

CALIFORNIA LEGISLATURE

2007–08 REGULAR SESSION

SENATE DAILY JOURNAL

ONE HUNDRED SEVENTY-EIGHTH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Wednesday, April 9, 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, Battin, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, 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—37.

Quorum present.

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

MESSAGES FROM THE GOVERNOR

Governor's Office, State Capitol
April 9, 2008

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

William S. Haraf, Ph.D., former independent consultant, Promontory Financial Group; visiting professor of economics and finance, Graduate School of Management, University of California, Davis since 2005; past board member, Bank Administration Institute and past chair of the institute's strategic issues and regulatory affairs committees. Appointed 04/08/08. Effective 04/08/08.

Commissioner of Financial Institutions, Business, Transportation and Housing Agency, vice Michael A. Kelley, withdrawn from Senate, term ending at the Pleasure of the Governor.

Above appointment referred to the Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Natural Resources and Water

Date of Hearing, April 8, 2008

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

SB 1668

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

STEINBERG, Chair

Above measure ordered to second reading.

Committee on Rules

Senate Chamber, April 9, 2008

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

SB 1210

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

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

Bill read second time.

Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to SB 1210 pursuant to Joint Rule 58.

SENATOR DUTTON



Permission of Rules Committee

Senate Chamber, April 9, 2008

The Committee on Rules grants permission to offer amendments which would add an urgency section to SB 1210.

PERATA, Chair

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

Committee on Transportation and Housing

Date of Hearing, April 8, 2008

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

SB 1174

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

LOWENTHAL, Chair

Above measure ordered to second reading.

Committee on Public Safety

Senate Chamber, April 9, 2008

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

SB 1730

AB 1724

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

Senate Bill 1730—An act to add Section 4575.5 to the Penal Code, relating to correctional facilities.

Bill read second time.

Assembly Bill 1724—An act to repeal and add Section 22659.5 of the Vehicle Code, relating to vehicle forfeiture.

Bill read second time.

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

Committee on Appropriations

Senate Chamber, April 9, 2008

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

SB 1110

SB 1132

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

TORLAKSON, Chair



Second Reading of Bills—Author's Amendments

Senate Bill 1110—An act to add Sections 44423.5 and 44423.6 to the Education Code, relating to teacher credentialing.

Bill read second time.

Senate Bill 1132—An act to amend Section 14005.28 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time.

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

Committee on Transportation and Housing

Date of Hearing, April 8, 2008

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

SB 1731

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

LOWENTHAL, Chair

Above measure re-referred to the Committee on Appropriations.

Date of Hearing, April 8, 2008

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

SB 1470

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

LOWENTHAL, Chair

Above measure re-referred to the Committee on Health.

Committee on Public Safety

Date of Hearing, April 8, 2008

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

SB 1582

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

ROMERO, Chair

Above measure re-referred to the Committee on Environmental Quality.

Date of Hearing, April 8, 2008

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

SB 1199	SB 1523	SB 1589	SB 1770
SB 1419	SB 1531	SB 1590	
SB 1499	SB 1555	SB 1591	

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

ROMERO, Chair

Above measures re-referred to the Committee on Appropriations.

Committee on Appropriations

Senate Chamber, April 9, 2008

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

SB 1116

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

TORLAKSON, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 1116—An act to amend Section 13848.6 of the Penal Code, relating to crime.

Bill read second time.

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

Committee on Energy, Utilities and Communications

Senate Chamber, April 9, 2008

Mr. President: The Chair of the Committee on Energy, Utilities and Communications, to which was referred:

SB 1193

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

KEHOE, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 1193—An act to amend Section 270 of, and to amend, renumber, and add Section 281 of, the Public Utilities Code, relating to telecommunications.

Bill read second time.

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

Committee on Judiciary

Senate Chamber, April 9, 2008

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

SB 1726

AB 983

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

CORBETT, Chair



Second Reading of Bills—Author's Amendments

Senate Bill 1726—An act to amend Sections 7660.5, 7662, 8700, 8714.5, 8802, and 8814.5 of the Family Code, to amend Section 1510 of the Probate Code, and to amend Section 361 of, and to repeal and add Section 305.6 of, the Welfare and Institutions Code, relating to adoption.

Bill read second time.

