

CALIFORNIA LEGISLATURE

2009–10 REGULAR SESSION

SENATE DAILY JOURNAL

NINETY-SIXTH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Monday, June 22, 2009

The Senate met at 12 p.m.
Hon. S. Joseph Simitian, of the 11th 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, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, DeSaulnier, Ducheny, Dutton, Florez, Hancock, Harman, Hollingsworth, Huff, Kehoe, Leno, Liu, Lowenthal, Maldonado, Negrete McLeod, Oropeza, Padilla, Pavley, Price, Romero, Runner, Simitian, Steinberg, Strickland, Walters, Wiggins, Wolk, Wright, Wyland, and Yee—40.

Quorum present.



PRAYER

Upon invitation of the President, the following prayer was offered by Bishop Jaime Soto.

Come Holy Spirit,

Replace the tension within us with a holy relaxation.

Replace the turbulence within us with a sacred calm.

Replace the anxiety within us with a quiet confidence.

Replace the fear within us with a strong faith.

Replace the bitterness within us with the sweetness of grace.

Replace the coldness within us with a loving warmth.

Replace the night within us with your day.

Replace the winter within us with your spring.

Straighten our crookedness.

Fill our emptiness.

Dull the edge of our pride.

Sharpen the edge of our humility.

Light the fires of our love.

Quench the flames of our lust.

Let us see ourselves as you see us,

That we may see you as you have promised,

And be fortunate according to your word.

Blessed are the pure of heart, for they shall see God.

(Prayer of St. Richard to the Holy Spirit.)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

REPORTS OF STANDING COMMITTEES**Committee on Public Safety**

Senate Chamber, June 22, 2009

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

AB 1487

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

Assembly Bill 1487—An act to amend Section 4011.2 of the Penal Code, relating to inmate medical costs.

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, June 22, 2009

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

AB 46

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

Assembly Bill 46—An act to amend Sections 25421 and 25449.4 of the Public Resources Code, relating to energy, 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 Banking, Finance and Insurance

Senate Chamber, June 22, 2009

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

AB 919

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

Assembly Bill 919—An act to add Section 2948.2 to the Civil 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.

Committee on Public Safety

Senate Chamber, June 22, 2009

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

AB 955

AB 962

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

Assembly Bill 955—An act to amend Section 3304 of the Government Code, relating to public safety officers.

Bill read second time.

Assembly Bill 962—An act to amend Sections 11106 and 12316 of, to add Sections 12317 and 12318 to, to add Article 3.5 (commencing with Section 12060) to Chapter 1 of, to add a heading for Chapter 2.6 (commencing with Section 12316) to, and to repeal the heading of Chapter 2.6 (commencing with Section 12320) of, Title 2 of Part 4 of, the Penal Code, relating to ammunition.

Bill read second time.

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

Committee on Food and Agriculture

Senate Chamber, June 22, 2009

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

AB 1216

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

Assembly Bill 1216—An act to amend Section 29413 of the Food and Agricultural Code, relating to honey.

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, June 22, 2009

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

AB 261

AB 572

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

CORBETT, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 261—An act to amend Sections 49076 and 49076.5 of the Education Code, relating to pupil records.

Bill read second time.



Assembly Bill 572—An act to add Section 47604.1 to the Education Code, relating to charter schools.

Bill read second time.

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

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing, June 16, 2009

Mr. President: The Committee on Elections, Reapportionment and Constitutional Amendments, to which was referred:

SCA 14

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

HANCOCK, Chair

Above measure ordered to second reading.

Committee on Banking, Finance and Insurance

Senate Chamber, June 22, 2009

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

AB 725

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

Assembly Bill 725—An act to amend Section 11629.84 of the Insurance Code, relating to auto insurance.

Bill read second time.

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

Committee on Appropriations

Senate Chamber, June 18, 2009

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

AB 1543

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

KEHOE, Chair

Above measure ordered to second reading.



Committee on Public Safety

Senate Chamber, June 22, 2009

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

AB 243

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

Assembly Bill 243—An act to amend Section 597.1 of, and to add Section 597.8 to, 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 Business, Professions and Economic Development

Senate Chamber, June 22, 2009

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

AB 120

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

Assembly Bill 120—An act to amend Sections 809, 809.2, and 809.3 of, and to add Sections 809.04, 809.07, and 809.08 to, the Business and Professions Code, relating to healing arts.

