

CALIFORNIA LEGISLATURE

2009–10 REGULAR SESSION

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# SENATE DAILY JOURNAL

TWO HUNDRED SECOND LEGISLATIVE DAY

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## IN SENATE

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Senate Chamber, Sacramento  
Tuesday, April 27, 2010

The Senate met at 9 a.m.  
Hon. Mark DeSaulnier, of the 7th District, presiding.  
Secretary Greg Schmidt at the Desk.  
Assistant Secretary Zachary L. Twilla reading.

### ROLL CALL

The roll was called and the following Senators answered to their names:  
Aanestad, Alquist, Ashburn, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, DeSaulnier, Ducheny, Dutton, Florez, Hancock, Hollingsworth, Huff, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Oropeza, Pavley, Price, Romero, Runner, Simitian, Steinberg, Strickland, Walters, Wolk, Wright, Wyland, and Yee—34.

Quorum present.

*(NOTE: Senator Wiggins will be excused this day on legislative business and Senators Harman and Padilla will be excused this day on personal business and Senator Calderon will be excused this day due to illness.)*

### MESSAGES FROM THE GOVERNOR

Governor's Office, State Capitol  
April 27, 2010

*To the Senate of the State of California:*

I have the honor to transmit to you herewith the following appointments or reappointments heretofore made by me to offices which by law are to be filled by the Governor. These appointments are subject to Senate



confirmation and consent. I hereby nominate these appointees to you and request your confirmation and consent.

Sincerely,

ARNOLD SCHWARZENEGGER, Governor

JAMES C. SHELBY, is a member of the Citrus Heights City Council since 1996, where he served as mayor in 1999, 2003, 2006 and 2009. Shelby was president and chief executive officer for the Greater Sacramento Urban League from 1992 to 2009. Prior to that, he was manager of employee relations and executive assistant to the general manager for the Sacramento Municipal Utility District from 1990 to 1992. Shelby was senior apprenticeship consultant for the California Division of Apprenticeship Standards from 1977 to 1990. Appointed 04/15/10. Effective 04/15/10.

Member, California Gambling Control Commission, vice, Stephanie K. Shimazu, moved to another slot on board, term ending 12/31/13.

LARRY S. SPEARS, previous acting executive director since 2008 and chief deputy director from 2006 to 2008 of the California Housing Finance Agency. Spears served as principal consultant for the SAER Group from 2003 to 2005 and was managing director for Met West Financial and Strategic Services from 1998 to 2003. He was deputy state treasurer of public finance for California Treasurer Matt Fong and legal counsel to State Board of Equalization member Matt Fong. Spears was a senior consultant for the California State Senate. He was a senior manager for KPMG Peat Marwick from and an assistant professor at Southern Adventist University. Appointed 04/21/10. Effective 04/21/10.

Executive Director, California Housing Finance Agency, vice, Theresa A. Parker, retired, term ending five years from second commission.

MARGO REID BROWN, previous chief deputy director and acting director of the Department of Resources, Recycling and Recovery since January. She served as chair of the Integrated Waste Management Board from 2006 to 2009. Brown previously served as director of scheduling for the Office of Governor Arnold Schwarzenegger from 2004 to 2006 and was founder and president of Capitol Ideas Development Corporation from 2002 to 2004. From 1999 to 2000, she served as president of the Junior League of Sacramento and, from 1991 to 1999, was the director of scheduling for the Office of Governor Pete Wilson. Appointed 04/22/10. Effective 04/22/10.

Director, Department of Resources, Recycling and Recovery, term ending at the pleasure of the Governor.



