

CALIFORNIA LEGISLATURE
2009–10 REGULAR SESSION

SENATE DAILY JOURNAL

TWO HUNDRED FOURTEENTH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Tuesday, May 18, 2010

The Senate met at 9 a.m.
Hon. Lou Correa, of the 34th 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:
Alquist, Ashburn, Calderon, Cogdill, Correa, Cox, DeSaulnier,
Ducheny, Dutton, Florez, Hancock, Harman, Hollingsworth, Huff, Kehoe,
Leno, Liu, Lowenthal, Negrete McLeod, Pavley, Romero, Runner,
Steinberg, Walters, Wolk, and Yee—26.

Quorum present.

(NOTE: Senators Aanestad, Cedillo, Corbett, Denham, Simitian, Wiggins, and Wright will be excused this day on legislative business, Senators Padilla, Strickland, and Wyland will be excused this day on personal business, and Senators Oropeza and Price will be excused this day due to illness.)

MESSAGES FROM THE ASSEMBLY

Assembly Chamber, May 17, 2010

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

SCR 87 SCR 96 SJR 18

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

E. DOTSON WILSON, Chief Clerk of the Assembly

Above measures ordered to unfinished business file.



REPORTS OF STANDING COMMITTEES**Committee on Appropriations**

Senate Chamber, May 18, 2010

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

SB 891	AB 1152	AB 288	AB 589
SB 970	SB 1031	AB 1022	
ACR 109	SB 1275	SB 1062	

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 891—An act to add Section 12309.5 to the Welfare and Institutions Code, relating to In-Home Supportive Services.

Bill read second time.

Senate Bill 970—An act to add and repeal Article 6 (commencing with Section 12290) to Chapter 3 of Division 12 of the Elections Code, relating to elections.

Bill read second time.

Assembly Concurrent Resolution 109—Relative to the Roy Wilson Memorial Highway.

Resolution read second time.

Assembly Bill 1152—An act to amend Sections 19510, 19520, and 19604 of the Business and Professions Code, relating to horse racing, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Senate Bill 1031—An act to add Article 17.1 (commencing with Section 2399) to Chapter 5 of Division 2 of, and to repeal Section 2399.7 of, the Business and Professions Code, relating to medicine.

Bill read second time.

Senate Bill 1275—An act to amend Section 2923.5 of, and to add and repeal Sections 2923.4, 2923.7, 2923.73, and 2923.75 of, the Civil Code, relating to mortgages.

Bill read second time.

Assembly Bill 288—An act to amend Sections 2079 and 2082 of the Health and Safety Code, relating to vector control.

Bill read second time.

Assembly Bill 1022—An act to add and repeal Section 17462.3 of the Education Code, relating to school property.

Bill read second time.



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 Sections 266h, 266i, 273.6, 290.06, 786, 1203e, 1233.1, 1328d, 1417.6, 12021, 13821, 13885, 13885.1, 13885.2, 13885.4, 13885.6, and 13885.8 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, 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.

Assembly Bill 589—An act to add Section 3073.5 to the Penal Code, relating to veterans.

Bill read second time.

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

Date of Hearing, May 17, 2010

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

SB 1266

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

KEHOE, Chair

Above measure ordered to second reading.

Committee on Revenue and Taxation

Date of Hearing, May 12, 2010

Mr. President: The Committee on Revenue and Taxation, to which were referred:

SB 974

SB 1391

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

WOLK, Chair

Above measures ordered to second reading.

Committee on Health

Senate Chamber, May 18, 2010

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

AB 2035

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 2035—An act to add Section 1759.11 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.

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 32: By Senators DeSaulnier and Wyland—Relative to career technical education.

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

Senate Bill 1244—An act to amend Sections 621 and 13009 of, and to add Sections 623 and 928.7 to, the Unemployment Insurance Code, relating to employment taxes, and making an appropriation therefor.

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

Senate Bill 1075—An act to amend Sections 821 and 824 of the Military and Veterans Code, relating to military service.

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

Senate Bill 1198—An act to amend Section 25213 of the Public Resources Code, relating to energy.

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

Senate Bill 1380—An act to add Section 17078.73 to the Education Code, relating to school facilities.

