

CALIFORNIA LEGISLATURE

2007–08 REGULAR SESSION

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# SENATE DAILY JOURNAL

TWO HUNDRED FORTIETH LEGISLATIVE DAY

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## IN SENATE

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Senate Chamber, Sacramento  
Wednesday, August 20, 2008

The Senate met at 10 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, Wiggins, Wyland, and Yee—39.

Quorum present.

(NOTE: Senator Vincent will be excused this day due to illness.)



**PRAYER**

Upon invitation of the President, the following prayer was offered by Rev. Dexter McNamara, Director of the Interfaith Service Bureau.

May Grace and Peace be with each one of you during this challenging time.

I find these words by Will Rogers to be a helpful reminder:

“It ain’t what you don’t know that gets you in trouble.

It’s what you know for sure . . . that just ain’t so.”

Please pray with me.

*Gracious God of Us All*, As this body seeks to serve all the people of this state, we pray now for wisdom . . . and compassion . . . and sensitivity.

And we pray for humility . . . that we would never become so stuck in what we know for sure that we cannot listen to each other.

Help these good men and women to now work together with diligence and integrity . . .

For it is in Your Loving Spirit we pray . . . AMEN.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Senator Negrete McLeod led the Senate in the pledge of allegiance to the Flag.

**MESSAGES FROM THE GOVERNOR**

Governor’s Office, State Capitol  
August 20, 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

Henry J. Aguilar, commissioner, Board of Parole Hearings and has served since April 2008; former member, California Council on Criminal Justice and Board of Vocational Nurses and Psychiatric Technicians; former deputy sheriff, Los Angeles County Sheriff’s Department from 1976 to 2008. Reappointed 07/28/08. Effective 08/08/08.

Commissioner, Board of Parole Hearings, vice, Tomas M. Martinez, Ph.D., resigned, term ending 07/01/10.



Susan C. Melanson, commissioner, Board of Parole Hearings and has served since 2006; former assistant network officer, Children's Network, San Bernardino County from 1998 to 2006; served as founding chair, Child Death Review Committee in 2006; and former field representative for San Bernardino County Supervisor Larry Walker from 1986 to 1998. Reappointed 07/15/08. Effective 08/13/08.

Commissioner, Board of Parole Hearings, term ending 07/01/11.

Askia M. Abdulmajeed, commissioner, Board of Parole Hearings and has served since 2007; former correctional chaplain, Department of Corrections and Rehabilitation at the California Medical Facility from 2004 to 2007; former program consultant, Gates Recovery Foundation from 2002 to 2004; and facility director of the Bay Area community corrections program for Volunteers of America from 2001 to 2002. Reappointed 07/15/08. Effective 08/13/08.

Commissioner, Board of Parole Hearings, term ending 07/01/11.

Above appointments referred to the Committee on Rules.

## **REPORTS OF STANDING COMMITTEES**

### **Committee on Appropriations**

Senate Chamber, August 19, 2008

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

AB 887

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

TORLAKSON, Chair

Above measure ordered to second reading.

Senate Chamber, August 20, 2008

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

AB 2220

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 Rules**

Senate Chamber, August 20, 2008

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

AB 2474

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 2474**—An act to amend, repeal, and add Section 14105.18 of, and to add Section 14176.6 to, the Welfare and Institutions Code, relating to health care, 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 Natural Resources and Water**

August 20, 2008

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

SB 899

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

STEINBERG, Chair

Above measure ordered to unfinished business.

**Committee on Revenue and Taxation**

August 20, 2008

Mr. President: The Committee on Revenue and Taxation, to which were referred:

SB 153

SB 585

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

OROPEZA, Chair

Above measures ordered to unfinished business.

**Committee on Appropriations**

Senate Chamber, August 20, 2008

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

AB 2781

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.

Senate Chamber, August 20, 2008

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

AB 2296



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

TORLAKSON, Chair

Above measure ordered to second reading.

**Committee on Health**

August 20, 2008

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

SB 434

SB 483

SB 1518

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

KUEHL, Chair

Above measures ordered to unfinished business.

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

**Assembly Bill 2991**—An act to amend Section 39705 of the Health and Safety Code, relating to air resources.

Bill read second time and ordered to third reading.

**Assembly Bill 1400**—An act to add Article 15.4 (commencing with Section 8347) to Chapter 2 of Part 6 of Division 1 of Title 1 of the Education Code, relating to child care, and making an appropriation therefor.

Bill read second time and ordered to third reading.

**Assembly Bill 2044**—An act to amend Sections 1625.5, 1638, 1675, 1703, 1704, 1733, 1749, 1749.3, 1749.31, 1749.4, 1750.5, 1849, 14029, 14091, and 14094 of, to amend and renumber and add Section 14090.1 of, to add Section 15059.1 to, to repeal Section 1745 of, and to repeal and add Section 1746 of, the Insurance Code, relating to licensing.

Bill read second time and ordered to third reading.

**Assembly Bill 2423**—An act to amend Sections 2878.9, 4521.1, 7396.5, and 7403 of, and to add Sections 2879, 4522, 4845, 4845.5, 7526.1, 7564.1, 8572, 8623, 9884.21, and 9884.22 to, the Business and Professions Code, relating to professions and vocations.

Bill read second time and ordered to third reading.

**Assembly Bill 1203**—An act to amend Sections 1317.1, 1371.4, and 1386 of, and to repeal and add Section 1262.8 of, the Health and Safety Code, relating to health care.

Bill read second time and ordered to third reading.

**Assembly Bill 2742**—An act to amend Sections 15250.6 and 34520 of the Vehicle Code, relating to vehicles.

Bill read second time and ordered to third reading.



**Assembly Bill 3064**—An act to amend Section 8879.23 of the Government Code, to amend Sections 99207, 99221, 99243, 99313.1, and 99313.6 of the Public Utilities Code, and to amend Sections 546, 5201, 12814.6, 13005, 17703, 21100.4, 24400, 26100, 26505, 27602, 29004, and 40802 of, and to add Section 667 to, the Vehicle Code, relating to transportation.

Bill read second time and ordered to third reading.

**Assembly Bill 2861**—An act to amend Section 1317.1 of the Health and Safety Code, relating to emergency services.

Bill read second time and ordered to third reading.

**Assembly Bill 3071**—An act to amend Sections 23039, 23104.2, 25608, and 25663 of, to add Section 23405.3 to, and to repeal Section 25667 of, the Business and Professions Code, relating to alcoholic beverages.

Bill read second time and ordered to third reading.

**Assembly Bill 1391**—An act to amend Section 42476 of, and to add Section 42465.4 to, the Public Resources Code, relating to electronic waste.

Bill read second time and ordered to third reading.

**Assembly Bill 2971**—An act to add Section 14054 to the Government Code, relating to transportation projects and services.

Bill read second time and ordered to third reading.

**Assembly Bill 583**—An act to add Chapter 7 (commencing with Section 20600) to Division 20 of the Elections Code, to add and repeal Chapter 12 (commencing with Section 91015) of Title 9 of, and to repeal Sections 85300 and 86102 of, the Government Code, and to add and repeal Article 8.6 (commencing with Section 18798) of Chapter 3 of Part 10.2 of Division 2 of the Revenue and Taxation Code, relating to the Political Reform Act of 1974.

Bill read second time and ordered to third reading.