BENJAMIN B. AUSTIN, is executive director of the Los Angeles Parents Union and Parents Revolution since 2008 and assistant city attorney for Los Angeles since 2006. Previously, he was a consultant for Green Dot Public Schools from 2006 to 2008. Austin was consultant for First 5 California and Rob Reiner from 2002 to 2006 and assistant city attorney for Los Angeles from 2001 to 2002. He served as deputy mayor for Los Angeles Mayor Richard Riordan from 2000 to 2001 and was communication director for the Host Committee for the National Democratic L.A. Convention 2000. Prior to that, he served the White House in the Office of Presidential Advance and as a deputy in the Office of Political Affairs.

Appointed 03/30/10. Effective 04/24/10. Member, State Board of Education, vice, Alan D. Bersin, resigned, term ending 01/15/14.

Above appointments referred to the Committee on Rules.

#### **MESSAGES FROM THE ASSEMBLY**

Assembly Chamber, April 26, 2010

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

ACR 135

E. DOTSON WILSON, Chief Clerk of the Assembly

#### **FIRST READING OF ASSEMBLY MEASURES**

The following measure was read the first time and referred to the Committee on Rules:

**Assembly Concurrent Resolution 135**—Relative to West Nile Virus and Mosquito and Vector Control Awareness Week.

#### **REPORTS OF STANDING COMMITTEES**

##### **Committee on Rules**

State Capitol, April 26, 2010

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

**Rules**—AB 1610, AB 1611, AB 1612, AB 1613, AB 1614, AB 1615, AB 1616, AB 1617, AB 1618, AB 1619, AB 1620, AB 1621, AB 1622, AB 1623, AB 1624, AB 1625, AB 1626, AB 1627, AB 1628, AB 1629, AB 1630, AB 1631, AB 1632, AB 1633, AB 1634, AB 1635, AB 1636, AB 1637.

##### **Committee on Environmental Quality**

Date of Hearing, April 22, 2010

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

SB 1157



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, April 27, 2010

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

SB 1322

SB 1323

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 1322**—An act to amend Section 18926 of, and to add Section 18926.5 to, the Welfare and Institutions Code, relating to public social services.

Bill read second time.

**Senate Bill 1323**—An act to amend Section 25600.5 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

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

### **Committee on Judiciary**

Date of Hearing, April 20, 2010

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

SB 1008

SB 1113

SB 1146

SB 1181

SB 1269

SB 1275

SB 1411

SB 1417

SB 1470

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

CORBETT, Chair

Above measures ordered to second reading.

### **Committee on Environmental Quality**

Date of Hearing, April 22, 2010

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

SB 1351

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 Governmental Organization**

Date of Hearing, April 27, 2010

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

SB 899

Reports the same back with the recommendation: Do pass.

WRIGHT, Chair

Above bill ordered to second reading.

Date of Hearing, April 27, 2010

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

AB 1152

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

WRIGHT, Chair

Above measure re-referred to the Committee on Appropriations.

Date of Hearing, April 27, 2010

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

SB 1072      SB 1482      SB 1483      SB 1484

Reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

WRIGHT, Chair

Above measures ordered to second reading.

Date of Hearing, April 22, 2010

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

SB 1457

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

WRIGHT, Chair

Above measure ordered to second reading.

Date of Hearing, April 13, 2010

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

SB 1439

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

WRIGHT, Chair

Above measure ordered to second reading.



**Committee on Health**

Senate Chamber, April 27, 2010

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

AB 1542

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 1542**—An act to add Part 3.6 (commencing with Section 15950) to Division 9 of the Welfare and Institutions Code, relating to health care services.

Bill read second time.

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

Date of Hearing, April 21, 2010

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

SB 888

SB 1237

SB 1240

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.

**Committee on Local Government**

Senate Chamber, April 27, 2010

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

SB 1023

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

COX, Chair

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

**Senate Bill 1023**—An act to amend Section 57077 of, and to add and repeal Section 56853.5 of, the Government Code, relating to local government.

Bill read second time.

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



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

Date of Hearing, April 20, 2010

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

SB 1118

SB 1346

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

HANCOCK, Chair

Above measures ordered to second reading.

