

CALIFORNIA LEGISLATURE

2009–10 REGULAR SESSION

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# SENATE DAILY JOURNAL

FIFTY-SEVENTH LEGISLATIVE DAY

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## IN SENATE

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Senate Chamber, Sacramento  
Monday, April 13, 2009

The Senate met at 2 p.m.  
Hon. Dean Florez, of the 16th District, presiding.  
Secretary Greg Schmidt at the Desk.  
Assistant Secretary Zach Twilla 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, Alquist, Ashburn, Benoit, Calderon, Cogdill, Corbett, Correa, (waiving per diem) Cox, 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, Wright, Wyland, and Yee—38.

Quorum present.

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



**PRAYER**

Upon invitation of the President, the following prayer was offered by Deacon German Toro, Director of Spanish Ministries, Sacramento Diocese.

*Almighty God,* We give you thanks for the call to be the voice of the diverse people of California who have elected us in hopes of bringing concrete solutions to their needs and building a better world for our children.

We look to you eternal God, that we may be enlightened with an abundance of wisdom. May your light shine on us so that we will find common solutions and serve the common good in each of our legislative actions.

Give peace, harmony and prosperity to our nation—especially California. May we be able to clearly see the right path in these times of economic and social crisis. And may we be able to walk together on that path until we reach that perfect union where your justice and mercy will reign over all.

Please fill us with your presence.

We ask all this in your Holy Name.—AMEN.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

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

**MESSAGES FROM THE GOVERNOR**

Governor's Office, State Capitol  
April 3, 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

GARY E. WILLARD, is managing director and partner at NAI BT Commercial since 2001 and has served on the Off-Highway Motor Vehicle Recreation Commission since 2006, currently serving as chair. He previously served as senior vice president of CB Commercial Real Estate from 1983 to 2000 and was a broker and associate at Century 21-Willard Realty from 1973 to 1983. Reappointed 03/12/09. Effective 04/02/09.

Member, Off-Highway Motor Vehicle Recreation Commission, term ending 01/15/13.



JOSEPH TAVAGLIONE, is president of Tavaglione Construction & Development, Incorporated, a commercial property building, improvement and management firm and has served on the California Transportation Commission since 2002. He is a board member and past chairman of the Contractors' State License Board. Tavaglione is also a member of the University of California, Riverside Foundation Board of Trustees. Reappointed 03/26/09. Effective 04/02/09.

Member, California Transportation Commission, term ending 02/01/13.

JAMES C. GHIEMMETTI, is owner and chief executive officer of Signature Properties, a Northern California land development and homebuilding firm and has served on the California Transportation Commission since 2003. He has also chaired and served on various transportation committees during the past 15 years. Reappointed 03/26/09. Effective 03/30/09.

Member, California Transportation Commission, term ending 02/01/13.

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 04/01/09. Effective 04/01/09.

Member, Unemployment Insurance Appeals Board, vice, Frank (Fred) T. Aguiar, reassigned, term ending 01/01/11.

ARTHUR R. CARTER, prior to retiring, was owner and served as the legislative advocate for Art Carter and Associates from 1984 to 2004. Previous deputy chief administrative officer for the city of San Francisco in 1983 and chief of the division of occupational safety and health administration for the Department of Industrial Relations from 1976 to 1983. Carter was the secretary-treasurer for the Contra Costa County Central Labor Council from 1967 to 1976. Appointed 03/12/09. Effective 03/13/09.

Member, Occupational Safety and Health Appeals Board, vice, Marcy V. Saunders, term expired, term ending 01/15/11.



FRANK (FRED) T. AGUIAR, previous member of the Unemployment Insurance Appeals Board and cabinet secretary in the Office of Governor Schwarzenegger. From 2003 to 2005, Aguiar served as secretary of the State and Consumer Services Agency. Previously, he served on the San Bernardino County Board of Supervisors from 1998 to 2003 and served in the California State Assembly from 1992 to 1998 representing the 61st district. Aguiar served in the U.S. Army from 1969 to 1970. Appointed 04/01/09. Effective 04/01/09.

Secretary of the State and Consumer Services Agency, vice, Rosario Marin, resigned, term ending at the Pleasure of the Governor.

LINDA A. LANG, is chairman and chief executive officer for Jack in the Box since 2005 and previously held positions in marketing, operations and finance and served as president from 2003 to 2005. She is a member of the San Diego State University College of Business Advisory Board and is a board member of the San Diego Regional Economic Development Corporation and the Jack in the Box Foundation. Lang serves as the director on the WD-40 Company Board. Appointed 03/27/09. Effective 04/03/09.

Member, Trustees of the California State University, vice, Kyriakos Y. Tsakopoulos, term expired, term ending 03/01/17.

Above appointments referred to the Committee on Rules.

#### MESSAGES FROM THE ASSEMBLY

Assembly Chamber, April 2, 2009

Mr. President: I am directed to inform your honorable body that the Assembly amended, and on this day adopted, as amended:

SCR 16

And respectfully requests your honorable body to concur in said amendments.

Above measure ordered to unfinished business file.

Assembly Chamber, April 2, 2009

Mr. President: I am directed to inform your honorable body that the Assembly on this day adopted:

ACR 26

E. DOTSON WILSON, Chief Clerk of the Assembly

Assembly Chamber, April 13, 2009

Mr. President: I am directed to inform your honorable body that the Assembly on this day passed:

AB 1	AB 70	AB 99	AB 107
AB 240	AB 285	AB 583	



Assembly Chamber, April 13, 2009

Mr. President: I am directed to inform your honorable body that the Assembly on this day adopted:

ACR 29

ACR 30

ACR 34

E. DOTSON WILSON, Chief Clerk of the Assembly

### FIRST READING OF ASSEMBLY MEASURES

The following measures were read the first time and referred to the Committee on Rules for assignment:

**Assembly Concurrent Resolution 26**—Relative to arts education.

**Assembly Bill 1**—An act to amend Section 44277 of the Education Code, relating to teachers.

**Assembly Bill 70**—An act to add Section 313.5 to the Education Code, relating to English learners.

**Assembly Bill 99**—An act to amend Section 21628 of the Business and Professions Code, relating to secondhand goods.

**Assembly Bill 107**—An act to amend Sections 4802, 4808, 4810, 4848, 4848.3, 4849, 4875, 4875.2, 4875.6, 4876, 4883, 4885, 4886, 4887, 4900, 4901, 4901.1, and 4901.2 of the Business and Professions Code, relating to veterinary medicine, and making an appropriation therefor.