**Assembly Bill 1163**—An act to amend Section 52522 of the Education Code, relating to adult education.

Bill read second time and ordered to third reading.

**Assembly Bill 498**—An act to add Article 13 (commencing with Section 10475) to Chapter 2 of Part 2 of Division 2 of the Public Contract Code, relating to public contracts.

Bill read second time and ordered to third reading.

**Assembly Bill 1656**—An act to amend Sections 1798.29 and 1798.82 of, and to add Sections 1724.4, 1724.5, 1724.6, 1798.295, and 1798.825 to, the Civil Code, relating to personal information.

Bill read second time and ordered to third reading.



**Assembly Bill 359**—An act to amend Section 37254 of the Education Code, relating to the high school exit examination, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

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

**Assembly Bill 3025**—An act to add Chapter 6.5 (commencing with Section 42390) to Part 3 of Division 30 of the Public Resources Code, relating to solid waste.

Bill read second time and ordered to third reading.

**Assembly Bill 2472**—An act to amend Sections 2 and 3 of Chapter 188 of the Statutes of 1999, relating to conveyances.

Bill read second time and ordered to third reading.

**Assembly Bill 2818**—An act to add Section 34315.8 to the Health and Safety Code, relating to housing.

Bill read second time and ordered to third reading.

**Assembly Bill 2076**—An act to add Article 2.5 (commencing with Section 2811) to Chapter 2 of Division 3 of the Labor Code, relating to employment.

Bill read second time and ordered to third reading.

**Assembly Bill 1720**—An act to amend Sections 7085 and 7085.1 of the Government Code, relating to enterprise zones.

Bill read second time and ordered to third reading.

**Assembly Bill 109**—An act to amend Sections 44270.3, 44271, 44272, 44273, and 44274 of, to amend and renumber Section 44271.5 of, and to add the headings of Article 1 (commencing with Section 44270), Article 2 (commencing with Section 44272), and Article 3 (commencing with Section 44274) to Chapter 8.9 of Part 5 of Division 26 of, the Health and Safety Code, relating to air pollution.

Bill read second time and ordered to third reading.

**Assembly Concurrent Resolution 137**—Relative to Chronic Obstructive Pulmonary Disease.

Resolution read second time and ordered to third reading.

**Assembly Bill 1340**—An act to amend Sections 1821, 1822, 2250, 2323, 2340, 2350, 2352, 2620, and 3140 of, and to add Chapter 7 (commencing with Section 1970) to Part 3 of Division 4 of, the Probate Code, relating to guardians and conservators.

Bill read second time and ordered to third reading.



**Assembly Bill 180**—An act to amend Sections 1632, 2945.2, 2945.3, and 2945.4 of, and to add Section 2945.45 to, the Civil Code, relating to mortgages.

Bill read second time and ordered to third reading.

**Assembly Bill 3033**—An act to add Article 6 (commencing with Section 92060) to Chapter 1 of Part 57 of Division 9 of Title 3 of the Education Code, relating to the University of California.

Bill read second time and ordered to third reading.

**Assembly Bill 1889**—An act to amend Section 37710 of, and to add and repeal Section 37710.5 of, the Education Code, relating to school districts.

Bill read second time and ordered to third reading.

**Assembly Bill 2763**—An act to add Chapter 4.5 (commencing with Section 5260) to Part 1 of Division 4 of the Food and Agricultural Code, relating to pests.

Bill read second time and ordered to third reading.

**Assembly Bill 856**—An act to amend Section 52324 of the Food and Agricultural Code, relating to agriculture.

Bill read second time and ordered to third reading.

**Assembly Bill 1021**—An act to amend Sections 75507 and 75595.5 of, and to add Chapter 14 (commencing with Section 6300) to Part 1 of Division 4 of, the Food and Agricultural Code, relating to apple pests.

Bill read second time and ordered to third reading.

#### RE-REFERENCE TO COMMITTEE

Pursuant to Senate Rule 29.10, **AB 2175**, **AB 214**, **AB 498**, **AB 1656**, **SB 140**, **SB 580**, **SB 1016**, **SB 1561**, and **AB 1830** were re-referred to the Committee on Rules.

#### MOTIONS TO REFER MEASURES TO INACTIVE FILE

Senator Harman moved that **AB 611** be placed on the inactive file.

Senator Runner moved that **AB 1773** be placed on the inactive file.

Motions carried.

#### REQUEST TO RETURN BILL TO ASSEMBLY

On the request of Senator Steinberg, **SB 489** was returned to the Assembly for further action.

#### CONSIDERATION OF DAILY FILE (RESUMED)

##### THIRD READING OF ASSEMBLY BILLS

**Assembly Bill 2279**—An act to amend Section 11362.785 of, and to add Section 11362.787 to, the Health and Safety Code, relating to medical marijuana.

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 2522**—An act to add Chapter 5.8 (commencing with Section 40610) to Part 3 of Division 26 of the Health and Safety Code, relating to air quality.

Bill read third time and presented by Senator Florez.

The roll was called.

#### CALL OF THE SENATE

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

Motion carried.

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

**Assembly Bill 2594**—An act to add and repeal Chapter 7 (commencing with Section 33700) of Part 1 of Division 24 of the Health and Safety Code, relating to redevelopment.

Bill read third time and presented by Senator Cedillo.

#### Roll Call

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

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

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

Bill ordered transmitted to the Assembly.

**Assembly Bill 2233**—An act to add Section 23117.5 to the Vehicle Code, relating to vehicles.

Bill read third time and presented by Senator Yee.

The roll was called.

#### CALL OF THE SENATE

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

Motion carried.



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

**Assembly Bill 1848**—An act to amend Section 18661 of, and to add Section 18664 to, the Revenue and Taxation Code, relating to taxation.

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 1887**—An act to add Section 22856 to the Government Code, to add Section 1374.74 to the Health and Safety Code, and to add Section 10144.8 to the Insurance Code, relating to health care coverage.

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** (22)—Senators Alquist, Cedillo, Corbett, Correa, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Machado, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Romero, Scott, Simitian, Steinberg, Torlakson, Wiggins, and Yee.

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

Bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2279)**

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 2279 was passed by the following vote:

**AYES** (21)—Senators Alquist, Cedillo, Corbett, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, 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 Wyland.

Above bill ordered transmitted to the Assembly.



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

**Assembly Bill 2346**—An act to amend Section 4560 of the Government Code, relating to child care.

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 (23)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Machado, 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, Maldonado, Margett, McClintock, and Wyland.

Bill ordered transmitted to the Assembly.

**Assembly Bill 2547**—An act to amend Sections 8670.3, 8670.13, 8670.28, 8670.30, 8670.48, 8670.49, and 8670.55 of, and to add Sections 8670.11 and 8670.74 to, the Government Code, relating to oil spills, and making an appropriation therefor.

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 (22)—Senators Alquist, Calderon, Cedillo, Corbett, 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, Ducheny, Dutton, Harman, Hollingsworth, Margett, McClintock, and Wyland.

Bill ordered transmitted to the Assembly.

**Assembly Bill 2379**—An act to amend Section 904.1 of the Code of Civil Procedure, relating to court records.

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

Bill ordered transmitted to the Assembly.



**Assembly Bill 2747**—An act to add Part 1.8 (commencing with Section 442) to Division 1 of the Health and Safety Code, relating to end-of-life care.