**Committee on Appropriations**

Senate Chamber, April 27, 2010

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

SB 1032

SB 1174

AB 1431

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 1032**—An act to amend Section 6126.5 of the Penal Code, relating to corrections.

Bill read second time.

**Senate Bill 1174**—An act to add Section 65302.10 to the Government Code, relating to land use.

Bill read second time.

**Assembly Bill 1431**—An act to amend Sections 6710, 6711, 6712, and 7801 of the Business and Professions Code, relating to geologists and geophysicists.

Bill read second time.

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

Senate Chamber, April 27, 2010

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

SB 1172

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 1172**—An act to amend Section 156.1 of, and to add Sections 315.2, 315.4, and 315.6 to, the Business and Professions Code, relating to regulatory boards.

Bill read second time.

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

**Committee on Rules**

Senate Chamber, April 27, 2010

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

AB 970

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 970**—An act to add Section 51204.7 to the Education Code, relating to public schools.

Bill read second time.

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

**Committee on Health**

Date of Hearing, April 21, 2010

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

SB 1083

SB 1163

SB 1200

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.

Senate Chamber, April 27, 2010

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

SB 1071

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

ALQUIST, Chair





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

**Senate Bill 1071**—An act to amend Section 11165 of, and add Section 11165.05 to, the Health and Safety Code, relating to controlled substances.

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, April 21, 2010

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

SB 955

SB 1255

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

ROMERO, Chair

Above measures ordered to second reading.

Date of Hearing, April 21, 2010

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

SB 1396

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.

Date of Hearing, April 21, 2010

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

SB 1473

Reports the same back with the recommendation: Do pass as amended and be placed on the Consent Calendar.

ROMERO, Chair

Above measure ordered to second reading.

Date of Hearing, April 21, 2010

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

SB 969

SB 1075

SB 1278

SB 1290

SB 1380

SB 1440

SB 1451

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 measures ordered to second reading.



**Committee on Veterans Affairs**

Date of Hearing, April 13, 2010

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

SB 1127

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

DENHAM, Chair

Above measure ordered to second reading.

**Committee on Appropriations**

Senate Chamber, April 27, 2010

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

SB 1140

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 1140**—An act to amend Section 2107 of, and to add Article 4.5 (commencing with Section 2170) to Chapter 2 of Division 2 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 Health**

Senate Chamber, April 27, 2010

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

SB 1051

SB 1332

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

ALQUIST, Chair

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

**Senate Bill 1051**—An act to add Section 49414.7 to the Education Code, relating to pupil health.

Bill read second time.



**Senate Bill 1332**—An act to add Section 107046 to the Health and Safety Code, relating to radiologic technology, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

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

**Committee on Banking, Finance and Insurance**

Senate Chamber, April 27, 2010

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

SB 1000

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

CALDERON, Chair

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

**Senate Bill 1000**—An act to add Section 2951 to the Civil Code, relating to mortgage appraisals.

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, April 27, 2010

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

AB 1224

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 1224**—An act to add Section 666 to the Vehicle Code, relating to vehicles.

Bill read second time.

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

**INTRODUCTION AND FIRST READING OF SENATE MEASURES**

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

**Senate Joint Resolution 31:** By Senator Alquist—Relative to persons with disabilities.



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

**Senate Bill 892**—An act to amend Section 1569.17 of the Health and Safety Code, relating to care facilities.

Bill read second time.

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

**Senate Bill 1087**—An act to amend Section 1202.4 of the Penal Code, relating to identity theft.

Bill read second time.

The amendments proposed by the Committee on Public Safety were read and adopted and the measure ordered printed, engrossed, and to third reading.

**Senate Bill 1253**—An act to amend Section 1203.066 of the Penal Code, relating to probation.

Bill read second time.

The amendments proposed by the Committee on Public Safety were read and adopted and the measure ordered printed, engrossed, and to third reading.