Assembly Bill 983—An act to amend Section 1104 of the Public Contract Code, relating to public contracts.

Bill read second time.

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

Date of Hearing, April 8, 2008

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

SB 1177

Reports the same back with the recommendation: Do pass as amended.

CORBETT, Chair

Above measure ordered to second reading.

Committee on Transportation and Housing

Senate Chamber, April 9, 2008

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

SB 1486

SB 1549

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

Senate Bill 1486—An act to add Chapter 7 (commencing with Section 31460) to Division 7 of the Streets and Highways Code, relating to transportation.

Bill read second time.

Senate Bill 1549—An act to add Section 5004.7 to the Vehicle Code, relating to vehicles.

Bill read second time.

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

Committee on Rules

Senate Chamber, April 9, 2008

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

SB 1626



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

Senate Bill 1626—An act to amend Section 326.5 of the Penal Code, relating to bingo.

Bill read second time.

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

Committee on Environmental Quality

Senate Chamber, April 9, 2008

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

SB 1670

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

SIMITIAN, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 1670—An act to add Division 16.3 (commencing with Section 26301) to the Public Resources Code, relating to energy efficiency and carbon reduction, by providing 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.

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, April 9, 2008

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

SB 1519

AB 239

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

Senate Bill 1519—An act to add Sections 53075.7, 53075.8, and 53075.9 to the Government Code, relating to taxicabs.

Bill read second time.



Assembly Bill 239—An act to add Section 27361.10 to the Government Code, relating to recording fees.

Bill read second time.

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

Committee on Health

Senate Chamber, April 9, 2008

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

SB 1470

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

KUEHL, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 1470—An act to add Division 28 (commencing with Section 28000) to the Welfare and Institutions Code, relating to homeless youth.

Bill read second time.

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

Committee on Environmental Quality

Senate Chamber, April 9, 2008

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

SB 1500

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

SIMITIAN, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 1500—An act to add Sections 65865.6, 65962.1, and 66474.11 to the Government Code, and to add Sections 4138 and 21096.5 to the Public Resources Code, relating to the environment.

Bill read second time.

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

Committee on Veterans Affairs

Date of Hearing, April 8, 2008

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

SB 1680



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

WYLAND, Chair

Above measure ordered to second reading.

Committee on Agriculture

Senate Chamber, April 9, 2008

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

SB 1466

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

MALDONADO, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 1466—An act to add Article 3 (commencing with Section 6941) to Chapter 2 of Part 3 of Division 4 of the Food and Agricultural Code, relating to nurseries.

Bill read second time.

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

Committee on Education

Senate Chamber, April 9, 2008

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

SB 1274

SB 1281

SB 1298

SB 1372

SB 1445

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

SCOTT, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 1274—An act to amend Section 52720 of, to amend the heading of Article 2 (commencing with Section 52720) of Chapter 11 of Part 28 of Division 4 of Title 2 of, and to add Section 52730 to, the Education Code, relating to patriotic exercises.

Bill read second time.

Senate Bill 1281—An act to amend Section 56463 of the Education Code, relating to special education.

Bill read second time.

Senate Bill 1298—An act to amend Section 10606 of the Education Code, relating to education.

Bill read second time.



Senate Bill 1372—An act to amend Section 47605.1 of the Education Code, relating to charter schools.

Bill read second time.

Senate Bill 1445—An act relating to pupil attendance.

Bill read second time.

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

Date of Hearing, April 2, 2008

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

SB 1330

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

SCOTT, Chair

Above measure ordered to second reading.

Committee on Local Government

Senate Chamber, April 9, 2008

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

SB 1482

SB 1548

SB 1587

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

Senate Bill 1482—An act to add Section 3003 to the Government Code, relating to local government.

Bill read second time.

Senate Bill 1548—An act to amend Section 40600 of the Health and Safety Code, relating to air pollution.

Bill read second time.

Senate Bill 1587—An act to add Section 19828.5 to the Health and Safety Code, relating to local building permits.

Bill read second time.

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

Committee on Banking, Finance and Insurance

Senate Chamber, April 9, 2008

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

SB 1167

SB 1371



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

MACHADO, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 1167—An act to amend Sections 758.5 and 1874.87 of the Insurance Code, relating to vehicle repair.