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

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

Bill ordered transmitted to the Assembly.

**Assembly Bill 3084**—An act to amend Section 51221.4 of the Education Code, relating to curriculum, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator Alquist.

**Urgency Clause**

Urgency clause read and adopted 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, Wiggins, Wyland, and Yee.

NOES (1)—Senator Aanestad.

**Roll Call**

The roll was called and the bill 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, Wiggins, Wyland, and Yee.

NOES (1)—Senator Aanestad.

Bill ordered transmitted to the Assembly.

**SENATE RULE 55 SUSPENDED**

Without objection, Senate Rule 55 was waived to allow a lobbyist on the floor during a special presentation.



**TRIBUTE TO SENATOR DICK ACKERMAN**

On the occasion of his retirement from the Senate, the Senate paid tribute to Senator Dick Ackerman for his distinguished service to the people of the State of California.

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

State Capitol, August 20, 2008

Mr. President: Pursuant to Senate Rule 29.10, the Senate Rules Committee, on a vote of 3–0, has referred the following bills to committee:

SB 140 (Kehoe)—Appropriations  
AB 498 (Hernandez)—Appropriations  
SB 580 (Calderon)—Judiciary  
AB 1656 (Jones)—Judiciary  
SB 1016 (Wiggins)—Environmental Quality  
SB 1561 (Steinberg)—Transportation and Housing  
AB 214 (Fuentes)—Business, Professions and Economic Development  
AB 2175 (Laird)—Natural Resources and Water

PERATA, Chair

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

**Assembly Bill 3010**—An act to add Section 4138 to the Welfare and Institutions Code, relating to state mental hospitals.

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 1284**—An act to amend Sections 7847 and 7887 of the Business and Professions Code, relating to geologists and geophysicists.

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 2824**—An act to add Section 112877 to the Health and Safety Code, relating to food labeling.

Bill read third time and presented by Senator Wiggins.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

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

**Assembly Bill 2455**—An act to amend Section 15853 of the Government Code, to amend Section 5006 of, and to add Article 2.1 (commencing with Section 550) to Chapter 1 of Division 1 of, the Public Resources Code, relating to state lands.

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 2132**—An act to amend Sections 2016, 3004, and 3241 of, and to add Section 2011.5 to, the Fish and Game Code, relating to hunting.

Bill read third time and presented by Senator Hollingsworth.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

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

**Assembly Bill 550**—An act to amend Section 469 of the Revenue and Taxation Code, relating to taxation.

Bill read third time and presented by Senator Ashburn.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.



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

**Assembly Bill 2622**—An act to amend Section 10205 of the Unemployment Insurance Code, relating to employment training.

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 2433**—An act to amend Sections 1987.1 and 1987.2 of the Code of Civil Procedure, relating to civil discovery.

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 2411**—An act to amend Sections 4836, 5097, and 5151 of the Revenue and Taxation Code, relating to taxation.

Bill read third time and presented by Senator Oropeza.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

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

**Assembly Bill 2243**—An act to amend Sections 35706, 35707, 35710, and 35711 of, and to add Sections 35520.5 and 35710.3 to, the Education Code, relating to school district reorganization, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator Simitian.

**Urgency Clause**

Urgency clause read.

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 1760**—An act to amend Sections 4802, 4808, 4810, 4848, 4848.3, 4849, 4875, 4875.2, 4875.6, 4876, 4883, 4885, 4886, 4887, 4900, 4901, 4901.1, and 4901.2 of the Business and Professions Code, relating to veterinary medicine, and making an appropriation therefor.

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 2398**—An act to amend Section 2417 of the Business and Professions Code, relating to the practice of medicine.

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 2543**—An act to add Sections 4984.76 and 4996.66 to the Business and Professions Code, and to amend Sections 128454, 128552, and 128553 of, and to add Section 128459 to, the Health and Safety Code, relating to loan assistance, and making an appropriation therefor.

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 (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, Cogdill, Correa, Cox, Denham, Dutton, Harman, Hollingsworth, Maldonado, Margett, McClintock, Runner, and Wyland.

Bill ordered transmitted to the Assembly.

**Assembly Bill 1916**—An act to amend Section 15570 of, and to add Section 13997.5 to, the Government Code, relating to economic development.

Bill read third time and presented by Senator Negrete McLeod.





**Roll Call**

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

**AYES (35)**—Senators Ackerman, Alquist, Ashburn, 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, Runner, Scott, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

**NOES (2)**—Senators Aanestad and McClintock.

Bill ordered transmitted to the Assembly.

**Assembly Bill 1873**—An act to amend Sections 116.570, 116.820, and 706.108 of the Code of Civil Procedure, to amend Sections 68085.1 and 68565 of the Government Code, and to amend Section 903.1 of the Welfare and Institutions Code, relating to courts.

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 (21)**—Senators Calderon, Cedillo, Corbett, Ducheny, Florez, Harman, Kehoe, Kuehl, Lowenthal, Maldonado, Margett, Migden, Negrete McLeod, Padilla, Perata, Ridley-Thomas, Romero, Scott, Steinberg, Torlakson, and Yee.

**NOES (11)**—Senators Aanestad, Ackerman, Ashburn, Correa, Cox, Denham, Dutton, Hollingsworth, McClintock, Runner, and Wyland.

Bill ordered transmitted to the Assembly.

**Assembly Bill 659**—An act to amend Sections 8335.1 and 8335.4 of the Education Code, relating to child care.

Bill read third time and presented by Senator Yee.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

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

**Assembly Bill 2729**—An act to amend Section 25356.1 of, to add Section 25299.50.5 to, and to add and repeal Sections 25299.50.3 and 25299.50.4 of, the Health and Safety Code, relating to hazardous substances.

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 1060**—An act to amend Section 1635.1 of the Health and Safety Code, relating to tissue banks, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator Cox.

**Urgency Clause**

Urgency clause read.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

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

**Assembly Bill 2158**—An act to add Part 9 (commencing with Section 22980) to Division 5 of Title 2 of the Government Code, relating to state employees' health benefits.

Bill read third time and presented by Senator Correa.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

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

**Assembly Bill 2309**—An act to add Chapter 6.1 (commencing with Section 2790.1) to Part 2 of Division 1 of the Public Utilities Code, relating to energy conservation.

Bill read third time and presented by Senator Cox.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.



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

**Assembly Bill 2412**—An act to amend Sections 7028 and 7028.16 of the Business and Professions Code, relating to contractors.

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 2020**—An act to amend, repeal, and add Section 1675 of the Civil Code, relating to residential property.

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

Bill read 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 1959**—An act to amend Section 2781 of the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator Oropeza.

**Urgency Clause**

Urgency clause read.



The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

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

**Assembly Bill 2679**—An act to amend Sections 40120.1, 40122, 40141, 40160, 40192, 40194, 43209, 43214, 44100, 44306, 45000, 45002, 45005, 45010, 45011, 45012, 45013, 45017, 45019, 45020, 45021, 45022, 45023, and 45040 of, to add Sections 40115.5, 40116.1, 40150.2, 40162, 44000.5, 45003, 45010.1, and 45010.2 to, to add Chapter 2 (commencing with Section 45025) to Part 5 of Division 30 of, and to repeal Sections 40123 and 45033 of, the Public Resources Code, relating to solid waste.

