

CALIFORNIA LEGISLATURE

2009–10 REGULAR SESSION

SENATE DAILY JOURNAL

ONE HUNDRED THIRD LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Tuesday, June 30, 2009

The Senate met at 9 a.m.

Hon. Gloria Romero, of the 24th 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 Reverend Georgia Prescott:

I invite you to turn your attention now to that one Creative Source known to us by so many names: God, Elohim, Allah, The Atman/Brahman Presence, Sacred Grandmother Tree. Let us be blessed in the knowledge that the creativity that flows from our Universal Source through each member of this senate is in full measure this day. May God's street names: Wisdom, Harmony, Creativity, and Peace fill your minds today so that this Senate is led by a vision and not pushed by circumstances.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

MESSAGES FROM THE ASSEMBLY

Assembly Chamber, June 30, 2009

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

SB 176 SB 319 SB 645

Above measures ordered enrolled.

Assembly Chamber, June 30, 2009

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

SB 226 SB 640 SB 743

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

Above measures ordered to unfinished business file.

Assembly Chamber, June 30, 2009

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

AB 1543

E. DOTSON WILSON, Chief Clerk of the Assembly

REPORTS OF STANDING COMMITTEES**Committee on Rules**

Senate Chamber, June 30, 2009

Madam President: The Committee on Rules has examined:

SJR 6

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the 30th day of June, 2009, at 9 a.m.

STEINBERG, Chair



Committee on Natural Resources and Water

Senate Chamber, June 30, 2009

Madam President: The Chair of the Committee on Natural Resources and Water, to which was referred:

AB 1423

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

Assembly Bill 1423—An act to amend Sections 1571, 1572, 1573, 1574, 2009, 3240.5, and 12000 of, and to repeal and add Sections 3241 and 3242 of, the Fish and Game Code, relating to fish and wildlife.

Bill read second time.

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

Committee on Appropriations

Date of Hearing, June 29, 2009

Madam President: The Committee on Appropriations, to which were referred:

SB 592	AB 93	AB 292	AB 767
AB 76	AB 107	AB 306	AB 820
AB 84	AB 116	AB 425	AB 1499
AB 92	AB 235	AB 574	AB 1550

Reports the same back with the recommendation: Do pass.

KEHOE, Chair

Above bills ordered to second reading.

Date of Hearing, June 29, 2009

Madam President: The Committee on Appropriations, to which was referred:

AB 96

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

KEHOE, Chair

Above measure ordered to second reading.

Committee on Elections, Reapportionment and Constitutional Amendments

Senate Chamber, June 30, 2009

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

AB 1181	AB 1274	AB 1322
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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 1181—An act to amend Sections 84203, 84204, 84215, 84218, 84225, 84605, 85200, 86100, 86107, and 86118 of the Government Code, relating to the Political Reform Act of 1974.

Bill read second time.

Assembly Bill 1274—An act to amend Section 86109.5 of, and to add Section 86119 to, the Government Code, relating to the Political Reform Act of 1974.

Bill read second time.

Assembly Bill 1322—An act to amend Section 84506.5 of the Government Code, relating to the Political Reform Act of 1974.

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, June 30, 2009

Madam 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 Environmental Quality

Senate Chamber, June 30, 2009

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

AB 737

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

Assembly Bill 737—An act to amend Sections 116450, 116455, and 116470 of the Health and Safety Code, relating to public water systems.

Bill read second time.

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

Committee on Natural Resources and Water

Senate Chamber, June 30, 2009

Madam President: The Chair of the Committee on Natural Resources and Water, to which was referred:

AB 300

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

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

Committee on Energy, Utilities and Communications

Senate Chamber, June 30, 2009

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

AB 40

AB 1553

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 40—An act to amend Section 728.1 of the Public Utilities Code, relating to electricity.

Bill read second time.

Assembly Bill 1553—An act to amend Section 44273 of the Health and Safety Code, to amend Sections 25620.1, 25620.2, 25620.6, 25620.7, and 25620.15 of the Public Resources Code, and to amend Sections 381, 384, 399, 890, and 895 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 30, 2009

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

AB 999

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 999—An act to amend Section 1719 of the Welfare and Institutions Code, relating to juveniles.

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, June 30, 2009

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

AB 366

AB 398

AB 995

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 366—An act to amend Section 14083 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time.

