

CALIFORNIA LEGISLATURE

2007–08 REGULAR SESSION

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# SENATE DAILY JOURNAL

TWO HUNDRED FORTY-SECOND LEGISLATIVE DAY

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## IN SENATE

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Senate Chamber, Sacramento  
Friday, August 22, 2008

The Senate met at 9 a.m.  
Hon. Don Perata, of the 9th District, presiding.  
Secretary Greg Schmidt at the Desk.  
Assistant Secretary Kipchoge Randall reading.

### 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**

Prayer was offered by the Chaplain, Rabbi Mona Alfi:

At times it is easy to become all consumed with our work, to lose sight of our priorities, and to feel off kilter. Human resource expert, Brian Tracy reminds us that just as our cars run more smoothly and require less energy to go faster and farther when the wheels are in perfect alignment, we perform better when our thoughts, feelings, emotions, goals, and values are in balance.

We pray to the Holy One to bring a sense of harmony into our lives by helping by us find our equilibrium amongst the many demands that are made on us each day. And may our Creator help us live up to our potential by granting us the blessing of peace and purpose in all that we do. May this be God's will.—AMEN.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

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

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

State Capitol, August 22, 2008

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

**Agriculture**—AB 2474.

**Natural Resources and Water**—AB 2165.

**RE-REFERENCE TO COMMITTEE**

Pursuant to Joint Rule 10.5, **AB 2861**, **ACR 137**, and **AB 359** were re-referred to the Committee on Appropriations.

**MEASURES WITHDRAWN FROM COMMITTEE**

Without objection, **ACR 151** and **ACR 155** were withdrawn from Committee and placed on today's Special Consent Calendar.

**CONSENT CALENDAR****Objection Raised**

Senator Romero objected to **AB 1012** being on the Special Consent Calendar.

The President ordered the above measure placed on the third reading file.

**MOTION TO TAKE MEASURE FROM THE INACTIVE FILE**

Senator Calderon moved that **AB 2964** be taken from the inactive file and placed on the second reading file.

Motion carried.



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

**Assembly Bill 2935**—An act to toxic spills

Bill read second time and ordered to third reading.

**Assembly Bill 3050**—An act relating to legal services.

Bill read second time and ordered to third reading.

**Assembly Bill 1860**—An act relating to product safety.

Bill read second time and ordered to third reading.

**Assembly Bill 3075**—An act relating to emergency services.

Bill read second time and ordered to third reading.

**Assembly Bill 1389**—An act relating to gaming.

Bill read second time and ordered to third reading.

**Assembly Bill 541**—An act relating to liability.

Bill read second time and ordered to third reading.

**Assembly Bill 2269**—An act relating to energy.

Bill read second time and ordered to third reading.

**Assembly Bill 2220**—An act relating to health care service plans.

Bill read second time and ordered to third reading.

**Assembly Bill 100**—An act relating to public education facilities.

Bill read second time and ordered to third reading.

**Assembly Joint Resolution 66**—Relative to fishery management.

Resolution read second time and ordered to third reading.

**Assembly Bill 3045**—An act relating to economic development.

Bill read second time and ordered to third reading.

**Assembly Bill 1945**—An act relating to health care coverage.

Bill read second time and ordered to third reading.

**Assembly Bill 2471**—An act relating to arts.

Bill read second time and ordered to third reading.

**Assembly Concurrent Resolution 126**—Relative to the Honorable Augustus Freeman (Gus) Hawkins.

Resolution read second time and ordered to third reading.

**Assembly Bill 2494**—An act relating to housing, and making an appropriation therefor.

Bill read second time and ordered to third reading.



**Assembly Bill 2921**—An act relating to local government.

Bill read second time and ordered to third reading.

**Assembly Bill 1203**—An act relating to health care.

Bill read second time and ordered to third reading.

**Assembly Bill 2569**—An act relating to health care coverage.

Bill read second time and ordered to third reading.

**Assembly Bill 2**—An act relating to health care coverage, and making an appropriation therefor.

Bill read second time and ordered to third reading.

**Assembly Bill 2599**—An act relating to public health.

Bill read second time and ordered to third reading.

#### **THIRD READING OF ASSEMBLY BILLS**

**Assembly Bill 981**—An act to add Chapter 9 (commencing with Section 1967) to Division 2.5 of the Streets and Highways Code, relating to transportation.

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 376**—An act to amend Section 22013.7 of, and to add Section 20423.3 to, the Government Code, relating to public employees' retirement, and making an appropriation therefor.

Bill read third time and presented by Senator Negrete McLeod.

The roll was called.

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

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

Motion carried.

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

**Assembly Bill 3078**—An act to amend Sections 18535, 18536, 18662, 18668, 19136, 21006, and 25106 of, to amend, repeal, and add Section 21004 of, and to add Section 19311.5 to, 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 3081**—An act to amend Section 33302 of the Public Resources Code, relating to the Sierra Nevada Conservancy.

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 2518**—An act to add and repeal Article 15 (commencing with Section 18861) of Chapter 3 of Part 10.2 of Division 2 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 1634**—An act to amend Sections 30804.5, 30804.7, 31751.5, and 31751.7 of, and to add Sections 30804.8 and 31751.8 to, the Food and Agricultural Code, relating to animals.

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 2992**—An act to amend Sections 927.2, 927.6, 927.7, and 927.11 of the Government Code, relating to resource conservation districts.

Bill read third time and presented by Senator Aanestad.

The roll was called.



**CALL OF THE SENATE**

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

Motion carried.

