

CALIFORNIA LEGISLATURE

2009–10 REGULAR SESSION

SENATE DAILY JOURNAL

TWO HUNDRED FORTY-FIFTH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Monday, August 9, 2010

The Senate met at 1 p.m.

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

Secretary Greg Schmidt at the Desk.

Assistant Secretary Zachary L. 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, Cedillo, Cogdill, Corbett, Correa, Denham, DeSaulnier, Ducheny, Dutton, Emmerson, Florez, Hancock, Harman, Hollingsworth, Huff, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Runner, Simitian, Steinberg, Strickland, Wolk, Wright, Wyland, and Yee (waiving per diem)—34.

Quorum present.

(NOTE: Senator Wiggins will be excused this day on legislative business and Senators Calderon, Oropeza, and Walters will be excused this day due to illness.)



PRAYER

Upon invitation of the President, the following prayer was offered by Pastor Rich Sherman, Sunrise Community Church of Fair Oaks:

Let's pray. *Father*, I thank you at times like this that we recognize how much you mean to us, and how much we need you. And, Lord, I thank you for Dave. I thank you for his life. I thank you that most of all he loved you, and by loving you most, he loved his family, he loved his job, and he loved our state and our great country. And, Lord, I would pray that his legacy would continue to impact all the members of the Senate here. Lord, I pray for his family right now. I just pray for Maggie, and Cathleen and Margo and Matt and Sarah and John and their kids, grandkids. And, Lord, in the absence that they feel right now in their dad, may you fill that vacuum with your presence and may they sense your power and peace in a special way. And may each one here realize that as long we're alive, the impact that Dave's had on our lives, will impact the rest of our lives. And may we do that for your glory. I would pray, that when we look at life and we look at death, you help us to see that light is only purposeful if we know you. I think of the great Commandment that says, love the Lord your God with all your heart, and all your soul and all your mind, and of the second commandment which says love your neighbor as yourself and by loving you most we will love each other all the more. So, Lord, help us do what we do, out of love for you, and obedience to you, and then as a result, may we have an impact as senators, as husbands, as wives, as children, as grandchildren. May we be thankful for your blessings on our lives in the great country in which we live. We ask these things in your name.—AMEN.

PRESENTATION OF THE COLORS

The Colors were presented by the Honor Guard for the Army National Guard.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

MESSAGES FROM THE GOVERNOR

Governor's Office, State Capitol
August 9, 2010

To the Senate of the State of California:

I have the honor to transmit to you herewith the following appointment or reappointment theretofore made by me to an office which by law is to be filled by the Governor. This appointment is subject to Senate confirmation and consent. I hereby nominate this appointee to you and request your confirmation and consent.

Sincerely,

ARNOLD SCHWARZENEGGER, Governor



FELICIA ANN MARCUS, is Western Director, Natural Resources Defense Council since 2008 and former Executive Vice President and Chief Operating Officer for the Trust for Public Land from 2001 to 2008, Regional Administrator of Region IX for the U.S. Environmental Protection Agency from 1993 to 2001, Commissioner from 1989 to 1991 and President from 1991 to 1993 for the Los Angeles Board of Public Works; Director of Litigation for Public council from 1988 to 1989 and an Associate Attorney for Munger Tolles and Olson from 1986 to 1988. Appointed 7/30/10. Effective 8/9/10.

Member, Delta Stewardship Council vice Richard Roos-Collins, resigned, term ending 02/03/14.

Above appointment referred to the Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Senate Chamber, August 9, 2010

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

AB 2086

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

KEHOE, Chair

Above measure ordered to second reading.

Committee on Health

Senate Chamber, August 9, 2010

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

AB 52

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 52—An act to amend Sections 1627, 1628, and 1630 of, and to amend, repeal, and add Sections 102247, 103605, and 103625 of, the Health and Safety Code, relating to umbilical cord blood banking, 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 Natural Resources and Water

Date of Hearing, June 29, 2010

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

AB 2503

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

PAVLEY, Chair

Above measure ordered to second reading.

Committee on Appropriations

Senate Chamber, August 5, 2010

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

AB 1942

AB 2756

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

KEHOE, Chair

Above measures ordered to second reading.

Date of Hearing, August 2, 2010

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

AB 1506

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

KEHOE, Chair

Above measure ordered to second reading.

Senate Chamber, August 9, 2010

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

AB 25

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

KEHOE, Chair

Above measure ordered to second reading.

Committee on Judiciary

August 9, 2010

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

SB 662



Reports the same back with the recommendation: That the Assembly amendments be concurred in.

CORBETT, Chair

Above measure ordered to unfinished business.

Committee on Appropriations

Date of Hearing, August 2, 2010

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

AB 1868

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

KEHOE, Chair

Above measure ordered to second reading.

Committee on Rules

State Capitol, August 9, 2010

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

Natural Resources and Water—AB 1260, AB 1265.

Transportation and Housing—AB 1078.

Committee on Appropriations

Senate Chamber, August 9, 2010

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

AB 1718

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 1718—An act to amend Sections 16181, 16182, 16183, 16184, 16185, 16186, 16190, 16191, 16192, 16200, 16202, 16211, 16211.5, and 53684 of, and to repeal and add Sections 16180 and 16213 of, the Government Code, and to amend Sections 2505, 2515, 3698.5, 3698.7, 3793.1, 4671, 4671.3, 4672.3, 4673, 4673.1, 4674, 4703, 4703.2, 20503, 20505, 20542, 20582, 20583, 20583.1, 20585, 20586, 20605, 20621, 20622, 20640.1, 20640.3, 20640.4, 20640.6, 20640.8, 20640.9, 20640.11, 20641, 20641.5, 20643, 20645.5, and 20645.6 of, to add Sections 20584.1, 20587, 20588, 20589, 20590, and 20591 to, to repeal Section 20623 of, to repeal Chapter 3 (commencing with Section 20625) and Chapter 3.3 (commencing with Section 20639) of Part 10.5 of Division 2 of, and to repeal and add Sections 2514 and 20602 of, the Revenue and Taxation Code, relating to taxation, making an appropriation therefor.

Bill read second time.



Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to AB 1718 pursuant to Joint Rule 58.

ASSEMBLY MEMBER BLUMENFIELD

Permission of Rules Committee

Senate Chamber, August 9, 2010

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 1718.

STEINBERG, Chair

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

Committee on Rules

State Capitol, August 9, 2010

Mr. President: The Senate Rules Committee appointed Senator Ashburn as Vice-Chair to the Senate Appropriations Committee

STEINBERG, Chair

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

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

Bill read second time and ordered to third reading.

