

## CALIFORNIA LEGISLATURE

2009–10 REGULAR SESSION

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# SENATE DAILY JOURNAL

NINETY-SEVENTH LEGISLATIVE DAY

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## IN SENATE

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Senate Chamber, Sacramento  
Tuesday, June 23, 2009

The Senate met at 9 a.m.

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

Secretary Greg Schmidt at the Desk.

Assistant Secretary David Valverde reading.

### ROLL CALL

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

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—39.

Quorum present.

*(NOTE: Senator Aanestad will be excused this day on legislative business.)*

### REPORTS OF STANDING COMMITTEES

#### Committee on Public Employment and Retirement

Date of Hearing, June 22, 2009

Mr. President: The Committee on Public Employment and Retirement, to which were referred:

AB 65              AB 125              AB 468              AB 506

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

CORREA, Chair

Above measures re-referred to the Committee on Appropriations.



Date of Hearing, June 22, 2009

Mr. President: The Committee on Public Employment and Retirement, to which was referred:

AB 654

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.

CORREA, Chair

Above measure re-referred to the Committee on Appropriations.

Date of Hearing, June 22, 2009

Mr. President: The Committee on Public Employment and Retirement, to which was referred:

AB 1136

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

CORREA, Chair

Above measure re-referred to the Committee on Public Safety.

Date of Hearing, June 22, 2009

Mr. President: The Committee on Public Employment and Retirement, to which was referred:

AB 1406

Reports the same back with the recommendation: Do pass.

CORREA, Chair

Above bill ordered to second reading.

Date of Hearing, June 22, 2009

Mr. President: The Committee on Public Employment and Retirement, to which was referred:

AJR 10

Reports the same back with the recommendation: Be adopted.

CORREA, Chair

Above resolution ordered to third reading.

**Committee on Environmental Quality**

Date of Hearing, June 22, 2009

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

AB 473



Reports the same back with the recommendation: Do pass.

SIMITIAN, Chair

Above bill ordered to second reading.

Date of Hearing, June 22, 2009

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

AB 301            AB 499            AB 1069            AB 1085

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

SIMITIAN, Chair

Above measures re-referred to the Committee on Appropriations.

Date of Hearing, June 22, 2009

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

AB 752

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.

SIMITIAN, Chair

Above measure re-referred to the Committee on Appropriations.

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

Senate Chamber, June 23, 2009

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

AB 1070

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 1070**—An act to amend Sections 801.01, 2008, 2225.5, 2227, and 2425.3 of, and to add Section 804.5 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 Appropriations**

Senate Chamber, June 18, 2009

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

AB 58	AB 297	AB 763	ACR 15
AB 121	AB 388	AB 870	ACR 24
AB 123	AB 403	AB 1046	ACR 36
AB 140	AB 412	AB 1270	ACR 48
AB 232	AB 430	AB 1337	ACR 60
AB 247	AB 608	AB 1490	
AB 252	AB 714	AB 1573	
AB 269	AB 753	AB 1574	

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 Rules**

Senate Chamber, June 23, 2009

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

AB 552

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 552**—An act to add Chapter 9 (commencing with Section 85500) to Part 50 of Division 7 of Title 3 of the Education Code, relating to community colleges, 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 Energy, Utilities and Communications**

Senate Chamber, June 23, 2009

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

AB 42                      AB 636                      AB 1536

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 42**—An act to add Section 565 to the Public Utilities Code, relating to electricity.

Bill read second time.

**Assembly Bill 636**—An act to amend Section 5387 of the Public Utilities Code, relating to charter-party carriers.

Bill read second time.

**Assembly Bill 1536**—An act to amend Section 379.6 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 Appropriations**

Senate Chamber, June 23, 2009

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

AB 322

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

KEHOE, Chair

Above measure ordered to second reading.