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

**Assembly Bill 1829**—An act to amend Section 123493 of the Health and Safety Code, and to repeal Section 7 of Chapter 878 of the Statutes of 2006, relating to perinatal services, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator Runner.

**Urgency Clause**

Urgency clause read.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

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

**Assembly Bill 2341**—An act to amend Sections 361.5 and 388 of the Welfare and Institutions Code, relating to minors.

Bill read third time and presented by Senator Harman.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

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

**Assembly Bill 2651**—An act to amend Sections 8712, 8811, and 8908 of the Family Code, to amend Sections 1522, 1522.1, 1524, 1550, and 1551 of the Health and Safety Code, to amend Sections 11167.5 and 11170 of the Penal Code, and to amend Sections 309, 361.4, and 16501.1 of the Welfare and Institutions Code, relating to children, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator Margett.

**Urgency Clause**

Urgency clause read.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.



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

**Assembly Bill 2901**—An act to amend Sections 25214.1, 25214.2, 25214.3, 25214.4, 25214.4.2, 25214.12, 25214.13, 25214.14, 25214.15, 25214.17, and 25214.18 of, and to add Sections 25214.1.5, 25214.3.1, 25214.3.2, 25214.3.3, 25214.3.4, 25214.22, 25214.22.1, 25214.23, 25214.24, and 25214.26 to, the Health and Safety Code, relating to toxics.

Bill read third time and presented by Senator Simitian.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

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

**Assembly Bill 1057**—An act to amend Sections 131502, 131511, 131520, 131521, and 131540 of, and to add Sections 131532 and 131542 to, the Health and Safety Code, relating to health care coverage.

Bill read third time and presented by Senator Alquist.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

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

**Assembly Bill 2275**—An act to amend Sections 111130 and 111170 of, and to add Section 111131 to, the Health and Safety Code, relating to vended water.

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 2532**—An act to amend Sections 7051, 7071, 7072, 7075, 7077, 7078, and 7088 of, to add Sections 7070.5 and 7079 to, and to repeal and add Section 7074 of, the Fish and Game Code, relating to fisheries.

Bill read third time and presented by Senator Simitian.

The roll was called.



**CALL OF THE SENATE**

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

Motion carried.

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

**Assembly Bill 1806**—An act to add Chapter 4.5 (commencing with Section 1450) to Division 2 of the Fish and Game Code, and to add Section 12221 to the Water Code, relating to resources.

Bill read third time and presented by Senator Torlakson.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

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

**Assembly Bill 169**—An act to amend Section 71205 of, and to amend the heading of Division 36 (commencing with Section 71200) of, the Public Resources Code, relating to ballast water management.

Bill read third time and presented by Senator Simitian.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

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

**Assembly Bill 1778**—An act to add Section 21608.6 to the Business and Professions Code, relating to junk dealers.

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 2139**—An act to amend Section 11580.1 of the Insurance Code, relating to auto insurance.

Bill read third time and presented by Senator Machado.

The roll was called.



**CALL OF THE SENATE**

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

Motion carried.

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

**Assembly Bill 2031**—An act to amend Sections 8670.8 and 8670.25.5 of, and to add Section 8670.8.3 to, the Government Code, relating to oil spills.

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 239**—An act to amend Sections 4990, 4990.18, 4990.30, and 4990.38 of, and to add Chapter 10.5 (commencing with Section 4700) to Division 2 of, the Business and Professions Code, relating to alcoholism and drug abuse counselors.

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 2019**—An act to amend Sections 65863.10 and 65863.11 of the Government Code, relating to housing.

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 978**—An act to amend Sections 1523.2, 1530.5, 1534, 1546, 1548, 1568.07, 1568.0822, 1569.33, 1569.48, 1569.49, 1596.98, 1596.99, 1597.56, and 1597.62 of, and to add Sections 1534.1, 1550.7, 1558.3, 1568.0715, 1568.0825, 1568.094, 1569.351, 1569.510, 1569.595,



1596.818, 1596.8867, 1596.8899, and 1597.58 to, the Health and Safety Code, and to amend Section 18285 of the Welfare and Institutions Code, relating to community care facilities, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator Yee.

**Urgency Clause**

Urgency clause read.

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 Concurrent Resolution 146**—Relative to the California-Mexico Project.

Resolution 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 Concurrent Resolution 153**—Relative to California Coastal Trail Day.

Resolution read third time and presented by Senator Torlakson.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

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

**Assembly Joint Resolution 67**—Relative to American Samoans.

Resolution read third time and presented by Senator Yee.

**Roll Call**

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

AYES (37)—Senators Aanestad, Ackerman, Alquist, Ashburn, Calderon, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza,



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

NOES (0)—None.

Resolution ordered transmitted to the Assembly.

**Assembly Joint Resolution 69**—Relative to child nutrition programs.

Resolution 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 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 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.

#### REQUESTS TO DISPENSE WITH JOINT RULES

The following request was presented by Senator Torlakson:

Senate Chamber, August 22, 2008

Mr. Secretary: I request permission to introduce a resolution to dispense with Joint Rule 61(b)(15) in order that AB 2293 may be reported by the Committee on Appropriations after the deadline.

SENATOR TORLAKSON

#### Recommendation of Rules Committee

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

PERATA, Chair

The following request was presented by Senator Steinberg:

Senate Chamber, August 22, 2008

Mr. Secretary: I request permission to introduce a resolution to dispense with Joint Rule 61(b)(15) in order that AB 2165 may be reported by the Committee on Natural Resources and Water after the deadline.