Bill read second time.

Senate Bill 1371—An act to add Section 758.6 to the Insurance Code, relating to insurance.

Bill read second time.

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

Committee on Appropriations

Senate Chamber, April 9, 2008

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

SB 1147

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

TORLAKSON, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 1147—An act to amend Section 14029.5 of, and to add Section 14011.95 to, the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time.

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

Committee on Judiciary

Senate Chamber, April 9, 2008

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

AB 250

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

CORBETT, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 250—An act to amend Section 2040 of the Family Code, to amend Sections 250, 267, 279, 5000, 5302, 13111, 13206, and 13562 of, to amend and renumber Sections 5600, 5601, 5602, 5603, and 5604 of, to add Section 69 to, to add the heading of Chapter 3 (commencing with Section 5040) to Part 1 of Division 5 of, to add Part 4 (commencing with Section 5600) to Division 5 of, and to repeal the heading of Part 4



(commencing with Section 5600) of Division 5 of, the Probate Code, relating to nonprobate transfers.

Bill read second time.

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

Committee on Labor and Industrial Relations

Date of Hearing, April 9, 2008

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

SB 1362

Reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Business, Professions and Economic Development.

MIGDEN, Chair

Above measure re-referred to the Committee on Business, Professions and Economic Development.

Date of Hearing, April 9, 2008

Mr. President: The Committee on Labor and Industrial Relations, to which were referred:

AB 628

AB 1666

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

MIGDEN, Chair

Above measures re-referred to the Committee on Appropriations.

Date of Hearing, April 9, 2008

Mr. President: The Committee on Labor and Industrial Relations, to which were referred:

SB 1489

SB 1490

SB 1661

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

MIGDEN, Chair

Above measures re-referred to the Committee on Appropriations.

Committee on Local Government

Senate Chamber, April 9, 2008

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

SB 1276

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

Senate Bill 1276—An act to add Section 21100.1 to the Water Code, relating to water, and declaring the 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.

Committee on Environmental Quality

Senate Chamber, April 9, 2008

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

SB 1357

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

SIMITIAN, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 1357—An act to amend Sections 14575 and 14581 of, and to amend, repeal, and add Section 14585 of, the Public Resources Code, relating to beverage containers, and making an appropriation therefor.

Bill read second time.

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

Committee on Education

Date of Hearing, April 9, 2008

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

SB 1437

SB 1552

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

SCOTT, Chair

Above measures re-referred to the Committee on Rules.

Date of Hearing, April 9, 2008

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

SB 1369

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

SCOTT, Chair

Above measure re-referred to the Committee on Health.



Committee on Environmental Quality

Senate Chamber, April 9, 2008

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

SB 1165

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

SIMITIAN, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 1165—An act to amend Sections 21082.1 and 21166 of the Public Resources Code, relating to the environment.

Bill read second time.

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

Committee on Education

Date of Hearing, April 9, 2008

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

SB 1214

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

SCOTT, Chair

Above measure re-referred to the Committee on Appropriations.

Date of Hearing, April 2, 2008

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

SB 1104

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

SCOTT, Chair

Above measure re-referred to the Committee on Appropriations.

Senate Chamber, April 9, 2008

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

SB 1207

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

SCOTT, Chair



Second Reading of Bills—Author's Amendments

Senate Bill 1207—An act to amend Section 35160.5 of the Education Code, relating to public schools.

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, April 9, 2008

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

AB 996

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

TORLAKSON, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 996—An act to add Section 3044 to the Penal Code, relating to parole.

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, April 9, 2008

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

SB 1699

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

Senate Bill 1699—An act to add Article 5.6 (commencing with Section 20193) to Chapter 1 of Part 3 of Division 2 of the Public Contract Code, relating to health care districts.

Bill read second time.

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

Committee on Education

Senate Chamber, April 9, 2008

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

SB 1393

SB 1643



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

SCOTT, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 1393—An act to amend Section 66055.8 of the Education Code, relating to nursing programs.

Bill read second time.

Senate Bill 1643—An act to amend Section 51870 of the Education Code, relating to education technology.

Bill read second time.

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

Committee on Public Safety

Senate Chamber, April 9, 2008

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

SB 1136

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

Senate Bill 1136—An act to add Section 10003 to the Welfare and Institutions Code, relating to public social services.