**Committee on Rules**

Senate Chamber, June 23, 2009

Mr. President: The Committee on Rules has examined:

SB 424

SB 609

And reports that the same have been correctly enrolled, and presented to the Governor on the 23rd day of June, 2009, at 11 a.m.

STEINBERG, Chair

**Committee on Local Government**

Senate Chamber, June 23, 2009

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

AB 1172

AB 1272

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**

**Assembly Bill 1172**—An act to amend Section 75470 of, to amend the heading of Chapter 5 (commencing with Section 75470) of Part 8 of



Division 21 of, and to add Chapter 8 (commencing with Section 74660) to Part 5 of Division 21 of, the Water Code, relating to the Eastern San Joaquin County Water District.

Bill read second time.

**Assembly Bill 1272**—An act to amend Sections 1797.222 and 1798.169 of the Health and Safety Code, and to amend Sections 21661.5 and 21662.1 of the Public Utilities Code, relating to public health.

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**

Date of Hearing, June 22, 2009

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

AB 1186

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

SIMITIAN, Chair

Above measure ordered to second reading.

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

Date of Hearing, June 23, 2009

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

AB 226

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

PAVLEY, Chair

Above measure re-referred to the Committee on Judiciary.

Date of Hearing, June 23, 2009

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

AB 94

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

PAVLEY, Chair

Above measure re-referred to the Committee on Revenue and Taxation.

Date of Hearing, June 23, 2009

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

AB 110



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

PAVLEY, Chair

Above measure re-referred to the Committee on Rules.

Date of Hearing, June 23, 2009

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

AB 291

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

PAVLEY, Chair

Above measure re-referred to the Committee on Appropriations.

Date of Hearing, June 23, 2009

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

AB 410

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

PAVLEY, Chair

Above measure re-referred to the Committee on Environmental Quality.

Date of Hearing, June 23, 2009

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

AB 708

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

PAVLEY, Chair

Above measure re-referred to the Committee on Public Safety.

Date of Hearing, June 23, 2009

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

AB 166

AB 804

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

PAVLEY, Chair

Above measures re-referred to the Committee on Judiciary.



Date of Hearing, June 23, 2009

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

AB 74

AB 825

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.

PAVLEY, Chair

Above measures re-referred to the Committee on Appropriations.

**Committee on Environmental Quality**

Date of Hearing, June 22, 2009

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

AB 248

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

SIMITIAN, Chair

Above measure ordered to second reading.

**Committee on Appropriations**

Senate Chamber, June 23, 2009

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

AB 84

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 84**—An act to amend Section 3019 of the Elections Code, relating to elections.

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**

Senate Chamber, June 23, 2009

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

AB 286

AB 1132

AB 1386

AB 744

AB 1328

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**

**Assembly Bill 286**—An act to amend Section 9250.14 of the Vehicle Code, relating to vehicles, and making an appropriation therefor.

Bill read second time.

**Assembly Bill 1132**—An act to amend Section 12811 of, and to add Section 4150.3 to, the Vehicle Code, relating to anatomical gifts.

Bill read second time.

**Assembly Bill 1386**—An act to amend Sections 14528.5 and 14528.55 of the Government Code, and to amend Sections 392, 485, and 538 of the Streets and Highways Code, relating to transportation, and making an appropriation therefor.

Bill read second time.

**Assembly Bill 744**—An act to amend Section 30913 of, and to add Sections 30914.6 and 30914.7 to, the Streets and Highways Code, relating to transportation, and making an appropriation therefor.

Bill read second time.

**Assembly Bill 1328**—An act to add Section 1353.9 to the Civil Code, relating to common interest developments.

Bill read second time.

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

**Committee on Banking, Finance and Insurance**

Senate Chamber, June 23, 2009

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

AB 350

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 350**—An act to add Division 21 (commencing with Section 60000) to the Financial Code, relating to debt.

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, June 23, 2009

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

AB 494



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**

**Assembly Bill 494**—An act to amend Sections 51230.2 and 66474.4 of, and to add Section 65852.12 to, the Government Code relating to local planning.