**Assembly Bill 240**—An act to amend Sections 2 and 3 of Chapter 188 of the Statutes of 1999, relating to conveyances.

**Assembly Bill 285**—An act to amend Section 20 of the Corporations Code, relating to corporations.

**Assembly Bill 583**—An act to amend Section 680 of the Business and Professions Code, relating to health care practitioners.

**Assembly Concurrent Resolution 29**—Relative to health disparities.

**Assembly Concurrent Resolution 30**—Relative to the Los Angeles County Deputy Sheriff David Powell Memorial Highway.

**Assembly Concurrent Resolution 34**—Relative to the Los Angeles County Deputy Sheriff Maria Cecilia Rosa Memorial Highway.

### REPORTS OF STANDING COMMITTEES

#### Committee on Veterans Affairs

Senate Chamber, April 13, 2009

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

SB 361

SB 548

SB 644

SB 647



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

DENHAM, Chair

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

**Senate Bill 361**—An act to amend Section 66025.8 of the Education Code, relating to postsecondary education.

Bill read second time.

**Senate Bill 548**—An act to amend Section 999.5 of the Military and Veterans Code, relating to veterans.

Bill read second time.

**Senate Bill 644**—An act to amend Section 18978 of the Government Code, relating to civil service examinations.

Bill read second time.

**Senate Bill 647**—An act to add Chapter 8 (commencing with Section 1007) to Division 4 of the Military and Veterans Code, relating to veterans.

Bill read second time.

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

**Committee on Health**

Senate Chamber, April 13, 2009

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

SB 600

SB 602

SB 190

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

ALQUIST, Chair

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

**Senate Bill 600**—An act to add Article 4 (commencing with Section 30135) to Chapter 2 of Part 13 of Division 2 of the Revenue and Taxation Code, relating to taxation, making an appropriation therefor, to take effect immediately, tax levy.

Bill read second time.

**Senate Bill 602**—An act to amend Section 22974.8 of, and to add Section 22973.3 to, the Business and Professions Code, relating to retail tobacco sales.

Bill read second time.



**Senate Bill 190**—An act to add Section 110726 to the Health and Safety Code, relating to misbranded food.

Bill read second time.

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

**Committee on Public Safety**

Senate Chamber, April 13, 2009

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

SB 18	SB 689	SB 724
SB 282	SB 41	SB 175

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

LENO, Chair

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

**Senate Bill 18**—An act to add Section 8594.5 to the Government Code, relating to emergency services.

Bill read second time.

**Senate Bill 689**—An act to amend Section 1566.3 of the Health and Safety Code, and to amend Section 3003.5 of the Penal Code, relating to sex offenders.

Bill read second time.

**Senate Bill 724**—An act to amend Section 5023.5 of, and to add Section 5023.6 to, the Penal Code, relating to correctional law, and making an appropriation therefor.

Bill read second time.

**Senate Bill 282**—An act to amend Section 186.22a of the Penal Code, relating to gangs.

Bill read second time.

**Senate Bill 41**—An act to amend Sections 11106, 12030, 12071, 12073, 12076, 12077, and 12078 of the Penal Code, relating to firearms.

Bill read second time.

**Senate Bill 175**—An act to amend Sections 12070, 12072, 12078, and 12083 of the Penal Code, relating to firearms.

Bill read second time.



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

**Committee on Energy, Utilities and Communications**

Senate Chamber, April 13, 2009

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

SB 7

SB 806

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

PADILLA, Chair

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

**Senate Bill 7**—An act to amend Section 25782 of the Public Resources Code, and to amend Sections 387.5 and 2827 of the Public Utilities Code, relating to energy.

Bill read second time.

**Senate Bill 806**—An act to amend Section 399.4 of the Public Utilities Code, relating to energy.

Bill read second time.

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

**Committee on Judiciary**

Senate Chamber, April 13, 2009

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

SB 348

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

CORBETT, Chair

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

**Senate Bill 348**—An act to amend Section 1936.01 of the Civil Code, relating to passenger vehicle rentals.

Bill read second time.

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

Date of Hearing, March 31, 2009

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

SB 95

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

CORBETT, Chair

Above measure ordered to second reading.





Date of Hearing, March 31, 2009

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

SB 179

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

CORBETT, Chair

Above measure ordered to second reading.

**Committee on Budget and Fiscal Review**

Senate Chamber, April 13, 2009

Mr. President: The Chair of the Committee on Budget and Fiscal Review, to which was referred:

SCA 15

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

DUCHENY, Chair

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

**Senate Constitutional Amendment 15**—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 9 of Article II thereof, and by amending Sections 8 and 12 of Article IV thereof, relating to the state budget.

Resolution read second time.

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

**Committee on Transportation and Housing**

Senate Chamber, April 13, 2009

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

SB 326	SB 627	SB 607	SB 10
SB 435	SB 201	SB 811	

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

LOWENTHAL, Chair

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

**Senate Bill 326**—An act to amend Section 65583 of the Government Code, relating to land use.

Bill read second time.

**Senate Bill 627**—An act to add Section 11542 to the Vehicle Code, relating to vehicles.

Bill read second time.

**Senate Bill 607**—An act to add Division 12.8 (commencing with Section 132800) to the Public Utilities Code, relating to transportation.

Bill read second time.



**Senate Bill 10**—An act to add Part 5.6 (commencing with Section 11160) to Division 2 of the Revenue and Taxation Code, relating to local government finance.

Bill read second time.

**Senate Bill 435**—An act to amend Section 44011 of, and to add Section 44012.5 to, the Health and Safety Code, relating to air pollution.

Bill read second time.

**Senate Bill 201**—An act to amend Section 21100.4 of the Vehicle Code, relating to vehicles.

Bill read second time.

**Senate Bill 811**—An act to add Section 4750.2 to the Vehicle Code, relating to vehicles.

Bill read second time.

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

#### **Committee on Education**

Senate Chamber, April 13, 2009

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

SB 234

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

ROMERO, Chair

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

**Senate Bill 234**—An act to amend Section 51225.3 of the Education Code, relating to curriculum.

Bill read second time.

