

CALIFORNIA LEGISLATURE

2009–10 REGULAR SESSION

---

---

# SENATE DAILY JOURNAL

TWO HUNDRED FIFTY-NINTH LEGISLATIVE DAY

---

## IN SENATE

---

Senate Chamber, Sacramento  
Monday, August 30, 2010

The Senate met at 10 a.m.  
Hon. Gloria Romero, of the 24th 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, Blakeslee, Calderon, 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, Walters, Wolk, Wright, Wyland, and Yee (waiving per diem)—37.

Quorum present.

*(NOTE: Senators Oropeza and Wiggins will be excused this day due to illness.)*



**PRAYER**

Upon invitation of the President, the following prayer was offered by Dr. Metwalli Amer, SALAM Islamic Center of Sacramento:

In his inaugural speech after being selected to succeed the Prophet Muhammad (pbuh), the first Caliph, Abu Bakr, established humility and the rule of law for his government when he declared:

“O people, I have been selected your leader although I am not better than anyone of you. If I do well, support me. If I do wrong, set me right. Listen, follow me as long as I obey the law; and disobey me if I fail to follow the law.”

*O Mighty God, We pray:*

1. To guide our senators to the way of humility when arrogance appears to be the attractive way,
2. To instill in them compassion in dealing with each other while running the affairs of our State,
3. To bring them together to set examples for how people of opposing views can work out their differences for the good of all the diverse people of California,
4. To Give them the vision to see right as right and help them to follow it, and see wrong as wrong and help them to avoid it,

With God’s peace and blessings.—AMEN.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

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

**MESSAGES FROM THE GOVERNOR**

Governor’s Office, State Capitol  
August 30, 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

STANLEY A. BAJORIN, has been acting chief deputy director of the Department of Mental Health since 2009 and was deputy director of administration from 2007 to 2009. He was deputy assistant secretary for the Resources Agency from 2005 to 2007 and was a staff finance budget analyst for the Department of Finance from 2004 to 2005. Previously, Bajorin worked for the Department of Fish and Game as chief of the budget branch from 2001 to 2004, chief of the fiscal and administrative services branch from 1995 to 2001 and chief of the audits branch from



1993 to 1995. Prior to that, he was an audit supervisor for the Office of the State Controller from 1979 to 1993, where he was previously staff auditor from 1977 to 1979. Appointed 08/20/10. Effective 08/20/10.

Chief Deputy Director, Department of Mental Health, vice, Elaine D. Bush, resigned, term ending at the Pleasure of the Governor.

K. MAURICE JOHANNESSEN, he served as secretary of the Department of Veterans Affairs from 2002 until his retirement in 2003. Johannessen served as a member of the California State Senate, representing District 4, from 1993 to 2002, where he also served as chair of the Republican Caucus from 1996 to 1997. He was a member of the Shasta County Board of Supervisors from 1990 to 1993, where he served as chair in 1992. Prior to that, Johannessen was a member of the Redding City Council from 1986 to 1990, serving as mayor from 1988 to 1989. In 2009, he founded the non-profit California Veterans Assistant Group, where he currently serves as president. Appointed 08/17/10. Effective 08/25/10.

Member, State Park and Recreation Commission, vice, Gail E. Kautz, term expired, term ending 01/15/14.

GREG A. MORRISON, he has served as director of legislative and community affairs for the Water Employee Services Authority since 2001. Previously, Morrison worked as a government relations officer for the Western Municipal Water District from 2000 to 2001 and was an account supervisor for O'Reilly Public Relations from 1998 to 2000. He was manager of government affairs for Sharp HealthCare Systems from 1997 to 1998 and was a field representative for the California State Legislature from 1994 to 1997. From 1991 to 1994, he worked as a community liaison for the U.S. House of Representatives. Morrison is president of the Murrieta Temecula Group Board of Directors and chairman of Southwest California Legislative Council. He is a member of the Association of California Water Agencies. Appointed 08/06/10. Effective 08/25/10.

Member, California Regional Water Quality Control Board, Santa Ana Region, vice, Deborah K. Neev, appointment ended, term ending 09/30/11.