SENATOR STEINBERG



**Recommendation of Rules Committee**

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

PERATA, Chair

The following request was presented by Senator Wiggins:

Senate Chamber, August 22, 2008

Mr. Secretary: I request permission to introduce a resolution to dispense with Joint Rule 61(b)(15) in order that AB 612 may be reported by the Committee on Public Employment and Retirement after the deadline.

SENATOR WIGGINS

**RESOLUTIONS TO DISPENSE WITH JOINT RULES**

*Resolved*, That Joint Rule 61(b)(15) be dispensed with as requested.

Resolutions read and presented by Senator Perata.

**Recommendation of Rules Committee**

The Committee on Rules recommends that permission be granted to introduce a resolutions as requested.

PERATA, Chair

**JOINT RULES DISPENSED WITH**

Without objection, pursuant to Joint Rule 33.1, Joint Rule 61(b)(15) was dispensed with as requested.

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

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

Bill read third time and presented by Senator Maldonado.

**Roll Call**

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

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

NOES (0)—None.

Bill ordered transmitted to the Assembly.

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

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 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 third time and presented by Senator Simitian.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

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

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

Bill read third time and presented by Senator Simitian.

**Roll Call**

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

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

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**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 third time and presented by Senator Corbett.

**Roll Call**

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

AYES (37)—Senators Aanestad, Ackerman, Alquist, Ashburn, Calderon, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza,



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

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**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 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 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 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, 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 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 third time and presented by Senator Maldonado.

#### Roll Call

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

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

NOES (0)—None.

Bill ordered transmitted to the Assembly.



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

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 2765**—An act to amend Sections 5771 and 5776 of, and to add Section 2276.5 to, the Food and Agricultural Code, relating to pests.

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 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 and presented by Senator Ducheny.

The roll was called.

#### CALL OF THE SENATE

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

Motion carried.

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

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

Bill read third time and presented by Senator Dutton.

#### Roll Call

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

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

NOES (0)—None.

Bill ordered transmitted to the Assembly.



**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 2104, 5317, and 5417 of, the Public Utilities Code, relating to the Public Utilities Commission.

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 1701**—An act to add and repeal Section 14105.28 of the Welfare and Institutions Code, relating to Medi-Cal.

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 2296**—An act to add Sections 422.4 and 602.12 to the Penal Code, relating to crimes, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator Simitian.

#### Urgency Clause

Urgency clause read and adopted by the following vote:

AYES (29)—Senators Aanestad, Ackerman, Cogdill, Corbett, Correa, Cox, Denham, Dutton, Harman, Hollingsworth, Kehoe, Kuehl, Machado, Maldonado, Margett, Migden, Negrete McLeod, Oropeza, Padilla, Ridley-Thomas, Romero, Runner, 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 (29)—Senators Aanestad, Ackerman, Cogdill, Corbett, Correa, Cox, Denham, Dutton, Harman, Hollingsworth, Kehoe, Kuehl, Machado, Maldonado, Margett, Migden, Negrete McLeod, Oropeza, Padilla, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 981)**

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 981 was passed by the following vote:

AYES (21)—Senators Alquist, Calderon, 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, Cogdill, Correa, Cox, Denham, Dutton, Harman, Hollingsworth, Machado, Maldonado, Margett, McClintock, Runner, and Wyland.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 376)**

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

**Roll Call**

The names of the absentees were called and AB 376 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 3078)**

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 3078 was passed by the following vote:

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

NOES (1)—Senator Hollingsworth.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 3081)**

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 3081 was passed by the following vote:

AYES (26)—Senators Alquist, Calderon, Corbett, Correa, 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 (10)—Senators Aanestad, Ackerman, Cogdill, Cox, Denham, Dutton, Hollingsworth, McClintock, Runner, and Wyland.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2518)**

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 2518 was passed by the following vote:

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

NOES (1)—Senator McClintock.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1634)**

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 1634 was refused passage by the following vote:

AYES (5)—Senators Alquist, Machado, Negrete McLeod, Padilla, and Torlakson.

NOES (27)—Senators Aanestad, Ackerman, Ashburn, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Lowenthal, Maldonado, Margett, McClintock, Migden, Oropeza, Perata, Ridley-Thomas, Romero, Runner, Scott, Simitian, Wyland, and Yee.

**Motion to Reconsider (AB 1634)**

Senator Padilla moved to reconsider the vote whereby AB 1634 failed passage.

**Roll Call**

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

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

NOES (0)—None.

Measure ordered returned to third reading.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2992)**

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

**Roll Call**

The names of the absentees were called and AB 2992 was passed by the following vote:

AYES (35)—Senators Aanestad, 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, Wyland, and Yee.

NOES (1)—Senator McClintock.

Above bill ordered transmitted to the Assembly.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1829)**

On motion of Senator Runner, 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 1829 was adopted by the following vote:

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

NOES (0)—None.

**Roll Call**

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

AYES (34)—Senators Aanestad, Ackerman, Alquist, Ashburn, Calderon, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Ridley-Thomas, Romero, Runner, Scott, Simitian, 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 2341)**

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

**Roll Call**

The names of the absentees were called and AB 2341 was passed by the following vote:

AYES (35)—Senators Aanestad, Ackerman, Alquist, Ashburn, Calderon, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, Ridley-Thomas, Romero, Runner, 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 2651)**

On motion of Senator Margett, 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 2651 was adopted by the following vote:

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

NOES (0)—None.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2901)**

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

**Roll Call**

The names of the absentees were called and AB 2901 was passed by the following vote:

AYES (22)—Senators Alquist, Calderon, Corbett, Correa, 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, Cogdill, Cox, Denham, Dutton, Harman, Hollingsworth, Maldonado, Margett, McClintock, Runner, and Wyland.