Assembly Bill 398—An act to amend Sections 4354, 4354.5, 4357, 4357.1, 4358.5, and 14132.992 of, to repeal Sections 4357.2 and 4359 of, and to repeal and add Sections 4355 and 4356 of, the Welfare and Institutions Code, relating to acquired brain trauma.

Bill read second time.

Assembly Bill 995—An act to amend Section 1639.01 of, and to add Section 1643.3 to, the Health and Safety Code, relating to tissue banks.

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, June 30, 2009

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

AB 579

AB 1282

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

Assembly Bill 579—An act to add Section 8546.10 to the Government Code, relating to state boards and commissions.

Bill read second time.

Assembly Bill 1282—An act to amend Section 25600 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to AB 1282 pursuant to Joint Rule 58.

ASSEMBLY MEMBER HALL

Permission of Rules Committee

Senate Chamber, June 30, 2009

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 1282.

STEINBERG, Chair

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

Committee on Transportation and Housing

Senate Chamber, June 30, 2009

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

AB 282 AB 566 AB 720 AB 1177

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 282—An act to amend Section 8879.23 of the Government Code, to amend Section 20209.11 of the Public Contract Code, to amend Section 99243 of the Public Utilities Code, and to amend Sections 13005, 21100.4, and 27602 of the Vehicle Code, relating to transportation.

Bill read second time.

Assembly Bill 566—An act to amend Section 66427.5 of the Government Code, relating to mobilehome parks.

Bill read second time.

Assembly Bill 720—An act to amend Section 65583.1 of the Government Code, relating to land use.

Bill read second time.



Assembly Bill 1177—An act to add Chapter 7 (commencing with Section 8260) to Division 8 of the Welfare and Institutions Code, relating to homelessness.

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, June 30, 2009

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

AB 1053

AB 1439

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 1053—An act to add Section 1766.2 to the Welfare and Institutions Code, relating to juveniles.

Bill read second time.

Assembly Bill 1439—An act to add Section 13827.3 to the Penal Code, relating to gangs.

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, June 30, 2009

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

AB 623

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 623—An act to add Section 5600.05 to the Business and Professions Code, relating to architects.

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, June 30, 2009

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

AB 786

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 786—An act to add Sections 1399.819 and 127664.5 to the Health and Safety Code, and to add Section 10903 to the Insurance 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.

Committee on Education

Senate Chamber, June 30, 2009

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

AB 476

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

Assembly Bill 476—An act to add Section 60649.1 to the Education Code, relating to the Standardized Testing and Reporting Program.

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, June 30, 2009

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

AB 925

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

Assembly Bill 925—An act to add Chapter 6.3 (commencing with Section 42380) to Part 3 of Division 30 of the Public Resources Code, relating to recycling.

Bill read second time.

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

Committee on Revenue and Taxation

Senate Chamber, June 30, 2009

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

AB 1546

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

WOLK, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 1546—An act to amend Section 15902.09 of the Corporations Code, and to amend Section Sections 19136.1 and 19591 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 Transportation and Housing

Senate Chamber, June 30, 2009

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

AB 1554

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 1554—An act to amend Sections 7085 and 7085.1 of the Government Code, relating to economic development.

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 30, 2009

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

AB 1361

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

Committee on Environmental Quality

Senate Chamber, June 30, 2009

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

AB 1404

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

Assembly Bill 1404—An act to amend Section 38505 of, and to add Section 38573 to, the Health and Safety Code, relating to air pollution.

Bill read second time.

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

Committee on Labor and Industrial Relations

Senate Chamber, June 30, 2009

Madam President: The Chair of the Committee on Labor and Industrial Relations, to which was referred:

AB 586

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

DE SAULNIER, Chair



Second Reading of Bills—Author's Amendments

Assembly Bill 586—An act to amend Sections 3212, 3212.1, 3212.5, 3212.6, 3212.8, 3212.85, and 3212.9 of the Labor Code, relating to workers' compensation.

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 30, 2009

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

AB 590

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 590—An act to add Article 9.6 (commencing with Section 6159.5) to Chapter 4 of Division 3 of the Business and Professions Code, and to amend Sections 68085.1 and 70626 of, and to add Chapter 2.1 (commencing with Section 68650) to Title 8 of, the Government Code, relating to the practice of law.

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 30, 2009

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

AB 653

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 653—An act to add Article 5.5 (commencing with Section 988) to Chapter 4 of Division 8 of the Evidence Code, relating to evidence.

Bill read second time.

