns this day it do so in memory of Z. Harry Astor of Santa Ana.

Senators Denham and Cogdill requested that when the Senate adjourns this day it do so in memory of James Brazelton of Modesto.

Senator Kehoe requested that when the Senate adjourns this day it do so in memory of Lloyd L. Smith of Sacramento.

Senator McClintock requested that when the Senate adjourns this day it do so in memory of Smiley E. Wilkins of Lompoc.

**ADJOURNMENT**

At 3:15 a.m., the Senate adjourned pursuant to the Senators' requests upon call of the President pro Tempore.

PAULA K. ROSSETTO, Minute Clerk

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