Bill read second time.

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

**Committee on Governmental Organization**

Date of Hearing, June 23, 2009

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

AB 400

AB 539

AB 926

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.

WRIGHT, Chair

Above measures re-referred to the Committee on Appropriations.

**Committee on Health**

Senate Chamber, June 23, 2009

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

AB 511

AB 1521

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 511**—An act to add and repeal Chapter 13 (commencing with Section 1799.300) of Division 2.5 of the Health and Safety Code, relating to Medi-Cal.

Bill read second time.

**Assembly Bill 1521**—An act to add Section 1359.1 to the Health and Safety Code, and to add Section 10119.4 to the Insurance Code, relating to health care coverage.

Bill read second time.

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



Date of Hearing, June 17, 2009

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

AB 175

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.

ALQUIST, Chair

Above measure ordered to second reading.

**Committee on Governmental Organization**

Date of Hearing, June 23, 2009

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

AB 31	AB 293	AB 611	AB 888
AB 59	AB 368	AB 625	
AB 136	AB 540	AB 727	

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

WRIGHT, Chair

Above measures re-referred to the Committee on Appropriations.

Date of Hearing, June 23, 2009

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

AB 265 AB 1191

Reports the same back with the recommendation: Do pass.

WRIGHT, Chair

Above bills ordered to second reading.

**Committee on Education**

Date of Hearing, June 17, 2009

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

AB 769

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

ROMERO, Chair

Above measure ordered to second reading.

Date of Hearing, June 17, 2009

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

AB 1393

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 Local Government**

Senate Chamber, June 23, 2009

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

AB 444

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**

**Assembly Bill 444**—An act to amend Section 65965 of the Government Code, relating to land use.

Bill read second time.

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

**Committee on Governmental Organization**

Date of Hearing, June 23, 2009

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

AB 1311

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

WRIGHT, Chair

Above measure re-referred to the Committee on Rules.

Date of Hearing, June 23, 2009

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

AB 50

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

WRIGHT, Chair

Above measure ordered to second reading.

Date of Hearing, June 23, 2009

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

AB 1086

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

WRIGHT, Chair

Above measure re-referred to the Committee on Judiciary.



**Committee on Banking, Finance and Insurance**

Senate Chamber, June 23, 2009

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

AB 33

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 33**—An act to amend Sections 11302 and 11310 of, to amend and repeal Section 10015 of, and to amend, repeal, and add Sections 10000, 10050, 11301, and 11313 of, the Business and Professions Code, to amend, repeal, and add Sections 25005 and 31004 of the Corporations Code, to amend Sections 4970 and 23001 of, to amend and repeal Section 252 of, to amend, repeal, and add Sections 112, 210, 4805.055, 5104, 5106, 12003, 14003, 17002, 18002, 18002.5, 22005, 30002, 31055, and 33045.5 of, to add Sections 23002 and 50003.5 to, and to add Division 0.5 (commencing with Section 25) to, the Financial Code, and to amend, repeal, and add Sections 13975 and 13978.6 of the Government Code, relating to financial services.

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 23, 2009

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

AB 241

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 241**—An act to add Section 597.8 to the Penal Code, relating to animals.

Bill read second time.

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

Date of Hearing, June 23, 2009

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

AB 358



Reports the same back with the recommendation: Do pass.

LENO, Chair

Above bill ordered to second reading.

Date of Hearing, June 23, 2009

Mr. President: The Committee on Public Safety, to which was referred:  
SCR 40

Reports the same back with the recommendation: Be adopted.

LENO, Chair

Above resolution ordered to third reading.

Date of Hearing, June 23, 2009

Mr. President: The Committee on Public Safety, to which were referred:  
AB 27 AB 169 AB 999

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

LENO, Chair

Above measures re-referred to the Committee on Appropriations.