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

#### **Committee on Human Services**

Senate Chamber, April 13, 2009

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

SB 352

SB 452

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

LIU, Chair



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

**Senate Bill 352**—An act to amend Sections 1536.1, 1538.5, 1566.25, and 1567.3 of the Health and Safety Code, and to amend Section 740 of the Welfare and Institutions Code, relating to juveniles.

Bill read second time.

**Senate Bill 452**—An act to add Section 102222 to the Health and Safety Code, relating to child protection.

Bill read second time.

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

**Committee on Business, Professions and Economic Development**

Senate Chamber, April 13, 2009

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

SB 109	SB 237	SB 599
SB 358	SB 819	SB 691

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

NEGRETE McLEOD, Chair

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

**Senate Bill 109**—An act to amend Sections 1812.601 and 1812.607 of the Civil Code, relating to auctioneers.

Bill read second time.

**Senate Bill 237**—An act to amend Sections 11302, 11314, 11315, 11315.5, 11316, 11318, 11319, 11328, 11409, and 11422 of, to add Sections 11320.5, 11345, 11345.1, 11345.2, 11345.3, 11345.4, 11345.45, 11345.5, 11345.6, and 11406.5 to, and to repeal and add Section 11343 of, the Business and Professions Code, and to amend Section 1090.5 of the Civil Code, relating to real estate appraisers, and making an appropriation therefor.

Bill read second time.

**Senate Bill 599**—An act to add Section 27.5 to the Business and Professions Code, relating to business and professions.

Bill read second time.

**Senate Bill 358**—An act to amend Section 14030 of, and to add Article 10 (commencing with Section 14077) to Chapter 1 of Part 5 of Division 3 of Title 1 of, the Corporations Code, relating to Indian tribes, and making an appropriation therefor.

Bill read second time.



**Senate Bill 819**—An act to amend Sections 27, 101, 128.5, 144, 146, 149, 683, 733, 800, 801, 801.01, 803, 2089.5, 2096, 2102, 2107, 2135, 2168.4, 2175, 2221, 2307, 2335, 2486, 2488, 2570.5, 2570.6, 2570.7, 2570.185, 2760.1, 3503, 3517, 3518, 3625, 3633.1, 3635, 3636, 3685, 3750.5, 3753.5, 3773, 4022.5, 4027, 4040, 4051, 4059.5, 4060, 4062, 4076, 4081, 4110, 4111, 4126.5, 4161, 4174, 4231, 4301, 4305, 4329, 4330, 4857, 4980.30, 4980.43, 4996.2, 4996.17, 4996.18, 5801, 6534, 6536, 6561, 7616, 7629, 8740, and 8746 of, to add Sections 2169, 2570.36, 4036.5, 4980.04, 4990.09, 5515.5, and 9855.15 to, and to repeal Sections 2172, 2173, 2174, 4981, 4994.1, 4996.20, 4996.21, and 6761 of, the Business and Professions Code, to amend Section 8659 of the Government Code, to amend Sections 8778.5, 11150, and 11165 of the Health and Safety Code, and to amend Section 14132.100 of the Welfare and Institutions Code, relating to professions and vocations, and making an appropriation therefor.

Bill read second time.

**Senate Bill 691**—An act to amend and repeal Section 5092 of, and to amend, repeal, and add Sections 5082.3, 5082.4, 5090, and 5095 of, the Business and Professions Code, relating to accountants.

Bill read second time.

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

#### **Committee on Governmental Organization**

Senate Chamber, April 13, 2009

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

SB 662

SB 685

SB 693

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

WRIGHT, Chair

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

**Senate Bill 662**—An act to amend Sections 19440 and 19604 of the Business and Professions Code, relating to horse racing, and making an appropriation therefor.

Bill read second time.

**Senate Bill 685**—An act to amend Section 11564.5 of, and to add Section 11564.7 to, the Government Code, relating to state boards and commissions.

Bill read second time.



**Senate Bill 693**—An act to amend Section 19604 of the Business and Professions Code, relating to horse racing.

Bill read second time.

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

**Committee on Environmental Quality**

Senate Chamber, April 13, 2009

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

SB 104

SB 614

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

SIMITIAN, Chair

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

**Senate Bill 104**—An act to amend Section 38505 of, and to add Section 38515 to, the Health and Safety Code, relating to air pollution.

Bill read second time.

**Senate Bill 614**—An act to amend Section 72441 of the Public Resources Code, relating to vessels.

Bill read second time.

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

**Committee on Rules**

Senate Chamber, April 13, 2009

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

SB 305

SB 624

SB 812

SB 783

SB 407

SB 636

SB 94

SB 504

SB 664

SB 194

SB 562

SB 747

SB 619

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

STEINBERG, Chair

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

**Senate Bill 305**—An act to add Section 17075.20 to the Education Code, relating to school facilities.

Bill read second time.

**Senate Bill 407**—An act to add Section 379 to the Water Code, relating to water conservation.

Bill read second time.

**Senate Bill 504**—An act to amend Section 3004 of the Penal Code, relating to sex offenders.

Bill read second time.

**Senate Bill 562**—An act to amend Section 47001 of the Food and Agricultural Code, relating to agriculture.

Bill read second time.

**Senate Bill 624**—An act to amend Section 49120 of the Public Resources Code, relating to solid waste.

Bill read second time.

**Senate Bill 636**—An act to amend Section 33000 of the Health and Safety Code, relating to redevelopment.

Bill read second time.

**Senate Bill 664**—An act to amend Section 25003 of the Government Code, relating to local government.

Bill read second time.

**Senate Bill 747**—An act relating to career technical education.

Bill read second time.

**Senate Bill 812**—An act relating to developmental disabilities.

Bill read second time.

**Senate Bill 94**—An act to amend Section 10177 of, and to add Sections 10085.6 and 10147.6 to, the Business and Professions Code, to amend Section 2945.1 of, and to add Sections 2944.6 and 2944.7 to, the Civil Code, and to amend Sections 22161 and 22301 of, and to add Sections 1243, 14962, and 50002.5 to, the Financial Code, relating to mortgage loans.

Bill read second time.

**Senate Bill 194**—An act relating to community development.

Bill read second time.

**Senate Bill 619**—An act to amend Section 14501 of the Public Resources Code, relating to recycling.

Bill read second time.

**Senate Bill 783**—An act to amend Section 285 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 SB 783 pursuant to Joint Rule 58.

SENATOR ASHBURN

**Permission of Rules Committee**

Senate Chamber, April 13, 2009

The Committee on Rules grants permission to offer amendments which would add an urgency section to SB 783.