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

Senate Chamber, June 22, 2009

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

SJR 12

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 Joint Resolution 12**—Relative to criminal aliens.

Resolution read second time.

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

Committee on Judiciary

Date of Hearing, June 16, 2009

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

AB 681

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

CORBETT, Chair

Above measure ordered to second reading.

Senate Chamber, June 22, 2009

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

AB 680

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

CORBETT, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 680—An act to amend Sections 685.050, 701.810, and 701.820 of the Code of Civil Procedure, to amend Sections 905, 26746, and 26680 of, to amend, add, and repeal Sections 26720.9, 26726, 26731, 26736, 26738, 26744.5, and 26746.1 of, and to repeal Section 26744 of, the Government Code, relating to process fees.

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, June 22, 2009

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

AB 647

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

Assembly Bill 647—An act to amend Section 4465 of 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 Local Government

Date of Hearing, June 17, 2009

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

AB 45

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

WIGGINS, Chair

Above measure ordered to second reading.

INTRODUCTION AND FIRST READING OF SENATE MEASURES

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

Senate Concurrent Resolution 50: By Senator Cox—Relative to the Raymond Carpenter Memorial Highway.

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

Assembly Bill 1179—An act to amend Section 1874.87 of the Insurance Code, relating to motor vehicle insurance.

Bill read second time and ordered to third reading.

Assembly Bill 401—An act to amend Section 22064 of the Financial Code, relating to financial institutions.

Bill read second time and ordered to Consent Calendar.

Assembly Bill 409—An act to amend Section 1063.5 of the Insurance Code, relating to the California Insurance Guarantee Association.

Bill read second time and ordered to Consent Calendar.

Assembly Bill 991—An act to amend Sections 301.5, 301.7, 1300, 1301, 1502.1, 2115, 2117.1, 25014.7, 25100, 25101, 25117, 25211, 25219, 25231, and 25247 of the Corporations Code, relating to corporations.

Bill read second time and ordered to Consent Calendar.

Assembly Bill 1566—An act to amend Section 4406 of the Commercial Code, relating to financial institutions.

Bill read second time and ordered to Consent Calendar.



Assembly Bill 124—An act to add Section 9723.3 to the Business and Professions Code, relating to cemeteries, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to third reading.

MOTION TO SUSPEND SENATE RULES

Senator Negrete McLeod moved to suspend Senate Rule 43 as it relates to SB 700.

Roll Call

The roll was called and the motion carried by the following vote:

AYES (30)—Senators Aanestad, Alquist, Benoit, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, DeSaulnier, Ducheny, Dutton, Florez, Harman, Huff, Kehoe, Leno, Lowenthal, Maldonado, Negrete McLeod, Padilla, Pavley, Price, Simitian, Steinberg, Walters, Wiggins, Wolk, and Wyland.

NOES (1)—Senator Ashburn.

MOTION TO REFER MEASURE TO INACTIVE FILE

Senator Negrete McLeod moved that **SB 700** be placed on the inactive file.

Motion carried.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

Consideration of Assembly Amendments

Senate Bill 424—An act to amend Section 11713.1 of, and to add Section 11713.13 to the Vehicle Code, relating to, vehicles, and declaring the urgency thereof, to take effect immediately.

Bill presented by Senator Padilla.

The question being: Shall the Senate concur in the Assembly amendments to SB 424?

Roll Call

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

AYES (38)—Senators Aanestad, Alquist, Ashburn, Benoit, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, DeSaulnier, Ducheny, Dutton, Florez, Hancock, Harman, Hollingsworth, Huff, Kehoe, Leno, Liu, Lowenthal, Maldonado, Negrete McLeod, Padilla, Pavley, Price, Romero, Runner, Simitian, Steinberg, Strickland, Walters, Wiggins, Wolk, Wright, and Wyland.

NOES (0)—None.

Above bill ordered enrolled.



THIRD READING OF SENATE BILLS

Senate Joint Resolution 5—Relative to the federal Gulf of the Farallones and Cordell Bank National Marine Sanctuaries Boundary Modification and Protection Act.

Resolution read third time and presented by Senator Wiggins.

