

CALIFORNIA LEGISLATURE

2009–10 REGULAR SESSION

SENATE DAILY JOURNAL

FORTY-SEVENTH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Tuesday, March 17, 2009

The Senate met at 9 a.m.

Hon. Darrell Steinberg, of the 6th District, presiding.

Secretary Greg Schmidt at the Desk.

Assistant Secretary David Valverde reading.

ROLL CALL

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

Aanestad, Alquist, Ashburn, Benoit, Cogdill, Corbett, Correa, Denham, DeSaulnier, Ducheny, Dutton, Florez, Hancock, Harman, Hollingsworth, Huff, Kehoe, Leno, Liu, Lowenthal, Maldonado, Negrete McLeod, Oropeza, Padilla, Pavley, Romero, Runner, Simitian, Steinberg, Strickland, Walters, Wiggins, Wolk, Wyland, and Yee—35.

Quorum present.

(NOTE: Senator Calderon will be excused this day on legislative business, Senator Wright will be excused this day on personal business, Senator Cedillo will be excused this day due to a family illness, and Senator Cox will be excused this day due to illness.)

MESSAGES FROM THE GOVERNOR

Governor's Office, State Capitol
March 17, 2009

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

SHARON Y. RUNNER, previous California State Assemblymember from 2002 to 2008, serving as vice chair of the Appropriations Committee and serving on the Arts and Entertainment Committee, the Housing Committee and the Veterans Committee. She is owner of Runner Group from 1995 to 2008. Runner cofounded Desert Christian Schools, where she worked as a preschool teacher from 1979 to 1980 and an administrator from 1980 to 1995. Appointed 02/26/09. Effective 03/04/09.

Member, Agricultural Labor Relations Board, vice, Gloria A. Barrios, term expired, term ending 01/01/14.

GAEL H. TROUGHTON, is currently a quality analyst for Apple Computer, Incorporated since 2007 and was previously a materials handler for Apple Computer, Incorporated from 2002 to 2007. He has served on the Rehabilitation Appeals Board since 2005 and previously served from 1996 to 2001. He was a registered petroleum geologist for Lodi Natural Resources from 1991 to 1995. Reappointed 02/20/09. Effective 03/05/09.

Member, Rehabilitation Appeals Board, term ending 12/24/12.

STEVEN R. ROBERTS, is a pilot for the San Francisco Bar Pilots since 1985 and was a self employed docking pilot in the San Francisco Bay from 1981 to 1985. He is a member of the Pilot Evaluation Committee for the Board of Pilot Commissioners. Appointed 02/26/09. Effective 03/16/09.

Member, Board of Pilot Commissioners for the Bays of San Francisco, San Pablo and Suisun, vice, Nancy L. Wagner, term expired, term ending 12/31/12.

ERIC K. KAWAMURA, is vice president and general counsel for the West Division of Citibank since 2002 and has served on the California Housing Partnership Corporation since 2006. Previous senior vice president and senior counsel for California Federal Bank from 1986 to 2002 and attorney for Wendel, Lawlor, Rosen & Black from 1980 to 1986. Reappointed 02/25/09. Effective 03/16/09.

Member, California Housing Partnership Corporation, term ending 01/01/13.



VERNON CHONG, M.D., is a retired medical doctor and has served on the California Veterans Board since 2004. He served as special assistant to the network director at the Department of Veterans Affairs from 1995 to 2003. Chong is a 31-year veteran of the U.S Air Force, achieving the rank of major general before retiring in 2004. Reappointed 03/06/09. Effective 03/16/09.

Member, California Veterans Board, term ending 01/15/13.

JAMES J. OSTROWSKI, is a timberland manager for Timber Products Company since 1994 and has served on the Board of Forestry and Fire Protection since 2005. Previously, he was Mount Shasta's district manager from 1988 to 1994 and a logging engineer for Sierra Pacific Industries from 1983 to 1988. Ostrowski is a member of the Council on Forest Engineering, California Licensed Foresters Association and Society of American Foresters. Reappointed 03/05/09. Effective 03/16/09.

Member of the State Board of Forestry and Fire Protection, term ending 01/15/13.

ROBERT PACHECO, is a member of the Occupational Safety and Health Appeals Board since 2005 and previously served as a three-term member of the State Assembly from 1998 to 2004. He has practiced law for 30 years and is currently the senior partner with the Law Offices of Pacheco & Pacheco. He is owner and chief financial officer of Western Hardware Company, a manufacturing and import business. Reappointed 03/12/09. Effective 03/12/09.

Member, Occupational Health and Safety Appeals Board, term ending 01/15/13.

Above appointments referred to the Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Banking, Finance and Insurance

Senate Chamber, March 17, 2009

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

SB 36

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

CALDERON, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 36—An act to amend Sections 10140.6, 10150, 10235.5, and 10236.4 of, to add Article 2.1 (commencing with Section 10166.01) to Chapter 2 of Division 4 of, and to repeal Section 10131.8 of, the Business and Professions Code, to amend Sections 22057, 22060, 22100, 22101, 22101.5, 22102, 22103, 22104, 22106, 22107, 22109, 22151, 22152, 22153, 22154, 22155, 22156, 22157, 22159, 22168, 22169, 22171, 22700, 50002, 50003, 50120, 50121, 50122, 50123, 50124, 50125, 50126, 50127,



50128, 50129, 50130, 50200, 50201, 50202, 50205, 50206, 50208, 50302, 50307, 50317, 50318, 50320, 50325, 50328, 50333, 50401, 50700, and 50701 of, to add Sections 22012, 22013, 22014, 22105.1, 22105.2, 22105.3, 22105.4, 22109.1, 22109.2, 22109.3, 22109.4, 22109.5, 22109.6, 22347, 22755, 50002.5, 50003.5, 50003.6, 50209, and 50307.2 to, to add Chapter 3.5 (commencing with Section 50140) and Chapter 3.6 (commencing with Section 50150) to Division 20 of, and to repeal Sections 50601 and 50602 of, the Financial Code, relating to mortgages.

Bill read second time.

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

INTRODUCTION AND FIRST READING OF SENATE MEASURES

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

Senate Concurrent Resolution 24: By Senator Ashburn—Relative to Valley Fever Awareness Month.

Senate Concurrent Resolution 25: By Senator Lowenthal—Relative to Automotive Career Month.

MESSAGES FROM THE ASSEMBLY

Assembly Chamber, March 16, 2009

Mr. President: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

ACR 5

E. DOTSON WILSON, Chief Clerk of the Assembly

LEAVES OF ABSENCE FOR THE DAY

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

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

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

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

ADJOURNMENT

At 3:30 p.m., the Senate adjourned until 9 a.m., Wednesday, March 18, 2009.

PAULA K. ROSSETTO, Minute Clerk

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