Bill read second time.

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

Committee on Energy, Utilities and Communications

Senate Chamber, April 9, 2008

Mr. President: The Chair of the Committee on Energy, Utilities and Communications, to which was referred:

SB 1438

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

KEHOE, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 1438—An act to add Chapter 4 (commencing with Section 8360) to Division 4.1 of the Public Utilities Code, relating to electricity.

Bill read second time.

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



Committee on Health

Senate Chamber, April 9, 2008

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

SB 1553

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

KUEHL, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 1553—An act to amend Sections 1345, 1363.5, 1367.01, 1367.26, 1368, 1370.2, 1371, 1371.1, 1371.35, 1373.95, 1374.16, 1374.28, 1374.30, 1380, and 1387 of, to amend and repeal Section 1371.36 of, and to add Sections 1348.7, 1363.3, 1367.035, and 1371.45 to, the Health and Safety Code, relating to health care service plans.

Bill read second time.

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

Committee on Energy, Utilities and Communications

Senate Chamber, April 9, 2008

Mr. President: The Chair of the Committee on Energy, Utilities and Communications, to which was referred:

SB 1399

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

KEHOE, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 1399—An act to amend Sections 25981, 25982, 25984, and 25985 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 Environmental Quality

Senate Chamber, April 9, 2008

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

SB 1426

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

SIMITIAN, Chair



Second Reading of Bills—Author's Amendments

Senate Bill 1426—An act to amend Section 12209 of the Public Contract Code, relating to public contracts.

Bill read second time.

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

Committee on Transportation and Housing

Senate Chamber, April 9, 2008

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

SB 1561

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

Senate Bill 1561—An act to amend Section 369i of the Penal Code, and to amend Sections 99170 and 102122 of, and to add Section 99171 to, the Public Utilities Code, relating to transportation.

Bill read second time.

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

Committee on Judiciary

Date of Hearing, April 8, 2008

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

SB 1469

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

CORBETT, Chair

Above measure ordered to second reading.

Committee on Business, Professions and Economic Development

Senate Chamber, April 9, 2008

Mr. President: The Chair of the Committee on Business, Professions and Economic Development, to which was referred:

SB 1205

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

RIDLEY-THOMAS, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 1205—An act to amend Sections 4832, 4841.5, 4875.2, 4875.4, and 4883 of, and to add Section 4875.1 to, and to add and repeal

Section 4809.8 of, the Business and Professions Code, relating to veterinary medicine.

Bill read second time.

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

Committee on Environmental Quality

Date of Hearing, April 7, 2008

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

SB 1313

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

SIMITIAN, Chair

Above measure ordered to second reading.

Committee on Transportation and Housing

Date of Hearing, April 8, 2008

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

SB 1473

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

LOWENTHAL, Chair

Above measure ordered to second reading.

INTRODUCTION AND FIRST READING OF SENATE MEASURES

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

Senate Resolution 25: By Senator Perata—Relative to the Standing Rules of the Senate for the 2007–08 Regular Session.

CONSIDERATION OF DAILY FILE

SECOND READING OF SENATE BILLS

Senate Bill 1161—An act to amend Sections 25299.24, 25299.54, 25299.57, and 25299.81 of, and to add Section 25299.50.2 to, the Health and Safety Code, relating to petroleum underground storage tanks.

Bill read second time.

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



Senate Bill 1258—An act to amend Sections 14877.1 and 14877.2 of the Water Code, relating to graywater.

Bill read second time.

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

Senate Bill 1423—An act to amend Section 2891.1 of the Public Utilities Code, relating to telecommunications.

Bill read second time.

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

Senate Bill 1137—An act to add and repeal Sections 2923.5, 2923.6, 2924.8, and 2929.3 of the Civil Code, and to add and repeal Section 1161b of the Code of Civil Procedure, relating to mortgages, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

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

Senate Bill 1594—An act to add Article 5 (commencing with Section 125286.1) to Chapter 2 of Part 5 of Division 106 of the Health and Safety Code, relating to bleeding disorders.

Bill read second time.

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

Senate Bill 1261—An act to amend Sections 2816 and 2817 of the Penal Code, to amend Section 10122.5 of the Public Contract Code, and to repeal and add Section 1760.6 of the Welfare and Institutions Code, relating to corrections.