Roll Call

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

AYES (23)—Senators Alquist, Calderon, Cedillo, Corbett, DeSaulnier, Florez, Hancock, Kehoe, Leno, Liu, Lowenthal, Maldonado, Negrete McLeod, Padilla, Pavley, Price, Romero, Simitian, Steinberg, Wiggins, Wolk, Wright, and Yee.

NOES (12)—Senators Aanestad, Ashburn, Benoit, Cogdill, Cox, Denham, Dutton, Hollingsworth, Huff, Runner, Walters, and Wyland.

Resolution ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution 52—Relative to high technology.

Resolution read third time and presented by Senator DeSaulnier.

Roll Call

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

AYES (38)—Senators Aanestad, Alquist, Ashburn, Benoit, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, DeSaulnier, Ducheny, Dutton, Florez, Hancock, Harman, Huff, Kehoe, Leno, Liu, Lowenthal, Maldonado, Negrete McLeod, Padilla, Pavley, Price, Romero, Runner, Simitian, Steinberg, Strickland, Walters, Wiggins, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill 63—An act to add Section 1794.45 to the Civil Code, relating to service contracts.

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 (28)—Senators Aanestad, Alquist, Benoit, Calderon, Cedillo, Corbett, Correa, DeSaulnier, Ducheny, Florez, Hancock, Kehoe, Leno, Liu, Lowenthal, Maldonado, Negrete McLeod, Padilla, Pavley, Price, Romero, Simitian, Steinberg, Strickland, Wiggins, Wolk, Wright, and Yee.

NOES (11)—Senators Ashburn, Cogdill, Cox, Denham, Dutton, Harman, Hollingsworth, Huff, Runner, Walters, and Wyland.

Bill ordered transmitted to the Assembly.



Assembly Bill 1090—An act to amend Section 1281.85 of the Code of Civil Procedure, relating to arbitration.

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 (30)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, Denham, DeSaulnier, Ducheny, Florez, Hancock, Harman, Kehoe, Leno, Liu, Lowenthal, Maldonado, Negrete McLeod, Oropeza, Padilla, Pavley, Price, Romero, Simitian, Steinberg, Strickland, Wiggins, Wolk, Wright, Wyland, and Yee.

NOES (9)—Senators Aanestad, Ashburn, Benoit, Cogdill, Cox, Dutton, Hollingsworth, Runner, and Walters.

Bill ordered transmitted to the Assembly.

Assembly Bill 399—An act to amend Section 20731 of, and to amend, repeal, and add Section 22864 of, the Government Code, relating to public employee benefits, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator Correa.

Urgency Clause

Urgency clause read and adopted by the following vote:

AYES (40)—Senators Aanestad, Alquist, Ashburn, Benoit, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, DeSaulnier, Ducheny, Dutton, Florez, Hancock, Harman, Hollingsworth, Huff, Kehoe, Leno, Liu, Lowenthal, Maldonado, Negrete McLeod, Oropeza, Padilla, Pavley, Price, Romero, Runner, Simitian, Steinberg, Strickland, Walters, Wiggins, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Roll Call

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

AYES (40)—Senators Aanestad, Alquist, Ashburn, Benoit, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, DeSaulnier, Ducheny, Dutton, Florez, Hancock, Harman, Hollingsworth, Huff, Kehoe, Leno, Liu, Lowenthal, Maldonado, Negrete McLeod, Oropeza, Padilla, Pavley, Price, Romero, Runner, Simitian, Steinberg, Strickland, Walters, Wiggins, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.



CONSENT CALENDAR
Objections Raised

Senator Hancock objected to **AB 1134**, **AB 1396**, and **AB 1572** being on the Consent Calendar.

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

Without objection, **AB 1475** was removed from the Special Consent Calendar.

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

MOTION TO REFER MEASURES TO INACTIVE FILE

Senator Hancock moved that **AB 1396** and **AB 1572** be placed on the inactive file.

Motion carried.

Without objection, **AB 1475** was placed on the inactive file.

CONSIDERATION OF DAILY FILE (RESUMED)
CONSENT CALENDAR

Assembly Bill 1549—An act to amend Sections 697.530, 697.590, and 700.140 of the Code of Civil Procedure, relating to judgment liens.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 1149—An act to amend Section 87500.1 of the Government Code, relating to the Political Reform Act of 1974.