Bill read third time and presented by Senator Wiggins.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

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

**Assembly Bill 1022**—An act to amend Sections 1569.145, 1771, 1771.3, 1771.8, and 1790 of, and to add Section 1779.12 to, the Health and Safety Code, relating to residential care facilities for the elderly.

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 2071**—An act to add Sections 42358 and 42359.8 to the Public Resources Code, relating to solid 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.



**Senator Romero Presiding****THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 2205**—An act to add Section 19532.1 to the Business and Professions Code, relating to horse racing.

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 (28)—Senators Aanestad, Ackerman, Ashburn, Calderon, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Kehoe, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Romero, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (1)—Senator Scott.

Bill ordered transmitted to the Assembly.

**Assembly Bill 2637**—An act to amend Sections 1680, 1721.5, 1725, 1741, 1750, 1750.1, 1752.1, 1765, 1771, and 1777 of, to amend and renumber Sections 1753.1, 1754, and 1770 of, to amend, renumber, add, and repeal Sections 1756 and 1757 of, to add Sections 1750.5, 1752.3, 1752.4, and 1753.4 to, to add and repeal Sections 1754.5, 1755, 1756.1, 1756.2, and 1758 of, to repeal Sections 1751.1, 1752, 1752.2, 1752.5, and 1753.5 of, and to repeal and add Sections 1750.2, 1750.3, 1750.4, 1751, 1752.6, and 1753 of, the Business and Professions Code, relating to dentistry.

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 (29)—Senators Aanestad, Ackerman, Alquist, Ashburn, Cedillo, Cogdill, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Romero, Scott, Simitian, Steinberg, Wiggins, Wyland, and Yee.

NOES (1)—Senator Torlakson.

Bill ordered transmitted to the Assembly.

**Assembly Bill 2696**—An act to amend Section 12076 of the Penal Code, and to amend Section 8103 of the Welfare and Institutions Code, relating to firearms.

Bill read third time and presented by Senator Scott.

**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, Maldonado, Margett,



Migden, Oropeza, Romero, Scott, Simitian, Steinberg, Torlakson, Wiggins, and Yee.

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

Bill ordered transmitted to the Assembly.

**Assembly Bill 2173**—An act to amend Sections 65995.5 and 65995.6 of the Government Code, relating to public schools facility financing.

Bill read third time and presented by Senator Scott.

The roll was called.

#### CALL OF THE SENATE

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

Motion carried.

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

**Assembly Bill 1221**—An act to amend Sections 53395.1, 65460.1, 65460.2, and 65460.4 of, and to add Section 65460.2.5 to, the Government Code, relating to transit facilities.

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

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

Bill ordered transmitted to the Assembly.

**Assembly Bill 2738**—An act to amend Section 2782 of, and to add Sections 2782.9 , 2782.95, and 2782.96 to, the Civil Code, relating to indemnity.

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 (35)—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, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (1)—Senator McClintock.

Bill ordered transmitted to the Assembly.



**Assembly Bill 2618**—An act to amend Section 11170 of the Penal Code, relating to child abuse.

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, 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.

Bill ordered transmitted to the Assembly.

**Assembly Bill 2785**—An act to amend Sections 1930 and 1932 of, and to add Sections 1930.5 and 1932.5 to, the Fish and Game Code, relating to fish and game.

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

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

Bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2233)**

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

**Roll Call**

The names of the absentees were called and AB 2233 was passed by the following vote:

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

NOES (17)—Senators Ackerman, Ashburn, Battin, Cogdill, Correa, Cox, Denham, Ducheny, Dutton, Hollingsworth, Maldonado, Margett, McClintock, Migden, Runner, Simitian, and Wyland.

Above bill ordered transmitted to the Assembly.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 3010)**

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 3010 was passed by the following vote:

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

NOES (6)—Senators Aanestad, Ackerman, Ashburn, Denham, Hollingsworth, and McClintock.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1284)**

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 1284 was passed by the following vote:

AYES (28)—Senators Aanestad, Alquist, Calderon, Cedillo, Corbett, Cox, 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 Ackerman, Ashburn, Correa, Denham, Dutton, Hollingsworth, McClintock, and Wyland.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2824)**

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 AB 2824 was passed by the following vote:

AYES (37)—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, Scott, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2455)**

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 2455 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, Wiggins, and Yee.

NOES (11)—Senators Aanestad, Ackerman, Ashburn, Cogdill, Cox, Denham, Dutton, Hollingsworth, Margett, McClintock, and Wyland.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2132)**

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 AB 2132 was passed by the following vote:

AYES (37)—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, Scott, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 550)**

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

**Roll Call**

The names of the absentees were called and AB 550 was passed by the following vote:

AYES (32)—Senators Ackerman, Alquist, Ashburn, Calderon, Cedillo, Cogdill, 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, Wiggins, and Yee.

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2622)**

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 2622 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, Wiggins, and Yee.

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2433)**

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 2433 was passed by the following vote:

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

NOES (11)—Senators Aanestad, Ackerman, Ashburn, Cogdill, Cox, Denham, Dutton, Harman, Hollingsworth, Margett, and Wyland.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2411)**

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 AB 2411 was passed 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, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2243)**

On motion of Senator Simitian, 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 2243 was adopted by the following vote:

AYES (37)—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, Scott, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (0)—None.

**Roll Call**

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

AYES (37)—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, Scott, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1760)**

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 1760 was passed by the following vote:

AYES (37)—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, Scott, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 659)**

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

**Roll Call**

The names of the absentees were called and AB 659 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, Wiggins, and Yee.

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2729)**

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 2729 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, Wiggins, and Yee.

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

Above bill ordered transmitted to the Assembly.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1060)**

On motion of Senator Cox, 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 1060 was adopted by the following vote:

AYES (37)—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, Scott, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (0)—None.

**Roll Call**

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

AYES (37)—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, Scott, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2158)**

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 AB 2158 was passed by the following vote:

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

NOES (9)—Senators Aanestad, Ackerman, Ashburn, Cogdill, Cox, Dutton, Hollingsworth, Margett, and McClintock.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2309)**

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



**Roll Call**

The names of the absentees were called and AB 2309 was passed by the following vote:

AYES (31)—Senators Ackerman, Alquist, Calderon, Cedillo, Cogdill, 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, Wiggins, and Yee.

NOES (6)—Senators Aanestad, Ashburn, Denham, Hollingsworth, McClintock, and Runner.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2412)**

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 2412 was passed by the following vote:

AYES (33)—Senators Aanestad, Ackerman, Alquist, Ashburn, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Migden, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Steinberg, Torlakson, Wyland, and Yee.

NOES (3)—Senators Hollingsworth, McClintock, and Negrete McLeod.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2020)**

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 2020 was passed by the following vote:

AYES (30)—Senators Aanestad, Ackerman, Alquist, Ashburn, Calderon, Cogdill, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 734)**

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 734 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1959)**

On motion of Senator Oropeza, 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 1959 was adopted 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, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Romero, Scott, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (0)—None.

**Roll Call**

The roll was called and the bill was passed 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, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Perata, Romero, Scott, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2679)**

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 AB 2679 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1022)**

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 1022 was passed by the following vote:

AYES (35)—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, Romero, Scott, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2071)**

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 2071 was passed by the following vote:

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





Maldonado, Migden, Negrete McLeod, Oropeza, Padilla, Romero, Scott, Simitian, Steinberg, Torlakson, Wiggins, and Yee.