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

Senate Chamber, June 23, 2009

Mr. President: The Chair of the Committee on Elections, Reapportionment and Constitutional Amendments, to which was referred:  
AB 1228

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**

**Assembly Bill 1228**—An act to add and repeal Section 4001 of the Elections Code, relating to elections.

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 23, 2009

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

SB 707

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**

**Senate Bill 707**—An act to add Part 4 (commencing with Section 11975.10) to Division 10.5 of, and to repeal Section 11975.30 of, the Health and Safety Code, to amend Section 11165.7 of the Penal Code, and to amend Section 15630 of the Welfare and Institutions Code, relating to public health.

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 23, 2009

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

AB 64

AB 1405

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 64**—An act to add Article 7.3 (commencing with Section 12078) to Chapter 1 of Part 2 of Division 3 of Title 2 of the Government Code, to amend Sections 25107, 25123, 25324, 25333, 25500, 25501, 25502, 25503, 25516, 25517, 25531, 25540.6, 25740, 25740.5, 25741, and 25742 of, and to add Section 25108.5 to, the Public Resources Code, and to amend Sections 454.5 and 1002 of, to amend and repeal Section 387 of, to add Sections 399.23 and 1004.5 to, to add Chapter 4.5 (commencing with Section 950) to Part 1 of Division 1 of, and to repeal Article 16 (commencing with Section 399.11) of Chapter 2.3 of Part 1 of Division 1 of, the Public Utilities Code, relating to energy, and making an appropriation therefor.

Bill read second time.

**Assembly Bill 1405**—An act to add Section 38597.4 to the Health and Safety Code, relating to air pollution.

Bill read second time.

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

**INTRODUCTION AND FIRST READING OF SENATE MEASURES**

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

**Senate Constitutional Amendment 23:** By Senator Florez—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Article XC thereto, relating to food safety.



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

**Senate Constitutional Amendment 14**—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.

Resolution read second time.

The amendments proposed by the Committee on Elections, Reapportionment and Constitutional Amendments were read and adopted and the measure ordered printed, and re-referred to the Committee on Appropriations.

**SECOND READING OF ASSEMBLY BILLS**

**Assembly Bill 1543**—An act to amend Sections 1358.4, 1358.6, 1358.8, 1358.9, 1358.11, 1358.12, 1358.13, 1358.17, 1358.18, and 1358.20 of, and to add Sections 1358.81, 1358.91, and 1358.24 to, the Health and Safety Code, and to amend Sections 785, 10192.4, 10192.6, 10192.8, 10192.9, 10192.11, 10192.12, 10192.13, 10192.17, 10192.18, 10192.20 of, and to add Sections 10192.81, 10192.91, and 10192.24 to, the Insurance Code, relating to health care coverage, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

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

**Assembly Bill 681**—An act to amend Section 56.104 of the Civil Code, relating to confidentiality of medical information.

Bill read second time.

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

**Assembly Bill 45**—An act to add Article 2.11 (commencing with Section 65893) to, and to repeal the heading of Article 2.11 (commencing with Section 65892.13) of, Chapter 4 of Division 1 of Title 7 of the Government Code, relating to land use.

Bill read second time.

The amendments proposed by the Committee on Local Government were read and adopted and the measure ordered printed, and re-referred to the Committee on Environmental Quality.

**Assembly Bill 1388**—An act to add Section 53508.9 to, and to repeal Section 53508.5 of, the Government Code, relating to bonds.

Bill read second time.

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





**Assembly Bill 300**—An act to amend, repeal, and add Section 66473.7 of the Government Code, and to amend, repeal, and add Section 10910 of the Water Code, relating to subdivision map approvals.

Bill read second time.

The amendments proposed by the Committee on Local Government were read and adopted and the measure ordered printed, and re-referred to the Committee on Natural Resources and Water.

**Assembly Bill 1361**—An act to add Section 35655.6 to the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

Bill 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.