**Senate Bill 1168**—An act to amend Sections 937 and 939.2 of, and to amend Sections 904.9 and 923.1 to, the Penal Code, relating to grand juries.

Bill read second time.

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

**Senate Bill 1277**—An act to add Sections 600.6, 600.7, and 600.8 to the Penal Code, relating to animal abuse.

Bill read second time.

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

**Senate Bill 1006**—An act to amend Sections 75125 and 75129 of the Public Resources Code, relating to natural resources.

Bill read second time.

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



**Senate Bill 1138**—An act to add Article 1.5 (commencing with Section 19218) to Chapter 5 of Part 3 of Division 9 of the Food and Agricultural Code, relating to slaughtered animals.

Bill read second time.

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

**Senate Bill 1402**—An act to amend Sections 43008.6, 43016, 43020, 43023, 43154, 43211, and 43212 of, to amend and renumber Section 43031 of, to add Sections 39619.7, 42413, and 43024.5 to, and to repeal Section 43031.5 of, the Health and Safety Code, relating to air pollution, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

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

**Senate Bill 1204**—An act to amend Sections 290.013 and 290.015 of, and to add Section 290.0125 to, the Penal Code, relating to sex offenders.

Bill read second time.

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

**Senate Bill 1317**—An act to add Section 270.1 to the Penal Code, relating to truancy.

Bill read second time.

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

**Senate Bill 1102**—An act to amend Section 4000 of, to add Sections 4101.5, 4102.2, 4102.4, and 4102.6 to, and to repeal and add Sections 4101 and 4102 of, the Elections Code, relating to elections.

Bill read second time.

The amendments proposed by the Committee on Elections, Reapportionment and Constitutional Amendments were read and adopted and the measure ordered printed, engrossed, and to third reading.

**Senate Bill 1085**—An act to add Article 3.8 (commencing with Section 4171) to Chapter 6 of Part 3 of Division 3 of the Food and Agricultural Code, relating to district agricultural associations.

Bill read second time.

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



**Senate Bill 837**—An act to amend Section 1985.3 of the Code of Civil Procedure, to amend Section 1326.1 of the Penal Code, and to add Sections 589, 779.3, 2750, and 8364.5 to, to add the heading of Chapter 4.5 (commencing with Section 2750) to Part 2 of Division 1 of, to add Chapter 10 (commencing with Section 5600) to Division 2 of, and to repeal the heading of Chapter 4.5 (commencing with Section 2771) of Part 2 of Division 1 of, the Public Utilities Code, relating to utility service.

Bill read second time.

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

**Senate Bill 920**—An act to add Section 2887 to the Public Utilities Code, relating to telecommunications.

Bill read second time.

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

**Senate Bill 1097**—An act to amend Sections 2791, 2792, 2793, 2794, 2795, 2796, 2797, 2798, and 2799 of the Public Utilities Code, relating to utility services.

Bill read second time.

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

**Senate Bill 1153**—An act to add Chapter 6.1 (commencing with Section 25545) to Division 15 of the Public Resources Code, relating to energy.

Bill read second time.

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

**Senate Bill 1154**—An act to add Section 713 to the Public Utilities Code, relating to public utilities.

Bill read second time.

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



**Senate Bill 1198**—An act to amend Sections 25213 and 25402 of the Public Resources Code, relating to energy.

Bill read second time.

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

**Senate Bill 1414**—An act to amend Section 1733 of the Public Utilities Code, relating to the Public Utilities Commission.

Bill read second time.

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

**Senate Bill 961**—An act to add Section 1367.655 to the Health and Safety Code, and to add Section 10123.205 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 Appropriations.