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

Senate Bill 1451—An act to amend Section 60050 of, and to add Section 60020.8 to, the Education Code, relating to instructional materials.

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

Senate Bill 1402—An act to amend Section 43023 of, and to add Sections 39619.7 and 43024 to, the Health and Safety Code, relating to air pollution, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

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

Senate Bill 971—An act to add Article 5 (commencing with Section 125286.1) to Chapter 2 of Part 5 of Division 106 of the Health and Safety Code, relating to genetic disease services.

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



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, ordered engrossed, and to third reading.

Senate Bill 1237—An act to add Section 115111 to the Health and Safety Code, relating to public health.

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

Senate Bill 1290—An act to add Section 51223.3 to the Education Code, relating to physical education.

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

Senate Bill 1351—An act to add Section 38566 to the Health and Safety Code, relating to air pollution.

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

Senate Bill 1390—An act to amend Section 4076.5 of the Business and Professions Code, relating to pharmacy.

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

Senate Bill 1411—An act to add Section 528.5 to the Penal Code, relating to impersonation.

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

Senate Bill 888—An act to amend Sections 111222 and 111223 of, to amend the heading of Article 14 (commencing with Section 111222) of Chapter 5 of Part 5 of Division 104 of, and to add Section 114429.5 to, the Health and Safety Code, relating to food safety.

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 1127—An act to add Section 712 to the Military and Veterans Code, relating to veterans.

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 1348—An act to add Section 14521.5 to the Government Code, relating to transportation.

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 1417—An act to amend Sections 10401, 14500, 14501, and 14502 of, to amend the heading of Part 11 (commencing with Section 14500) of Division 3 of Title 1 of, to add Sections 14504 and 14505 to, and to repeal Section 10402 of, the Corporations Code, and to amend Sections 11105 and 13300 of the Penal Code, relating to corporations.

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.

THIRD READING OF SENATE BILLS

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

Amendments Adopted

Amendments to SB 1304 proposed by Senator DeSaulnier were read and adopted and the measure ordered printed and to second reading.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill 34—An act to amend Sections 10100, 10140.6, 10150, 10151, 10235.5, and 10236.4 of, to add Article 2.1 (commencing with Section 10166.01) to Chapter 3 of Part 1 of Division 4 of, and to repeal Section 10131.8 of, the Business and Professions Code, to amend Sections 22100, 22101, 22101.5, 22102, 22103, 22104, 22106, 22107, 22108, 22109, 22112, 22151, 22152, 22153, 22154, 22155, 22156, 22157, 22159, 22168, 22169, 22170, 22171, 22700, 50002, 50003, 50120, 50121, 50122, 50123, 50124, 50125, 50126, 50128, 50129, 50130, 50200, 50201, 50202, 50204, 50205, 50206, 50208, 50302, 50307, 50310, 50317, 50318, 50320, 50325, 50333, 50401, 50700, and 50701 of, to add Sections 22012, 22013, 22014, 22105.1, 22105.2, 22105.3, 22105.4, 22109.1, 22109.2, 22109.3, 22109.4, 22109.5, 22109.6, 22172, 22347, 22755, 50002.5, 50003.5, 50003.6, 50209, 50307.2, and 50513 to, to add Chapter 3.5 (commencing with Section 50140) and Chapter 3.6 (commencing with Section 50150) to Division 20 of, and to repeal Sections 50601, 50602, and 50705 of, the Financial Code, and to add Section 18034 to the Health and Safety Code, relating to mortgages, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Amendments Adopted

Amendments to AB 34 proposed by Senator Negrete McLeod were read and adopted and the measure ordered printed and to second reading.



LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day due to legislative business: Senators Aanestad, Cedillo, Corbett, Denham, Simitian, Wiggins, and Wright.

The following Senators were granted leaves of absence for the day on personal business: Senators Padilla, Strickland, and Wyland.

The following Senators were granted leaves of absence for the day due to illness: Senators Oropeza and Price.

ADJOURNMENT

At 3:30 p.m., the Senate adjourned until 9 a.m., Wednesday, May 19, 2010.

PAULA K. ROSSETTO, Minute Clerk

O