STEINBERG, Chair

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

**Committee on Natural Resources and Water**

Senate Chamber, April 13, 2009

Mr. President: The Chair of the Committee on Natural Resources and Water, to which were referred:

SB 790

SB 448

SB 457

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

PAVLEY, Chair

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

**Senate Bill 790**—An act to amend Section 30916 of the Public Resources Code, relating to coastal resources.

Bill read second time.

**Senate Bill 448**—An act to add Article 3.7 (commencing with Section 2089.2) to Chapter 1.5 of Division 3 of the Fish and Game Code, relating to fish and wildlife.

Bill read second time.

**Senate Bill 457**—An act to add Sections 29735.5 and 29759 to, and to add Division 17.5 (commencing with Section 27000) to, the Public Resources Code, relating to the Sacramento-San Joaquin Delta.

Bill read second time.

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

**Committee on Transportation and Housing**

Date of Hearing, March 31, 2009

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

SB 205

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

LOWENTHAL, Chair

Above measure ordered to second reading.



**Committee on Education**

Date of Hearing, April 1, 2009

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

SB 725

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

ROMERO, Chair

Above measure ordered to second reading.

**Committee on Local Government**

Senate Chamber, April 13, 2009

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

SB 763

SB 198

SB 279

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

WIGGINS, Chair

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

**Senate Bill 763**—An act to amend Section 66452.11 of, to repeal Section 66452.13 of, and to add Sections 66452.14 and 66452.15 to, the Government Code, relating to land use, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

**Senate Bill 198**—An act to amend Section 32130 of the Health and Safety Code, relating to health care districts.

Bill read second time.

**Senate Bill 279**—An act to amend Sections 53313.5 and 53324 of, and to add Sections 53328.1, 53355.5, and 53355.7 to, the Government Code, relating to local government.

Bill read second time.

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

Date of Hearing, April 1, 2009

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

SB 211

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

WIGGINS, Chair

Above measure ordered to second reading.





**Committee on Health**

Date of Hearing, April 1, 2009

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

SB 303

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

ALQUIST, Chair

Above measure ordered to second reading.

**Committee on Education**

Date of Hearing, April 1, 2009

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

SB 100

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

ROMERO, Chair

Above measure ordered to second reading.

**Committee on Banking, Finance and Insurance**

Senate Chamber, April 8, 2009

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

SB 204

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 204**—An act to amend Sections 17202.1, 17207, 17209, 17323, and 17405 of, and to repeal Section 17210 of, the Financial Code, relating to escrow agents.

Bill read second time.

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

**Committee on Health**

Date of Hearing, April 1, 2009

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

SB 196

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

ALQUIST, Chair

Above measure ordered to second reading.



**Committee on Energy, Utilities and Communications**

Senate Chamber, April 13, 2009

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

SB 523

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

PADILLA, Chair

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

**Senate Bill 523**—An act to add Sections 387.2 and 399.21 to the Public Utilities Code, relating to energy.

Bill read second time.

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

**Committee on Local Government**

Senate Chamber, April 13, 2009

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

SB 170

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

WIGGINS, Chair

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

**Senate Bill 170**—An act to add Section 51282.15 to the Government Code, relating to agricultural lands.

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, April 13, 2009

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

SB 791      SB 364      SB 621      SB 801

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

STEINBERG, Chair

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

**Senate Bill 791**—An act relating to public social services.

Bill read second time.



**Request to Add Urgency Section**

To the Committee on Rules: I request permission to add an urgency section to SB 791 pursuant to Joint Rule 58.

SENATOR YEE

**Permission of Rules Committee**

Senate Chamber, April 13, 2009

The Committee on Rules grants permission to offer amendments which would add an urgency section to SB 791.

STEINBERG, Chair

**Senate Bill 364**—An act relating to pharmacy.

Bill read second time.

**Senate Bill 621**—An act relating to disabled persons.

Bill read second time.

**Senate Bill 801**—An act relating to coastal resources.

Bill read second time.

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

**Committee on Transportation and Housing**

Senate Chamber, April 13, 2009

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

SB 124

SB 398

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

LOWENTHAL, Chair

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

**Senate Bill 124**—An act to amend Section 42407 of, and to add Chapter 3.4 (commencing with Section 39640) to Part 2 of Division 26 of, the Health and Safety Code, relating to air pollution.

Bill read second time.

**Senate Bill 398**—An act to amend Section 18691 of the Health and Safety Code, relating to mobilehomes.

Bill read second time.

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

**Committee on Labor and Industrial Relations**

Date of Hearing, April 1, 2009

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

SB 789



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

DE SAULNIER, Chair

Above measure ordered to second reading.

**Committee on Local Government**

Senate Chamber, April 13, 2009

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

SB 406            SB 711            SB 737            SB 694

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

WIGGINS, Chair

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

**Senate Bill 406**—An act to amend Section 65040.6 of, and to add and repeal Section 65083 of, the Government Code, to amend Section 75125 of the Public Resources Code, and to add and repeal Section 9250.6 of the Vehicle Code, relating to land use.

Bill read second time.

**Senate Bill 711**—An act to amend Sections 54954.5, 54957.1, and 54957.6 of the Government Code, relating to public meetings.

Bill read second time.

**Senate Bill 737**—An act to amend Sections 21670, 21670.1, 21670.4, 21671.5, 21674.7, 21675.1, 21678, 21679, and 21679.5 of, and to repeal Section 21677 of, the Public Utilities Code, relating to airports.

Bill read second time.

**Senate Bill 694**—An act to add Chapter 1.9 (commencing with Section 21990) to Part 3 of Division 2 of the Public Contract Code, relating to public contracts.

Bill read second time.

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

**Committee on Environmental Quality**

Senate Chamber, April 13, 2009

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

SB 230            SB 390            SB 25  
SB 44            SB 136            SB 295

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

SIMITIAN, Chair



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

**Senate Bill 230**—An act to amend Section 42954 of the Public Resources Code, relating to waste tire haulers.

Bill read second time.

**Senate Bill 390**—An act to amend Sections 42023.1, 42023.2, 42023.4, 42023.5, and 42023.6 of, and to repeal Section 42023.3 of, the Public Resources Code, relating to solid waste, and making an appropriation therefor.

Bill read second time.

**Senate Bill 25**—An act to add Article 4 (commencing with Section 40520) to Chapter 3 of Part 1 of Division 30 of the Public Resources Code, relating to solid waste.

