

## CALIFORNIA LEGISLATURE

2007–08 REGULAR SESSION

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# SENATE DAILY JOURNAL

ONE HUNDRED FIFTIETH LEGISLATIVE DAY

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## IN SENATE

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Senate Chamber, Sacramento  
Wednesday, February 13, 2008

The Senate met at 9 a.m.

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

Secretary Greg Schmidt at the Desk.

Assistant Secretary Kipchoge Randall reading.

### ROLL CALL

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

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

Quorum present.

*(NOTE: Senators Battin, Corbett, and Migden will be excused this day on legislative business and Senator Denham will be excused this day due to illness.)*

### REPORTS OF STANDING COMMITTEES

#### Committee on Public Safety

Senate Chamber, February 13, 2008

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

AB 1407

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

ROMERO, Chair



**Second Reading of Bills—Author's Amendments**

**Assembly Bill 1407**—An act to amend Section 830.7 of the Penal Code, relating to powers of arrest.

Bill read second time.

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

**INTRODUCTION AND FIRST READING OF SENATE MEASURES**

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

**Senate Bill 1197:** By Senator Alquist—An act to amend Section 52321 of the Education Code, relating to regional occupational centers and programs.

**Senate Bill 1198:** By Senators Kuehl and Florez (Principal coauthor: Assembly Member Beall) (Coauthor: Senator Wiggins) (Coauthors: Assembly Members Hancock and Hernandez)—An act to add Section 1367.27 to the Health and Safety Code, and to add Section 10123.24 to the Insurance Code, relating to health care coverage.

**Senate Bill 1199:** By Senators Yee, Cedillo, Romero, Scott, and Steinberg—An act to amend Section 190.5 of the Penal Code, relating to crime.

**Senate Bill 1200:** By Senator Ducheny—An act relating to Indian tribes.

**Senate Bill 1201:** By Senator Battin—An act to amend Section 12012.25 of the Government Code, relating to gaming.

**Senate Bill 1202:** By Senator Harman—An act to amend Section 1021.5 of the Code of Civil Procedure, relating to attorney's fees.

**Senate Bill 1203:** By Senator Runner—An act to amend Section 2085.5 of the Penal Code, relating to restitution.

**Senate Bill 1204:** By Senator Denham—An act to add Section 87500.1 to the Government Code, relating to the Political Reform Act of 1974.

**Senate Bill 1205:** By Senator Aanestad—An act to amend Sections 4834, 4841.5, 4875.2, 4875.4, and 4883 of, and to add Sections 4809.8, 4832.5, and 4875.1 to, the Business and Professions Code, relating to veterinary medicine.

**Senate Bill 1206:** By Senator Calderon—An act to amend Section 8514 of the Business and Professions Code, relating to pest control.

**Senate Bill 1207:** By Senator Scott—An act to amend Section 35160.5 of the Education Code, relating to public schools.



**Senate Bill 1208:** By Senator Ducheny—An act to amend Sections 9004 and 9005 of the Elections Code, relating to elections.

**Senate Bill 1209:** By Senator Maldonado—An act to add Section 7583.11 to the Business and Professions Code, relating to private security services.

**Senate Bill 1210:** By Senator Dutton—An act to amend Section 21159.24 of the Public Resources Code, relating to environmental quality.

**Senate Bill 1211:** By Senator Harman—An act to amend Section 23399 of the Business and Professions Code, relating to alcoholic beverages.

**Senate Bill 1212:** By Senator Cox—An act to amend Section 538d of the Penal Code, relating to crime.

**Senate Bill 1213:** By Senator Ducheny—An act to amend Section 1765.150 of the Health and Safety Code, relating to mobile health care units.

**Senate Bill 1214:** By Senator Cedillo—An act to amend Sections 51220 and 51226.3 of the Education Code, relating to pupil instruction.

**Senate Bill 1215:** By Senator Harman—An act to amend Section 6501 of the Business and Professions Code, relating to professional fiduciaries.

**Senate Concurrent Resolution 78:** By Senator Aanestad—Relative to the George Jumper sawmill.

#### **MOTION TO REFER MEASURES TO INACTIVE FILE**

Senator Ducheny moved that **AB 514, AB 690, AB 995, AB 160, AB 706, AB 1358, AB 163, AB 1456, AB 1279, AB 1252, and AB 1545** be placed on the inactive file.

Motion carried.

#### **MOTION TO STRIKE FROM FILE**

Without objection, **SB 455, SB 165, SB 739, SB 924, SB 93, SB 103, SB 533, SB 964, SB 137, SB 152, SB 259, SB 284, SB 652, SB 764, SB 945, SB 382, SB 406, SB 408, SB 439, SB 735, SB 801, SB 803, SB 861, SB 909, SB 565, SB 622, SB 936, SB 942, SB 669, SB 678, SB 756, SB 789, SB 826, SB 828, SB 832, SB 1, SB 18, SB 34, SB 35, SB 44, SB 63, SB 65, SB 171, SB 226, SB 470, SB 511, SB 515, SB 549, SB 557, SB 609, SB 613, SB 615, SB 180, SB 650, SB 1001, SB 1002, SB 70, SB 260, SB 263, SB 299, SB 320, SB 534, SB 660, SB 851, SB 904, SB 906, SB 120, SB 121, SB 123, SB 178, SB 275, and SB 396** were stricken from the file.

Governor's vetoes sustained.



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**IN JOINT CONVENTION**

**Address by His Excellency Felipe Calderón Hinojosa,  
President of Mexico**

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Assembly Chamber, Sacramento  
Wednesday, February 13, 2008

At 10:30 a.m., the Senate and Assembly met in Joint Convention.

Hon. Fabian Núñez, Speaker of the Assembly, presiding.

(NOTE: For text of President's Calderón's Address see Appendix to Assembly Journal for February 13, 2008.)

**ADJOURNMENT OF JOINT CONVENTION**

At 11:04 a.m., there being no further business, Speaker Núñez, declared the Joint Convention adjourned *sine die*.

**SENATE COMMITTEE ROLL CALLS****Committee on Revenue and Taxation**

**SB 1055**—Do pass as amended and re-refer to Committee on Appropriations

AYES (8)—Senators Alquist, Cogdill, Harman, Machado, Oropeza, Runner, Scott, and Wiggins.

NOES (0)—None.

**SB 1064**—Do pass as amended and re-refer to Committee on Appropriations

AYES (8)—Senators Alquist, Cogdill, Harman, Machado, Oropeza, Runner, Scott, and Wiggins.

NOES (0)—None.

Date of Hearing: 2/13/2008

Oropeza (Chair)

**LEAVES OF ABSENCE FOR THE DAY**

The following Senators were granted leaves of absence for the day due to legislative business: Senators Battin, Corbett, and Migden.

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

**ADJOURNMENT**

At 3:30 p.m., the Senate adjourned until 9 a.m., Thursday, February 14, 2008.

PAULA K. ROSSETTO, Minute Clerk

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