**Senate Bill 1062**—An act to amend Section 7480 of the Government Code, to amend Section 668 of the Harbors and Navigation Code, to amend Section 11370.2 of the Health and Safety Code, to amend Sections 171b, 171.5, 245.5, 266h, 266i, 273.6, 626.10, 786, 1328d, 1417.6, 11160, 12021, 13540, 13542, and 13821 of, and to repeal Chapter 3 (commencing with Section 1228) of Title 8 of Part 2 of, the Penal Code, to amend Section 40000.7 of the Vehicle Code, to amend Sections 12301.6 and 12305.86 of the Welfare and Institutions Code, and to repeal Section 58 of Chapter 28 of the Third Extraordinary Session of the Statutes of 2009, relating to public safety.

Bill read second time.

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

**Senate Bill 1104**—An act to amend Section 1367.51 of the Health and Safety Code, and to amend Section 10176.61 of 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 Appropriations.



**Senate Bill 1283**—An act to amend Section 1368 of the Health and Safety 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 Appropriations.

**Senate Bill 1395**—An act to add Chapter 3.56 (commencing with Section 7152) to Part 1 of Division 7 of the Health and Safety Code, and to amend Section 12811 of the Vehicle Code, relating to organ donation.

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.

**Senate Bill 1040**—An act to amend Section 281 of the Public Utilities Code, relating to telecommunications, making an appropriation therefor, 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, engrossed, and to third reading.

**Senate Bill 1131**—An act to add Section 11082 to the Government Code, relating to state government.

Bill read second time.

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

**Senate Bill 904**—An act to amend Section 3242 of the Fish and Game Code, relating to hunting.

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

**Senate Bill 911**—An act relating to the payment of claims against the state, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

**Senate Bill 951**—An act to amend Sections 18400.1, 18400.3, 18424, and 18502 of the Health and Safety Code, relating to mobilehomes.

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

**Senate Bill 965**—An act to add Section 185036.5 to the Public Utilities Code, relating to transportation.

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

**Senate Bill 1155**—An act to amend Sections 25102, 28047, 28100, 28152, 28154, 28400, and 28404 of, to add Sections 28047.1 and 28111 to,





to repeal Sections 28401, 28402, and 28403 of, and to repeal and add Article 2 (commencing with Section 28820) of Chapter 12 of Division 3 of Title 4 of, the Corporations Code, relating to capital access companies.

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

**Senate Bill 1242**—An act to amend Section 1063.75 of the Insurance Code, relating to insurance.

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

**Senate Bill 1254**—An act to add Section 7127 to the Business and Professions Code, and to amend Section 830.3 of the Penal Code, relating to contractors.

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

**Senate Bill 1365**—An act to amend Section 108555 of the Health and Safety Code, relating to public safety.

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

**Senate Bill 1472**—An act to add Section 1279.7 to the Unemployment Insurance Code, relating to unemployment insurance.

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

**Senate Bill 895**—An act to amend Sections 13352.5, 13353.3, and 23247 of the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

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

**Senate Bill 938**—An act to amend Section 1808.4 of the Vehicle Code, relating to the Department of Motor Vehicles.

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

**Senate Bill 947**—An act to amend Section 69.9 of the Military and Veterans Code, relating to veterans.

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

**Senate Bill 1004**—An act to amend Sections 11709, 11806, 11812, and 11819 of the Vehicle Code, relating to vehicles.

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

**Senate Bill 1022**—An act to amend Section 25503.9 of the Business and Professions Code, relating to alcoholic beverages.

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

**Senate Bill 1167**—An act relating to state real property.

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

**Senate Bill 1196**—An act to add Section 4474.9 to the Welfare and Institutions Code, relating to developmental services.

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



**Senate Bill 1214**—An act to amend Sections 1516 and 1526.8 of, and to amend and repeal Section 1596.972 of, the Health and Safety Code, and to amend Sections 11400.1 and 11462.7 of, and to amend and repeal Section 11402 of, the Welfare and Institutions Code, relating to crisis nurseries.

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

**Senate Bill 1265**—An act to amend Section 4360 of the Welfare and Institutions Code, relating to judicially committed patients.