Above bill ordered transmitted to the Assembly.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1057)**

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 1057 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2275)**

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 2275 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2532)**

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

**Roll Call**

The names of the absentees were called and AB 2532 was passed by the following vote:

AYES (22)—Senators Alquist, Calderon, Corbett, Correa, 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, Cox, Denham, Ducheny, Dutton, Harman, Hollingsworth, Maldonado, Margett, McClintock, Runner, and Wyland.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1806)**

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

**Roll Call**

The names of the absentees were called and AB 1806 was passed by the following vote:

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

NOES (8)—Senators Aanestad, Ackerman, Ashburn, Hollingsworth, Margett, McClintock, Runner, and Wyland.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 169)**

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

**Roll Call**

The names of the absentees were called and AB 169 was passed by the following vote:

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

NOES (2)—Senators Hollingsworth and McClintock.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2139)**

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



**Roll Call**

The names of the absentees were called and AB 2139 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2031)**

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 2031 was passed by the following vote:

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

NOES (0)—None.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 239)**

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 239 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2019)**

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 2019 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 978)**

On motion of Senator Yee, 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 978 was adopted by the following vote:

AYES (33)—Senators Ackerman, Alquist, Ashburn, Calderon, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Migden, Negrete McLeod, Oropeza, Padilla, 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 (33)—Senators Ackerman, Alquist, Ashburn, Calderon, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Florez, Harman, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, Migden, Negrete McLeod, Oropeza, Padilla, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, 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 (ACR 146)**

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 ACR 146 was adopted by the following vote:

AYES (22)—Senators Alquist, Calderon, 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, McClintock, Runner, and Wyland.

Above resolution ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (ACR 153)**

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 ACR 153 was adopted by the following vote:

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

NOES (1)—Senator Hollingsworth.

Above resolution ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AJR 69)**

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 AJR 69 was adopted by the following vote:

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

NOES (6)—Senators Ackerman, Ashburn, Cox, Hollingsworth, McClintock, and Runner.

Above resolution ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2044)**

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 2044 was passed by the following vote:

AYES (34)—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, Ridley-Thomas, Romero, Runner, Scott, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (2)—Senators Aanestad and McClintock.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 180)**

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 180 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2765)**

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 2765 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 619)**

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

**Roll Call**

The names of the absentees were called and AB 619 was passed by the following vote:

AYES (35)—Senators Aanestad, Ackerman, Alquist, Ashburn, Calderon, Cogdill, Corbett, Correa, Cox, Denham, Ducheny, Dutton, Harman, Hollingsworth, Kehoe, Kuehl, Lowenthal, Machado, Maldonado, Margett, McClintock, Migden, Negrete McLeod, Oropeza, Padilla, 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 2578)**

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 2578 was passed by the following vote:

AYES (23)—Senators Alquist, Calderon, 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, Cogdill, Cox, Denham, Dutton, Harman, Hollingsworth, Maldonado, Margett, McClintock, Runner, and Wyland.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1701)**

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 1701 was passed by the following vote:

AYES (36)—Senators Aanestad, Ackerman, Alquist, Ashburn, Calderon, 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, Runner, Scott, Simitian, Steinberg, Torlakson, Wiggins, Wyland, and Yee.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.

#### **SPECIAL CONSENT CALENDAR**

**Assembly Concurrent Resolution 151**—Relative to Welcome Home Vietnam Veterans Week.

Resolution read, adopted, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

**Assembly Concurrent Resolution 155**—Relative to Alcohol and Drug Addiction Recovery Month.

Resolution read, adopted, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

**Assembly Bill 2810**—An act to amend Section 6254 of the Government Code, and to amend Section 293 of, and to amend, renumber, and add Section 236.2 of, the Penal Code, relating to human trafficking.

Bill read third time, passed, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

**Assembly Bill 1821**—An act to amend Sections 48800, 66057, 67312, 76002, 81254, 84760.5, 88550, 89009, 89753, 100700, 100900, 101034, and 101050 of, to add Sections 66015.10, 66015.12, 66021.1, 66026, 67501, 67502, 67503, 67504, 76305, 79202.5, and 92611.9 to, to add Chapters 9.5 (commencing with Section 92750) and 10.5 (commencing with Section 92830) to Part 57 of Division 9 of Title 3 of, and to repeal Sections 66352 and 71020 of, the Education Code, to amend Section 67480 of the Government Code, and to amend Sections 104145, 104500, and 104530 of the Health and Safety Code, relating to public postsecondary education.

Bill read third time, passed, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

**Assembly Bill 578**—An act to amend Section 25783 of the Public Resources Code, and to add Section 321.7 to the Public Utilities Code, relating to energy.

Bill read third time, passed, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

**Assembly Bill 2171**—An act to add Section 14629 to the Government Code, relating to the State Capitol.

Bill read third time, passed, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*



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

Bill read third time, passed, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

**Consent Calendar Roll Call**

The roll was called and the above measures on the Consent Calendar passed by the following vote:

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

NOES (0)—None.

**CONSIDERATION OF DAILY FILE (RESUMED)  
FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1778)**

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 1778 was passed by the following vote:

AYES (21)—Senators Alquist, Battin, Cedillo, Corbett, Denham, Dutton, Florez, Kuehl, Lowenthal, Machado, Maldonado, Migden, Oropeza, Padilla, Perata, Ridley-Thomas, Scott, Simitian, Steinberg, Torlakson, and Wiggins.