Assembly Bill 25—An act to amend Section 25205.16 of the Health and Safety Code, relating to hazardous waste, 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.

Assembly Bill 231—An act to amend Section 21094 of the Public Resources Code, relating to the environment, 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.

Assembly Bill 1610—An act relating to the Budget Act of 2010.

Bill read second time and ordered to third reading.

Assembly Bill 1611—An act relating to the Budget Act of 2010.

Bill read second time and ordered to third reading.

Assembly Bill 1612—An act relating to the Budget Act of 2010.

Bill read second time and ordered to third reading.



Assembly Bill 1613—An act relating to the Budget Act of 2010. Bill read second time and ordered to third reading.

Assembly Bill 1614—An act relating to the Budget Act of 2010. Bill read second time and ordered to third reading.

Assembly Bill 1615—An act relating to the Budget Act of 2010. Bill read second time and ordered to third reading.

Assembly Bill 1616—An act relating to the Budget Act of 2010. Bill read second time and ordered to third reading.

Assembly Bill 1617—An act relating to the Budget Act of 2010. Bill read second time and ordered to third reading.

Assembly Bill 1618—An act relating to the Budget Act of 2010. Bill read second time and ordered to third reading.

Assembly Bill 1619—An act relating to the Budget Act of 2010. Bill read second time and ordered to third reading.

Assembly Bill 1620—An act relating to the Budget Act of 2010. Bill read second time and ordered to third reading.

Assembly Bill 1621—An act relating to the Budget Act of 2010. Bill read second time and ordered to third reading.

Assembly Bill 1622—An act relating to the Budget Act of 2010. Bill read second time and ordered to third reading.

Assembly Bill 1623—An act relating to the Budget Act of 2010. Bill read second time and ordered to third reading.

Assembly Bill 1624—An act relating to the Budget Act of 2010. Bill read second time and ordered to third reading.

Assembly Bill 1625—An act relating to the Budget Act of 2010. Bill read second time and ordered to third reading.

Assembly Bill 1626—An act relating to the Budget Act of 2010. Bill read second time and ordered to third reading.

Assembly Bill 1627—An act relating to the Budget Act of 2010. Bill read second time and ordered to third reading.

Assembly Bill 1628—An act relating to the Budget Act of 2010. Bill read second time and ordered to third reading.

Assembly Bill 1629—An act relating to the Budget Act of 2010. Bill read second time and ordered to third reading.



Assembly Bill 1630—An act relating to the Budget Act of 2010.
Bill read second time and ordered to third reading.

Assembly Bill 1631—An act relating to the Budget Act of 2010.
Bill read second time and ordered to third reading.

Assembly Bill 1632—An act relating to the Budget Act of 2010.
Bill read second time and ordered to third reading.

Assembly Bill 1633—An act relating to the Budget Act of 2010.
Bill read second time and ordered to third reading.

Assembly Bill 1634—An act relating to the Budget Act of 2010.
Bill read second time and ordered to third reading.

Assembly Bill 1635—An act relating to the Budget Act of 2010.
Bill read second time and ordered to third reading.

Assembly Bill 1636—An act relating to the Budget Act of 2010.
Bill read second time and ordered to third reading.

Assembly Bill 1637—An act relating to the Budget Act of 2010.
Bill read second time and ordered to third reading.

Assembly Bill 2093—An act to amend Section 1367.36 of the Health and Safety Code, and to add Section 10123.56 to the Insurance Code, relating to health care coverage.

Bill read second time.

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

Assembly Bill 2279—An act to add Section 11011.24 to the Government Code, relating to state property, and making an appropriation therefor.

Bill read second time.

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

Assembly Bill 2300—An act to amend, repeal, and add Section 124981 of, and to add Section 124982 to, the Health and Safety Code, relating to genetic counselors.

Bill read second time.

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



Assembly Bill 234—An act to amend Sections 8670.40 and 8670.41 of, and to add Section 8670.17.3 to, the Government Code, and to add Section 6226 to the Public Resources Code, relating to oil spills.

Bill read second time.

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

Assembly Bill 2408—An act to amend Sections 8592.1, 8592.5, 8592.7, 11532, 11534, 11535, 11537, 11539, 11540, 11541, 11541.5, 11542, 11543, 11544, 11545, 11546, 11546.5, 11548.5, 11549, 11549.1, 11549.3, 11549.5, 12804, 14995, 15251, 15253, 15254, 15275, 15277, 53108.5, 53113, 53114, 53114.1, 53114.2, 53115, 53115.1, 53115.2, 53115.3, 53116, 53119, 53120, 53126.5, and 53127 of, to amend the headings of Article 2 (commencing with Section 11534) and Article 3 (commencing with Section 11544) of Chapter 5.5 of Part 1 of Division 3 of Title 2 of, to amend the heading of Chapter 5.7 (commencing with Section 11549) of Part 1 of Division 3 of Title 2 of, to amend and renumber Section 11549.6 of, to add Sections 11546.1, 11546.2, 11546.3, 11549.7, and 11549.8 to, to add the headings of Article 1 (commencing with Section 11549) and Article 2 (commencing with Section 11549.5) to Chapter 5.7 of Part 1 of Division 3 of Title 2 of, and to repeal Section 11549.2 of, and to repeal Chapter 9 (commencing with Section 14930) of Part 5.5 of Division 3 of Title 2 of, the Government Code, to amend Sections 12100.7, 12101, 12103, 12104, 12105, 12120, and 12121 of the Public Contract Code, to amend Sections 2872.5, 2892, and 2892.1 of the Public Utilities Code, to amend Sections 41030, 41031, 41032, 41136.1, 41137, 41137.1, 41138, 41139, 41140, 41141, and 41142 of the Revenue and Taxation Code, and to amend Section 16501.7 of the Welfare and Institutions Code, relating to state government information technology.

Bill read second time and ordered to third reading.

Assembly Bill 1507—An act to amend Section 44283 of, and to add Section 44287.2 to, the Health and Safety Code, relating to air pollution.

Bill read second time and ordered to third reading.

Assembly Bill 2212—An act to add Section 709 to the Welfare and Institutions Code, relating to minors.

Bill read second time and ordered to third reading.

Assembly Bill 759—An act to amend Section 10286.1 of the Public Contract Code, relating to public contracts.

Bill read second time and ordered to third reading.

Assembly Bill 1596—An act to amend Sections 527.6, 527.8, 527.10, 527.85, and 527.9 of the Code of Civil Procedure, to amend Sections 241, 242, 243, 244, 245, 246, 6304, 6320, 6320.5, 6322.7, 6345, 6380, 6384, 6387, and 6389 of, to add Section 6229 to, and to repeal and add Section 6302 of, the Family Code, to amend Section 6103.2 of the Government



Code, and to amend Sections 213.5, 15657.03, and 15657.04 of the Welfare and Institutions Code, relating to protective orders.