Bill read second time.

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

Senate Bill 1266—An act relating to the Board of Parole Hearings.

Bill read second time.

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



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

Bill read second time.

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

Senate Bill 1616—An act to amend Section 4369 of the Welfare and Institutions Code, relating to gambling.

Bill read second time.

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

Senate Bill 1738—An act to add Article 4.6 (commencing with Section 14147) to Chapter 7 of Part 3 of Division 9 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time.

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

Senate Bill 1380—An act to amend Sections 18358, 18358.05, 18358.10, 18358.15, 18358.20, 18358.23, 18358.25, and 18358.30 of the Welfare and Institutions Code, relating to foster care.

Bill read second time.

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

Senate Bill 1280—An act to amend Sections 52291 and 52351 of the Food and Agricultural Code, relating to agriculture.

Bill read second time.

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

Senate Bill 1230—An act to add Chapter 12 (commencing with Section 108945) to Part 3 of Division 104 of the Health and Safety Code, relating to product safety.

Bill read second time.

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



Senate Bill 1545—An act to amend Section 48645.5 of the Education Code, relating to juvenile court schools.

Bill read second time.

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

Senate Bill 1105—An act to amend Sections 44009, 44242.5, 44424, and 44425 of the Education Code, relating to teacher credentialing.

Bill read second time.

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

Senate Bill 1212—An act to amend Section 538d of the Penal Code, relating to crime.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill 1701—An act to amend Sections 1170 and 1170.3 of the Penal Code, relating to sentencing.

Bill read second time, ordered engrossed, and to third reading.

MEASURES WITHDRAWN AND RE-REFERRED TO COMMITTEE

Without objection, **SB 1237** was withdrawn from the Committee on Environmental Quality and re-referred to the Committee on Appropriations; and

AB 811 was withdrawn from the Committee on Energy, Utilities and Communications and re-referred to the Committee on Rules.

RE-REFERENCE TO COMMITTEE

Without objection, **SB 1701** was re-referred to the Committee on Appropriations.

SENATE COMMITTEE ROLL CALLS

Committee on Appropriations

AB 450—Do pass

AYES (10)—Senators Ashburn, Cedillo, Corbett, Cox, Dutton, Kuehl, Oropeza, Torlakson, Wyland, and Yee.

NOES (0)—None.

Date of Hearing: 4/7/2008

Torlakson (Chair)

Committee on Business, Professions and Economic Development

SB 1060—Do pass and re-refer to Committee on Governmental Organization

AYES (5)—Senators Calderon, Corbett, Ridley-Thomas, Simitian, and Yee.

NOES (3)—Senators Aanestad, Denham, and Harman.



SB 1307—Do pass and re-refer to Committee on Appropriations

AYES (6)—Senators Calderon, Corbett, Harman, Ridley-Thomas, Simitian, and Yee.

NOES (2)—Senators Aanestad and Denham.

SB 1337—Do pass and re-refer to Committee on Judiciary

AYES (6)—Senators Aanestad, Calderon, Denham, Harman, Ridley-Thomas, and Yee.

NOES (0)—None.

SB 1400—Do pass and re-refer to Committee on Judiciary

AYES (8)—Senators Aanestad, Calderon, Corbett, Denham, Harman, Ridley-Thomas, Simitian, and Yee.

NOES (0)—None.

SB 1633—Do pass and re-refer to Committee on Judiciary

AYES (8)—Senators Aanestad, Calderon, Corbett, Denham, Harman, Ridley-Thomas, Simitian, and Yee.

NOES (0)—None.

SB 1640—Do pass and re-refer to Committee on Judiciary

AYES (2)—Senators Ridley-Thomas and Yee.

NOES (5)—Senators Aanestad, Corbett, Denham, Harman, and Simitian.

Failed Passage

SB 1640—Reconsideration granted

AYES (8)—Senators Aanestad, Calderon, Corbett, Denham, Harman, Ridley-Thomas, Simitian, and Yee.

NOES (0)—None.

Date of Hearing: 4/7/2008

Ridley-Thomas (Chair)

Committee on Environmental Quality**SB 1056**—Do pass and re-refer to Committee on Appropriations

AYES (4)—Senators Aanestad, Kuehl, Lowenthal, and Simitian.