Bill read second time.

**Senate Bill 44**—An act to add Section 620 to the Public Resources Code, relating to state government.

Bill read second time.

**Senate Bill 136**—An act to amend Section 11011 of the Government Code, relating to state property.

Bill read second time.

**Senate Bill 295**—An act to amend Section 38563 of, and to add Section 38561.5 to, the Health and Safety Code, relating to air pollution, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

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

**Committee on Business, Professions and Economic Development**

Senate Chamber, April 13, 2009

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

SB 741

SB 700

SB 633

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

NEGRETE McLEOD, Chair

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

**Senate Bill 741**—An act to add Section 7574.9 to, and to repeal and add Chapter 11.4 (commencing with Section 7574) of Division 3 of, the Business and Professions Code, relating to security services.

Bill read second time.

**Senate Bill 700**—An act to amend Sections 805 and 805.1 of the Business and Professions Code, relating to healing arts.

Bill read second time.



**Senate Bill 633**—An act to amend Section 11302 of, and to add Section 11324.5 to, the Business and Professions Code, and to amend Section 1090.5 of the Civil Code, relating to real estate appraisers.

Bill read second time.

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

#### **Committee on Public Safety**

Senate Chamber, April 13, 2009

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

SB 50	SB 676	SB 5
SB 226	SB 292	

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

LENO, Chair

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

**Senate Bill 50**—An act to amend Sections 13823.95 and 13823.11 of the Penal Code, relating to victims of sexual assault.

Bill read second time.

**Senate Bill 676**—An act to amend Section 987.5 of the Penal Code, relating to courts.

Bill read second time.

**Senate Bill 5**—An act to amend Section 830.37 of the Penal Code, relating to peace officers.

Bill read second time.

**Senate Bill 226**—An act to amend Section 786 of the Penal Code, relating to identity theft.

Bill read second time.

**Senate Bill 292**—An act to add Chapter 9.10 (commencing with Section 6280) to Title 7 of Part 3 of the Penal Code, relating to prisoners.

Bill read second time.

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

#### **Committee on Natural Resources and Water**

Senate Chamber, April 13, 2009

Mr. President: The Chair of the Committee on Natural Resources and Water, to which were referred:

SB 565	SB 229
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Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

PAVLEY, Chair

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

**Senate Bill 565**—An act to add Part 5.5 (commencing with Section 12567) to Division 6 of the Water Code, relating to water recycling.

Bill read second time.

**Senate Bill 229**—An act to add Division 28 (commencing with Section 80500) to, and to repeal and add Article 2 (commencing with Section 150) of Chapter 2 of Division 1 of, the Water Code, relating to the Sacramento-San Joaquin Delta.

Bill read second time.

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

**Committee on Education**

Senate Chamber, April 13, 2009

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

SB 195

SB 780

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

ROMERO, Chair

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

**Senate Bill 195**—An act to amend Section 66290 of the Education Code, relating to postsecondary education.

Bill read second time.

**Senate Bill 780**—An act relating to South Orange Community College District.

Bill read second time.

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

**Committee on Judiciary**

Senate Chamber, April 13, 2009

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

SB 555

SB 661

SB 220

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

CORBETT, Chair



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

**Senate Bill 555**—An act to add Section 5096.519 to the Public Resources Code, relating to public lands.

Bill read second time.

**Senate Bill 661**—An act to amend Section 1569.884 of the Health and Safety Code, relating to residential care facilities for the elderly.

Bill read second time.

**Senate Bill 220**—An act to amend Sections 8547.2, 8547.8, 19683, and 19683.5 of the Government Code, relating to whistleblower protections.

Bill read second time.

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

**Committee on Education**

Date of Hearing, April 1, 2009

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

SB 375

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

ROMERO, Chair

Above measure ordered to second reading.

**Committee on Health**

Date of Hearing, April 1, 2009

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

SB 152

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

ALQUIST, Chair

Above measure ordered to second reading.

**Committee on Transportation and Housing**

Senate Chamber, April 13, 2009

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

SB 518

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

LOWENTHAL, Chair





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

**Senate Bill 518**—An act to amend Section 76360 of the Education Code, and to add Division 19 (commencing with Section 43000) to the Vehicle Code, relating to vehicles.

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, April 13, 2009

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

SB 183

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

STEINBERG, Chair

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

**Senate Bill 183**—An act relating to carbon monoxide alarms.

Bill read second time.

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

**Committee on Public Safety**

Date of Hearing, March 31, 2009

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

SB 121

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

LENO, Chair

Above measure ordered to second reading.

**Committee on Appropriations**

Senate Chamber, April 13, 2009

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

SB 20

SB 53

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

KEHOE, Chair

Above measures ordered to second reading.



**Committee on Elections, Reapportionment and Constitutional Amendments**

Senate Chamber, April 13, 2009

Mr. President: The Chair of the Committee on Elections, Reapportionment and Constitutional Amendments, to which were referred:

SB 172

SB 582

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

HANCOCK, Chair

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

**Senate Bill 172**—An act to amend Sections 2116, 2224, 2225, and 2226 of, and to add Sections 2227 and 2228 to, the Elections Code, relating to voters.

Bill read second time.

**Senate Bill 582**—An act to amend Section 3020 of the Elections Code, relating to elections.

Bill read second time.

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

**Committee on Education**

Senate Chamber, April 13, 2009

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

SB 552

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

ROMERO, Chair

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

**Senate Bill 552**—An act to add Section 51220.7 to the Education Code, relating to schools.

Bill read second time.

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

**Committee on Judiciary**

Senate Chamber, April 13, 2009

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

SB 367

SB 510



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

CORBETT, Chair

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

**Senate Bill 367**—An act to amend Sections 16061, 16061.5, 16061.7, 16061.8, 16061.9, 16064, and 17200 of, and to add Sections 16060.7, 16065, 16068 and, 16069 to, the Probate Code, relating to trusts.

Bill read second time.

**Senate Bill 510**—An act to amend Section 10139.5 of the Insurance Code, relating to structured settlements.

Bill read second time.

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

**Committee on Environmental Quality**

Senate Chamber, April 13, 2009

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

SB 228

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

SIMITIAN, Chair

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

**Senate Bill 228**—An act to add Section 42357.5 to the Public Resources Code, relating to plastic bags.

Bill read second time.