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



Committee on Natural Resources and Water

Senate Chamber, June 30, 2009

Madam President: The Chair of the Committee on Natural Resources and Water, to which was referred:

AB 1465

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

Assembly Bill 1465—An act to amend Sections 10631, 10631.5, and 10633 of the Water Code, relating to water.

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, June 30, 2009

Madam 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, and to add Chapter 27 (commencing with Section 79401) to Part 2 of Division 22 of, the Food and Agricultural Code, relating to bees, 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 Labor and Industrial Relations

Date of Hearing, June 25, 2009

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

AB 569

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 Rules

Senate Chamber, June 30, 2009

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

AB 8

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 8—An act to add Section 41054 to the Education Code, relating to education finance.

Bill read second time.

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

Committee on Natural Resources and Water

Senate Chamber, June 30, 2009

Madam President: The Chair of the Committee on Natural Resources and Water, to which was referred:

AB 900

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

Assembly Bill 900—An act to amend Sections 5101 and 5103 of the Water Code, relating to water diversion.

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 30, 2009

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

AB 718

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 718—An act to add and repeal Section 4071.2 of 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.

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

Senate Concurrent Resolution 34—Relative to Extended Opportunity Programs and Services Month.

Resolution read second time, ordered engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill 27—An act to amend Section 451.5 of the Penal Code, relating to arson.

Bill read second time and ordered to third reading.

Assembly Bill 112—An act to amend Sections 100001.5, 100161, 100163, and 100164 of the Public Utilities Code, relating to transportation.

Bill read second time and ordered to third reading.

Assembly Bill 115—An act to amend Sections 131502, 131511, 131520, 131521, and 131540 of, and to add Sections 131532 and 131542 to, the Health and Safety Code, relating to health care coverage.

Bill read second time and ordered to third reading.

Assembly Bill 117—An act to amend Section 5028 of, and to add Section 5058.2 to, the Business and Professions Code, relating to accountants.

Bill read second time and ordered to third reading.

Assembly Bill 119—An act to amend Section 1365.5 of the Health and Safety Code, and to add Section 10140.2 to the Insurance Code, relating to health care coverage.

Bill read second time and ordered to third reading.

Assembly Bill 134—An act to amend Sections 1803 and 12810 of, and to add Section 38304.1 to, the Vehicle Code, relating to vehicles.

Bill read second time and ordered to third reading.

Assembly Bill 143—An act to add Section 2781.5 to the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to third reading.

Assembly Bill 169—An act to amend Section 121060 of the Health and Safety Code, relating to communicable disease.

Bill read second time and ordered to third reading.



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 and ordered to third reading.

Assembly Bill 239—An act to amend Sections 44253.3, 44325, 44326, 44328, 44398, 44399, and 44830.3 of, and to repeal Sections 44329 and 44329.5 of, the Education Code, relating to teacher credentialing.

Bill read second time and ordered to third reading.

Assembly Bill 249—An act to amend Section 1289.4 of the Health and Safety Code, relating to health facilities.

Bill read second time and ordered to third reading.

Assembly Bill 333—An act to amend Section 65961 of, and to add Section 66452.22 to, the Government Code, relating to land use, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to third reading.

Assembly Bill 339—An act to amend Sections 12000 and 12001 of the Education Code, relating to education finance.

Bill read second time and ordered to third reading.

Assembly Bill 389—An act to amend Sections 10236.1 and 10236.13 of, and to repeal and add Section 10236.12 of, the Insurance Code, relating to insurance.

Bill read second time and ordered to third reading.

Assembly Bill 407—An act to amend Sections 1771 and 1788 of, and to add Article 9 (commencing with Section 1793.80) to Chapter 10 of Division 2 of, the Health and Safety Code, relating to continuing care retirement communities.

Bill read second time and ordered to third reading.

Assembly Bill 463—An act to amend Section 32000.5 of the Vehicle Code, relating to vehicles.

Bill read second time and ordered to third reading.

Assembly Bill 466—An act to amend Sections 13.2 and 20 of, to add Sections 7.4, 7.5, 7.6, 7.7, 7.8, 7.9, 7.10, 7.11, and 8 to, and to repeal and add Sections 7, 7.1, and 7.3 of, the Santa Clara Valley Water District Act (Chapter 1405 of the Statutes of 1951), relating to the Santa Clara Valley Water District.

Bill read second time and ordered to third reading.

