

CALIFORNIA LEGISLATURE

2007–08 REGULAR SESSION

SENATE DAILY JOURNAL

ONE HUNDRED SIXTY-FIRST LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento

Tuesday, March 4, 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:

Ackerman, Alquist, Ashburn, Battin, Calderon, Cedillo, Cogdill, Corbett, Cox, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Negrete McLeod, Oropeza, Padilla, Perata, Runner, Scott, Simitian, Steinberg, Torlakson, Wiggins, and Yee—32.

Quorum present.

(NOTE: Senators Aanestad, Correa, Migden, Ridley-Thomas, Romero, and Wyland will be excused this day on legislative business and Senators Denham and Vincent will be excused this day due to illness.)

MESSAGES FROM THE GOVERNOR

Governor's Office, State Capitol

March 3, 2008

To the Senate of the State of California:

I have the honor to transmit to you herewith the following appointments or reappointments heretofore made by me to offices which by law are to be filled by the Governor. These appointments are subject to Senate



confirmation and consent. I hereby nominate these appointees to you and request your confirmation and consent.

Sincerely,

ARNOLD SCHWARZENEGGER, Governor

Richard W. Figueroa, health care advisor, Office of Governor Arnold Schwarzenegger; and has served on the Managed Risk Medical Insurance Board since 2003. Reappointed 01/26/08. Effective 03/03/08.

Member, Managed Risk Medical Insurance Board, term ending four years from second commission.

Robert E. Tepel, former engineering geologist, Santa Clara Valley Water District from 1977 to 1999; associate and engineering geologist for W.A. Wahler and Associates from 1969 to 1977; and has served on the State Board of Mining and Geology since 2005. Reappointed 02/06/08. Effective 02/29/08.

Member, State Mining and Geology Board, term ending 01/15/12.

Yvonne Chan, Ed.D, school principal, Vaughn Next Century Learning Center since 1990; former school principal, Sylmar Elementary School from 1986 to 1990; and has served on the State Board of Education since 2005. Reappointed 02/12/08. Effective 02/26/08.

Member, State Board of Education, term ending 01/15/12.

Above appointments referred to the Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Transportation and Housing

Senate Chamber, March 4, 2008

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

AB 725

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

LOWENTHAL, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 725—An act to add Section 50455.7 to the Health and Safety Code, relating to housing.

Bill read second time.

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

Committee on Appropriations

Senate Chamber, March 4, 2008

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

AB 1251



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.

Committee on Transportation and Housing

Senate Chamber, March 4, 2008

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

AB 1065

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

LOWENTHAL, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 1065—An act to amend Sections 25402 and 25402.1 of the Public Resources Code, relating to public resources.

Bill read second time.

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

Committee on Labor and Industrial Relations

Senate Chamber, March 4, 2008

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

SB 1135

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

MIGDEN, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 1135—An act to add Section 9600.5 to the Unemployment Insurance Code, relating to the Employment Development Department.

Bill read second time.

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

Committee on Local Government

Senate Chamber, March 4, 2008

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

AB 212

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

NEGRETE McLEOD, Chair



Second Reading of Bills—Author's Amendments

Assembly Bill 212—An act to add Section 65862.5 to the Government Code, relating to local planning, and declaring an urgency thereof, to take effect immediately .

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:

Senate Concurrent Resolution 90: By Senator Wiggins (Coauthor: Assembly Member Berg)—Relative to the Daniel D. Broeske Memorial Highway.

Senate Concurrent Resolution 91: By Senator Lowenthal (Principal coauthor: Assembly Member Karnette)—Relative to Children's Day and Children's Week.

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

Assembly Bill 450—An act to make an appropriation in augmentation of the Budget Act of 2007, relating to the state budget, to take effect immediately as an appropriation for the usual current expenses of the state.

Bill read second time and ordered to third reading.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day due to legislative business: Senators Aanestad, Correa, Migden, Ridley-Thomas, Romero, and Wyland.

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

REQUEST TO ADJOURN IN MEMORIAM

Senator Cox requested that when the Senate adjourns this day it do so in memory of Floyce Vellanoweth Boyd of Carmichael.

ADJOURNMENT

At 3:30 p.m., the Senate adjourned pursuant to the Senator's request until 9 a.m., Wednesday, March 5, 2008.

PAULA K. ROSSETTO, Minute Clerk

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