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

**Committee on Health**

Senate Chamber, April 13, 2009

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

SB 296

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

ALQUIST, Chair

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

**Senate Bill 296**—An act to add Sections 1367.27, 1367.28, and 1367.29 to the Health and Safety Code, relating to health care coverage.

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 for assignment:

**Senate Constitutional Amendment 19:** By Senator DeSaulnier—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 8 of Article II thereof, relating to initiatives.

**Senate Concurrent Resolution 30:** By Senator Simitian—Relative to the Betty Meltzer Memorial Highway.

#### **CONSIDERATION OF DAILY FILE**

##### **SECOND READING OF SENATE BILLS**

**Senate Concurrent Resolution 12**—Relative to the Steve Faris Memorial Highway.

Resolution read second time.

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

#### **MEASURES WITHDRAWN FROM COMMITTEE**

Without objection, **ACR 8**, **ACR 17**, and **ACR 25** were withdrawn from Committee and placed on today's special consent calendar.

#### **CONSIDERATION OF DAILY FILE (RESUMED)**

##### **THIRD READING OF SENATE BILLS**

**Senate Bill 315**—An act to add Article 1.5 (commencing with Section 49310) to Chapter 8 of Part 27 of Division 4 of Title 2 of the Education Code, relating to pupil safety.

Bill read third time and presented by Senator Liu.

#### **Roll Call**

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

**AYES** (24)—Senators Alquist, Calderon, Corbett, DeSaulnier, Ducheny, Florez, Hancock, Kehoe, Leno, Liu, Lowenthal, Maldonado, Negrete McLeod, Oropeza, Padilla, Pavley, Romero, Simitian, Steinberg, Wiggins, Wolk, Wright, Wyland, and Yee.

**NOES** (11)—Senators Aanestad, Ashburn, Cogdill, Cox, Denham, Dutton, Hollingsworth, Huff, Runner, Strickland, and Walters.

Bill ordered transmitted to the Assembly.



**Senate Resolution 19**—Relative to the Standing Rules of the Senate for the 2009–10 Regular Session.

*(Increasing the Business and Professions Committee membership by two members)*

Resolution read third time and presented by Senator Steinberg.

**Roll Call**

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

AYES (36)—Senators Aanestad, Alquist, Ashburn, Benoit, Calderon, Cogdill, Corbett, Cox, Denham, DeSaulnier, Ducheny, Dutton, Florez, Hancock, Hollingsworth, Huff, Kehoe, Leno, Liu, Lowenthal, Maldonado, Negrete McLeod, Oropeza, Padilla, Pavley, Romero, Runner, Simitian, Steinberg, Strickland, Walters, Wiggins, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

**CONSENT CALENDAR**

**Senate Bill 209**—An act to amend Section 55.54 of the Civil Code, relating to disability access.

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

*(NOTE: See Consent Calendar Roll Call)*

**SPECIAL CONSENT CALENDAR**

**Assembly Concurrent Resolution 8**—Relative to California Fitness Month.

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

*(NOTE: See Consent Calendar Roll Call)*

**Assembly Concurrent Resolution 17**—Relative to American Heart Month and Wear Red Day.

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

*(NOTE: See Consent Calendar Roll Call)*

**Assembly Concurrent Resolution 25**—Relative to Mitochondrial Disease Awareness Week.

Resolution read, adopted, 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 (36)—Senators Aanestad, Alquist, Ashburn, Benoit, Calderon, Cogdill, Corbett, Cox, Denham, DeSaulnier, Ducheny, Dutton, Florez, Hancock, Hollingsworth, Huff, Kehoe, Leno, Liu, Lowenthal, Maldonado, Negrete McLeod, Oropeza, Padilla, Pavley, Romero, Runner, Simitian, Steinberg, Strickland, Walters, Wiggins, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.



**MOMENT OF SILENCE**

On request of Senators Cox and DeSaulnier the Senate observed a moment of silence in honor of former Assemblymember Jerome Waldie.

On request of Senator Cox the Senate observed a moment of silence in honor of John Geoghegan.

**LEAVES OF ABSENCE FOR THE DAY**

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

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

At 2:45 p.m., on motion of Senator Steinberg, further proceedings under the quorum call of the Senate were dispensed with.

**MOTION TO ADJOURN**

Senator Steinberg 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 until Tuesday, April 14, 2009.

Motion carried.

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

State Capitol, April 13, 2009

The Committee on Rules has referred the following measure to committee:

**Health**—AB 23.

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

**Appropriations**—SB 252, SB 704.

**Business, Professions and Economic Development**—SB 675.

**Education**—SB 19, SB 331, SB 471, SB 604, SB 645, SB 698.

**Energy, Utilities and Communications**—SB 338, SB 363, SB 712.

**Environmental Quality**—SB 128, SB 317, SB 408, SB 451, SB 486, SB 803.

**Governmental Organization**—SB 35, SB 766.

**Health**—SB 56, SB 529, SB 761, SB 769, SB 771.

**Human Services**—SB 141, SB 142.

**Judiciary**—SB 94, SB 319, SB 483, SB 544.

**Labor and Industrial Relations**—SB 807.



**Local Government**—SB 613.

**Natural Resources and Water**—SB 207, SB 261, SB 539, SB 778.

**Public Safety**—SB 431, SB 440, SB 441, SB 564.

**Revenue and Taxation**—SB 373, SB 699.

**Transportation and Housing**—SB 526, SB 567, SB 649.

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

**Business, Professions and Economic Development and Education**—SB 489.

**Education and Judiciary**—SB 388.

**Energy, Utilities and Communications and Judiciary**—SB 495.

**Health and Judiciary**—SB 238.

**Health and Revenue and Taxation**—SB 347.

**Public Safety and Human Services**—SB 774.

**Committee on Education**

Senate Chamber, April 13, 2009

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

SB 130

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

ROMERO, Chair

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

**Senate Bill 130**—An act relating to the King City Joint Union High School District, making an appropriation therefor, 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 Energy, Utilities and Communications**

Senate Chamber, April 13, 2009

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

SB 695

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

PADILLA, Chair



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

**Senate Bill 695**—An act to amend Sections 327, 330, 365, 382, and 739.1 of, and to add Sections 739.9 and 745 to, the Public Utilities Code, and to amend Section 80110 of the Water Code, relating to energy, 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 Health**

Date of Hearing, April 1, 2009

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

SB 148

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

ALQUIST, Chair

Above measure ordered to second reading.