NOES (16)—Senators Aanestad, Ackerman, Ashburn, Calderon, Cogdill, Correa, Cox, Harman, Hollingsworth, Kehoe, Margett, McClintock, Negrete McLeod, Runner, Wyland, and Yee.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2971)**

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 2971 was passed by the following vote:

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



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

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 3025)**

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

**Roll Call**

The names of the absentees were called and AB 3025 was passed by the following vote:

AYES (22)—Senators Alquist, 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 (17)—Senators Aanestad, Ackerman, Ashburn, Battin, Calderon, Cogdill, Correa, Cox, Denham, Dutton, Harman, Hollingsworth, Maldonado, Margett, McClintock, Runner, and Wyland.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2447)**

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 2447 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.

**Senator Perata Presiding**

**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 11:20 a.m., on motion of Senator Perata, further proceedings under the quorum call of the Senate were dispensed with.

**MOTION TO ADJOURN**

Senator Perata moved that the Senate stand in recess until the hour of 3:30 p.m. The Desk shall remain open to receive communications and to conduct the business of the day. At 3:30 p.m., the Senate will adjourn upon call of the President pro Tempore.

Motion carried.

**REPORTS OF STANDING COMMITTEES**

**Committee on Appropriations**

Senate Chamber, August 22, 2008

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

AB 2265

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

TORLAKSON, Chair

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

**Assembly Bill 2265**—An act to add Sections 5003.16 and 5080.41 to the Public Resources Code, relating to state property, 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 Rules**

Senate Chamber, August 22, 2008

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

ACR 150

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 Concurrent Resolution 150**—Relative to the Joan Bechtel Memorial Highway.

Resolution read second time.

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



Senate Chamber, August 22, 2008

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

AB 2884

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 2884**—An act to amend Section 27602 of the Vehicle Code, relating to vehicles.

Bill read second time.

**Request to Add Urgency Section**

To the Committee on Rules: I request permission to add an urgency section to AB 2884 pursuant to Joint Rule 58.

ASSEMBLY MEMBER PORTANTINO

**Permission of Rules Committee**

Senate Chamber, August 22, 2008

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 2884.

PERATA, Chair

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

**Committee on Banking, Finance and Insurance**

Date of Hearing: August 22, 2008

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

AB 1830

Reports the same back with the recommendation: That the measure be returned to the Senate floor for consideration.

MACHADO, Chair

Measure ordered to third reading.

**Committee on Appropriations**

Senate Chamber, August 22, 2008

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

AB 2474

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

TORLAKSON, Chair



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

**Assembly Bill 2474**—An act to amend, repeal, and add Section 14105.18 of 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 Business, Professions and Economic Development**

Date of Hearing: August 21, 2008

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

AB 214

Reports the same back with the recommendation: That the measure be returned to the Senate floor for consideration.

RIDLEY-THOMAS, Chair

Measure ordered to third reading.

**Committee on Revenue and Taxation**

Senate Chamber, August 22, 2008

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

AB 530

Reports the same back to the Secretary of the Senate pursuant to Joint Rule 62(a). (May not be further considered during the session.)

OROPEZA, Chair

Above measure ordered filed with the Secretary of the Senate.

**Committee on Natural Resources and Water**

Date of Hearing: August 22, 2008

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

AB 2175

Reports the same back with the recommendation: That the measure be returned to the Senate floor for consideration.

STEINBERG, Chair

Measure ordered to third reading.

**Committee on Rules**

Senate Chamber, August 22, 2008

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

AB 354



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 354**—An act to amend Sections 7150.10 and 7150.50 of the Health and Safety Code, relating to anatomical gifts.

Bill read second time.

**Request to Add Urgency Section**

To the Committee on Rules: I request permission to add an urgency section to AB 354 pursuant to Joint Rule 58.

ASSEMBLY MEMBER HERNANDEZ

**Permission of Rules Committee**

Senate Chamber, August 22, 2008

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 354.

PERATA, Chair

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

Senate Chamber, August 22, 2008

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

AB 519

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 519**—An act to amend Section 48800 of the Education Code, relating to public school pupils.

Bill read second time.

**Request to Add Urgency Section**

To the Committee on Rules: I request permission to add an urgency section to AB 519 pursuant to Joint Rule 58.

ASSEMBLY MEMBER PORTANTINO

**Permission of Rules Committee**

Senate Chamber, August 22, 2008

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 519.

PERATA, Chair

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



Senate Chamber, August 22, 2008

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

AB 1955

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 1955**—An act to add Section 1366.4 to the Civil Code, relating to common interest developments.

Bill read second time.

**Request to Add Urgency Section**

To the Committee on Rules: I request permission to add an urgency section to AB 1955 pursuant to Joint Rule 58.

ASSEMBLY MEMBER PLESCIA

**Permission of Rules Committee**

Senate Chamber, August 22, 2008

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 1955.

PERATA, Chair

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

**MEASURES WITHDRAWN FROM COMMITTEE**

Without objection, **AB 437** was withdrawn from Committee and placed on second reading.

Without objection, **AJR 70** was withdrawn from Committee and placed on third reading.

**RE-REFERENCE TO COMMITTEE**

Pursuant to Senate Rule 29.10(c), **AB 2328**, **AB 1189**, **AB 1759**, **AB 2769**, **AB 643**, and **AB 1390** ordered re-referred to the Committee on Rules upon being amended.