NOES (11)—Senators Aanestad, Ackerman, Ashburn, Cogdill, Cox, Denham, Dutton, Hollingsworth, Margett, McClintock, and Wyland.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2173)**

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 AB 2173 was passed by the following vote:

AYES (21)—Senators Alquist, Calderon, Cedillo, Corbett, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Machado, Migden, Negrete McLeod, Oropeza, Padilla, Romero, Scott, Simitian, Steinberg, Torlakson, Wiggins, and Yee.

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

Above bill ordered transmitted to the Assembly.

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

**Assembly Bill 2070**—An act to amend Sections 361.5, 366.21, 366.22, 366.26, 366.27, 366.3, 366.35, and 16508.1 of, and to add Section 366.25 to, the Welfare and Institutions Code, relating to foster care.

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 2648**—An act to add Section 52372.5 to the Education Code, relating to career technical education.

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 2757**—An act to add Section 60902 to the Education Code, relating to a coding system for educational institutions.

Bill read third time and presented by Senator Scott.

**Roll Call**

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

AYES (37)—Senators Aanestad, Ackerman, Alquist, Ashburn, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, 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, Wiggins, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**REPORTS OF STANDING COMMITTEES****Committee on Environmental Quality**

August 20, 2008

Madam President: The Committee on Environmental Quality, to which were referred:

SB 68

SB 1016

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

SIMITIAN, Chair

Above measures ordered to unfinished business.

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

**Assembly Bill 2844**—An act to amend Sections 11020, 11450, 11450.12, 11450.13, and 11451.5 of, and to repeal and add Sections 11004.1, 11265.1, 11265.2, 11265.3, and 18910 of, the Welfare and Institutions Code, relating to public social services.

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 2179**—An act to add and repeal Section 43867.5 of the Health and Safety Code, relating to air pollution.

Bill read third time and presented by Senator Kehoe.

The roll was called.



**CALL OF THE SENATE**

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

Motion carried.

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

**Assembly Bill 346**—An act to add Section 25205 to the Business and Professions Code, relating to alcoholic beverages.

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 1502**—An act to add Section 51204.8 to the Education Code, relating to instructional materials.

Bill read third time and presented by Senator Scott.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

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

**Assembly Bill 830**—An act to amend Section 40081 of the Education Code, to add Section 5384.2 to the Public Utilities Code, to amend Sections 545 and 40000.11 of, and to add Section 12517.45 to, the Vehicle Code, relating to vehicles.

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 842**—An act to amend Sections 53545.13 and 53563 of the Health and Safety 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 2280**—An act to amend Section 65915 of the Government Code, relating to housing.

Bill read third time and presented by Senator Kehoe.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

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

**Assembly Bill 1951**—An act to add Section 5701.7 to the Welfare and Institutions Code, relating to mental health.

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 1725**—An act to amend Section 12011.5 of the Government Code, relating to judicial appointments.

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 2592**—An act to amend Sections 6980, 6980.10, 6980.12, 6980.13, 6980.22, 6980.26, 6980.33, 6980.48, 6980.53, 6980.59, 6980.60, 6980.64, and 6980.65 of, to add Section 6980.54 to, to repeal Section 6980.36 of, and to repeal and add Section 6980.14 of, the Business and Professions Code, relating to locksmiths.

Bill read third time and presented by Senator Kehoe.

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****Consideration of Assembly Amendments**

**Senate Bill 1298**—An act to add Chapter 8 (commencing with Section 10800) to Part 7 of Division 1 of Title 1 of the Education Code, relating to education.

Bill presented by Senator Simitian.

The question being: Shall the Senate concur in the Assembly amendments to SB 1298?

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 1441**—An act to amend Sections 1695.1, 1695.5, 1695.6, 1697, 1698, 2361, 2365, 2366, 2367, 2369, 2663, 2665, 2666, 2770.1, 2770.7, 2770.8, 2770.11, 2770.12, 3501, 3534.1, 3534.3, 3534.4, 3534.9, and 4371 of, and to add Article 3.6 (commencing with Section 315) to Chapter 4 of Division 1 of, the Business and Professions Code, relating to health care.

Bill presented by Senator Ridley-Thomas.

The question being: Shall the Senate concur in the Assembly amendments to SB 1441?

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 1556**—An act to amend Section 17071.76 of the Education Code, relating to school construction.

Bill presented by Senator Ducheny.

The question being: Shall the Senate concur in the Assembly amendments to SB 1556?

The roll was called.



**CALL OF THE SENATE**

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

Motion carried.

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

**Senate Bill 1690**—An act to add and repeal Section 8276.4 of the Fish and Game Code, relating to Dungeness crab.

Bill presented by Senator Wiggins.

The question being: Shall the Senate concur in the Assembly amendments to SB 1690?

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 1699**—An act to add Section 32132.5 to the Health and Safety Code, relating to health care districts.

Bill presented by Senator Wiggins.

The question being: Shall the Senate concur in the Assembly amendments to SB 1699?

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 29**—An act to add and repeal Section 46001 of the Education Code, relating to pupils.

Bill presented by Senator Simitian.

The question being: Shall the Senate concur in the Assembly amendments to SB 29?

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 1097**—An act to amend Section 60605 of, and to add and repeal Section 60605.4 of, the Education Code, relating to school curriculum.

Bill presented by Senator Torlakson.

The question being: Shall the Senate concur in the Assembly amendments to SB 1097?

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 1499**—An act to amend Section 653.1 of the Penal Code, relating to crimes.

Bill presented by Senator Scott.

The question being: Shall the Senate concur in the Assembly amendments to SB 1499?

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

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

**Senate Bill 1595**—An act to amend Sections 51175, 51177, 51178, 51182, 51183, and 51189 of the Government Code, and to amend Sections 4202 and 4291 of the Public Resources Code, relating to public resources.

Bill presented by Senator Kehoe.

The question being: Shall the Senate concur in the Assembly amendments to SB 1595?

**Roll Call**

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

AYES (37)—Senators Aanestad, Ackerman, Alquist, Ashburn, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, 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, Wiggins, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.

### **Senator Perata Presiding**

**Senate Bill 325**—An act to amend Section 66903 of, to add Chapter 12.5 (commencing with Section 67050) and Chapter 12.7 (commencing with Section 67070) to Part 40 of Division 5 of Title 3 of, to repeal Sections 66742 and 66743 of, and to repeal Chapter 4.5 (commencing with Section 99180) of Part 65 of Division 14 of Title 3 of, the Education Code, relating to postsecondary education.

Bill presented by Senator Scott.

The question being: Shall the Senate concur in the Assembly amendments to SB 325?

### **Roll Call**

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

AYES (27)—Senators Calderon, Cedillo, Cogdill, Corbett, Correa, Denham, Ducheny, Florez, Harman, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Negrete McLeod, Oropeza, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Torlakson, Wiggins, Wyland, and Yee.

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

Above bill ordered enrolled.

### **UNANIMOUS CONSENT TO PRINT IN JOURNAL**

Without objection, the following letter was printed in the Journal.

August 20, 2008

*The Honorable Don Perata*

*President pro Tempore*

Dear Mr. President: I am writing with regard to my Senate Bill 325, which would establish a higher education accountability framework for California involving the University of California, the California State University, the California Community Colleges, and the state's independent colleges and universities.