Bill read second time and ordered to third reading.

Assembly Bill 2554—An act to amend Sections 2 and 16 of the Los Angeles County Flood Control Act (Chapter 755 of the Statutes of 1915), relating to the Los Angeles County Flood Control District.

Bill read second time and ordered to third reading.

Assembly Bill 2632—An act to amend Section 166 of the Penal Code, relating to contempt of court.

Bill read second time and ordered to third reading.

SUSPEND SENATE RULE 55

Without objection, Senate Rule 55 was suspended to allow lobbyists on the floor for the Senator Dave Cox Memorial.



MEMORIAL FOR SENATOR DAVE COX

A Memorial Resolution

Relative to Memorializing the Honorable Dave Cox

WHEREAS, The passing on July 13, 2010, of a distinguished California resident and devoted civic leader, the Honorable Dave Cox, whose actions and good deeds earned him the respect and admiration of his colleagues and the countless individuals whose lives he touched, brought immense sorrow and loss to people throughout the State of California; and

WHEREAS, As a respected civic leader, Dave Cox was a dynamic role model for all people who believe strongly in their obligation to improve the quality of life for future generations; and

WHEREAS, Born in Holdenville, Oklahoma, to Ruby and Ben Cox, Dave Cox and his parents moved several times during his youth and ultimately settled in Tonkawa, Oklahoma; there he attended Tonkawa High School and welcomed a baby sister, 16 years his junior; and

WHEREAS, In 1956, his parents moved from Tonkawa to Lancaster, California, and before leaving, they made arrangements for Dave to live in the dormitory at Northern Oklahoma Junior College and complete his senior year at Tonkawa High School; and

WHEREAS, Upon graduating in 1956, Dave joined his family in Lancaster and attended one year of junior college at Antelope Valley College, where he played football; he then followed his coach to the University of San Diego (USD), where he was offered a books/tuition scholarship to play football and baseball, and a coach arranged for him to live and work at the Ryan, Sullivan, Bradley and Woolman Mortuary as an embalmer; and

WHEREAS, Dave lived and worked at “the mortch” until graduating from USD in 1961 with a degree in business administration; and

WHEREAS, On January 29, 1966, Dave married Margaret Anne Hargreaves (Maggie) in San Diego, and in 1970, 1971, and 1972, they welcomed daughters Cathleen, Margo, and Sarah, respectively; and

WHEREAS, Dave, who spent most of his professional career in the insurance business, moved to Fair Oaks in 1976 when he became the general agent of the local Penn Mutual office; and

WHEREAS, In 1981, Dave opened his own full-service agency, Integrated Benefits and Insurance Services, Inc., and with Maggie’s assistance in the office, he pursued his passion for public service and politics; and

WHEREAS, Dave was elected to the Sacramento Municipal Utility District Board in 1988 and served one term; in 1992, he was elected to the Sacramento County Board of Supervisors to represent the “Fighting Fourth” District; and



WHEREAS, Dave held more than 700 “Community Cabinet” meetings during his political career; and

WHEREAS, Dave served three terms in the California State Assembly from 1998 to 2004, half of which were spent as the Assembly Republican Leader; and

WHEREAS, In 2004, Dave was elected to the California State Senate to represent the large First District, and he was re-elected in 2008; and

WHEREAS, Dave was a member of the North Ridge Country Club and enjoyed playing golf on Saturday mornings—the foursome nicknamed itself the “Fair Oaks Yacht Club”; and

WHEREAS, Dave dispensed his wise counsel as a former member of the Rotary Club of Sacramento, Senior Warden for St. Francis Episcopal Church of Fair Oaks, and 1982 Chair of KVIE-Channel 6; and

WHEREAS, Dave was honored as the alumnus of the year at Tonkawa High School in 2008 and at Antelope Valley College in April 2010; and

WHEREAS, The memory of Dave Cox will live not only through his personal, professional, public, and civic achievements and his contributions to the State of California and the nation, but also for the inspiration he provided to those individuals who were fortunate enough to know him; and

WHEREAS, Dave Cox leaves to cherish his memory his wife of 44-years, Maggie; his devoted daughters, Cathleen Cox, Margo (Matt) Gunderson and Sarah (John) Aquino; his grandchildren, Annalee, Meg, Caroline, and Elsa Gunderson and Ellie and Andrew Aquino; his sister, Mary Alice (Dennis) Foote; his sister-in-law, Annalee (Vito) Tanzi; his beloved Rudy Dog; and an amazing staff; now, therefore, be it

RESOLVED BY PRESIDENT PRO TEMPORE OF THE CALIFORNIA STATE SENATE DARRELL STEINBERG AND SENATE MINORITY LEADER DENNIS HOLLINGSWORTH, That they express their deepest sympathy at the passing of the Honorable Dave Cox and, by this resolution, memorialize him for his illustrious record of personal, professional, public, and civic achievements, as well as the love and devotion he gave to his family and friends.



REQUEST FOR UNANIMOUS CONSENT (SR 46)

Senator Steinberg asked for, and was granted, unanimous consent to take up SR 46 at this time, without reference to file.

Consideration of Senate Resolution 46

Senate Resolution 46—Relative to the Senate coffee lounge.

Resolution read.

WHEREAS, As an early riser, the late Senator Dave Cox frequently arrived at the State Capitol before any member of his staff; and

WHEREAS, Often upon their arrival, the members of his staff would find the Senator's office light on but he was neither at his desk nor in the office; and

WHEREAS, Every member of his staff knew that if he or she wanted to locate the Senator, all one had to do was to visit the Senate coffee lounge, and

WHEREAS, Senator Cox enjoyed the early morning hours he spent at the coffee lounge and utilized this time to familiarize himself with the latest news pertaining to people and events in and around the Capitol; and

WHEREAS, Senator Cox took great pleasure in striking up conversations with Sergeants, desk staff, and Members of the Legislature, and the Senate family who also enjoyed the friendly atmosphere of the coffee lounge; and

WHEREAS, Senator Dave Cox was a truly remarkable individual whose indomitable spirit, forthright and honest demeanor, and fine personal example were an inspiration to those people whose lives he touched; and

WHEREAS, The spirit of collegiality and friendship were ever present when Senator Cox "held court" in the Senate coffee shop, and his presence will be felt even in his absence; now, therefore, be it

Resolved by the Senate of the State of California, That the Senate coffee lounge be named Cox's Club House; and be it further

Resolved, That the Secretary of the Senate transmit copies of this resolution to the author for appropriate distribution.