**CONSIDERATION OF DAILY FILE (RESUMED)**

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

**Assembly Bill 706**—An act to amend Sections 125.9, 19161, and 19161.3 of, and to add Section 19161.7 to, the Business and Professions Code, and to add Chapter 12 (commencing with Section 108950) to Part 3 of Division 104 of the Health and Safety Code, relating to fire retardants.

Bill read third time.

**Amendments Adopted**

Amendments to AB 706 proposed by Senator Lowenthal were read and adopted and the measure ordered printed and to second reading.



**Assembly Bill 1851**—An act to add Division 25.7 (commencing with Section 38700) to the Health and Safety Code, relating to greenhouse gases.

Bill read third time.

**Amendments Adopted**

Amendments to AB 1851 proposed by Senator Perata were read and adopted and the measure ordered printed and to second reading.

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

Bill read third time.

**Amendments Adopted**

Amendments to AB 1163 proposed by Senator Scott 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, 8238.4, 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, and to add Sections 8236.1 and 8236.2 to, 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.

**Assembly Bill 2321**—An act to amend Section 130350.5 of, and to add Section 130350.4 to, the Public Utilities Code, relating to transportation.

Bill read third time.

**Amendments Adopted**

Amendments to AB 2321 proposed by Senator Lowenthal were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1033**—An act to amend Section 272 of the Penal Code, relating to crimes.

Bill read third time.

**Amendments Adopted**

Amendments to AB 1033 proposed by Senator Cedillo were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 211**—An act to amend Section 56.36 of the Civil Code, to add Section 101037 to, and Division 109 (commencing with Section 130200) to, the Health and Safety Code, relating to health.

Bill read third time.



**Amendments Adopted**

Amendments to AB 211 proposed by Senator Alquist were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1830**—An act to amend Section 10177 of the Business and Professions Code, to add Section 2923.1 to the Civil Code, and to amend Section 50505 of, to add Sections 1242, 14961, and 22346 to, and to add Division 1.9 (commencing with Section 4995) to, the Financial Code, relating to lending.

Bill read third time.

**Amendments Adopted**

Amendments to AB 1830 proposed by Senator Ridley-Thomas were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 214**—An act to add and repeal Article 14 (commencing with Section 2340) of Chapter 5 of Division 2 of the Business and Professions Code, relating to physicians and surgeons .

Bill read third time.

**Amendments Adopted**

Amendments to AB 214 proposed by Senator Padilla were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2783**—An act to add Section 56344.1 to the Education Code, relating to special education.

Bill read third time.

**Amendments Adopted**

Amendments to AB 2783 proposed by Senator Negrete McLeod were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 697**—An act to add Section 53084.5 to the Government Code, relating to local government, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

**Amendments Adopted**

Amendments to AB 697 proposed by Senator Perata were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 643**—An act to add Section 3025 to the Elections Code, relating to absentee ballots.

Bill read third time.

**Amendments Adopted**

Amendments to AB 643 proposed by Senator Kuehl were read and adopted and the measure ordered printed and re-referred to the Committee on Rules.



**Assembly Bill 952**—An act to amend Section 1367.1 of the Civil Code, relating to common interest developments.

Bill read third time.

**Amendments Adopted**

Amendments to AB 952 proposed by Senator Calderon were read and adopted and the measure ordered printed and to second reading.

**UNANIMOUS CONSENT GRANTED  
TO RESCIND ACTION (AB 2386)**

Without objection, unanimous consent was granted that the action be rescinded whereby AB 2386 was passed to the Assembly, and that the measure be taken up at this time without reference to file.

**Consideration of Assembly Bill 2386**

**Assembly Bill 2386**—An act to amend Sections 1142, 1143, 1154, 1156, 1156.2, 1156.4, 1156.7, 1157, 1158, 1160.3, 1160.5, 1160.6, and 1161 of, to add Section 1159.5 to, to add the heading of Article 1 (commencing with Section 1156) to Chapter 5 of Part 3.5 of Division 2 of, to add Article 2 (commencing with Section 1156.310) and Article 3 (commencing with Section 1156.350) to Chapter 5 of Part 3.5 of Division 2 of, to add the heading of Article 4 (commencing with Section 1156.4) to Chapter 5 of Part 3.5 of Division 2 of, and to repeal Sections 1156.3 and 1157.2 of, the Labor Code, relating to employment.

Bill read third time.

**Amendments Adopted**

Amendments to AB 2386 proposed by Senator Steinberg were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 541**—An act to add Article 2.6 (commencing with Section 52300) to Chapter 2 of Division 18 of the Food and Agricultural Code, relating to liability.

Bill read third time.

**Amendments Adopted**

Amendments to AB 541 proposed by Senator Maldonado were read and adopted and the measure ordered printed and to second reading.

**UNANIMOUS CONSENT GRANTED  
TO RESCIND ACTION (AB 1725)**

Without objection, unanimous consent was granted that the action be rescinded whereby AB 1725 was passed to the Assembly, and that the measure be taken up at this time without reference to file.

**Consideration of Assembly Bill 1725**

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

Bill read.



**Motion to Amend**

Amendments to AB 1725 proposed by Senator Ridley-Thomas were read and adopted and the measure ordered printed and to second reading.

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

**Assembly Bill 2328**—An act to add Section 1418.92 to the Health and Safety Code, relating to health facilities.

Bill read third time.

**Request to Add Urgency Section**

To the Committee on Rules: I request permission to add an urgency section to AB 2328 pursuant to Joint Rule 58.

**ASSEMBLY MEMBER PRICE****Permission of Rules Committee**

Senate Chamber, August 22, 2008

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 2328.