MARK H. MURAI, he has been president of the California Strawberry Commission since 2005. Previously, Murai was president of Calberi from 1998 to 2005 and was president of Murai Farms from 1998 to 2005. He was manager for Triple M Packing from 1997 to 2005 and was a managing member at North River Ranch from 1985 to 2005. From 1983 to 1985, Murai worked as a manager at Empire Tractor Company. He is a member of the United Fresh Produce Association Board of Directors and the U.S. Trade Representatives Agricultural Technical Advisory Committee. Appointed 08/06/10. Effective 08/24/10.

Member, California Regional Water Quality Control Board, Santa Ana Region, vice, Mary E. Cramer, term expired, term ending 09/30/12.



JOHN CHIN, MD, has served as a member of the Medical Board of California since 2006. He has been associate clinical professor for University of California, Davis since 2004, partner for Regional Cardiology Associates Medical Group since 1996, director of cardiac transplant service at Sutter Heart Institute since 1997 and director of cardiac telemetry at Mercy General Hospital since 1990. Previously, Chin was a partner at Cardiovascular Care Medical Group from 1986 to 1996 and associate in practice with Dr. Gerd Struver from 1983 to 1986. He is a member of the Sutter Hospital Foundation Board, executive council member for Heart Failure Society of America and member of the Chinese American Medical Association of California. Reappointed 07/15/10. Effective 08/30/10.

Member, Medical Board of California, term ending, 06/01/14.

Above appointments referred to the Committee on Rules.

## **REPORTS OF STANDING COMMITTEES**

### **Committee on Rules**

State Capitol, August 30, 2010

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

**Public Employment and Retirement**—AB 194 and AB 226.

State Capitol, August 30, 2010

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

**Human Services**—AB 222.

Senate Chamber, August 30, 2010

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

AB 12

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 12**—An act to amend Section 17552 of the Family Code, to amend Sections 1501.1 and 1505 of, and to add Section 1502.7 to, the Health and Safety Code, and to amend Sections 241.1, 293, 295, 297, 303, 317, 358.1, 360, 361.45, 361.5, 366, 366.21, 366.22, 366.25, 366.3, 366.4, 388, 727.2, 785, 10609.4, 11008.15, 11155.5, 11253, 11363, 11376, 11400, 11401, 11401.1, 11401.4, 11402, 11403.2, 11405, 11450, 11450.16, 11454.5, 11461, 11464, 11465, 11466.23, 11466.24, 13754, 13757, 16120, 16123, 16501, 16501.1, 16501.25, 16503, 16504.5, 16507.3, 16507.4, 16507.6, and 16508 of, to amend, repeal, and add Sections 391 and 11403 of, to add Sections 300.3, 366.31, 10101.2, 11217, 11253.3, 11401.05, and 11402.2 to, to add Article 4.7 (commencing with Section 11385) to Chapter 2 of Part 3 of Division 9 of, to repeal and add

Section 11401.5 of, and to repeal and add Article 4.5 (commencing with Section 11360) of Chapter 2 of Part 3 of Division 9 of, the Welfare and Institutions Code, relating to foster children.

Bill read second time.

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

#### **Committee on Local Government**

Date of Hearing: August 30, 2010

Madam President: The Committee on Local Government, to which were referred:

AB 827

AB 900

Reports the same back with the recommendation: That pursuant to Senate Rule 29.10 the measures be re-referred to the Committee on Appropriations pursuant to Joint Rule 10.5.

KEHOE, Vice Chair.

Above measures re-referred to the Committee on Appropriations.

#### **Committee on Rules**

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

**Transportation and Housing**—AB 2098.

#### **Committee on Health**

August 30, 2010

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

SB 1237

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

ALQUIST, Chair

Above measure ordered to unfinished business.

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

**Assembly Bill 153**—An act to amend Section 79770 of the Water Code, relating to water, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

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

**Assembly Bill 1955**—An act to amend Section 54957.6 of, and to add Sections 34096 and 54957.05 to, the Government Code, to add Section 33138 to the Health and Safety Code, and to add Section 17043.5 to the Revenue and Taxation Code, relating to public officers, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to third reading.



**Assembly Bill 2036**—An act to add Sections 10111.2 and 20103.7 to the Public Contract Code, relating to public contracts.