Roll Call

Resolution adopted by a voice vote.

Co-Authors Added

Without Objection, all members present were added as co-authors to SR 46.

MOMENT OF SILENCE

President pro Tempore Darrell Steinberg requested the Senate to pause for a Moment of Silence in honor of Senator Dave Cox.



Senator Simitian Presiding**RE-REFERENCE TO COMMITTEE**

Pursuant to Senate Rule 29.10, **AB 759**, **AB 2554**, **SB 518**, **SB 1482**, and **SB 1483** were referred to the Committee on Rules.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

State Capitol, August 9, 2010

Mr. President: Pursuant to Senate Rule 29.10, the Senate Rules Committee, on a vote of 3–0, has referred the following:

- SB 518 (Lowenthal) to the Transportation Committee
- SB 1482 (Wright) to the Judiciary Committee
- SB 1483 (Wright) to the Local Government Committee
- AB 759 (Ma) to the Revenue and Taxation Committee
- AB 2554 (Brownley) to the Local Government Committee

STEINBERG, Chair

JOINT RULE 62(a) SUSPENDED

Without objection, Joint Rule 62(a) was suspended for the purpose of allowing the Committee on Natural Resources and Water to meet and hear AB 1260 and AB 1265 without four days notice in the daily file.

Without objection, Joint Rule 62(a) was suspended for the purpose of allowing the Committee on Education to meet and hear AB 70 and AB 184 on August 11 without four days notice in the Daily File.



CONSENT CALENDAR
Objections Raised

Senator Ashburn objected to **AB 702** being on the Special Consent Calendar.

Senator Lowenthal objected to **AB 2536** being on the Special Consent Calendar.

Senator Pavley objected to **AB 2229** being on the Special Consent Calendar.

Senator Leno objected to **AB 1675** being on the Special Consent Calendar.

Senator Hancock objected to **AB 2766** being on the Special Consent Calendar.

Senator Yee objected to **AB 2145** being on the Special Consent Calendar.

Senator Simitian objected to **AB 2444** being on the Special Consent Calendar.

Senator Florez objected to **AB 1980** and **AB 451** being on the Special Consent Calendar.

Senator Price objected to **AB 668** being on the Special Consent Calendar.

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

MOTION TO REFER MEASURE TO INACTIVE FILE

Senator Harman moved that **AB 2535** be placed on the inactive file.

Senator Yee moved that **AB 2596** be placed on the inactive file.

Motions carried.

MOTION TO TAKE MEASURES FROM THE INACTIVE FILE

Senator Florez moved that **AB 2367** be taken from the inactive file and placed on the second reading file.

Senator Lowenthal moved that **AB 1060** and **AB 827** be taken from the inactive file and placed on the second reading file.

Senator Padilla moved that **AB 677** be taken from the inactive file and placed on the second reading file.

Motions carried.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS

Senate Joint Resolution 35—Relative to the Americans with Disabilities Act of 1990.

Resolution read third time and presented by Senator Corbett.



Roll Call

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

AYES (33)—Senators Aanestad, Alquist, Ashburn, Cedillo, Cogdill, Corbett, Correa, Denham, DeSaulnier, Ducheny, Dutton, Emmerson, Florez, Hancock, Harman, Huff, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Runner, Simitian, Steinberg, Strickland, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Resolution ordered transmitted to the Assembly.

REQUEST TO DISPENSE WITH JOINT RULES

The following request was presented by Senator Aanestad:

Senate Chamber, August 9, 2010

Mr. Secretary: I request permission to introduce a resolution to dispense with Joint Rule 61(b)(13) in order that AB 1260 and AB 1265 may be reported by the Committee on Natural Resources and Water after the deadline.

SENATOR AANESTAD

Recommendation of Rules Committee

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

STEINBERG, Chair

RESOLUTION TO DISPENSE WITH JOINT RULES

Resolved, That Joint Rule 61(b)(13) be dispensed with as requested.

Resolution read and presented by Senator Aanestad.

Roll Call

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

AYES (32)—Senators Aanestad, Alquist, Ashburn, Cedillo, Cogdill, Corbett, Denham, DeSaulnier, Ducheny, Dutton, Emmerson, Florez, Hancock, Harman, Hollingsworth, Huff, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Runner, Simitian, Strickland, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

CONSIDERATION OF DAILY FILE (RESUMED)**UNFINISHED BUSINESS****Consideration of Assembly Amendments**

Senate Concurrent Resolution 93—Relative to Summer Learning and Wellness Month.

Resolution presented by Senator DeSaulnier.

The question being: Shall the Senate concur in the Assembly amendments to SCR 93?



Roll Call

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

AYES (33)—Senators Aanestad, Alquist, Ashburn, Cedillo, Cogdill, Corbett, Correa, Denham, DeSaulnier, Ducheny, Dutton, Emmerson, Florez, Hancock, Harman, Huff, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Runner, Simitian, Steinberg, Strickland, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Above resolution ordered enrolled.

Senate Concurrent Resolution 47—Relative to education funding.

Resolution presented by Senator DeSaulnier.

The question being: Shall the Senate concur in the Assembly amendments to SCR 47?

Roll Call

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

AYES (22)—Senators Alquist, Cedillo, Corbett, Correa, DeSaulnier, Ducheny, Florez, Hancock, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Simitian, Steinberg, Wolk, Wright, and Yee.

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

Above resolution ordered enrolled.

Senate Bill 1434—An act to amend Sections 2153 and 2154 of the Elections Code, relating to voter registration.

Bill presented by Senator Price.

The question being: Shall the Senate concur in the Assembly amendments to SB 1434?

The roll was called.

CALL OF THE SENATE

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

Motion carried.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Concurrent Resolution 106—Relative to the Deputy Chief Kenneth O. Garner Memorial Highway.

Resolution read third time and presented by Senator Wright.

The roll was called.



CALL OF THE SENATE

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

Motion carried.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Concurrent Resolution 107—Relative to Rudolph B. Davila Memorial Interchange.

Resolution read third time and presented by Senator Wright.

Roll Call

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

AYES (33)—Senators Aanestad, Alquist, Ashburn, Cedillo, Cogdill, Corbett, Correa, Denham, DeSaulnier, Ducheny, Emmerson, Florez, Hancock, Harman, Hollingsworth, Huff, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Runner, Simitian, Steinberg, Strickland, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Resolution ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SCR 106)**

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

Roll Call

The names of the absentees were called and SCR 106 was adopted by the following vote:

AYES (32)—Senators Aanestad, Alquist, Ashburn, Cedillo, Cogdill, Corbett, Correa, Denham, DeSaulnier, Ducheny, Emmerson, Florez, Hancock, Hollingsworth, Huff, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Runner, Simitian, Steinberg, Strickland, Wolk, Wright, Wyland, and Yee.