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

**Senate Bill 1349**—An act to add and repeal Section 2080.2 of the Fish and Game Code, relating to endangered species.

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

**Senate Bill 1372**—An act to add Section 11004.9 to the Government Code, relating to state government.

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

**Senate Bill 1394**—An act to amend Section 22651 of the Vehicle Code, relating to vehicles.

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

**Senate Bill 1401**—An act to amend Sections 14560 and 14574 of the Public Resources Code, relating to beverage containers.

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

**Senate Bill 1410**—An act to amend Section 2177 of, and to add Sections 2177.5 and 2177.7 to, the Business and Professions Code, relating to medicine, and declaring the urgency thereof, to take effect immediately.

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

**Senate Bill 1437**—An act to amend Section 740.2 of the Public Utilities Code, relating to electricity.

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

**Senate Bill 1487**—An act to amend Sections 2933 and 4019 of the Penal Code, relating to inmates, and declaring the urgency thereof, to take effect immediately.

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

**Senate Bill 1101**—An act to amend Section 25503.4 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, ordered engrossed, and to Consent Calendar.

**Senate Bill 1122**—An act to amend Sections 10507.7 and 10516 of the Public Contract Code, relating to public contracts.

Bill read second time, ordered engrossed, and to Consent Calendar.



**Senate Bill 1217**—An act to repeal and add Section 12479 of the Government Code, relating to state government.

Bill read second time, ordered engrossed, and to Consent Calendar.

**Senate Bill 1223**—An act to add Section 17412 to the Financial Code, relating to escrow agents.

Bill read second time, ordered engrossed, and to Consent Calendar.

**Senate Bill 1274**—An act to amend Sections 1010.6 and 1013 of the Code of Civil Procedure, relating to service of process.

Bill read second time, ordered engrossed, and to Consent Calendar.

**Senate Bill 1480**—An act to amend Section 25503.15 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, ordered engrossed, and to Consent Calendar.

**Senate Bill 1481**—An act to amend Section 435 of the Military and Veterans Code, relating to the state militia.

Bill read second time, ordered engrossed, and to Consent Calendar.

**Senate Bill 1485**—An act to amend Section 19805 of the Business and Professions Code, relating to gambling.

Bill read second time, ordered engrossed, and to Consent Calendar.

**Senate Bill 1486**—An act to amend Sections 19401, 19481.5, and 19501 of the Business and Professions Code, relating to horse racing.

Bill read second time, ordered engrossed, and to Consent Calendar.

**Senate Bill 1488**—An act to amend Sections 6362 and 8625 of the Public Resources Code, relating to state lands, and making an appropriation therefor.

Bill read second time, ordered engrossed, and to Consent Calendar.

**Senate Concurrent Resolution 84**—Relative to the Patricia Ann Weston Memorial Highway.

Resolution read second time, ordered engrossed, and to Consent Calendar.

**Senate Concurrent Resolution 85**—Relative to the Joseph A. Zanger Memorial Flyover.

Resolution read second time, ordered engrossed, and to Consent Calendar.

**Senate Bill 890**—An act to amend Sections 1363 and 1389.25 of, to add Section 1378.1 to, and to add Article 4.1 (commencing with Section 1366.10) to Chapter 2.2 of Division 2 of, the Health and Safety Code, and to amend Sections 10113.9, 10603, and 10604 of, to add Sections 10112.56, 10112.7, and 10604.2 to, and to add Chapter 9.6 (commencing



with Section 10960) to Part 2 of Division 2 of, 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 Appropriations.

**Senate Bill 1036**—An act to amend Section 19551.1 of the Revenue and Taxation Code, relating to taxation.

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

**Senate Bill 1304**—An act to add Part 5.5 (commencing with Section 1508) to Division 2 of the Labor Code, relating to employment.

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

**Senate Bill 1353**—An act to amend Section 48850 of the Education Code, and to amend Sections 16001.9, 16010, and 16501.1 of the Welfare and Institutions Code, relating to education.