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

(NOTE: See Consent Calendar Roll Call)

SPECIAL CONSENT CALENDAR

Assembly Bill 158—An act to amend Section 21628 of the Business and Professions Code, relating to secondhand goods.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 258—An act to amend Section 836 of the Penal Code, relating to domestic violence.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 170—An act to amend, repeal, and add Section 273 of the Code of Civil Procedure, relating to court reporters.

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

(NOTE: See Consent Calendar Roll Call)



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

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 940—An act to amend Sections 6212 and 6213 of the Business and Professions Code, relating to attorneys.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 62—An act to amend Section 27602 of the Vehicle Code, relating to vehicles.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 83—An act to amend Section 1799.102 of the Health and Safety Code, relating to personal liability, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency clause read and adopted, bill passed, and ordered transmitted to the Assembly.

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 459—An act to amend Sections 2104, 2106, and 2107 of the Family Code, relating to dissolution.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 652—An act to add Section 35400.7 to the Vehicle Code, relating to vehicles.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 22—An act to amend Section 502 of the Penal Code, relating to computer hacking.

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 (40)—Senators Aanestad, Alquist, Ashburn, Benoit, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, DeSaulnier, Ducheny, Dutton, Florez, Hancock, Harman, Hollingsworth, Huff, Kehoe, Leno, Liu, Lowenthal, Maldonado, Negrete McLeod, Oropeza, Padilla, Pavley,



Price, Romero, Runner, Simitian, Steinberg, Strickland, Walters, Wiggins, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

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

At 12:48 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, June 23, 2009.

Motion carried.

MESSAGES FROM THE ASSEMBLY

Assembly Chamber, June 22, 2009

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

SB 823

Above measure ordered enrolled.

Assembly Chamber, June 22, 2009

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

SB 121

SB 490

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

Above measures ordered to unfinished business file.

Assembly Chamber, June 22, 2009

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

AB 1164

Assembly Chamber, June 22, 2009

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

AJR 9

E. DOTSON WILSON, Chief Clerk of the Assembly



REPORTS OF STANDING COMMITTEES
Committee on Banking, Finance and Insurance

Date of Hearing, June 22, 2009

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

AB 76

AB 389

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

CALDERON, Chair

Above measures re-referred to the Committee on Appropriations.

Date of Hearing, June 22, 2009

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

AB 1268

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

CALDERON, Chair

Above measure re-referred to the Committee on Appropriations.

Senate Chamber, June 22, 2009

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

AB 764

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

Assembly Bill 764—An act to amend Section 10085 of, to amend, repeal, and add Section 10085.5 of, and to add and repeal Section 6106.4 of, the Business and Professions Code, relating to real estate brokers.

Bill read second time.

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

Committee on Appropriations

Senate Chamber, June 22, 2009

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

AB 292



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

KEHOE, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 292—An act to amend Sections 18761, 18765, and 18766 of the Revenue and Taxation Code, relating to taxation.

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

Date of Hearing, June 17, 2009

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

AB 1388

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

WIGGINS, Chair

Above measure ordered to second reading.

Date of Hearing, June 17, 2009

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

AB 300

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

WIGGINS, Chair

Above measure ordered to second reading.

Committee on Energy, Utilities and Communications

Senate Chamber, June 22, 2009

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

AB 228

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

Assembly Bill 228—An act to amend Sections 25402.5 and 25402.5.4 of the Public Resources 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 Transportation and Housing

Date of Hearing, June 16, 2009

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

AB 1361

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 Health

Senate Chamber, June 22, 2009

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

AB 369

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

Assembly Bill 369—An act to amend Section 14043.46 of the Welfare and Institutions Code, relating to adult day health care centers.

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, June 22, 2009

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

AB 632

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

CORBETT, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 632—An act to add Section 1708.9 to the Civil Code, relating to privacy.

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, June 22, 2009

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

AB 318	AB 356	AB 645
AB 667	AB 1113	AB 1123

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

NEGRETE McLEOD, Chair

Above measures re-referred to the Committee on Appropriations.

Date of Hearing, June 22, 2009

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

AB 620

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

NEGRETE McLEOD, Chair

Above measure re-referred to the Committee on Rules.

Date of Hearing, June 22, 2009

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

AB 1116

Reports the same back with the recommendation: Do pass.

NEGRETE McLEOD, Chair

Above bill ordered to second reading.