NOES (1)—Senator Harman.

Above resolution ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 1434)**

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



Roll Call

The names of the absentees were called and the Senate concurred in Assembly amendments to SB 1434 by the following vote:

AYES (21)—Senators Alquist, Cedillo, Corbett, DeSaulnier, Ducheny, Florez, Hancock, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Simitian, Steinberg, Wolk, Wright, and Yee.

NOES (13)—Senators Aanestad, Ashburn, Cogdill, Correa, Denham, Dutton, Emmerson, Harman, Hollingsworth, Huff, Runner, Strickland, and Wyland.

Above bill ordered enrolled.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill 884—An act to amend Sections 6225 and 6459 of, and to add Section 6225.1 to, the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator Ashburn.

Urgency Clause

Urgency clause read and adopted by the following vote:

AYES (33)—Senators Aanestad, Alquist, Ashburn, Cedillo, Cogdill, Corbett, Correa, Denham, DeSaulnier, Ducheny, Emmerson, Florez, Hancock, Harman, Hollingsworth, Huff, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Runner, Simitian, Steinberg, Strickland, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Roll Call

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

AYES (33)—Senators Aanestad, Alquist, Ashburn, Cedillo, Cogdill, Corbett, Correa, Denham, DeSaulnier, Ducheny, Emmerson, Florez, Hancock, Harman, Hollingsworth, Huff, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Runner, Simitian, Steinberg, Strickland, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill 2156—An act to amend Section 1050 of the Military and Veterans Code, relating to veterans.

Bill read third time and presented by Senator Denham.

Roll Call

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

AYES (33)—Senators Aanestad, Alquist, Ashburn, Cedillo, Cogdill, Corbett, Correa, Denham, DeSaulnier, Ducheny, Emmerson, Florez, Hancock, Harman, Hollingsworth, Huff, Kehoe, Leno, Liu, Lowenthal,

Negrete McLeod, Padilla, Pavley, Price, Romero, Runner, Simitian, Steinberg, Strickland, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

Assembly Bill 2626—An act to amend Section 831.4 of the Penal Code, relating to public officers.

Bill read third time and presented by Senator Wolk.

Roll Call

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

AYES (33)—Senators Alquist, Ashburn, Cedillo, Cogdill, Corbett, Correa, Denham, DeSaulnier, Ducheny, Dutton, Emmerson, Florez, Hancock, Harman, Hollingsworth, Huff, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Runner, Simitian, Steinberg, Strickland, Wolk, Wright, Wyland, and Yee.

NOES (1)—Senator Aanestad.

Bill ordered transmitted to the Assembly.

Assembly Bill 2564—An act to amend Section 13305 of the Government Code, relating to state finance.

Bill read third time and presented by Senator Wolk.

Roll Call

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

AYES (28)—Senators Alquist, Ashburn, Cedillo, Corbett, Correa, Denham, DeSaulnier, Ducheny, Emmerson, Florez, Hancock, Harman, Kehoe, Leno, Liu, Negrete McLeod, Padilla, Pavley, Price, Romero, Runner, Simitian, Steinberg, Strickland, Wolk, Wright, Wyland, and Yee.

NOES (1)—Senator Hollingsworth.

Bill ordered transmitted to the Assembly.

Assembly Bill 1952—An act to amend Section 12509 of, and to add Section 12509.5 to, the Vehicle Code, relating to vehicles.

Bill read third time and presented by Senator Wolk.

Roll Call

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

AYES (31)—Senators Alquist, Ashburn, Cogdill, Corbett, Correa, Denham, DeSaulnier, Ducheny, Dutton, Emmerson, Florez, Hancock, Harman, Huff, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Runner, Simitian, Steinberg, Strickland, Wolk, Wright, Wyland, and Yee.

NOES (3)—Senators Aanestad, Cedillo, and Hollingsworth.

Bill ordered transmitted to the Assembly.



REPORTS OF STANDING COMMITTEES
Committee on Natural Resources and Water

Date of Hearing, August 9, 2010

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

AB 1260

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

PAVLEY, Chair

Above measure ordered to second reading.

Date of Hearing, August 9, 2010

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

AB 1265

Reports the same back with the recommendation: Do pass.

PAVLEY, Chair

Above bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill 1260—An act to amend Section 153 of, and to add Section 153.5 to, the Water Code, relating to the California Water Commission.

Bill read second time.

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

Assembly Bill 1265—An act to amend Sections 79700, 79702, 79716, 79749, and 79749.5 of, and to amend the heading of Division 26.7 (commencing with Section 79700) of, the Water Code, and to amend Sections 2 and 3 of Chapter 3 of the Seventh Extraordinary Session of the Statutes of 2009, relating to the Safe, Clean, and Reliable Drinking Water Supply Act of 2012, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to third reading.

REQUEST FOR UNANIMOUS CONSENT (AB 1260)

Senator Huff asked for, and was granted, unanimous consent to take up AB 1260 at this time, without reference to file.

Consideration of Assembly Bill 1260

Assembly Bill 1260—An act to amend Section 153 of, and to add Section 153.5 to, the Water Code, relating to the California Water Commission.



Roll Call

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

AYES (26)—Senators Aanestad, Alquist, Ashburn, Cedillo, Correa, Denham, Ducheny, Emmerson, Florez, Harman, Hollingsworth, Huff, Kehoe, Leno, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Runner, Simitian, Steinberg, Strickland, Wright, and Wyland.

NOES (5)—Senators Corbett, DeSaulnier, Hancock, Wolk, and Yee.

Bill ordered transmitted to the Assembly.

UNANIMOUS CONSENT TO SUSPEND JOINT RULE 10.5

Without objection, Joint Rule 10.5 was suspended to permit AB 1265 to be properly before the Senate at this time.

REQUEST FOR UNANIMOUS CONSENT (AB 1265)

Senator Cogdill asked for, and was granted, unanimous consent to take up AB 1265 at this time, without reference to file.

Consideration of Assembly Bill 1265

Assembly Bill 1265—An act to amend Sections 79700, 79702, 79716, 79749, and 79749.5 of, and to amend the heading of Division 26.7 (commencing with Section 79700) of, the Water Code, and to amend Sections 2 and 3 of Chapter 3 of the Seventh Extraordinary Session of the Statutes of 2009, relating to the Safe, Clean, and Reliable Drinking Water Supply Act of 2012, and declaring the urgency thereof, to take effect immediately.