**Assembly Bill 1116**—An act to add Sections 1638.2 and 2259.8 to the Business and Professions Code, relating to cosmetic surgery.

Bill read second time and ordered to third reading.

**Assembly Bill 108**—An act to add Section 1389.21 to the Health and Safety Code, and to add Section 10384.17 to the Insurance Code, relating to health care coverage.

Bill read second time.

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

**Assembly Bill 1455**—An act to add Section 78016.6 to the Education Code, relating to the San Mateo County Community College District.

Bill read second time.

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

**Assembly Bill 377**—An act to amend Sections 23001, 23027, and 23035 of, and to add Sections 23005.5, 23010.5, 23016.5, and 23036.5 to, the Financial Code, relating to deferred deposit transactions.

Bill read second time.

The amendments proposed by the Committee on Banking, Finance and Insurance were read and adopted and the measure ordered printed, and re-referred to the Committee on Judiciary.

**Assembly Bill 503**—An act to amend Section 124250 of the Health and Safety Code, relating to domestic violence.

Bill read second time.

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



**Assembly Bill 215**—An act to add Section 1418.21 to the Health and Safety Code, relating to long-term health care facilities.

Bill read second time.

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

**Assembly Bill 354**—An act to amend Sections 120325 and 120335 of the Health and Safety Code, relating to vaccinations.

Bill read second time.

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

**Assembly Bill 457**—An act to amend Sections 3084 and 3146 of the Civil Code, relating to liens.

Bill read second time and ordered to third reading.

**Assembly Bill 1061**—An act to repeal and add Section 1353.8 of the Civil Code, relating to common interest developments.

Bill read second time and ordered to third reading.

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

**AB 248**—Do pass as amended and re-refer to Committee on Appropriations

AYES (6)—Senators Corbett, Hancock, Lowenthal, Pavley, Runner, and Simitian.

NOES (1)—Senator Ashburn.

**AB 301**—Do pass and re-refer to Committee on Appropriations

AYES (5)—Senators Corbett, Hancock, Lowenthal, Pavley, and Simitian.

NOES (2)—Senators Ashburn and Runner.

**AB 473**—Do pass

AYES (5)—Senators Corbett, Hancock, Lowenthal, Pavley, and Simitian.

NOES (2)—Senators Ashburn and Runner.

**AB 499**—Do pass and re-refer to Committee on Appropriations

AYES (5)—Senators Corbett, Hancock, Lowenthal, Pavley, and Simitian.

NOES (2)—Senators Ashburn and Runner.

**AB 752**—Do pass and re-refer to Committee on Appropriations, with the recommendation: To Consent Calendar

AYES (7)—Senators Ashburn, Corbett, Hancock, Lowenthal, Pavley, Runner, and Simitian.

NOES (0)—None.



**AB 903**—Do pass as amended and re-refer to Committee on Appropriations

AYES (6)—Senators Corbett, Hancock, Lowenthal, Pavley, Runner, and Simitian.

NOES (1)—Senator Ashburn.

**AB 1069**—Do pass and re-refer to Committee on Appropriations

AYES (5)—Senators Corbett, Hancock, Lowenthal, Pavley, and Simitian.

NOES (2)—Senators Ashburn and Runner.

**AB 1085**—Do pass and re-refer to Committee on Appropriations

AYES (7)—Senators Ashburn, Corbett, Hancock, Lowenthal, Pavley, Runner, and Simitian.

NOES (0)—None.

**AB 1186**—Do pass as amended and re-refer to Committee on Transportation and Housing

AYES (5)—Senators Corbett, Hancock, Lowenthal, Pavley, and Simitian.

NOES (2)—Senators Ashburn and Runner.

Date of Hearing: 6/22/2009

Simitian (Chair)

### **Committee on Governmental Organization**

**AB 31**—Do pass and re-refer to Committee on Appropriations

AYES (10)—Senators Benoit, Denham, Harman, Negrete McLeod, Oropeza, Padilla, Price, Wiggins, Wright, and Yee.