Committee on Health

Date of Hearing, June 17, 2009

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

AB 108

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 Business, Professions and Economic Development

Senate Chamber, June 22, 2009

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

AB 583



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

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

Bill read second time.

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

Committee on Education

Date of Hearing, June 17, 2009

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

AB 1455

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

ROMERO, Chair

Above measure ordered to second reading.

Committee on Food and Agriculture

Senate Chamber, June 22, 2009

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

AB 606

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

Assembly Bill 606—An act to add Chapter 26 (commencing with Section 79201) to Part 2 of Division 22 of the Food and Agricultural Code, relating to agriculture, 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 Banking, Finance and Insurance

Date of Hearing, June 17, 2009

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

AB 377

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

CALDERON, Chair

Above measure ordered to second reading.



Committee on Health

Date of Hearing, June 10, 2009

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

AB 503

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.

Date of Hearing, June 17, 2009

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

AB 215

AB 354

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 measures ordered to second reading.

SPECIAL CONSENT CALENDAR SET

Without objection, the following measures will be set as a Special Consent Calendar to be taken up on Wednesday, June 24, 2009:

SCR 39

AB 688

AB 1129

AB 1286

AB 332

AB 1179

MEASURES WITHDRAWN AND RE-REFERRED TO COMMITTEE

Without objection, **AB 407** was withdrawn from the Committee on Judiciary and re-referred to the Committee on Appropriations;

AB 602 was withdrawn from the Committee on Business, Professions and Economic Development and re-referred to the Committee on Rules;

AB 1312 was withdrawn from the Committee on Business, Professions and Economic Development and re-referred to the Committee on Judiciary;

AB 985 was withdrawn from the Committee on Budget and Fiscal Review and re-referred to the Committee on Appropriations.

MEASURES WITHDRAWN FROM COMMITTEE

AB 457 was withdrawn from the Committee on Appropriations and placed on file; and

AB 1061 was withdrawn from the Committee on Judiciary and placed on file.

SENATE COMMITTEE ROLL CALLS**Committee on Banking, Finance and Insurance**

AB 43—Do pass as amended and re-refer to Committee on Appropriations

AYES (8)—Senators Calderon, Florez, Harman, Kehoe, Liu, Lowenthal, Padilla, and Wolk.

NOES (3)—Senators Correa, Cox, and Runner.

AB 76—Do pass and re-refer to Committee on Appropriations

AYES (11)—Senators Calderon, Correa, Cox, Florez, Harman, Kehoe, Liu, Lowenthal, Padilla, Runner, and Wolk.

NOES (0)—None.

AB 389—Do pass and re-refer to Committee on Appropriations

AYES (11)—Senators Calderon, Correa, Cox, Florez, Harman, Kehoe, Liu, Lowenthal, Padilla, Runner, and Wolk.

NOES (0)—None.

AB 1268—Do pass and re-refer to Committee on Appropriations, with the recommendation: To Consent Calendar

AYES (11)—Senators Calderon, Correa, Cox, Florez, Harman, Kehoe, Liu, Lowenthal, Padilla, Runner, and Wolk.

NOES (0)—None.

Date of Hearing: 6/22/2009

Calderon (Chair)

Committee on Business, Professions and Economic Development**AB 85—Do pass as amended**

AYES (10)—Senators Aanestad, Corbett, Correa, Florez, Negrete McLeod, Oropeza, Romero, Walters, Wyland, and Yee.

NOES (0)—None.

AB 318—Do pass and re-refer to Committee on Appropriations

AYES (9)—Senators Aanestad, Corbett, Florez, Negrete McLeod, Oropeza, Romero, Walters, Wyland, and Yee.

NOES (1)—Senator Correa.

AB 356—Do pass and re-refer to Committee on Appropriations

AYES (10)—Senators Aanestad, Corbett, Correa, Florez, Negrete McLeod, Oropeza, Romero, Walters, Wyland, and Yee.

NOES (0)—None.

AB 620—Do pass and re-refer to Committee on Rules

AYES (9)—Senators Aanestad, Corbett, Correa, Florez, Negrete McLeod, Oropeza, Romero, Wyland, and Yee.

NOES (0)—None.

AB 645—Do pass and re-refer to Committee on Appropriations

AYES (10)—Senators Aanestad, Corbett, Correa, Florez, Negrete McLeod, Oropeza, Romero, Walters, Wyland, and Yee.