Urgency Clause

The urgency clause was read and adopted by the following vote:

AYES (27)—Senators Aanestad, Alquist, Ashburn, Cedillo, Cogdill, Correa, Denham, Ducheny, Dutton, Emmerson, Florez, Harman, Hollingsworth, Huff, Kehoe, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Simitian, Steinberg, Strickland, Wright, and Wyland.

NOES (7)—Senators Corbett, DeSaulnier, Hancock, Leno, Runner, Wolk, and Yee.

Roll Call

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

AYES (27)—Senators Aanestad, Alquist, Ashburn, Cedillo, Cogdill, Correa, Denham, Ducheny, Dutton, Emmerson, Florez, Harman, Hollingsworth, Huff, Kehoe, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Simitian, Steinberg, Strickland, Wright, and Wyland.

NOES (7)—Senators Corbett, DeSaulnier, Hancock, Leno, Runner, Wolk, and Yee.

Bill ordered transmitted to the Assembly.



UNFINISHED BUSINESS (RESUMED)
Consideration of Assembly Amendments

Senate Bill 525—An act to add Section 4576 to the Penal Code, relating to correctional facilities.

Bill presented by Senator Padilla.

The question being: Shall the Senate concur in the Assembly amendments to SB 525?

Roll Call

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

AYES (34)—Senators Aanestad, Alquist, Ashburn, Cedillo, Cogdill, Corbett, Correa, Denham, DeSaulnier, Ducheny, Dutton, Emmerson, Florez, Hancock, Harman, Hollingsworth, Huff, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Runner, Simitian, Steinberg, Strickland, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.

CONSENT CALENDAR

Assembly Bill 1732—An act relating to parks.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 2021—An act to amend Sections 13108, 13145, and 13146 of the Health and Safety Code, relating to fire protection.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 1879—An act to add Section 737.1 to the Public Utilities Code, relating to utility charges.

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

(NOTE: See Consent Calendar Roll Call)

SPECIAL CONSENT CALENDAR

Senate Bill 1191—An act to amend Section 52055.765 of the Education Code, relating to education funding.

The Senate concurred in Assembly amendments, and the measure ordered enrolled.

(NOTE: See Consent Calendar Roll Call)

Senate Bill 1479—An act to amend Sections 31527 and 31582 of, and to add Section 31618.5 to, the Government Code, relating to public employment.

The Senate concurred in Assembly amendments, and the measure ordered enrolled.

(NOTE: See Consent Calendar Roll Call)



Senate Concurrent Resolution 54—Relative to the R. Kirk Lindsey Memorial Highway.

The Senate concurred in Assembly amendments, and the measure ordered enrolled.

(NOTE: See Consent Calendar Roll Call)

Senate Bill 1188—An act to add Section 3049 to the Family Code, relating to child custody.

The Senate concurred in Assembly amendments, and the measure ordered enrolled.

(NOTE: See Consent Calendar Roll Call)

Senate Bill 1405—An act to amend Section 10127.7 of the Insurance Code, relating to insurance.

The Senate concurred in Assembly amendments, and the measure ordered enrolled.

(NOTE: See Consent Calendar Roll Call)

Senate Bill 1493—An act to amend Sections 75.31, 155.20, 465, 619, 621, and 3698.7 of the Revenue and Taxation Code, relating to property taxation.

The Senate concurred in Assembly amendments, and the measure ordered enrolled.

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 953—An act to amend Section 1808.22 of the Vehicle Code, relating to vehicles.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 1729—An act to amend Section 18974.5 of the Government Code, relating to civil service examinations.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 1753—An act to amend Sections 330a, 330b, and 330.1 of the Penal Code, relating to slot machines.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 1813—An act to amend Sections 6254.21 and 6254.24 of the Government Code, relating to public officials.

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

(NOTE: See Consent Calendar Roll Call)



Assembly Bill 2783—An act to amend Section 35 of the Business and Professions Code, relating to professions and vocations.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Concurrent Resolution 146—Relative to the Sergeant Mark Dunakin, Sergeant Ervin Romans, and Officer John Hege Memorial Bridge.

Resolution read, adopted, and ordered transmitted to the Assembly.

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 1671—An act to amend Section 25060 of the Government Code, relating to county government.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 2249—An act to add Section 14840 to the Government Code, and to amend Section 999 of the Military and Veterans Code, relating to state government.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 2344—An act to amend Section 2786 of the Business and Professions Code, relating to nursing.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 2500—An act to amend Section 114 of, and to repeal Section 114.5 of, the Business and Professions Code, relating to professions and vocations.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 2538—An act to amend Sections 1755, 1757, 2124, 2626, and 2629 of, and to add Section 1755.1 to, the Unemployment Insurance Code, relating to unemployment insurance.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 2683—An act to amend Sections 2544, 2553.6, 2559.4, and 2564 of, and to add Section 3070.1 to, the Business and Professions Code, relating to optometry.

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

(NOTE: See Consent Calendar Roll Call)



Assembly Bill 2717—An act to amend Section 787.1 of the Insurance Code, relating to insurance.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 145—An act to amend Section 34620 of, and to add Section 34510.5 to, the Vehicle Code, relating to vehicles.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 1795—An act to amend Sections 48001, 48002, 48002.5, 48003, 76750, 79222, 79271, and 79292 of, and to repeal Section 75540 of, the Food and Agricultural Code, relating to agriculture.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 2419—An act to amend Sections 27, 101, 130, 144, 205, 7000, 7000.5, 7002, 7007, 7011, 7011.4, 7011.5, 7011.8, 7015, 7017.3, 7026.2, 7026.3, 7026.11, 7026.12, 7027.1, 7027.3, 7027.5, 7028.1, 7028.3, 7028.4, 7028.14, 7029.5, 7029.6, 7030, 7031, 7034, 7042.1, 7055, 7056, 7057, 7058, 7058.5, 7058.6, 7058.7, 7058.8, 7059, 7065.2, 7065.3, 7068.5, 7071.5, 7071.6, 7071.10, 7071.12, 7071.14, 7080.5, 7085.5, 7099.4, 7099.10, 7116, 7118.4, 7118.5, 7118.6, 7119, 7120, 7123.5, 7124.6, 7125, 7126, 7135, 7136, 7137.5, 7138, 7139.1, 7139.2, 7139.5, 7139.8, 7139.10, 7145, 7145.5, 7151, 7155, 7159, 8516, 16000, 16100, and 19164 of, and to amend and repeal Section 7000.6 of, the Business and Professions Code, to amend Section 3084 of the Civil Code, to amend Section 116.220 of the Code of Civil Procedure, to amend Section 17250.25 of the Education Code, to amend Sections 14137, 14661, 14661.1, 26509, 63047, and 70391.7 of the Government Code, to amend Sections 19825 and 25284.1 of the Health and Safety Code, to amend Sections 98.9, 3099, 3099.2, and 6652 of the Labor Code, to amend Sections 396 and 830.3 of the Penal Code, to amend Sections 6100, 6805, 10262, 10762, 20103.5, 20175.2, 20193, 20209.7, 20688.6, 20919.4, and 22010 of the Public Contract Code, to amend Section 327 of the Public Utilities Code, to amend Section 143 of the Streets and Highways Code, and to amend Section 1095 of the Unemployment Insurance Code, relating to contractors.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 2331—An act to amend Section 3254.5 of the Government Code, relating to firefighters.