Bill read second time and ordered to third reading.

**MOTION TO RE-REFER TO COMMITTEE**

Senator Romero moved that **AB 1012** and **AB 1581** be re-referred to the Committee on Rules.

Motion carried.

**MOTIONS TO REFER MEASURES TO INACTIVE FILE**

Senator Padilla moved that **AB 1108** be placed on the inactive file.

Senator Wolk moved that **AB 2078** be placed on the inactive file.

Senator Romero moved that **SB 1316** be placed on the inactive file.

Senator Romero moved that **AB 2110**, **AB 1215**, and **AB 2137** be placed on the inactive file.

Senator Yee moved that **AB 2483** be placed on the inactive file.

Senator Kehoe moved that **AB 2595** be placed on the inactive file.

Senator Strickland moved that **AB 2153** be placed on the inactive file.

Above motions carried.

**CONSIDERATION OF DAILY FILE (RESUMED)**

**THIRD READING OF ASSEMBLY BILLS**

**Assembly Bill 1743**—An act to amend Sections 7513.8, 82002, and 82039 of, and to add Sections 7513.86, 7513.87, 82025.3, 82047.3, and 86206 to, the Government Code, relating to the Political Reform Act of 1974.

Bill read third time and presented by Senator Correa.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 1934**—An act to amend Sections 7574.14 and 7582.2 of the Business and Professions Code, and to amend Sections 626.9, 12001, 12025, 12026, 12026.2, and 12590 of, and to add Section 12037 to, the Penal Code, relating to firearms.

Bill read third time and presented by Senator DeSaulnier.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.



**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Concurrent Resolution 97**—Relative to Make a Difference Day.

Resolution read third time and presented by Senator Price.

**Roll Call**

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

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

NOES (0)—None.

Resolution ordered transmitted to the Assembly.

**Assembly Joint Resolution 43**—Relative to television audio loudness.

Resolution read third time and presented by Senator Lowenthal.

**Roll Call**

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

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

NOES (11)—Senators Ashburn, Blakeslee, Correa, Denham, Emmerson, Harman, Hollingsworth, Huff, Runner, Strickland, and Walters.

Resolution ordered transmitted to the Assembly.

**Assembly Bill 1810**—An act to amend Section 21628.2 of the Business and Professions Code, and to amend Sections 11106, 12001, 12021.3, 12071, 12072, 12073, 12076, 12077, 12077.5, 12078, and 12082 of the Penal Code, relating to firearms.

Bill read third time and presented by Senator DeSaulnier.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 408**—An act to add and repeal Section 8254.5 of, and to add and repeal Article 5.5 (commencing with Section 8260) of Chapter 2 of Part 3 of Division 6 of, the Fish and Game Code, relating to commercial fishing.

Bill read third time and presented by Senator Kehoe.



**Roll Call**

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

AYES (23)—Senators Alquist, Blakeslee, Calderon, Cedillo, Corbett, DeSaulnier, Ducheny, Florez, Harman, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Simitian, Steinberg, Wolk, Wright, and Yee.

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

Bill ordered transmitted to the Assembly.

**Assembly Bill 2389**—An act to add Section 1367.49 to the Health and Safety Code, and to add Section 10133.64 to the Insurance Code, relating to health care coverage.

Bill read third time and presented by Senator Alquist.

**Roll Call**

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

AYES (29)—Senators Aanestad, Alquist, Blakeslee, Cedillo, Cogdill, Corbett, Denham, DeSaulnier, Ducheny, Emmerson, Florez, Harman, Hollingsworth, Huff, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Runner, Simitian, Steinberg, Strickland, Wright, and Wyland.

NOES (6)—Senators Ashburn, Calderon, Correa, Walters, Wolk, and Yee.

Bill ordered transmitted to the Assembly.

**Assembly Bill 50**—An act to amend Section 65302.6 of the Government Code, and to add Sections 170.5, 195.146, 195.147, 195.148, 195.152, 195.153, 195.154, 195.155, 195.156, 195.157, 195.161, 195.162, 195.163, 195.173, 195.174, 195.175, 218.1, 17207.1, and 24347.6 to, the Revenue and Taxation Code, relating to disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator Kehoe.