Assembly Bill 499—An act to amend Sections 21108, 21152, and 21167.6.5 of, and to add Section 21073 to, the Public Resources Code, relating to the environment.

Bill read second time and ordered to third reading.



Assembly Bill 538—An act to amend Section 653y of the Penal Code, relating to crimes.

Bill read second time and ordered to third reading.

Assembly Bill 539—An act to amend Sections 8545.2, 8546, 8546.1, 8546.4, and 8547.7 of the Government Code, relating to the State Auditor.

Bill read second time and ordered to third reading.

Assembly Bill 540—An act to add Section 8543.4 to the Government Code, relating to the State Auditor.

Bill read second time and ordered to third reading.

Assembly Bill 561—An act to amend Sections 241.5 and 243.65 of the Penal Code, relating to crimes against highway workers.

Bill read second time and ordered to third reading.

Assembly Bill 570—An act to amend Sections 50843.5 and 53545.9 of the Health and Safety Code, relating to housing.

Bill read second time and ordered to third reading.

Assembly Bill 637—An act to amend Sections 20537, 21677, and 22899 of, and to add Sections 20027.5 and 20538 to, the Government Code, relating to retirement.

Bill read second time and ordered to third reading.

Assembly Bill 645—An act to amend Sections 6735, 6735.3, 6735.4, 6764, 8750, 8761, and 8764.5 of the Business and Professions Code, relating to professional engineers and land surveyors.

Bill read second time and ordered to third reading.

Assembly Bill 667—An act to amend Section 1750.1 of the Business and Professions Code, and to amend Section 104830 of, and to add Section 104762 to, the Health and Safety Code, relating to oral health.

Bill read second time and ordered to third reading.

Assembly Bill 752—An act to amend Section 13476 of the Water Code, relating to water.

Bill read second time and ordered to third reading.

Assembly Bill 794—An act to add Section 44235.5 to the Education Code, relating to teacher credentialing.

Bill read second time and ordered to third reading.

Assembly Bill 805—An act to amend Section 11504 of the Vehicle Code, relating to vehicles.

Bill read second time and ordered to third reading.

Assembly Bill 941—An act to amend Sections 7620, 7845, 8616.5, 8814.5, 9007, and 9211 of the Family Code, relating to adoption.

Bill read second time and ordered to third reading.



Assembly Bill 947—An act to amend Section 76141 of the Education Code, relating to nonresident tuition.

Bill read second time and ordered to third reading.

Assembly Bill 966—An act to amend Section 2610 of the Family Code, and to amend Sections 20037.6, 20037.7, 20037.8, 20037.9, 20037.10, 20037.11, 20037.12, 20039.5, 20069, 20164, 20195, 20221, 20228, 20281.5, 20283, 20305, 20475, 20479, 20636.1, 20962, 20967, 21117, 21118, 21252, 21264, 21296, 21753, 22839, 22960.15, 75006, 75028.5, and 75507 of, to add Sections 20831.2, 21310.5, and 75080.5 to, and to repeal Sections 20041 and 20043 of, the Government Code, relating to public employee benefits.

Bill read second time and ordered to third reading.

Assembly Bill 1113—An act to amend Section 5068.5 of the Penal Code, relating to prisoners.

Bill read second time and ordered to third reading.

Assembly Bill 1123—An act to amend Sections 22351.5 and 22358 of the Business and Professions Code, relating to professions and vocations.

Bill read second time and ordered to third reading.

Assembly Bill 1182—An act to amend Sections 48800, 66057, 67312, 76002, 81254, 84760.5, 88550, 89009, 89753, 100700, 100900, 101034, and 101050 of, to add Sections 66015.10, 66015.12, 66021.1, 66026, 67501, 67502, 67503, 67504, 76305, 79202.5, and 92611.9 to, to add Chapters 9.5 (commencing with Section 92750) and 10.5 (commencing with Section 92830) to Part 57 of Division 9 of Title 3 of, and to repeal Sections 66352 and 71020 of, the Education Code, to amend Section 67480 of the Government Code, and to amend Sections 104145, 104500, and 104530 of the Health and Safety Code, relating to public postsecondary education.

Bill read second time and ordered to third reading.

Assembly Bill 1363—An act to amend Sections 12031 and 12050 of the Penal Code, relating to concealed firearms.

Bill read second time and ordered to third reading.

Assembly Bill 1381—An act to amend Section 149.9 of the Streets and Highways Code, relating to transportation.