**Committee on Transportation and Housing**

Senate Chamber, April 13, 2009

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

SB 425

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

LOWENTHAL, Chair

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

**Senate Bill 425**—An act to add Section 39611 to the Health and Safety Code, relating to air resources.

Bill read second time.

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

**Committee on Health**

Senate Chamber, April 13, 2009

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

SB 227

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

ALQUIST, Chair

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

**Senate Bill 227**—An act to add Sections 1356.2, 1373.623, 1373.63, and 1399.807 to the Health and Safety Code, and to amend Sections 12700,





12705, 12711, 12712, 12718, 12725, 12726, and 12739 of, to add Sections 1827.86, 10127.165, 10127.19, 10903, 12711.3, 12714.1, 12714.5, and 12738.5 to, to add Chapter 9 (commencing with Section 12739.5) to Part 6.5 of Division 2 of, and to repeal and add Sections 12723 and 12737 of, the Insurance Code, relating to health care coverage, and making an appropriation therefor.

Bill read second time.

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

#### **Committee on Food and Agriculture**

Senate Chamber, April 13, 2009

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

SB 135

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

FLOREZ, Chair

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

**Senate Bill 135**—An act to amend Section 597n of the Penal Code, relating to animal abuse.

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, April 13, 2009

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

SB 284

SB 696

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

STEINBERG, Chair

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

**Senate Bill 284**—An act to amend Section 602 of the Penal Code, relating to crime.

Bill read second time.

**Senate Bill 696**—An act relating to emission reduction credits.

Bill read second time.

#### **Request to Add Urgency Section**

To the Committee on Rules: I request permission to add an urgency section to SB 696 pursuant to Joint Rule 58.

SENATOR WRIGHT



**Permission of Rules Committee**

Senate Chamber, April 13, 2009

The Committee on Rules grants permission to offer amendments which would add an urgency section to SB 696.

STEINBERG, Chair

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

**MEASURES WITHDRAWN AND RE-REFERRED TO COMMITTEE**

Without objection, **SB 705** was withdrawn from the Committee on Transportation and Housing and re-referred to the Committee on Rules;

**SB 627** was withdrawn from the Committee on Transportation and Housing and re-referred to the Committee on Environmental Quality; and

**SB 790** was withdrawn from the Committee on Natural Resources and Water and re-referred to the Committee on Environmental Quality.

**MEASURE WITHDRAWN FROM COMMITTEE**

**SCR 29** was withdrawn from the Committee on Rules and ordered to third reading.

**COMMUNICATIONS AND LETTERS OF TRANSMITTAL**

The following communications were ordered printed in the Journal:

An annual report dated: March 24, 2009, relating to the Sustainable Communities Grant and Loan Program, was received from the California Pollution Control Financing Authority and transmitted to the Committee on Governmental Organization.

An annual report dated: March 24, 2009, relating to Recycle Underutilized sites, was received from the California Pollution Control Financing Authority and transmitted to the Committee on Governmental Organization.

An agency report dated: March 5, 2009, relating to the Emergency Incident Zone—Move Over, Slow Down, was received from the Department of California Highway Patrol and transmitted to the Committee on Transportation and Housing.

An agency report dated: March 6, 2009, relating to Sanctions Procedure, was received from the Judicial Council of California and transmitted to the Committee on Judiciary.

An agency report dated: March 1, 2009, relating to the Workload for the Fair Political Practices Commission for Calendar Year 2008, was received from the Commission on Fair Political Practices Commission and transmitted to the Committee on Budget and Fiscal Review.

An agency report dated: March 5, 2009, relating to the 2008 Integrated Energy Policy Update, was received from the California Energy Commission and transmitted to the Committee on Energy, Utilities and Communications.



An annual report dated: March 24, 2009, relating to the DNA Fund 2008, was received from the County of Trinity and transmitted to the Committee on Public Safety.

An annual report dated: March 23, 2009, relating to the Minority and Women Small Business Bond Services Participation, was received from the California Housing Finance Agency and transmitted to the Committee on Transportation and Housing.

An annual report dated: March 3, 2009, relating to the DNA Fund 2008, was received from the County of Butte and transmitted to the Committee on Public Safety.

An annual report dated: March 24, 2009, relating to the DNA Fund 2008, was received from the County of Shasta and transmitted to the Committee on Public Safety.

An annual report dated: March 23, 2009, relating to the Replacement of Underground Storage Tanks Program, was received from the Department of Water Resources and transmitted to the Committee on Environmental Quality.

An annual report dated: March 24, 2009, relating to the Small Business Loan Guarantee Program 2007–08, was received from the Business, Transportation And Housing Agency and transmitted to the Committee on Governmental Organization.

An annual report dated: February 26, 2009, relating to the DNA Fund 2008, was received from the County of Nevada and transmitted to the Committee on Public Safety.

An annual report dated: March 23, 2009, relating to the DNA Fund 2008, was received from the County of San Diego and transmitted to the Committee on Public Safety.

An annual report dated: March 19, 2009, relating to the 2007/08 Annual Report, was received from the California Horse Racing Board and transmitted to the Committee on Governmental Organization.

An annual report dated: March 17, 2009, relating to the DNA Fund 2008, was received from the County of Orange and transmitted to the Committee on Public Safety.

An annual report dated: March 30, 2009, relating to the Health and Safety Code Section 44538, was received from the California Pollution Control Financing Authority and transmitted to the Committee on Environmental Quality.

An annual report dated: March 24, 2009, relating to the 2008 Report of Activities, was received from the California Alternative Energy & Advanced Transportation Financing Authority and transmitted to the Committee on Transportation and Housing.



An annual report dated: March 25, 2009, relating to the Children's Hospital Program, was received from the Health Facilities Financing Authority and transmitted to the Committee on Governmental Organization.

An annual report dated: March 31, 2009, relating to the Academic Assistance Grant Program, was received from the Educational Facilities Authority and transmitted to the Committee on Education.

An annual report dated: March 31, 2009, relating to Annual Report of Activities, was received from the Educational Facilities Authority and transmitted to the Committee on Education.

An agency report dated: March 27, 2009, relating to the Adult Education End of Year Progress, was received from the Department of Education and transmitted to the Committee on Budget and Fiscal Review.

An agency report dated: March 19, 2009, relating to Audit Staffing, Workload, Productivity, and Results, was received from the Gambling Control Commission and transmitted to the Committee on Budget and Fiscal Review.