NOES (1)—Senator Runner.

SB 1161—Do pass as amended and re-refer to Committee on Appropriations

AYES (5)—Senators Aanestad, Kuehl, Lowenthal, Runner, and Simitian.

NOES (0)—None.

SB 1180—Do pass as amended and re-refer to Committee on Appropriations

AYES (5)—Senators Aanestad, Kuehl, Lowenthal, Runner, and Simitian.

NOES (0)—None.

SB 1230—Do pass as amended and re-refer to Committee on Rules

AYES (5)—Senators Aanestad, Kuehl, Lowenthal, Runner, and Simitian.

NOES (0)—None.



SB 1258—Do pass as amended and re-refer to Committee on Health
AYES (5)—Senators Aanestad, Kuehl, Lowenthal, Runner, and Simitian.
NOES (0)—None.

SB 1313—Do pass as amended and re-refer to Committee on Rules
AYES (5)—Senators Aanestad, Kuehl, Lowenthal, Runner, and Simitian.
NOES (0)—None.

Date of Hearing: 4/7/2008

Simitian (Chair)

Committee on Human Services

SB 1094—Do pass and re-refer to Committee on Appropriations
AYES (3)—Senators Alquist, Romero, and Yee.
NOES (2)—Senators Cogdill and Harman.

SB 1136—Do pass and re-refer to Committee on Public Safety
AYES (5)—Senators Alquist, Cogdill, Harman, Romero, and Yee.
NOES (0)—None.

SB 1317—Do pass as amended and re-refer to Committee on Appropriations

AYES (5)—Senators Alquist, Cogdill, Harman, Romero, and Yee.
NOES (0)—None.

SB 1380—Do pass as amended and re-refer to Committee on Judiciary
AYES (5)—Senators Alquist, Cogdill, Harman, Romero, and Yee.
NOES (0)—None.

SB 1599—Do pass and re-refer to Committee on Appropriations
AYES (3)—Senators Alquist, Romero, and Yee.
NOES (2)—Senators Cogdill and Harman.

SB 1774—Do pass and re-refer to Committee on Appropriations, with the recommendation: To Consent Calendar

AYES (5)—Senators Alquist, Cogdill, Harman, Romero, and Yee.
NOES (0)—None.

Date of Hearing: 4/8/2008

Alquist (Chair)

Committee on Judiciary

SB 1177—Do pass as amended
AYES (3)—Senators Corbett, Kuehl, and Steinberg.
NOES (2)—Senators Ackerman and Harman.

SB 1255—Do pass as amended and re-refer to Committee on Appropriations

AYES (5)—Senators Ackerman, Corbett, Harman, Kuehl, and Steinberg.
NOES (0)—None.

SB 1264—Do pass as amended
AYES (5)—Senators Ackerman, Corbett, Harman, Kuehl, and Steinberg.
NOES (0)—None.



SB 1296—Do pass and re-refer to Committee on Appropriations

AYES (4)—Senators Corbett, Harman, Kuehl, and Steinberg.

NOES (1)—Senator Ackerman.

SB 1329—Do pass as amended and re-refer to Committee on Appropriations

AYES (5)—Senators Ackerman, Corbett, Harman, Kuehl, and Steinberg.

NOES (0)—None.

SB 1370—Do pass

AYES (5)—Senators Ackerman, Corbett, Harman, Kuehl, and Steinberg.

NOES (0)—None.

SB 1394—Do pass as amended and re-refer to Committee on Appropriations

AYES (5)—Senators Ackerman, Corbett, Harman, Kuehl, and Steinberg.

NOES (0)—None.

SB 1469—Do pass as amended and re-refer to Committee on Public Safety

AYES (5)—Senators Ackerman, Corbett, Harman, Kuehl, and Steinberg.

NOES (0)—None.

SB 1583—Do pass as amended and re-refer to Committee on Appropriations

AYES (3)—Senators Corbett, Kuehl, and Steinberg.

NOES (2)—Senators Ackerman and Harman.

SB 1614—Do pass and re-refer to Committee on Rules

AYES (3)—Senators Corbett, Kuehl, and Steinberg.