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

(NOTE: See Consent Calendar Roll Call)



Assembly Bill 1224—An act to amend Section 149.9 of the Streets and Highways Code, relating to transportation.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 2612—An act to amend Sections 12841.4, 19204, 19220, 19312, 46003, 46004.1, 46009, 46013, 46013.1, 46013.2, and 46014.1 of the Food and Agricultural Code, and to amend Section 110485 of the Health and Safety Code, relating to food and agriculture.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 2009—An act to amend Section 76104.6 of the Government Code, relating to county penalties.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 2101—An act to add Sections 18112 and 18604 to the Elections Code, relating to elections.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 2406—An act to add Section 33334.25 to the Health and Safety Code, relating to redevelopment.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 2362—An act to amend Section 33420.1 of the Health and Safety Code, relating to redevelopment.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 1775—An act to amend Section 37222 of, to add Sections 37222.10, 37222.11, 37222.12, 37222.13, 37222.14, and 37222.15 to, and to repeal Section 37222.5 of, the Education Code, and to add Section 6722 to the Government Code, relating to public schools.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 1695—An act to amend Sections 830.1 and 831.5 of the Penal Code, relating to law enforcement officers.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 2410—An act to amend Section 13879.80 of the Penal Code, relating to child abuse.

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

(NOTE: See Consent Calendar Roll Call)



Assembly Concurrent Resolution 132—Relative to the John F. Reginato Boat Ramp.

Resolution read, adopted, and ordered transmitted to the Assembly.

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 2365—An act to amend Sections 401, 402, 404, 405, 406, 407, 408, 409.1, 409.3, and 409.4 of, and to add Sections 409.14, 812, and 829 to, the Military and Veterans Code, relating to veterans.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 2487—An act to amend Section 170.1 of the Code of Civil Procedure, relating to judges.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 1867—An act to amend Section 65583.1 of the Government Code, relating to land use.

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

(NOTE: See Consent Calendar Roll Call)

Assembly Bill 1746—An act to amend Section 5600 of, and to add Section 5600.05 to, the Business and Professions Code, relating to architects.

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

(NOTE: See Consent Calendar Roll Call)

Consent Calendar Roll Call

The roll was called and the above measures on the Consent Calendar passed by the following vote:

AYES (34)—Senators Aanestad, Alquist, Ashburn, Cedillo, Cogdill, Corbett, Correa, Denham, DeSaulnier, Ducheny, Dutton, Emmerson, Florez, Hancock, Harman, Hollingsworth, Huff, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Runner, Simitian, Steinberg, Strickland, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

REQUEST TO BE ADDED TO ROLL CALL

August 9, 2010

Mr. Secretary: Pursuant to the provisions of Senate Rule 44, I request to be recorded as voting on the following measures taken up on this day:

SCR 93—Aye SCR 47—Aye SJR 35—Aye

DARRELL STEINBERG, President pro Tempore

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 illness: Senators Calderon, Oropeza, and Walters.

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

At 6:18 p.m., on motion of Senator Steinberg, further proceedings under the quorum call of the Senate were dispensed with.

MOTION TO ADJOURN

Senator Steinberg moved that the Senate stand in recess until the hour of 6:30 p.m. The Desk shall remain open to receive communications and to conduct the business of the day. At 6:30 p.m., the Senate will adjourn until Tuesday, August 10, 2010.

Motion carried.

INTRODUCTION AND FIRST READING OF SENATE MEASURES

The following measures were introduced, read the first time and transmitted to the Committee on Rules:

Senate Concurrent Resolution 121: By Senator Alquist (Coauthor: Assembly Member Logue)—Relative to Alzheimer's disease.

Senate Concurrent Resolution 122: By Senator Kehoe—Relative to the Esteban Bahena Memorial Highway.

Senate Concurrent Resolution 123: By Senator Cedillo (Coauthors: Senators Alquist, Corbett, Correa, DeSaulnier, Ducheny, Dutton, Florez, Leno, Lowenthal, Padilla, Pavley, Romero, Steinberg, Wolk, and Wright) (Coauthors: Assembly Members Arambula, Coto, De La Torre, De León, Mendoza, V. Manuel Pérez, Salas, and Solorio)—Relative to the Mexican bicentennial celebration.

Senate Joint Resolution 36: By Senator Cedillo (Principal coauthor: Assembly Member Tom Berryhill) (Coauthors: Senators Aanestad, Alquist, Ashburn, DeSaulnier, Ducheny, Dutton, Emmerson, Hancock, Huff, Leno, Pavley, Romero, Steinberg, and Wright) (Coauthors: Assembly Members Arambula, Evans, Saldaña, and Smyth)—Relative to trade and food supply with Cuba.

MEASURE WITHDRAWN AND RE-REFERRED TO COMMITTEE

Without objection, **AB 1554** was withdrawn from the Committee on Revenue and Taxation and re-referred to the Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill 1956—An act to amend Section 19348 of the Food and Agricultural Code, relating to wildlife.

Bill read third time.



Amendments Adopted

Amendments to AB 1956 proposed by Senator Wolk were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 1652—An act to add Article 4 (commencing with Section 115815) to Chapter 4 of Part 10 of Division 104 of the Health and Safety Code, relating to public safety.

Bill read third time.

Amendments Adopted

Amendments to AB 1652 proposed by Senator Yee were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 2028—An act to amend Sections 56.10 and 56.104 of the Civil Code, relating to medical information.

Bill read third time.

Amendments Adopted

Amendments to AB 2028 proposed by Senator Leno were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 558—An act to add and repeal Section 680.1 of the Penal Code, relating to sexual assault crimes.

Bill read third time.

Amendments Adopted

Amendments to AB 558 proposed by Senator Hancock were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 2397—An act to amend Section 4850 of the Labor Code, relating to workers' compensation.

Bill read third time.