SB 325 was amended on the Assembly floor to declare legislative intent that by 2011 the Governor appoint and convene a Task Force to review the accountability framework and to recommend any necessary modifications to the goals and questions contained therein. The bill was also amended to declare legislative intent that the Governor convene an advisory body to this Task Force that includes, but is not limited to, representatives of the public postsecondary education segments. A representative of the state's independent colleges and universities should also have been specifically





included on this advisory body, but this provision was omitted due to a drafting error.

Due to schedule limitations at the conclusion of the 2007–08 Legislative Session, I was unable to amend my SB 325 to make this clarification. However, it is my intent that the advisory body convened by the Governor include a representative of the state's independent colleges and universities.

Sincerely,

JACK SCOTT  
Senator, 21st District

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

**Senate Bill 1737**—An act to amend Section 10176 of, and to add Sections 10087 and 10177.6 to, the Business and Professions Code, relating to real estate.

Bill presented by Senator Machado.

The question being: Shall the Senate concur in the Assembly amendments to SB 1737?

**Roll Call**

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

**AYES (32)**—Senators Ackerman, 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, Runner, Scott, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

**NOES (2)**—Senators Aanestad and McClintock.

Above bill ordered enrolled.

**Senate Bill 1285**—An act to amend Section 5096.501 of, and to add Sections 5096.517 and 5096.518 to, the Public Resources Code, relating to state lands.

Bill presented by Senator Corbett.

The question being: Shall the Senate concur in the Assembly amendments to SB 1285?

**Roll Call**

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

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



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

NOES (11)—Senators Aanestad, Ackerman, Cogdill, Cox, Denham, Dutton, Hollingsworth, Margett, McClintock, Runner, and Wyland.

Above bill ordered enrolled.

**Senate Bill 1583**—An act to add Section 2753 to the Labor Code, relating to employment.

Bill presented by Senator Corbett.

The question being: Shall the Senate concur in the Assembly amendments to SB 1583?

#### 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, Florez, Kehoe, Kuehl, Lowenthal, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Wiggins, and Yee.

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

Above bill ordered enrolled.

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

**Assembly Bill 844**—An act to amend Sections 21606, 21606.5, 21608, and 21609 of, and to add Sections 21608.3 and 21608.5 to, the Business and Professions Code, relating to junk dealers, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator Calderon.

#### Urgency Clause

Urgency clause read and adopted by the following vote:

AYES (34)—Senators Aanestad, Ackerman, Alquist, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Lowenthal, Machado, Maldonado, Margett, 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 (34)—Senators Aanestad, Ackerman, Alquist, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Lowenthal, Machado, Maldonado, Margett, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas,



Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (1)—Senator McClintock.

Bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2522)**

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 AB 2522 was passed by the following vote:

AYES (21)—Senators Alquist, Calderon, Cedillo, Corbett, Florez, Kehoe, Kuehl, Lowenthal, Machado, Migden, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Wiggins, 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 transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2398)**

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 2398 was refused passage by the following vote:

AYES (16)—Senators Cogdill, Corbett, Denham, Florez, Harman, Machado, Maldonado, Migden, Negrete McLeod, Perata, Runner, Scott, Simitian, Torlakson, Wiggins, and Wyland.

NOES (22)—Senators Aanestad, Ackerman, Alquist, Ashburn, Calderon, Cedillo, Correa, Cox, Ducheny, Dutton, Hollingsworth, Kehoe, Kuehl, Lowenthal, Margett, McClintock, Oropeza, Padilla, Ridley-Thomas, Romero, Steinberg, and Yee.

**Motion to Reconsider (AB 2398)**

Senator Denham moved to reconsider the vote whereby AB 2398 failed passage.

**Roll Call**

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

AYES (37)—Senators Aanestad, Ackerman, Alquist, Ashburn, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, 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, Wiggins, Wyland, and Yee.

NOES (0)—None.

Measure ordered returned to third reading.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1848)**

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 1848 was refused passage by the following vote:

AYES (16)—Senators Alquist, Corbett, Florez, Kehoe, Kuehl, Lowenthal, Machado, Migden, Oropeza, Perata, Romero, Scott, Simitian, Steinberg, Torlakson, and Wiggins.

NOES (20)—Senators Aanestad, Ackerman, Ashburn, Battin, Calderon, Cedillo, Cogdill, Correa, Cox, Denham, Dutton, Harman, Hollingsworth, Maldonado, Margett, McClintock, Negrete McLeod, Runner, Wyland, and Yee.

**Motion to Reconsider (AB 1848)**

Senator Migden moved to reconsider the vote whereby AB 1848 failed passage.

**Roll Call**

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

AYES (37)—Senators Aanestad, Ackerman, Alquist, Ashburn, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, 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, Wiggins, Wyland, and Yee.

NOES (0)—None.

Measure ordered returned to third reading.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2070)**

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 2070 was passed by the following vote:

AYES (37)—Senators Aanestad, Ackerman, Alquist, Ashburn, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, 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, Wiggins, Wyland, and Yee.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2648)**

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 2648 was passed by the following vote:

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

NOES (9)—Senators Aanestad, Ackerman, Cogdill, Cox, Dutton, Hollingsworth, Margett, McClintock, and Runner.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2844)**

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 2844 was passed by the following vote:

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

NOES (11)—Senators Aanestad, Ackerman, Cogdill, Cox, Denham, Dutton, Harman, Hollingsworth, McClintock, Runner, and Wyland.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2179)**

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 AB 2179 was passed by the following vote:

AYES (22)—Senators Alquist, Calderon, Cedillo, Corbett, Ducheny, Florez, Harman, Kehoe, Kuehl, Lowenthal, Maldonado, Oropeza, Padilla,



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

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 346)**

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 346 was passed by the following vote:

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

NOES (11)—Senators Aanestad, Ackerman, Ashburn, Cogdill, 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 1502)**

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 AB 1502 was passed by the following vote:

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

NOES (8)—Senators Ackerman, Ashburn, Cogdill, Cox, Dutton, Harman, Hollingsworth, and Runner.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 830)**

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

NOES (1)—Senator Ackerman.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 842)**

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 842 was passed by the following vote:

AYES (22)—Senators Alquist, Calderon, Cedillo, Corbett, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, 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 transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2280)**

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 AB 2280 was passed by the following vote:

AYES (33)—Senators Aanestad, Ackerman, Alquist, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Torlakson, 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 1951)**

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 1951 was passed by the following vote:

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

NOES (15)—Senators Aanestad, Ackerman, Ashburn, 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 1725)**

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 1725 was passed by the following vote:

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

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

Above bill ordered held at Desk.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2592)**

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 AB 2592 was passed by the following vote:

AYES (27)—Senators Alquist, Calderon, Cedillo, Cogdill, Corbett, Cox, Denham, Ducheny, Florez, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Negrete McLeod, Oropeza, Padilla, Perata,





Ridley-Thomas, Romero, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (9)—Senators Aanestad, Ackerman, Ashburn, Correa, Dutton, Harman, Hollingsworth, McClintock, and Runner.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 1298)**

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 1298 by the following vote:

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

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

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 1441)**

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 1441 by the following vote:

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

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

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 1556)**

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 the Senate concurred in Assembly amendments to SB 1556 by the following vote:

AYES (33)—Senators Ackerman, Alquist, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, 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 Hollingsworth and McClintock.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 1690)**

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 1690 by the following vote:

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

NOES (8)—Senators Aanestad, Ackerman, Cogdill, Cox, Denham, Dutton, Hollingsworth, and Runner.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 1699)**

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 1699 by the following vote:

AYES (33)—Senators Aanestad, Ackerman, Alquist, Calderon, Cedillo, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Negrete McLeod, Oropeza, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (1)—Senator Cogdill.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 29)**

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 29 by the following vote:

AYES (27)—Senators Aanestad, Alquist, Calderon, Cedillo, Corbett, Correa, Denham, Ducheny, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Margett, McClintock, Negrete McLeod, Oropeza, Padilla, Perata, Ridley-Thomas, Romero, Scott, Simitian, Steinberg, Torlakson, Wiggins, and Yee.