NOES (2)—Senators Ackerman and Harman.

SB 1691—Do pass as amended and re-refer to Committee on Appropriations

AYES (3)—Senators Corbett, Kuehl, and Steinberg.

NOES (0)—None.

SB 1732—Do pass as amended

AYES (5)—Senators Ackerman, Corbett, Harman, Kuehl, and Steinberg.

NOES (0)—None.

SB 1765—Do pass and re-refer to Committee on Appropriations

AYES (3)—Senators Corbett, Kuehl, and Steinberg.

NOES (2)—Senators Ackerman and Harman.

Date of Hearing: 4/8/2008

Corbett (Chair)

Committee on Labor and Industrial Relations**SB 1345**—Do pass and re-refer to Committee on Appropriations

AYES (2)—Senators Ackerman and Wyland.

NOES (3)—Senators Kuehl, Migden, and Padilla.

Failed passage



SB 1352—Do pass as amended

AYES (4)—Senators Ackerman, Kuehl, Padilla, and Wyland.

NOES (0)—None.

SB 1362—Do pass and re-refer to Committee on Business, Professions and Economic Development

AYES (5)—Senators Ackerman, Kuehl, Migden, Padilla, and Wyland.

NOES (0)—None.

SB 1489—Do pass and re-refer to Committee on Appropriations

AYES (3)—Senators Kuehl, Migden, and Padilla.

NOES (1)—Senator Ackerman.

SB 1490—Do pass and re-refer to Committee on Appropriations

AYES (3)—Senators Kuehl, Migden, and Padilla.

NOES (1)—Senator Ackerman.

SB 1539—Do pass as amended and re-refer to Committee on Appropriations

AYES (5)—Senators Ackerman, Kuehl, Migden, Padilla, and Wyland.

NOES (0)—None.

SB 1547—Do pass as amended and re-refer to Committee on Appropriations

AYES (3)—Senators Kuehl, Migden, and Padilla.

NOES (0)—None.

SB 1661—Do pass and re-refer to Committee on Appropriations

AYES (3)—Senators Kuehl, Migden, and Padilla.

NOES (1)—Senator Ackerman.

AB 396—Do pass as amended and re-refer to Committee on Appropriations

AYES (3)—Senators Kuehl, Migden, and Padilla.

NOES (2)—Senators Ackerman and Wyland.

AB 628—Do pass and re-refer to Committee on Appropriations

AYES (3)—Senators Kuehl, Migden, and Padilla.

NOES (2)—Senators Ackerman and Wyland.

AB 1666—Do pass and re-refer to Committee on Appropriations

AYES (3)—Senators Kuehl, Migden, and Padilla.

NOES (2)—Senators Ackerman and Wyland.

Date of Hearing: 4/9/2008

Migden (Chair)

Committee on Natural Resources and Water**SB 1108**—Do pass and re-refer to Committee on Appropriations

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

NOES (1)—Senator Margett.



SB 1127—Do pass and re-refer to Committee on Appropriations, with the recommendation: To Consent Calendar

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

NOES (0)—None.

SB 1172—Do pass and re-refer to Committee on Appropriations, with the recommendation: To Consent Calendar

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

NOES (0)—None.

SB 1295—Do pass and re-refer to Committee on Appropriations

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

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

Failed passage

SB 1295—Reconsideration granted

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

NOES (0)—None.

SB 1323—Do pass as amended and re-refer to Committee on Appropriations

AYES (7)—Senators Cogdill, Hollingsworth, Kehoe, Kuehl, Machado, Margett, and Steinberg.

NOES (0)—None.

SB 1390—Do pass and re-refer to Committee on Appropriations

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

NOES (4)—Senators Kehoe, Kuehl, Migden, and Steinberg.

Failed passage

SB 1390—Reconsideration granted

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

NOES (0)—None.

SB 1435—Do pass and re-refer to Committee on Appropriations, with the recommendation: To Consent Calendar

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

NOES (0)—None.

SB 1436—Do pass as amended and re-refer to Committee on Appropriations, with the recommendation: To Consent Calendar

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

NOES (0)—None.



SB 1518—Do pass as amended and re-refer to Committee on Rules
AYES (6)—Senators Cogdill, Kehoe, Kuehl, Machado, Margett, and Steinberg.
NOES (0)—None.