PERATA, Chair

**Amendments Adopted**

Amendments to AB 2328 proposed by Senator Padilla were read and adopted and the measure ordered printed and re-referred to the Committee on Rules.

**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 third time.

**Amendments Adopted**

Amendments to AB 583 proposed by Senator Steinberg were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2939**—An act to amend Sections 17958.5, 17958.7, and 18941.5 of the Health and Safety Code, relating to building standards.

Bill read third time.

**Amendments Adopted**

Amendments to AB 2939 proposed by Senator Lowenthal were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 3064**—An act relating to transportation.

Bill read third time.

**Amendments Adopted**

Amendments to AB 3064 proposed by Senator Lowenthal were read and adopted and the measure ordered printed and to second reading.



**Assembly Bill 2479**—An act relating to civil actions, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

**Amendments Adopted**

Amendments to AB 2479 proposed by Senator Corbett were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1561**—An act to amend Sections 17020.6, 17024.5, 17041, 17052.12, 17063, 17072, 17085, 17132.5, 17152, 17206, 17250, 17250.5, 17275.5, 17501, 17551, 17952.5, 18165, 18180, 18631, 19116, 19134, 19164, 19166, 19172, 19179, 19443, 21015.5, 23045, 23051.5, 23609, 23772, 24305, 24357, 24357.1, 24357.7, 24411, 24949.5, 24990.6, 24993, and 25110 of, to add Sections 17020.15, 17132.8, 17144.5, 17225, 17257, 17257.2, 17257.4, 17755, 18037.5, 18155.6, 19172.5, 19185, 19186, 23046.5, 23703.7, 24329, 24462, 24950.5, 24990.8, and 25117 to, and to repeal Sections 24981 and 24988 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

**Amendments Adopted**

Amendments to AB 1561 proposed by Senator Calderon were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1973**—An act to amend Sections 305, 307, and 308 of the Public Utilities Code, relating to the Public Utilities Commission.

Bill read third time.

**Amendments Adopted**

Amendments to AB 1973 proposed by Senator Perata were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 13**—An act to add Sections 1276.45 and 1276.46 to the Health and Safety Code, relating to health facilities.

Bill read third time.

**Amendments Adopted**

Amendments to AB 13 proposed by Senator Kuehl were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1945**—An act to add Sections 1389.9, 1389.10, 1389.11, 1389.13, 1389.14, 1389.15, 1389.16, 1389.17, 1389.18, 1389.19, 1389.20, 1389.22, and 1389.24 to, and to repeal and add Section 1389.1 of, the Health and Safety Code, and to amend Sections 10270.95, 10291.5, and 12957 of, and to add Sections 10384.1, 10384.12, 10384.14, 10384.16, 10384.18, 10384.2, 10384.22, 10384.24, 10384.26, 10384.28, 10384.29, 10384.3, 10384.32, and 10396 to, the Insurance Code, relating to health care coverage.

Bill read third time.



**Amendments Adopted**

Amendments to AB 1945 proposed by Senator Steinberg were read and adopted and the measure ordered printed and to second reading.

**REQUEST FOR UNANIMOUS CONSENT (AB 1189)**

Senator Florez asked for, and was granted, unanimous consent that AB 1189 be taken from the inactive file and taken up at this time.

**Consideration of Assembly Bill 1189**

**Assembly Bill 1189**—An act to amend Section 999.5 of the Military and Veterans Code, relating to veterans.

Bill read second time.

**Motion to Amend**

Amendments to AB 1189 proposed by Senator Florez were read and adopted and the measure ordered printed and re-referred to the Committee on Rules.

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

**Assembly Bill 1183**—An act to amend Section 65962.5 of the Government Code, relating to hazardous materials.

Bill read third time.

**Amendments Adopted**

Amendments to AB 1183 proposed by Senator Simitian were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2944**—An act to amend, repeal, and add Section 309 of the Corporations Code, relating to corporations.

Bill read third time.

**Amendments Adopted**

Amendments to AB 2944 proposed by Senator Corbett were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1017**—An act to amend Section 21151 of the Public Resources Code, relating to environmental quality.

Bill read third time.

**Amendments Adopted**

Amendments to AB 1017 proposed by Senator Migden were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 3005**—An act to add Section 66005.1 to the Government Code, relating to community development.

Bill read third time.

**Amendments Adopted**

Amendments to AB 3005 proposed by Senator Lowenthal were read and adopted and the measure ordered printed and to second reading.



**Assembly Bill 2945**—An act to amend Sections 5093.32, 5093.34, and 5093.36 of the Public Resources Code, relating to state wilderness areas.

Bill read third time.

**Amendments Adopted**

Amendments to AB 2945 proposed by Senator Maldonado were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 10**—An act to add Section 128053 to the Health and Safety Code, relating to health care providers.

Bill read third time.

**Amendments Adopted**

Amendments to AB 10 proposed by Senator Cedillo were read and adopted and the measure ordered printed and to second reading.

**UNANIMOUS CONSENT GRANTED  
TO RESCIND ACTION (AB 3053)**

Without objection, unanimous consent was granted that the action be rescinded whereby AB 3053 was passed to the Assembly, and that the measure be taken up at this time without reference to file.

**Consideration of Assembly Bill 3053**

**Assembly Bill 3053**—An act to amend Section 2013 of the Family Code, relating to domestic relations.

Bill read.

**Motion to Amend**

Amendments to AB 3053 proposed by Senator Lowenthal were read and adopted and the measure ordered printed and to second reading.

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

**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 third time.

**Amendments Adopted**

Amendments to AB 498 proposed by Senator Steinberg were read and adopted and the measure ordered printed and to second reading.