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

**Senate Bill 930**—An act to amend Sections 60640 and 60643 of, and to add Section 52052.7 to, the Education Code, relating to pupil assessments.

Bill read second time.

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

**Senate Bill 1064**—An act to amend Sections 125290.20, 125290.30, 125290.40, 125290.45, and 125290.60 of, and to add Sections 125290.80, 125291.21, and 125291.90 to, the Health and Safety Code, relating to stem cells.

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.

#### **SECOND READING OF ASSEMBLY BILLS**

**Assembly Bill 552**—An act to amend Sections 15819.40, 15819.401, 15819.41, and 15819.411 of the Government Code, and to amend Section 7021 of the Penal Code, relating to correctional facilities, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to third reading.

#### **MEASURE WITHDRAWN AND RE-REFERRED TO COMMITTEE**

Without objection, **SB 1359** was withdrawn from the Committee on Appropriations and re-referred to the Committee on Rules.



**MEASURES WITHDRAWN FROM COMMITTEE**

Without objection, **SB 1320** and **SB 1446** were withdrawn from Committee and placed on second reading.

**JOINT RULE 62(a) SUSPENDED**

Without objection, Joint Rule 62(a) was suspended for the purpose of allowing the Joint Committee on Fisheries and Aquaculture to meet on April 28 without four days notice in the Daily File.

**COMMUNICATIONS AND LETTERS OF TRANSMITTAL**

The following communication was ordered printed in the Journal:

April 27, 2010

*The Honorable Darrell Steinberg*

*President Pro Tempore, California State Senate*

Dear Senator Steinberg:

Due to my confirmation to fill the vacancy in Lieutenant Governor's office, I hereby resign my seat as the State Senator for the 15th Senate District effective today.

I have thoroughly enjoyed my service as a legislator both in the Assembly and Senate. Serving my constituents has always been my number one priority. I now look forward to the new challenges that come with the office of the Lieutenant Governor and serving the citizens of the entire state.

Sincerely,

ABEL MALDONADO  
Senator, 15th District

**SENATE COMMITTEE ROLL CALLS****Committee on Governmental Organization****SB 899—Do pass**

AYES (7)—Senators Denham, Florez, Negrete McLeod, Price, Wright, Wyland, and Yee.

NOES (0)—None.

**SB 988—Do pass as amended and re-refer to Committee on Rules**

AYES (7)—Senators Denham, Florez, Negrete McLeod, Price, Wright, Wyland, and Yee.

NOES (0)—None.

**SB 1072—Do pass, to Consent Calendar**

AYES (7)—Senators Denham, Florez, Negrete McLeod, Price, Wright, Wyland, and Yee.

NOES (0)—None.

**SB 1482—Do pass, to Consent Calendar**

AYES (7)—Senators Denham, Florez, Negrete McLeod, Price, Wright, Wyland, and Yee.

NOES (0)—None.



**SB 1483**—Do pass, to Consent Calendar

AYES (7)—Senators Denham, Florez, Negrete McLeod, Price, Wright, Wyland, and Yee.

NOES (0)—None.

**SB 1484**—Do pass, to Consent Calendar

AYES (7)—Senators Denham, Florez, Negrete McLeod, Price, Wright, Wyland, and Yee.

NOES (0)—None.

**AB 1152**—Do pass and re-refer to Committee on Appropriations

AYES (7)—Senators Denham, Florez, Negrete McLeod, Price, Wright, Wyland, and Yee.

NOES (0)—None.

Date of Hearing: 4/27/2010

Wright (Chair)

**LEAVES OF ABSENCE FOR THE DAY**

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

The following Senators were granted leaves of absence for the day due to personal business: Senators Harman and Padilla.

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

**ADJOURNMENT**

At 3:30 p.m., the Senate adjourned until 9 a.m., Wednesday, April 28, 2010.

PAULA K. ROSSETTO, Minute Clerk

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