NOES (8)—Senators Ackerman, Cogdill, Cox, Dutton, Harman, Maldonado, Runner, and Wyland.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 1097)**

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 1097 by the following vote:

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

NOES (13)—Senators Aanestad, Ackerman, 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 1499)**

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 1499 by the following vote:

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

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

Above bill ordered enrolled.



**REQUEST TO BE ADDED TO ROLL CALL**

August 20, 2008

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 2594—No	AB 2279—No	AB 1916—Aye
AB 550—Aye	AB 2622—No	AB 2173—No
SB 1699—No	SB 29—No	SB 1097—No
AB 844—Aye	SB 1285—No	SB 1583—No

DAVE COGDILL, Minority Floor Leader

**UNANIMOUS CONSENT TO PRINT IN JOURNAL**

Without objection, the following letter was printed in the Journal.

August 14, 2008

*Gregory Schmidt**Secretary of the Senate*

RE: Senate Bill 1400

Dear Mr. Schmidt:

The purpose of this letter is to clarify the intent of specific provisions contained in my Senate Bill 1400, relating to sweepstakes.

SB 1400 makes a number of changes to Section 17539.15 of the Business and Professions Code. Amendments to Section 17539.15(b) of the Code require solicitation materials containing sweepstakes entry materials and solicitation materials selling information regarding sweepstakes to include a clear and conspicuous statement of a no-purchase-or-payment necessary message in readily understandable terms. For the purpose of this provision, the statement “no purchase or payment necessary” would be considered substantially similar and meets the intent of the bill.

Section 17539.15 as amended in SB 1400 expands current law to include “solicitation materials selling information regarding sweepstakes”. “Solicitation materials selling information regarding sweepstakes” includes, but is not limited to, materials which are not officially sweepstakes materials, which provide, for a fee, information about sweepstakes prizes.

Sincerely,

S. JOSEPH SIMITIAN  
Senator, 11th District

**LEAVES OF ABSENCE FOR THE DAY**

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

**FURTHER PROCEEDINGS UNDER QUORUM CALL OF THE  
SENATE DISPENSED WITH**

At 5:10 p.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 the Senate stand in recess until the hour of 5:10 p.m. The Desk shall remain open to receive communications and to conduct the business of the day. At 5:10 p.m., the Senate will adjourn until Thursday, August 21, 2008.

Motion carried.

**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 132:** By Senator Perata—Relative to the California Highway Patrol Officer Brent William Clearman Memorial Freeway.

**Senate Resolution 33:** By Senator Migden—Relative to Pain Awareness Month.

**Senate Resolution 34:** By Senator Perata—Relative to election of the President pro Tempore of the Senate.

**MEASURE WITHDRAWN FROM COMMITTEE**

Without objection, **ACR 126** was withdrawn from Committee and placed on second reading.

**MOTION TO RE-REFER TO COMMITTEE**

Without objection, **SB 434** was re-referred to the Committee on Rules.

**SPECIAL CONSENT CALENDAR SET**

Without objection, the following measures will be set as a Special Consent Calendar to be taken up on Thursday, August 21:

AB 2810	AB 1821	AB 578
AB 2171	AB 856	AB 1012

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

**Assembly Bill 2447**—An act to add Section 66474.02 to the Government Code, relating to subdivisions.

Bill read third time.

**Amendments Adopted**

Amendments to AB 2447 proposed by Senator Kehoe were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2065**—An act to add Section 2302 to the Fish and Game Code, relating to invasive aquatic species.

Bill read third time.

**Amendments Adopted**

Amendments to AB 2065 proposed by Senator Machado were read and adopted and the measure ordered printed and to second reading.



**Assembly Bill 2765**—An act to amend Sections 5771 and 5776 of the Food and Agricultural Code, relating to pests.

Bill read third time.

**Amendments Adopted**

Amendments to AB 2765 proposed by Senator Migden were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2541**—An act to amend Section 851.90 of, to amend and renumber Section 1000.8 of, and to add and repeal Chapter 2.6 (commencing with Section 1000.8) of Title 6 of Part 2 of, the Penal Code, relating to reentry.

Bill read third time.

**Amendments Adopted**

Amendments to AB 2541 proposed by Senator Romero were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1755**—An act to amend Section 728.1 of the Public Utilities Code, relating to electricity.

Bill read third time.

**Amendments Adopted**

Amendments to AB 1755 proposed by Senator Kehoe were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2578**—An act to amend, repeal, and add Sections 688.020 and 688.030 of the Code of Civil Procedure, and to amend Sections 1013, 1701.2, 5135, and 5374 of, and amend, repeal, and add Sections 2014, 5317, and 5417 of, the Public Utilities Code, relating to the Public Utilities Commission.

Bill read third time.

**Amendments Adopted**

Amendments to AB 2578 proposed by Senator Padilla were read and adopted and the measure ordered printed and to second reading.

**UNANIMOUS CONSENT GRANTED  
TO RESCIND ACTION (AB 2680)**

Without objection, unanimous consent was granted that the action be rescinded whereby AB 2680 was passed to the Assembly, and that the measure be taken up at this time without reference to file.

**Consideration of Assembly Bill 2680**

**Assembly Bill 2680**—An act to add Section 13943.3 to the Government Code, relating to counties.

Bill read.

**Motion to Amend**

Amendments to AB 2680 proposed by Senator Dutton were read and adopted and the measure ordered printed and to second reading.



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

**Assembly Bill 619**—An act to amend Section 4750.1 of, and to add and repeal Section 9565 of, the Vehicle Code, relating to vehicles.

Bill read third time.

**Amendments Adopted**

Amendments to AB 619 proposed by Senator Ducheny were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2818**—An act to add Section 34315.8 to the Health and Safety Code, relating to housing.

Bill read third time.

**Amendments Adopted**

Amendments to AB 2818 proposed by Senator Lowenthal were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2016**—An act to amend Section 65400, 65583, 65583.2, 65584.04, 65584.05, 65588, and 66427.1 of, and to amend and renumber Sections 66452.8, 66452.9, 66452.11, and 66452.12 of, the Government Code, and to amend Sections 18029, 18031.7, 18897, 18897.2, 18897.4, 18897.6, 18897.7, 50675.14, and 50802 of, and to amend and renumber the heading of Part 2.3 (commencing with Section 18897) of Division 13 of, the Health and Safety Code, relating to housing.

Bill read third time.

**Amendments Adopted**

Amendments to AB 2016 proposed by Senator Lowenthal were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 3021**—An act to add Division 3 (commencing with Section 64100) to Title 6.7 of the Government Code, and to amend Section 149.7 of the Streets and Highways Code, relating to transportation, and making an appropriation therefor.