NOES (0)—None.

**AB 50**—Do pass as amended and re-refer to Committee on Revenue and Taxation

AYES (10)—Senators Benoit, Denham, Harman, Negrete McLeod, Oropeza, Padilla, Price, Wiggins, Wright, and Yee.

NOES (0)—None.

**AB 59**—Do pass and re-refer to Committee on Appropriations

AYES (11)—Senators Benoit, Denham, Florez, Harman, Negrete McLeod, Oropeza, Padilla, Price, Wiggins, Wright, and Yee.

NOES (0)—None.

**AB 136**—Do pass and re-refer to Committee on Appropriations

AYES (9)—Senators Benoit, Denham, Harman, Negrete McLeod, Oropeza, Padilla, Price, Wiggins, and Wright.

NOES (0)—None.

**AB 246**—Do pass as amended and re-refer to Committee on Appropriations

AYES (12)—Senators Benoit, Denham, Florez, Harman, Negrete McLeod, Oropeza, Padilla, Price, Wiggins, Wright, Wyland, and Yee.

NOES (0)—None.



**AB 265—Do pass**

AYES (12)—Senators Benoit, Denham, Florez, Harman, Negrete McLeod, Oropeza, Padilla, Price, Wiggins, Wright, Wyland, and Yee.

NOES (0)—None.

**AB 293—Do pass and re-refer to Committee on Appropriations**

AYES (12)—Senators Benoit, Denham, Florez, Harman, Negrete McLeod, Oropeza, Padilla, Price, Wiggins, Wright, Wyland, and Yee.

NOES (0)—None.

**AB 368—Do pass and re-refer to Committee on Appropriations**

AYES (8)—Senators Florez, Negrete McLeod, Oropeza, Padilla, Price, Wiggins, Wright, and Yee.

NOES (4)—Senators Benoit, Denham, Harman, and Wyland.

**AB 400—Do pass and re-refer to Committee on Appropriations, with the recommendation: To Consent Calendar**

AYES (12)—Senators Benoit, Denham, Florez, Harman, Negrete McLeod, Oropeza, Padilla, Price, Wiggins, Wright, Wyland, and Yee.

NOES (0)—None.

**AB 539—Do pass and re-refer to Committee on Appropriations, with the recommendation: To Consent Calendar**

AYES (12)—Senators Benoit, Denham, Florez, Harman, Negrete McLeod, Oropeza, Padilla, Price, Wiggins, Wright, Wyland, and Yee.

NOES (0)—None.

**AB 540—Do pass and re-refer to Committee on Appropriations**

AYES (12)—Senators Benoit, Denham, Florez, Harman, Negrete McLeod, Oropeza, Padilla, Price, Wiggins, Wright, Wyland, and Yee.

NOES (0)—None.

**AB 611—Do pass and re-refer to Committee on Appropriations**

AYES (12)—Senators Benoit, Denham, Florez, Harman, Negrete McLeod, Oropeza, Padilla, Price, Wiggins, Wright, Wyland, and Yee.

NOES (0)—None.

**AB 625—Do pass and re-refer to Committee on Appropriations**

AYES (8)—Senators Benoit, Florez, Harman, Negrete McLeod, Oropeza, Price, Wiggins, and Wright.

NOES (1)—Senator Denham.

**AB 660—Do pass as amended and re-refer to Committee on Public Safety**

AYES (9)—Senators Florez, Negrete McLeod, Oropeza, Padilla, Price, Wiggins, Wright, Wyland, and Yee.

NOES (3)—Senators Benoit, Denham, and Harman.

**AB 727—Do pass and re-refer to Committee on Appropriations**

AYES (11)—Senators Benoit, Denham, Florez, Harman, Negrete McLeod, Oropeza, Padilla, Price, Wright, Wyland, and Yee.

NOES (1)—Senator Wiggins.