An agency report dated: March 19, 2009, relating to the Field Inspection and Technical Services Programs, was received from the Gambling Control Commission and transmitted to the Committee on Budget and Fiscal Review.

An annual report dated: March 19, 2009, relating to the DNA Fund 2008, was received from the County of Del Norte and transmitted to the Committee on Public Safety.

An annual report dated: March 20, 2009, relating to the DNA Fund 2008, was received from the County of Glenn and transmitted to the Committee on Public Safety.

An agency report dated: March 16, 2009, relating to the Mathematics and Science Teacher Initiative, was received from the California State University and transmitted to the Committee on Budget and Fiscal Review.

An annual report dated: March 18, 2009, relating to the DNA Fund 2008, was received from the County of Merced and transmitted to the Committee on Public Safety.

An annual report dated: March 20, 2009, relating to the DNA Fund 2008, was received from the County of Santa Clara and transmitted to the Committee on Public Safety.

An annual report dated: March 19, 2009, relating to the DNA Fund 2008, was received from the County of Plumas and transmitted to the Committee on Public Safety.



An annual report dated: March 2, 2009, relating to the DNA Fund 2008, was received from the County of Mono and transmitted to the Committee on Public Safety.

An annual report dated: March 9, 2009, relating to the DNA Fund 2008, was received from the County of Sacramento the and transmitted to the Committee on Public Safety.

An annual report dated: March 18, 2009, relating to the DNA Fund 2008, was received from the County of Imperial and transmitted to the Committee on Public Safety.

An annual report dated: February 23, 2009, relating to the DNA Fund 2008, was received from the County of Santa Cruz and transmitted to the Committee on Public Safety.

An agency report dated: March 20, 2009, relating to the Costs of Verifying Citizenship for Drivers Licenses, was received from the Department of Motor Vehicles and transmitted to the Committee on Transportation and Housing.

An annual report dated: March 20, 2009, relating to the Information Technology Modernization Project, was received from the Department of Motor Vehicles and transmitted to the Committee on Budget and Fiscal Review.

An agency report dated: January 1, 2009, relating to the San Diego Reentry Program, was received from the Department of Corrections and Rehabilitation and transmitted to the Committee on Public Safety.

An agency report dated: March 16, 2009, relating to Property Tax Apportionments 2008, was received from the Office of the State Controller and transmitted to the Committee on Local Government.

An annual report dated: March 5, 2009, relating to Annual Positions & Vacancy, was received from the Department of Public Health and transmitted to the Committee on Budget and Fiscal Review.

An audit report dated: March 27, 2009, relating to the Financial Report—Ended June 30, 2008, was received from the California State Auditor and transmitted to the Committee on Rules.

An agency report dated: March 16, 2009, relating to the Juvenile Justice Crime Prevention Act, was received from the Department of Corrections and Rehabilitation and transmitted to the Committee on Budget and Fiscal Review.

An agency report dated: March 16, 2009, relating to the Financial Statements for the Nine Months Ended December 31, 2008, was received from the State Lottery and transmitted to the Committee on Governmental Organization.



An agency report dated: March 19, 2009, relating to the Capitol Outlay Projects at the CA Community Colleges, was received from the Office of the Legislative Analyst and transmitted to the Committee on Education.

An agency report dated: March 13, 2009, relating to the Contributions to the Meeting CA's Health workforce Needs, was received from the University of California and transmitted to the Committee on Budget and Fiscal Review.

An annual report dated: March 13, 2009, relating to the DNA Fund 2008, was received from the County of Sutter and transmitted to the Committee on Public Safety.

An annual report dated: March 10, 2009, relating to the DNA Fund 2008, was received from the County of San Mateo and transmitted to the Committee on Public Safety.

An annual report dated: March 10, 2009, relating to the DNA Fund 2008, was received from the County of Alameda and transmitted to the Committee on Public Safety.

A quarterly report dated: March 13, 2009, relating to Activities and Expenditures Ended March 31, 2008, was received from the Department of Water Resources and transmitted to the Committee on Natural Resources and Water.

An annual report dated: March 23, 2009, relating to the Business Partner Automation Program, was received from the Department of Motor Vehicles and transmitted to the Committee on Transportation and Housing.

An annual report dated: March 13, 2009, relating to the Energy Resources Scheduling Divisions' Activities, was received from the Department of Water Resources and transmitted to the Committee on Energy, Utilities and Communication.

An annual report dated: March 13, 2009, relating to the School Employees fund, was received from the Employment Development Department and transmitted to the Committee on Labor and Industrial Relations.

#### **REQUESTS TO ADJOURN IN MEMORIAM**

Senator Benoit requested that when the Senate adjourns this day it do so in memory of James Griffin Boswell II of Indian Wells and Louis Michael Hanavan of Palm Springs.

Senator Cox requested that when the Senate adjourns this day it do so in memory of John Thomas Steward of Pine Grove and John Joseph Manassero of Sutter Creek.

Senators Cox, Steinberg, and DeSaulnier requested that when the Senate adjourns this day it do so in memory of former Assemblyman Jerome Waldie of Placerville.



Senator Ducheny requested that when the Senate adjourns this day it do so in memory of Kile Morgan of National City.

Senators Hollingsworth, Ducheny, Kehoe, and Wyland requested that when the Senate adjourns this day it do so in memory of Micky Cafagna of Poway.

Senators Hollingsworth and Dutton requested that when the Senate adjourns this day it do so in memory of Alan Donald Pawn Sr. of Riverside.

Senators Liu and Runner requested that when the Senate adjourns this day it do so in memory of Angel Jorge Posca and Angelina Posca of Palmdale.

Senator Padilla requested that when the Senate adjourns this day it do so in memory of Valerie Huling of Los Angeles.

Senator Runner requested that when the Senate adjourns this day it do so in memory of Ben Tusso of Palmdale.

Senator Steinberg requested that when the Senate adjourns this day it do so in memory of Mica Marie Marks of Sacramento.

Senator Strickland requested that when the Senate adjourns this day it do so in memory of Gary Lowenberg of Moorpark.

#### **ADJOURNMENT**

At 3:30 p.m., on motion of Senator Steinberg, the Senate adjourned pursuant to the Senators' requests until 9 a.m., Tuesday, April 14, 2009.

PAULA K. ROSSETTO, Minute Clerk

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