Bill read third time.

**Amendments Adopted**

Amendments to AB 3021 proposed by Senator Lowenthal were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2733**—An act to amend Section 11010 of the Business and Professions Code, and to amend Section 1103.4 of the Civil Code, relating to real property disclosures.

Bill read third time.

**Amendments Adopted**

Amendments to AB 2733 proposed by Senator Kuehl were read and adopted and the measure ordered printed and to second reading.



**Assembly Bill 916**—An act to add and repeal Section 35567 of the Education Code, relating to school facilities construction, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

**Amendments Adopted**

Amendments to AB 916 proposed by Senator Steinberg were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2759**—An act to amend Sections 8208, 8235, 8236, 8237, 8238, 8238.1, 8238.3, 8238.4, 8238.5, 8240, 8244, 8250.5, 8264.5, and 8266.1 of, to amend the heading of Article 7 (commencing with Section 8235) of Chapter 2 of Part 6 of Division 1 of Title 1 of, to amend the heading of Article 8 (commencing with Section 8240) of Chapter 2 of Part 6 of Division 1 of Title 1 of, to add Section 8236.1 to, to repeal Section 8238.6 of, and to repeal and add Section 8239 of, the Education Code, relating to child care and development services.

Bill read third time.

**Amendments Adopted**

Amendments to AB 2759 proposed by Senator Steinberg were read and adopted and the measure ordered printed and to second reading.

**UNANIMOUS CONSENT GRANTED  
TO RESCIND ACTION (AB 1358)**

Without objection, unanimous consent was granted that the action be rescinded whereby AB 1358 was passed to the Assembly, and that the measure be taken up at this time without reference to file.

**Consideration of Assembly Bill 1358**

**Assembly Bill 1358**—An act to amend Sections 65040.2 and 65302 of the Government Code, relating to planning.

Bill read.

**Motion to Amend**

Amendments to AB 1358 proposed by Senator Torlakson were read and adopted and the measure ordered printed and to second reading.

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

**Assembly Bill 1879**—An act to amend Section 25173.6 of, and to add Article 14 (commencing with Section 25251) to Chapter 6.5 of Division 20 of, the Health and Safety Code, relating to hazardous materials.

Bill read third time.

**Amendments Adopted**

Amendments to AB 1879 proposed by Senator Simitian were read and adopted and the measure ordered printed and to second reading.





**Assembly Bill 2726**—An act to amend Section 104601 of the Health and Safety Code, relating to public health.

Bill read third time.

**Amendments Adopted**

Amendments to AB 2726 proposed by Senator Maldonado were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2986**—An act to amend Section 75050.2 of the Public Resources Code, and to amend Section 13167 of, and to add Chapter 18 (commencing with Section 14080) to Division 7 of, the Water Code, relating to water quality.

Bill read third time.

**Amendments Adopted**

Amendments to AB 2986 proposed by Senator Simitian were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2133**—An act to amend Section 10108.5 of the Public Contract Code, relating to public contracts.

Bill read third time.

**Amendments Adopted**

Amendments to AB 2133 proposed by Senator Yee were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 3048**—An act to amend Sections 25302.5, 25534, 25741, and 25742 of the Public Resources Code, to amend Sections 5, 20, 216, 353.11, 366.2, 380, 387, 387.5, 394.5, 395.5, 399.12, 399.12.5, 701.8, 761.3, 747, 848, 2774.5, 2827, 2852, 3302, 7000, 8340, and 9604 of, to amend and renumber Sections 228.5 and 399.25 of, to add Section 224.3 to, to repeal Section 399.1 of, to repeal the heading of Article 15 (commencing with Section 399) of Chapter 2.3 of, and to repeal the heading of Article 5 (commencing with Section 445) of Chapter 2.5 of, Part 1 of Division 1 of, the Public Utilities Code, relating to public utilities.

Bill read third time.

**Amendments Adopted**

Amendments to AB 3048 proposed by Senator Kehoe were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2898**—An act to amend Sections 27491.4 and 27491.45 of, and to add Section 27491.8 to, the Government Code, relating to coroners.

Bill read third time.

**Amendments Adopted**

Amendments to AB 2898 proposed by Senator Simitian were read and adopted and the measure ordered printed and to second reading.



**SENATE COMMITTEE ROLL CALLS****Committee on Environmental Quality**

**SB 68**—That the Assembly amendments be concurred in

AYES (5)—Senators Corbett, Florez, Kuehl, Lowenthal, and Simitian.

NOES (2)—Senators Aanestad and Runner.

**SB 1016**—That the Assembly amendments be concurred in

AYES (7)—Senators Aanestad, Corbett, Florez, Kuehl, Lowenthal, Runner, and Simitian.

NOES (0)—None.

Date of Hearing: 8/20/2008

Simitian (Chair)

**Committee on Health**

**SB 434**—That the Assembly amendments be concurred in

AYES (7)—Senators Alquist, Cedillo, Kuehl, Negrete McLeod, Ridley-Thomas, Steinberg, and Yee.

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

**SB 483**—That the Assembly amendments be concurred in

AYES (7)—Senators Alquist, Cedillo, Kuehl, Negrete McLeod, Ridley-Thomas, Steinberg, and Yee.

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

**SB 1518**—That the Assembly amendments be concurred in

AYES (10)—Senators Aanestad, Alquist, Cedillo, Cox, Kuehl, Negrete McLeod, Ridley-Thomas, Steinberg, Wyland, and Yee.

NOES (0)—None.

Date of Hearing: 8/20/2008

Kuehl (Chair)

**Committee on Natural Resources and Water**

**SB 899**—That the Assembly amendments be concurred in

AYES (6)—Senators Kehoe, Kuehl, Machado, Margett, Migden, and Steinberg.

NOES (1)—Senator Hollingsworth.

Date of Hearing: 8/20/2008

Steinberg (Chair)

**Committee on Revenue and Taxation**

**SB 153**—That the Assembly amendments be concurred in

AYES (5)—Senators Alquist, Machado, Oropeza, Scott, and Wiggins.

NOES (2)—Senators Cogdill and Runner.

**SB 585**—That the Assembly amendments be concurred in

AYES (7)—Senators Alquist, Cogdill, Machado, Oropeza, Runner, Scott, and Wiggins.

NOES (0)—None.

Date of Hearing: 8/20/2008

Oropeza (Chair)



**REQUESTS TO ADJOURN IN MEMORIAM**

Senator Cox requested that when the Senate adjourns this day it do so in memory of William Thomson Comstock of Sacramento.

Senator Denham requested that when the Senate adjourns this day it do so in memory of Pvt. Janelle F. King of Merced County.

Senator McClintock requested that when the Senate adjourns this day it do so in memory of Keneko (Takasugi) Ninokawa of Monterey Park.

Senator Perata requested that when the Senate adjourns this day it do so in memory of Vann Smith of Sacramento and Willa Mae Dellums of Oakland.

Senator Romero requested that when the Senate adjourns this day it do so in memory of Federico Monares of Los Angeles.

**ADJOURNMENT**

At 5:10 p.m., on motion of Senator Perata, the Senate adjourned pursuant to the Senators' requests until 10:30 a.m., Thursday, August 21, 2008.

PAULA K. ROSSETTO, Minute Clerk

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