**Urgency Clause**

Urgency clause read.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.





**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 2567**—An act to amend Section 40207 of, and to add and repeal Article 3.6 (commencing with Section 40245) of Chapter 1 of Division 17 of, the Vehicle Code, relating to vehicles.

Bill read third time and presented by Senator Kehoe.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 2551**—An act to add Article 3 (commencing with Section 128198.6) to Chapter 3 of Part 3 of Division 107 of the Health and Safety Code, relating to health workers, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator Yee.

**Urgency Clause**

Urgency clause read.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 2490**—An act to add Section 11658.5 to the Insurance Code, relating to workers' compensation insurance.

Bill read third time and presented by Senator Price.

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 ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 2274**—An act to amend Section 12304.2 of the Welfare and Institutions Code, relating to in-home supportive services.

Bill read third time and presented by Senator Liu.

The roll was called.



**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 2541**—An act to amend Sections 120130 121022, and 121025 of the Health and Safety Code, relating to public health.

Bill read third time and presented by Senator Emmerson.

**Roll Call**

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

AYES (37)—Senators Aanestad, Alquist, Ashburn, Blakeslee, Calderon, 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, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**Assembly Bill 2786**—An act to amend Sections 120130 and 121025 of the Health and Safety Code, relating to public health.

Bill read third time and presented by Senator Alquist.

**Roll Call**

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

AYES (37)—Senators Aanestad, Alquist, Ashburn, Blakeslee, Calderon, 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, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**Assembly Concurrent Resolution 177**—Relative to the 20th anniversary of the Americans with Disabilities Act.

Resolution read third time and presented by Senator Corbett.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.



**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

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

Bill read third time and presented by Senator Corbett.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 1822**—An act to amend Section 4600.5 of the Business and Professions Code, relating to massage therapy.

Bill 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 ASSEMBLY BILLS (RESUMED)**

**Assembly Joint Resolution 45**—Relative to Lifelong Learning Accounts.

Resolution read third time and presented by Senator Corbett.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 2530**—An act to amend Sections 16142, 16142.1, and 51244 of, and to add and repeal Section 51244.3 of, the Government Code, relating to local government.

Bill read third time and presented by Senator Price.

**Roll Call**

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

AYES (37)—Senators Aanestad, Alquist, Ashburn, Blakeslee, Calderon, 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, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**Assembly Bill 1405**—An act to add Part 5 (commencing with Section 71420) to Division 34 of the Public Resources Code, relating to climate change.

Bill read third time and presented by Senator Lowenthal.

The roll was called.

#### CALL OF THE SENATE

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

Motion carried.

#### THIRD READING OF ASSEMBLY BILLS (RESUMED)

**Assembly Bill 1799**—An act to amend Section 3014 of the Elections Code, relating to elections.

Bill read third time and presented by Senator Hancock.

The roll was called.

#### CALL OF THE SENATE

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

Motion carried.

#### THIRD READING OF ASSEMBLY BILLS (RESUMED)

**Assembly Bill 1681**—An act to add and repeal Section 4001 of the Elections Code, relating to elections.

Bill read third time and presented by Senator Hancock.

The roll was called.

#### CALL OF THE SENATE

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

Motion carried.

#### UNFINISHED BUSINESS

##### Consideration of Assembly Amendments

**Senate Bill 435**—An act to add Section 27202.1 to the Vehicle Code, relating to vehicles.

Bill presented by Senator Pavley.

The question being: Shall the Senate concur in the Assembly amendments to SB 435?

The roll was called.



**CALL OF THE SENATE**

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

Motion carried.

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

**Senate Bill 1476**—An act to add Chapter 5 (commencing with Section 8380) to Division 4.1 of, and to repeal Section 393 of, the Public Utilities Code, relating to public utilities.

Bill presented by Senator Padilla.

The question being: Shall the Senate concur in the Assembly amendments to SB 1476?

**Roll Call**

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

AYES (37)—Senators Aanestad, Alquist, Ashburn, Blakeslee, Calderon, 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, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.

**Senate Bill 1266**—An act to amend Section 4532 of, and to add Section 1170.05 to, the Penal Code, relating to inmates.