NOES (0)—None.

AB 667—Do pass and re-refer to Committee on Appropriations

AYES (10)—Senators Aanestad, Corbett, Correa, Florez, Negrete McLeod, Oropeza, Romero, Walters, Wyland, and Yee.

NOES (0)—None.



AB 1113—Do pass and re-refer to Committee on Appropriations

AYES (10)—Senators Aanestad, Corbett, Correa, Florez, Negrete McLeod, Oropeza, Romero, Walters, Wyland, and Yee.

NOES (0)—None.

AB 1116—Do pass

AYES (9)—Senators Aanestad, Corbett, Correa, Florez, Negrete McLeod, Oropeza, Romero, Wyland, and Yee.

NOES (1)—Senator Walters.

AB 1123—Do pass and re-refer to Committee on Appropriations

AYES (9)—Senators Aanestad, Corbett, Correa, Florez, Negrete McLeod, Oropeza, Romero, Wyland, and Yee.

NOES (0)—None.

Date of Hearing: 6/22/2009

Negrete McLeod (Chair)

Committee on Public Employment and Retirement**AB 65—Do pass and re-refer to Committee on Appropriations**

AYES (4)—Senators Correa, Liu, Padilla, and Wiggins.

NOES (2)—Senators Ashburn and Benoit.

AB 125—Do pass and re-refer to Committee on Appropriations

AYES (4)—Senators Correa, Liu, Padilla, and Wiggins.

NOES (2)—Senators Ashburn and Benoit.

AB 468—Do pass and re-refer to Committee on Appropriations

AYES (4)—Senators Correa, Liu, Padilla, and Wiggins.

NOES (2)—Senators Ashburn and Benoit.

AB 506—Do pass and re-refer to Committee on Appropriations

AYES (7)—Senators Ashburn, Benoit, Correa, Ducheny, Liu, Padilla, and Wiggins.

NOES (0)—None.

AB 654—Do pass and re-refer to Committee on Appropriations, with the recommendation: To Consent Calendar

AYES (7)—Senators Ashburn, Benoit, Correa, Ducheny, Liu, Padilla, and Wiggins.

NOES (0)—None.

AB 1136—Do pass and re-refer to Committee on Public Safety

AYES (5)—Senators Correa, Ducheny, Liu, Padilla, and Wiggins.

NOES (2)—Senators Ashburn and Benoit.

AB 1406—Do pass

AYES (7)—Senators Ashburn, Benoit, Correa, Ducheny, Liu, Padilla, and Wiggins.

NOES (0)—None.



AJR 10—Be adopted

AYES (5)—Senators Benoit, Correa, Liu, Padilla, and Wiggins.

NOES (0)—None.

Date of Hearing: 6/22/2009

Correa (Chair)

REQUESTS TO ADJOURN IN MEMORIAM

Senators Alquist and Steinberg requested that when the Senate adjourns this day it do so in memory of George Tsakopoulos.

Senator Cogdill requested that when the Senate adjourns this day it do so in memory of Charles L. Rose of Fresno.

Senator Cox requested that when the Senate adjourns this day it do so in memory of Father Edward Callanan of Sacramento and Jerry Saulter of Elk Grove.

Senator Ducheny requested that when the Senate adjourns this day it do so in memory of Jimmie W. Cannon of El Centro.

Senator Liu requested that when the Senate adjourns this day it do so in memory of former California Legislator Herschel Rosenthal of Los Angeles.

Senator Romero requested that when the Senate adjourns this day it do so in memory of Dr. Marian Elizabeth Wagstaff.

Senator Runner requested that when the Senate adjourns this day it do so in memory of Victor Mavro Warren of Santa Paula.

Senator Wiggins requested that when the Senate adjourns this day it do so in memory of Phyllis Ellman of Glen Ellen.

Senator Wolk requested that when the Senate adjourns this day it do so in memory of Arthur E Smithson of Vacaville.

Senator Wright requested that when the Senate adjourns this day it do so in memory of Tuskegee Airman Roger “Bill” Terry of Los Angeles.

ADJOURNMENT

At 3:30 p.m., on motion of Senator Steinberg, the Senate adjourned until 9 a.m., Tuesday, June 23, 2009.

PAULA K. ROSSETTO, Minute Clerk

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