SB 1617—Do pass and re-refer to Committee on Revenue and Taxation
AYES (5)—Senators Kehoe, Kuehl, Machado, Migden, and Steinberg.
NOES (2)—Senators Hollingsworth and Margett.

SB 1618—Do pass and re-refer to Committee on Environmental Quality
AYES (4)—Senators Cogdill, Hollingsworth, Machado, and Margett.
NOES (4)—Senators Kehoe, Kuehl, Migden, and Steinberg.
Failed passage

SB 1618—Reconsideration granted
AYES (8)—Senators Cogdill, Hollingsworth, Kehoe, Kuehl, Machado, Margett, Migden, and Steinberg.
NOES (0)—None.

SB 1668—Do pass as amended and re-refer to Committee on Appropriations
AYES (8)—Senators Cogdill, Hollingsworth, Kehoe, Kuehl, Machado, Margett, Migden, and Steinberg.
NOES (0)—None.

SB 1690—Do pass and re-refer to Committee on Appropriations
AYES (5)—Senators Kehoe, Kuehl, Machado, Migden, and Steinberg.
NOES (3)—Senators Cogdill, Hollingsworth, and Margett.

SCR 85—Do pass and re-refer to Committee on Appropriations
AYES (6)—Senators Kehoe, Kuehl, Machado, Margett, Migden, and Steinberg.
NOES (1)—Senator Hollingsworth.

Date of Hearing: 4/8/2008

Steinberg (Chair)

Committee on Transportation and Housing

SB 1174—Do pass as amended and re-refer to Committee on Environmental Quality
AYES (8)—Senators Cedillo, Corbett, Kehoe, Lowenthal, Oropeza, Simitian, Torlakson, and Yee.
NOES (1)—Senator Dutton.

SB 1374—Do pass and re-refer to Committee on Appropriations
AYES (2)—Senators Dutton and Harman.
NOES (6)—Senators Corbett, Kehoe, Oropeza, Simitian, Torlakson, and Yee.
Failed passage



SB 1374—Reconsideration granted

AYES (10)—Senators Cedillo, Corbett, Dutton, Harman, Kehoe, Lowenthal, Oropenza, Simitian, Torlakson, and Yee.

NOES (0)—None.

SB 1470—Do pass and re-refer to Committee on Health

AYES (8)—Senators Cedillo, Corbett, Kehoe, Lowenthal, Oropenza, Simitian, Torlakson, and Yee.

NOES (2)—Senators Dutton and Harman.

SB 1473—Do pass as amended and re-refer to Committee on Environmental Quality

AYES (8)—Senators Cedillo, Corbett, Dutton, Kehoe, Lowenthal, Oropenza, Torlakson, and Yee.

NOES (1)—Senator Harman.

SB 1508—Do pass as amended and re-refer to Committee on Appropriations

AYES (8)—Senators Cedillo, Corbett, Kehoe, Lowenthal, Oropenza, Simitian, Torlakson, and Yee.

NOES (1)—Senator Dutton.

SB 1567—Do pass as amended

AYES (8)—Senators Cedillo, Corbett, Dutton, Kehoe, Lowenthal, Oropenza, Torlakson, and Yee.

NOES (1)—Senator Harman.

SB 1731—Do pass and re-refer to Committee on Appropriations

AYES (8)—Senators Cedillo, Corbett, Kehoe, Lowenthal, Oropenza, Simitian, Torlakson, and Yee.

NOES (2)—Senators Dutton and Harman.

Date of Hearing: 4/8/2008

Lowenthal (Chair)

Committee on Veterans Affairs**SB 1680—Do pass as amended and re-refer to Committee on Education**

AYES (4)—Senators Correa, Negrete McLeod, Wiggins, and Wyland.

NOES (0)—None.

SJR 16—Do pass

AYES (4)—Senators Correa, Negrete McLeod, Wiggins, and Wyland.

NOES (0)—None.

Date of Hearing: 4/8/2008

Wyland (Chair)



LEAVES OF ABSENCE FOR THE DAY

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

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

ADJOURNMENT

At 3:30 p.m., the Senate adjourned until 9 a.m., Thursday, April 10, 2008.

PAULA K. ROSSETTO, Minute Clerk

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