**AB 888**—Do pass and re-refer to Committee on Appropriations

AYES (11)—Senators Denham, Florez, Harman, Negrete McLeod, Oropeza, Padilla, Price, Wiggins, Wright, Wyland, and Yee.

NOES (1)—Senator Benoit.

**AB 889**—Do pass as amended and re-refer to Committee on Appropriations, with the recommendation: To Consent Calendar

AYES (12)—Senators Benoit, Denham, Florez, Harman, Negrete McLeod, Oropeza, Padilla, Price, Wiggins, Wright, Wyland, and Yee.

NOES (0)—None.

**AB 926**—Do pass and re-refer to Committee on Appropriations, with the recommendation: To Consent Calendar

AYES (12)—Senators Benoit, Denham, Florez, Harman, Negrete McLeod, Oropeza, Padilla, Price, Wiggins, Wright, Wyland, and Yee.

NOES (0)—None.

**AB 1086**—Do pass and re-refer to Committee on Judiciary

AYES (12)—Senators Benoit, Denham, Florez, Harman, Negrete McLeod, Oropeza, Padilla, Price, Wiggins, Wright, Wyland, and Yee.

NOES (0)—None.

**AB 1191**—Do pass

AYES (12)—Senators Benoit, Denham, Florez, Harman, Negrete McLeod, Oropeza, Padilla, Price, Wiggins, Wright, Wyland, and Yee.

NOES (0)—None.

**AB 1311**—Do pass and re-refer to Committee on Rules, with the recommendation: To Consent Calendar

AYES (12)—Senators Benoit, Denham, Florez, Harman, Negrete McLeod, Oropeza, Padilla, Price, Wiggins, Wright, Wyland, and Yee.

NOES (0)—None.

Date of Hearing: 6/23/2009

Wright (Chair)

**Committee on Natural Resources and Water****AB 74**—Do pass and re-refer to Committee on Appropriations, with the recommendation: To Consent Calendar

AYES (11)—Senators Benoit, Cogdill, Hollingsworth, Huff, Kehoe, Leno, Padilla, Pavley, Simitian, Wiggins, and Wolk.

NOES (0)—None.

**AB 94**—Do pass and re-refer to Committee on Revenue and Taxation

AYES (7)—Senators Kehoe, Leno, Padilla, Pavley, Simitian, Wiggins, and Wolk.

NOES (3)—Senators Benoit, Cogdill, and Huff.

**AB 110**—Do pass and re-refer to Committee on Rules

AYES (9)—Senators Benoit, Cogdill, Kehoe, Leno, Padilla, Pavley, Simitian, Wiggins, and Wolk.

NOES (1)—Senator Huff.



**AB 166**—Do pass and re-refer to Committee on Judiciary, with the recommendation: To Consent Calendar

AYES (11)—Senators Benoit, Cogdill, Hollingsworth, Huff, Kehoe, Leno, Padilla, Pavley, Simitian, Wiggins, and Wolk.

NOES (0)—None.

**AB 226**—Do pass and re-refer to Committee on Judiciary

AYES (7)—Senators Kehoe, Leno, Padilla, Pavley, Simitian, Wiggins, and Wolk.

NOES (4)—Senators Benoit, Cogdill, Hollingsworth, and Huff.

**AB 291**—Do pass and re-refer to Committee on Appropriations.

AYES (6)—Senators Kehoe, Leno, Pavley, Simitian, Wiggins, and Wolk.

NOES (4)—Senators Benoit, Cogdill, Hollingsworth, and Huff.

**AB 410**—Do pass and re-refer to Committee on Environmental Quality

AYES (11)—Senators Benoit, Cogdill, Hollingsworth, Huff, Kehoe, Leno, Padilla, Pavley, Simitian, Wiggins, and Wolk.

NOES (0)—None.