Bill presented by Senator Liu.

The question being: Shall the Senate concur in the Assembly amendments to SB 1266?

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

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

**Senate Bill 1169**—An act to amend Section 17516 of the Government Code, and to amend Sections 175, 182, 186, 1055, 1055.2, 1228.5, 1228.7, 1241, 1241.6, 1410, 1675, 1701.3, 1703.6, 13176, 13193, 13204, 13220, 13261, 13274, 13285, 13291, 13304.1, 13320, 13330, 13376, 13392, 13392.5, 13395.5, 13396.7, 13426, 13442, 13521, 13522, 13523, 13523.1, 13528, 13540, 13552.4, 13553, 13576, 13578, 13580.9, 13627, 13627.4, 13755, 13800, 13801, 13903, 13904, and 13952.1 of, to amend the headings of Article 1 (commencing with Section 13300) and Article 2

(commencing with Section 13320) of Chapter 5 of Division 7 of, to amend and renumber Section 13274 of, to add Section 13248 to, and to repeal Sections 1062 and 1241.5 of, the Water Code, relating to water.

Bill presented by Senator Lowenthal.

The question being: Shall the Senate concur in the Assembly amendments to SB 1169?

The roll was called.

#### **CALL OF THE SENATE**

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

Motion carried.

#### **UNFINISHED BUSINESS (RESUMED)**

##### **Consideration of Assembly Amendments**

**Senate Bill 1340**—An act to amend Section 44272 of the Health and Safety Code, to amend Sections 26100, 26104, 26121, and 26123 of the Public Resources Code, and to add Sections 5898.15, 5898.23, and 5899.3 to the Streets and Highways Code, relating to energy.

Bill presented by Senator Kehoe.

The question being: Shall the Senate concur in the Assembly amendments to SB 1340?

The roll was called.

#### **CALL OF THE SENATE**

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

Motion carried.

#### **UNFINISHED BUSINESS (RESUMED)**

##### **Consideration of Assembly Amendments**

**Senate Bill 657**—An act to add Section 1714.43 to the Civil Code, and to add Section 19547.5 to the Revenue and Taxation Code, relating to human trafficking.

Bill presented by Senator Steinberg.

The question being: Shall the Senate concur in the Assembly amendments to SB 657?

The roll was called.

#### **CALL OF THE SENATE**

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

Motion carried.

#### **REQUEST FOR UNANIMOUS CONSENT (AB 2470)**

Senator Padilla asked for, and was granted, unanimous consent that AB 2470 be withdrawn from committee and taken up at this time, without reference to file.



**Consideration of Assembly Bill 2470**

**Assembly Bill 2470**—An act to amend Sections 1365, 1367.01, 1367.15, 1368, 1389.21, and 1389.3 of, and to repeal Sections 1357.11, 1357.53, and 1357.54 of, the Health and Safety Code, and to amend Sections 10123.135, 10273.4, 10273.6, 10384.17, and 10713 of, and to add Section 10273.7 to, the Insurance Code, relating to health care coverage.

Bill read.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF SENATE BILLS**

**Senate Resolution 51**—Relative to sexual orientation discrimination. Resolution read third time and presented by Senator Leno.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

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

**Senate Bill 289**—An act to amend Sections 1265.8 and 130060 of, and to add Sections 1265.9, 130064, 130065.1, and 130066 to, the Health and Safety Code, relating to health facilities, and making an appropriation therefor.

Bill presented by Senator Ducheny.

The question being: Shall the Senate concur in the Assembly amendments to SB 289?

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**REQUEST FOR UNANIMOUS CONSENT (ACR 154)**

Senator Dutton asked for, and was granted, unanimous consent that ACR 154 be withdrawn from committee and taken up at this time, without reference to file.



**Consideration of Assembly Concurrent Resolution 154**

**Assembly Concurrent Resolution 154**—Relative to the E. L. Yeager Interchange.

Resolution read.

**Roll Call**

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

AYES (37)—Senators Aanestad, Alquist, Ashburn, Blakeslee, Calderon, 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, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Resolution ordered transmitted to the Assembly

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

**Senate Bill 194**—An act to add Section 50834.5 to the Health and Safety Code, relating to community development.

Bill presented by Senator Florez.