**REQUEST FOR UNANIMOUS CONSENT (AB 1759)**

Senator Yee asked for, and was granted, unanimous consent that AB 1759 be taken from the inactive file and taken up at this time.

**Consideration of Assembly Bill 1759**

**Assembly Bill 1759**—An act to amend Sections 218, 17207, and 24347.5 of, and to add Sections 170.5, 195.128, 195.129, 195.130, 195.134, 195.135, 195.136, 195.137, 195.138, and 195.139 to, the



Revenue and Taxation Code, relating to disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

**Motion to Amend**

Amendments to AB 1759 proposed by Senator Yee were read and adopted and the measure ordered printed and re-referred to the Committee on Rules.

**REQUEST FOR UNANIMOUS CONSENT (AB 2769)**

Senator Cedillo asked for, and was granted, unanimous consent that AB 2769 be taken from the inactive file and taken up at this time.

**Consideration of Assembly Bill 2769**

**Assembly Bill 2769**—An act to add and repeal Section 1724 of the Civil Code, relating to digital television.

Bill read second time.

**Motion to Amend**

Amendments to AB 2769 proposed by Senator Cedillo were read and adopted and the measure ordered printed and re-referred to the Committee on Rules.

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

**Assembly Bill 2052**—An act to add Section 1946.7 to the Civil Code, relating to tenancies.

Bill read third time.

**Amendments Adopted**

Amendments to AB 2052 proposed by Senator Kuehl were read and adopted and the measure ordered printed and to second reading.

**UNANIMOUS CONSENT GRANTED  
TO RESCIND ACTION (ACR 114)**

Without objection, unanimous consent was granted that the action be rescinded whereby ACR 114 was passed to the Assembly, and that the measure be taken up at this time without reference to file.

**Consideration of Assembly Concurrent Resolution 114**

**Assembly Concurrent Resolution 114**—Relative to home-to-school transportation.

Resolution read.

**Motion to Amend**

Amendments to ACR 114 proposed by Senator Scott were read and adopted and the measure ordered printed and to second reading.



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

**Assembly Bill 1289**—An act to amend Section 19601.2 of the Business and Professions Code, relating to horse racing.

Bill read third time.

**Amendments Adopted**

Amendments to AB 1289 proposed by Senator Wiggins were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1012**—An act to amend Section 276 of the Revenue and Taxation Code, relating to taxation.

Bill read third time.

**Amendments Adopted**

Amendments to AB 1012 proposed by Senator Calderon were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1390**—An act to amend Section 1322 of the Health and Safety Code, relating to hospitals.

Bill read third time.

**Amendments Adopted**

Amendments to AB 1390 proposed by Senator Padilla were read and adopted and the measure ordered printed and re-referred to the Committee on Rules.

**Assembly Bill 2267**—An act to amend Sections 25620 and 25620.5 of, and to add Section 25102.5 to, the Public Resources Code, relating to California-based entities.

Bill read third time.

**Amendments Adopted**

Amendments to AB 2267 proposed by Senator Kehoe were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2175**—An act to add and repeal Section 65595.5 of the Government Code, to amend Section 10631.5 of, to add Section 10014 to, to add Part 2.55 (commencing with Section 10608) to, and to repeal and add Part 2.8 (commencing with Section 10800) of, Division 6 of, the Water Code, relating to water conservation.

Bill read third time.

**Amendments Adopted**

Amendments to AB 2175 proposed by Senator Steinberg were read and adopted and the measure ordered printed and to second reading.



**SENATE COMMITTEE ROLL CALLS****Committee on Appropriations**

**SB 140**—That the Assembly amendments be concurred in

AYES (12)—Senators Aanestad, Cedillo, Corbett, Cox, Dutton, Florez, Oropeza, Ridley-Thomas, Runner, Torlakson, Wyland, and Yee.

NOES (1)—Senator Ashburn.

**AB 211**—That the measure be returned to Senate floor for consideration. Ordered to third reading

AYES (9)—Senators Cedillo, Cox, Florez, Kuehl, Oropeza, Ridley-Thomas, Simitian, Torlakson, and Yee.

NOES (1)—Senator Ashburn.

**AB 498**—That the measure be returned to Senate floor for consideration. Ordered to third reading

AYES (13)—Senators Aanestad, Cedillo, Cox, Dutton, Florez, Kuehl, Oropeza, Ridley-Thomas, Runner, Simitian, Torlakson, Wyland, and Yee.

NOES (1)—Senator Ashburn.

Date of Hearing: 8/21/2008

Torlakson (Chair)

**Committee on Banking, Finance and Insurance**

**AB 1830**—That the measure be returned to Senate floor for consideration. Ordered to third reading

AYES (6)—Senators Correa, Florez, Kehoe, Lowenthal, Scott, and Wiggins.

NOES (4)—Senators Cox, Hollingsworth, Margett, and Runner.

Date of Hearing: 8/22/2008

Machado (Chair)

**Committee on Natural Resources and Water**

**AB 2165**—Do pass as amended and re-refer to Committee on Appropriations

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

NOES (0)—None.

**AB 2175**—That the measure be returned to Senate floor for consideration. Ordered to third reading

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

NOES (3)—Senators Cogdill, Hollingsworth, and Machado.

Date of Hearing: 8/22/2008

Steinberg (Chair)

**ADJOURNMENT**

At 3:30 p.m., the President declared the Senate adjourned upon call of the President pro Tempore.

PAULA K. ROSSETTO, Minute Clerk

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