Bill read second time and ordered to third reading.

Assembly Bill 1494—An act to amend Section 11122.5 of the Government Code, relating to public meetings.

Bill read second time and ordered to third reading.

Assembly Concurrent Resolution 2—Relative to Martin Luther King, Jr. Hospital.

Resolution read second time and ordered to third reading.



Assembly Concurrent Resolution 12—Relative to the National Purple Heart Trail.

Resolution read second time and ordered to third reading.

Assembly Concurrent Resolution 20—Relative to the Sergeant Howard K. Stevenson Memorial Interchange.

Resolution read second time and ordered to third reading.

Assembly Bill 563—An act to amend Section 18707 of the Revenue and Taxation Code, relating to taxation.

Bill read second time.

The amendments proposed by the Committee on Veterans Affairs were read and adopted and the measure ordered printed, and re-referred to the Committee on Revenue and Taxation.

Assembly Bill 1464—An act to add Article 2.5 (commencing with Section 889) to Chapter 8 of Division 1 of the Streets and Highways Code, relating to transportation.

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 682—An act to add and repeal Section 12305.84 of the Welfare and Institutions Code, relating to in-home supportive services.

Bill read second time.

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

Assembly Bill 1169—An act to amend Sections 1788 and 1790 of the Health and Safety Code, relating to continuing care contracts.

Bill read second time.

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

Assembly Bill 729—An act to amend Section 20209.14 of the Public Contract Code, relating to public contracts.

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 643—An act to amend Section 11053 of the Welfare and Institutions Code, relating to public social services.

Bill read second time.

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

Assembly Bill 898—An act to amend Section 1195 of the Civil Code, to amend Section 3505 of the Commercial Code, to amend Sections 8205, 8208, 8211, and 27287 of, and to add Section 12181 to, the Government Code, relating to notaries public.

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 1094—An act to amend Sections 1798.80, 1798.81, 1798.84, 1980, 1983, 1993, and 1993.03 of the Civil Code, relating to personal 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 20—An act to add Chapter 14.27 (commencing with Section 67325) to Part 40 of Division 5 of Title 3 of the Education Code, relating to public postsecondary education.

Bill read second time.

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

Assembly Bill 130—An act to amend Section 509 of the Family Code, and to amend Sections 102230, 102231, 103525, 103525.5, 103526, 103526.5, and 103527 of the Health and Safety Code, relating to vital records.

Bill read second time.

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

Assembly Bill 171—An act to add Section 654.3 to the Business and Professions Code, and to add Section 1395.7 to the Health and Safety Code, relating to dental services.

Bill read second time.

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



Assembly Bill 471—An act to amend Sections 11040 and 11042 of, and to add Sections 11042.1, 11042.2, 11042.3, and 11046 to, the Government Code, relating to legal services.

Bill read second time.

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

Assembly Bill 992—An act to amend Section 17537.9 of the Business and Professions Code, relating to unfair business practices.

Bill read second time.

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

Assembly Bill 1222—An act to amend Sections 89090.5 and 92630.9 of the Education Code, relating to public postsecondary education.

Bill read second time.

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

Assembly Bill 1245—An act to add Chapter 3.01 (commencing with Section 6204) to Division 7 of Title 1 of the Government Code, relating to public records.

Bill read second time.

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

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 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.

Assembly Bill 14—An act to repeal and add Section 22659.5 of the Vehicle Code, relating to vehicles.

Bill read second time and ordered to third reading.



UNFINISHED BUSINESS**Consideration of Assembly Amendments**

Senate Bill 64—An act to amend Sections 2550, 2558.46, 17070.766, 42238.146, 42605, 44259, 45023.1, 45023.4, 46010.2, and 52124.3 of, to amend, repeal, and add Section 17587 of, and to add and repeal Section 52055.60 of, the Education Code, to amend Sections 7906 and 8880.5 of the Government Code, to amend Items 6110-488, 6440-001-0001, 6610-001-0001, and 6870-101-0001 of Section 2.00 of, and to amend Section 12.42 of, the Budget Act of 2008 (Chapters 268 and 269 of the Statutes of 2008), and to amend Section 42 of Chapter 12 of the Statutes of 2009, relating to education finance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill presented by Senator Ducheny.

The question being: Shall the Senate concur in the Assembly amendments to SB 64?

The roll was called.

CALL OF THE SENATE

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

Motion carried.