Amendments Adopted

Amendments to AB 2397 proposed by Senator Calderon were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 2203—An act to add Section 66406.5 to the Education Code, relating to public postsecondary education.

Bill read third time.

Amendments Adopted

Amendments to AB 2203 proposed by Senator Correa were read and adopted and the measure ordered printed and to second reading.

**UNANIMOUS CONSENT GRANTED
TO RESCIND ACTION (AB 1268)**

Without objection, unanimous consent was granted that the action be rescinded whereby AB 1268 was passed to the Assembly, and that the measure be taken up at this time without reference to file.



Consideration of Assembly Bill 1268

Assembly Bill 1268—An act to amend Sections 110, 1210, 1211, 1212, 1501.2, and 1583 of, to add Sections 220, 221, 222, 223, 230.5, 236, 250.5, 291, 292, 293, 352, 353, 354, 355, 356, 357, 511, 770, 1339, and 3828 to, to add Article 3.5 (commencing with Section 240), Article 7 (commencing with Section 295), Article 8 (commencing with Section 305), and Article 9 (commencing with Section 335) to Chapter 2 of Division 1 of, to repeal Sections 100, 101, 107.5, 116, 117, 118, 684, 1817, 1818, 1819, 1819.5, 1820, 1821, 1822, 1824, 1825, 1880, 1880.5, 1881, 1882, 1883, 1884, 1885, 1886, 1887, 1888, 1889, 1890, 1891, 1892, 1893, 1910, 1911, 1911.5, 1912, 1913, 1913.5, 1951, 1952, 14200, 14200.1, 14200.2, 14201, 14204, 14205, 14208, 14209, 14253, 14255, 14257, 34100, 34100.5, 34101, 34102, 34103, 34104, 34105, 34106, 34107, 34108, 34109, 34110, 34111, 34112, and 34113 of, to repeal Chapter 17 (commencing with Section 3100) of Division 1 of, to repeal Article 3 (commencing with Section 14300) and Article 5 (commencing with Section 14380) of Chapter 3 of Division 5 of, and to repeal Chapter 11 (commencing with Section 31700) of Division 15 of, the Financial Code, relating to financial institutions.

Bill read.

Motion to Amend

Amendments to AB 1268 proposed by Senator Runner were read and adopted and the measure ordered printed and to second reading.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill 2464—An act to amend Sections 12509 and 12814.6 of the Vehicle Code, relating to vehicles.

Bill read third time.

Amendments Adopted

Amendments to AB 2464 proposed by Senator Lowenthal were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 2695—An act to add Chapter 27 (commencing with Section 79401) to Part 2 of Division 22 of the Food and Agricultural Code, relating to agriculture, and making an appropriation therefor.

Bill read third time.

Amendments Adopted

Amendments to AB 2695 proposed by Senator Negrete McLeod were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 2068—An act to amend Section 1203.4a of the Penal Code, relating to expungement standards.

Bill read third time.



Amendments Adopted

Amendments to AB 2068 proposed by Senator Wright were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 1641—An act to amend Section 33030 of, and to add Section 33331.4 to, the Health and Safety Code, relating to redevelopment. Bill read third time.

Amendments Adopted

Amendments to AB 1641 proposed by Senator Wright were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 1675—An act to amend Section 19.8 of, and to add Section 602.13 to, the Penal Code, relating to trespassing. Bill read third time.

Amendments Adopted

Amendments to AB 1675 proposed by Senator Leno were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 1873—An act to add Sections 6509.6, 16480.45, and 20194.5 to the Government Code, and to amend Section 11797 of the Insurance Code, relating to Property Assessed Clean Energy Bonds. Bill read third time.

Amendments Adopted

Amendments to AB 1873 proposed by Senator Pavley were read and adopted and the measure ordered printed and to second reading.

REQUEST FOR UNANIMOUS CONSENT (AB 519)

Senator Correa asked for, and was granted, unanimous consent that AB 519 be taken from the inactive file and taken up at this time.

Consideration of Assembly Bill 519

Assembly Bill 519—An act to amend Section 3068.1 of the Civil Code, and to add Section 22651.07 to the Vehicle Code, relating to vehicles.

Bill read second time.

Motion to Amend

Amendments to AB 519 proposed by Senator Correa were read and adopted and the measure ordered printed and to second reading.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill 702—An act to amend Section 50517.5 of the Health and Safety Code, relating to housing and community development. Bill read third time.



Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to AB 702 pursuant to Joint Rule 58.

ASSEMBLY MEMBER SALAS

Permission of Rules Committee

Senate Chamber, August 9, 2010

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 702.

STEINBERG, Chair

Amendments Adopted

Amendments to AB 702 proposed by Senator Ashburn were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 1524—An act to amend Sections 1630 and 1632 of, to add Sections 1632.1 and 1632.6 to, and to repeal Section 1631 of, the Business and Professions Code, relating to dentistry.

Bill read third time.

Amendments Adopted

Amendments to AB 1524 proposed by Senator Yee were read and adopted and the measure ordered printed and to second reading.

SENATE COMMITTEE ROLL CALLS**Committee on Judiciary**

SB 662—That the Assembly amendments be concurred in

AYES (3)—Senators Corbett, Hancock, and Leno.

NOES (1)—Senator Harman.

Date of Hearing: 8/9/2010

Corbett (Chair)

Committee on Natural Resources and Water

AB 1260—Do pass as amended

AYES (7)—Senators Hollingsworth, Huff, Kehoe, Lowenthal, Padilla, Pavley, and Simitian.

NOES (1)—Senator Wolk.

AB 1265—Do pass

AYES (8)—Senators Cogdill, Hollingsworth, Huff, Kehoe, Lowenthal, Padilla, Pavley, and Simitian.

NOES (1)—Senator Wolk.

Date of Hearing: 8/9/2010

Pavley (Chair)

REQUESTS TO ADJOURN IN MEMORIAM

Senators Padilla, Kehoe, Wright, and Steinberg requested that when the Senate adjourns this day it do so in memory of Dana Appling of San Diego.

Senators Simitian and Yee requested that when the Senate adjourns this day it do so in memory of Laurence William “Bill” Lane Jr. of Portola Valley.



Senator Wolk requested that when the Senate adjourns this day it do so in memory of Carlos Ledesma of Arizona and Carl Whitmire, James Edward Smith, James K. Mahoney, and Diana Carroll Margand of Stockton and Veto Ramirez.

ADJOURNMENT

At 6:30 p.m., on motion of Senator Steinberg, the Senate adjourned pursuant to the Senators' requests until 9 a.m., Tuesday, August 10, 2010.

PAULA K. ROSSETTO, Minute Clerk

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