**AB 708**—Do pass and re-refer to Committee on Public Safety

AYES (11)—Senators Benoit, Cogdill, Hollingsworth, Huff, Kehoe, Leno, Padilla, Pavley, Simitian, Wiggins, and Wolk.

NOES (0)—None.

**AB 804**—Do pass and re-refer to Committee on Judiciary, with the recommendation: To Consent Calendar

AYES (11)—Senators Benoit, Cogdill, Hollingsworth, Huff, Kehoe, Leno, Padilla, Pavley, Simitian, Wiggins, and Wolk.

NOES (0)—None.

**AB 825**—Do pass and re-refer to Committee on Appropriations, with the recommendation: To Consent Calendar

AYES (11)—Senators Benoit, Cogdill, Hollingsworth, Huff, Kehoe, Leno, Padilla, Pavley, Simitian, Wiggins, and Wolk.

NOES (0)—None.

**AB 1165**—Do pass as amended and re-refer to Committee on Appropriations, with the recommendation: To Consent Calendar

AYES (11)—Senators Benoit, Cogdill, Hollingsworth, Huff, Kehoe, Leno, Padilla, Pavley, Simitian, Wiggins, and Wolk.

NOES (0)—None.

**AB 1217**—Do pass as amended and re-refer to Committee on Appropriations

AYES (7)—Senators Kehoe, Leno, Padilla, Pavley, Simitian, Wiggins, and Wolk.

NOES (4)—Senators Benoit, Cogdill, Hollingsworth, and Huff.



**AB 1442**—Do pass as amended and re-refer to Committee on Appropriations

AYES (10)—Senators Cogdill, Hollingsworth, Huff, Kehoe, Leno, Padilla, Pavley, Simitian, Wiggins, and Wolk.

NOES (0)—None.

Date of Hearing: 6/23/2009

Pavley (Chair)

### **Committee on Public Safety**

**SCR 40**—Be adopted

AYES (5)—Senators Cedillo, Hancock, Leno, Steinberg, and Wright.

NOES (0)—None.

**AB 27**—Do pass and re-refer to Committee on Appropriations

AYES (7)—Senators Benoit, Cedillo, Hancock, Huff, Leno, Steinberg, and Wright.

NOES (0)—None.

**AB 61**—Do pass and re-refer to Committee on Appropriations

AYES (2)—Senators Benoit and Huff.

NOES (3)—Senators Hancock, Leno, and Wright.

Failed passage

**AB 61**—Reconsideration granted

AYES (6)—Senators Benoit, Cedillo, Hancock, Huff, Leno, and Wright.

NOES (0)—None.

**AB 169**—Do pass and re-refer to Committee on Appropriations

AYES (7)—Senators Benoit, Cedillo, Hancock, Huff, Leno, Steinberg, and Wright.

NOES (0)—None.

**AB 316**—Do pass as amended and re-refer to Committee on Appropriations

AYES (7)—Senators Benoit, Cedillo, Hancock, Huff, Leno, Steinberg, and Wright.

NOES (0)—None.

**AB 358**—Do pass

AYES (5)—Senators Cedillo, Hancock, Leno, Steinberg, and Wright.

NOES (2)—Senators Benoit and Huff.

**AB 362**—Do pass as amended and re-refer to Committee on Appropriations

AYES (7)—Senators Benoit, Cedillo, Hancock, Huff, Leno, Steinberg, and Wright.

NOES (0)—None.

**AB 999**—Do pass and re-refer to Committee on Appropriations

AYES (5)—Senators Cedillo, Hancock, Leno, Steinberg, and Wright.

NOES (2)—Senators Benoit and Huff.

Date of Hearing: 6/23/2009

Leno (Chair)



**LEAVES OF ABSENCE FOR THE DAY**

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

**ADJOURNMENT**

At 3:30 p.m., on motion of Senator Steinberg, the Senate adjourned until 9 a.m., Wednesday, June 24, 2009.

PAULA K. ROSSETTO, Minute Clerk

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