UNFINISHED BUSINESS (RESUMED)**Consideration of Assembly Amendments**

Senate Bill 74—An act to amend Sections 14041, 14041.6, and 52055.770 of, and to add Section 14401.1 to, the Education Code, to amend Sections 927.2, 927.4, 927.6, 927.7, 927.11, 8880.61, 13943.1, and 13943.2 of, and to add Sections 13311.1, 16583.1 and 16583.2 to, the Government Code, to amend Section 7104.2 of the Revenue and Taxation Code, to amend Section 35 of Chapter 757 of the Statutes of 2008, and to amend Sections 39, 40, and 41 of, Chapter 12 of the Statutes of 2009, relating to state finances, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill presented by Senator Ducheny.

The question being: Shall the Senate concur in the Assembly amendments to SB 74?

The roll was called.

CALL OF THE SENATE

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

Motion carried.



UNFINISHED BUSINESS (RESUMED)**Consideration of Assembly Amendments**

Senate Bill 80—An act to amend Section 33685 of the Health and Safety Code, relating to community redevelopment, and declaring the urgency thereof, to take effect immediately.

Bill presented by Senator Ducheny.

The question being: Shall the Senate concur in the Assembly amendments to SB 80?

The roll was called.

CALL OF THE SENATE

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

Motion carried.

Senator Florez Presiding**RECESS**

At 8:10 p.m., on motion of Senator Ducheny the Senate recessed in order to convene in third extraordinary session.

REASSEMBLED

At 8:58 p.m., the Senate reconvened.

Hon. Dean Florez, of the 16th District, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 64)**

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

Urgency Clause

The names of the absentees were called and the urgency clause to SB 64 was refused adoption by the following vote:

AYES (25)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, DeSaulnier, Ducheny, Florez, Hancock, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Oropeza, Padilla, Pavley, Price, Romero, Simitian, Steinberg, Wiggins, Wolk, Wright, and Yee.

NOES (14)—Senators Aanestad, Ashburn, Benoit, Cogdill, Cox, Denham, Dutton, Harman, Hollingsworth, Huff, Runner, Strickland, Walters, and Wyland.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 74)**

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



Urgency Clause

The names of the absentees were called and the urgency clause to SB 74 was refused adoption by the following vote:

AYES (25)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, DeSaulnier, Ducheny, Florez, Hancock, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Oropeza, Padilla, Pavley, Price, Romero, Simitian, Steinberg, Wiggins, Wolk, Wright, and Yee.

NOES (14)—Senators Aanestad, Ashburn, Benoit, Cogdill, Cox, Denham, Dutton, Harman, Hollingsworth, Huff, Runner, Strickland, Walters, and Wyland.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 80)**

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

Urgency Clause

The names of the absentees were called and the urgency clause to SB 80 was refused adoption by the following vote:

AYES (25)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, DeSaulnier, Ducheny, Florez, Hancock, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Oropeza, Padilla, Pavley, Price, Romero, Simitian, Steinberg, Wiggins, Wolk, Wright, and Yee.

NOES (14)—Senators Aanestad, Ashburn, Benoit, Cogdill, Cox, Denham, Dutton, Harman, Hollingsworth, Huff, Runner, Strickland, Walters, and Wyland.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill 466—An act to amend Sections 13.2 and 20 of, to add Sections 7.4, 7.5, 7.6, 7.7, 7.8, 7.9, 7.10, 7.11, and 8 to, and to repeal and add Sections 7, 7.1, and 7.3 of, the Santa Clara Valley Water District Act (Chapter 1405 of the Statutes of 1951), relating to the Santa Clara Valley Water District.

Bill read third time.

Amendments Adopted

Amendments to AB 466 proposed by Senator Maldonado were read and adopted and the measure ordered printed and to second reading.

MEASURES WITHDRAWN AND RE-REFERRED TO COMMITTEE

Without objection, **AB 370** was withdrawn from the Committee on Public Safety and re-referred to the Committee on Appropriations;

AB 1395 was withdrawn from the Committee on Environmental Quality and re-referred to the Committee on Rules;

AB 1555 was withdrawn from the Committee on Business, Professions and Economic Development and re-referred to the Committee on Rules; and

SB 460 was withdrawn from the Committee on Appropriations and re-referred to the Committee on Rules.



SENATE COMMITTEE ROLL CALLS**Committee on Appropriations****SB 592—Do pass**

AYES (10)—Senators Corbett, Cox, Kehoe, Leno, Price, Runner, Walters, Wolk, Wyland, and Yee.

NOES (0)—None.

AB 76—Do pass

AYES (11)—Senators Corbett, Cox, Kehoe, Leno, Oropeza, Price, Runner, Walters, Wolk, Wyland, and Yee.

NOES (0)—None.

AB 84—Do pass

AYES (7)—Senators Corbett, Kehoe, Leno, Oropeza, Price, Wolk, and Yee.

NOES (5)—Senators Cox, Denham, Runner, Walters, and Wyland.

AB 92—Do pass

AYES (11)—Senators Corbett, Cox, Kehoe, Leno, Oropeza, Price, Runner, Walters, Wolk, Wyland, and Yee.

NOES (0)—None.

AB 93—Do pass

AYES (10)—Senators Corbett, Cox, Kehoe, Leno, Oropeza, Price, Runner, Walters, Wolk, and Yee.

NOES (0)—None.

AB 96—Do pass as amended

AYES (12)—Senators Corbett, Denham, Hancock, Kehoe, Leno, Oropeza, Price, Runner, Walters, Wolk, Wyland, and Yee.

NOES (1)—Senator Cox.

AB 107—Do pass

AYES (11)—Senators Corbett, Cox, Kehoe, Leno, Oropeza, Price, Runner, Walters, Wolk, Wyland, and Yee.

NOES (0)—None.

AB 116—Do pass

AYES (13)—Senators Corbett, Cox, Denham, Hancock, Kehoe, Leno, Oropeza, Price, Runner, Walters, Wolk, Wyland, and Yee.

NOES (0)—None.

AB 235—Do pass

AYES (10)—Senators Corbett, Kehoe, Leno, Oropeza, Price, Runner, Walters, Wolk, Wyland, and Yee.

NOES (1)—Senator Cox.

AB 292—Do pass

AYES (11)—Senators Corbett, Cox, Kehoe, Leno, Oropeza, Price, Runner, Walters, Wolk, Wyland, and Yee.

NOES (0)—None.



AB 306—Do pass

AYES (11)—Senators Corbett, Cox, Kehoe, Leno, Oropeza, Price, Runner, Walters, Wolk, Wyland, and Yee.

NOES (0)—None.

AB 425—Do pass

AYES (12)—Senators Corbett, Cox, Denham, Kehoe, Leno, Oropeza, Price, Runner, Walters, Wolk, Wyland, and Yee.

NOES (0)—None.

AB 574—Do pass

AYES (7)—Senators Corbett, Kehoe, Leno, Oropeza, Price, Wolk, and Yee.

NOES (5)—Senators Cox, Denham, Runner, Walters, and Wyland.

AB 767—Do pass

AYES (11)—Senators Corbett, Cox, Kehoe, Leno, Oropeza, Price, Runner, Walters, Wolk, Wyland, and Yee.

NOES (0)—None.

AB 820—Do pass

AYES (11)—Senators Corbett, Cox, Kehoe, Leno, Oropeza, Price, Runner, Walters, Wolk, Wyland, and Yee.

NOES (0)—None.

AB 1499—Do pass

AYES (11)—Senators Corbett, Cox, Kehoe, Leno, Oropeza, Price, Runner, Walters, Wolk, Wyland, and Yee.

NOES (0)—None.

AB 1550—Do pass

AYES (11)—Senators Corbett, Cox, Kehoe, Leno, Oropeza, Price, Runner, Walters, Wolk, Wyland, and Yee.

NOES (0)—None.

ACR 29—Do pass as amended

AYES (11)—Senators Corbett, Cox, Kehoe, Leno, Oropeza, Price, Runner, Walters, Wolk, Wyland, and Yee.

NOES (0)—None.

Date of Hearing: 6/29/2009

Kehoe (Chair)

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

At 12 a.m., July 1, 2009 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 adjourn until Wednesday, July 1, 2009.

Motion carried.



REQUESTS TO ADJOURN IN MEMORIAM

Senator Cogdill requested that when the Senate adjourns this day it do so in memory of J. Edwin “Ed” Jones of La Verne.

Senator Steinberg requested that when the Senate adjourns this day it do so in memory of Toshio Sakai of Davis.

ADJOURNMENT

At 12 a.m., July 1, 2009 on motion of Senator Steinberg, the Senate adjourned until 10 a.m., Wednesday, July 1, 2009.

PAULA K. ROSSETTO, Minute Clerk

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