The question being: Shall the Senate concur in the Assembly amendments to SB 194?

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

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

**Senate Bill 392**—An act to amend Sections 7025, 7028.5, 7029, 7065, 7065.1, 7065.5, 7068, 7068.1, 7068.2, 7069, 7071, 7071.7, 7071.8, 7071.9, 7071.11, 7071.17, 7072.5, 7075.1, 7076, 7076.2, 7085.6, 7090, 7090.1, 7096, 7121, 7121.1, 7121.5, 7121.6, 7122, 7122.1, 7122.2, 7122.5, 7137, 7138, 7152, 7159, and 7159.10 of, and to add Sections 7071.6.5 and 7071.19 to, the Business and Professions Code, and to amend Section 17002 of the Corporations Code, relating to contractors, and making an appropriation therefor.

Bill presented by Senator Florez.

The question being: Shall the Senate concur in the Assembly amendments to SB 392?





**Roll Call**

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

AYES (37)—Senators Aanestad, Alquist, Ashburn, Blakeslee, Calderon, 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, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1743)**

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

**Roll Call**

The names of the absentees were called and AB 1743 was passed by the following vote:

AYES (29)—Senators Alquist, Blakeslee, Calderon, Cedillo, Corbett, Correa, DeSaulnier, Ducheny, Dutton, Emmerson, Florez, Hancock, Harman, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Simitian, Steinberg, Strickland, Wolk, Wright, Wyland, and Yee.

NOES (7)—Senators Aanestad, Ashburn, Cogdill, Denham, Hollingsworth, Huff, and Runner.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AJR 45)**

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

**Roll Call**

The names of the absentees were called and AJR 45 was adopted by the following vote:

AYES (23)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, 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, Blakeslee, Cogdill, Denham, Dutton, Emmerson, Harman, Hollingsworth, Huff, Runner, Walters, and Wyland.

Above resolution ordered transmitted to the Assembly.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 1169)**

On motion of Senator Lowenthal, 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 1169 by the following vote:

AYES (35)—Senators Aanestad, Alquist, Ashburn, Blakeslee, 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, Walters, Wolk, Wright, and Wyland.

NOES (0)—None.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 657)**

On motion of Senator Steinberg, 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 657 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 (14)—Senators Aanestad, Ashburn, Blakeslee, Cogdill, Denham, Dutton, Emmerson, Harman, Hollingsworth, Huff, Runner, Strickland, Walters, and Wyland.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2470)**

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

**Roll Call**

The names of the absentees were called and AB 2470 was passed by the following vote:

AYES (24)—Senators Aanestad, Alquist, Blakeslee, Cedillo, Corbett, Correa, DeSaulnier, Ducheny, Florez, Hancock, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Steinberg, Strickland, Wolk, Wright, and Yee.

NOES (10)—Senators Ashburn, Cogdill, Denham, Dutton, Harman, Hollingsworth, Huff, Runner, Walters, and Wyland.

Above bill ordered transmitted to the Assembly.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SR 51)**

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

**Roll Call**

The names of the absentees were called and SR 51 was adopted 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 (14)—Senators Aanestad, Ashburn, Blakeslee, Cogdill, Denham, Dutton, Emmerson, Harman, Hollingsworth, Huff, Runner, Strickland, Walters, and Wyland.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 289)**

On motion of Senator Ducheny, 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 289 by the following vote:

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

NOES (2)—Senators Leno and Romero.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 194)**

On motion of Senator Florez, 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 194 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 (14)—Senators Aanestad, Ashburn, Blakeslee, Cogdill, Denham, Dutton, Emmerson, Harman, Hollingsworth, Huff, Runner, Strickland, Walters, and Wyland.

Above bill ordered enrolled.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2490)**

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 AB 2490 was passed by the following vote:

AYES (23)—Senators Alquist, Calderon, Cedillo, Corbett, DeSaulnier, Ducheny, Florez, Hancock, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Simitian, Steinberg, Strickland, Wolk, Wright, and Yee.

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2274)**

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

**Roll Call**

The names of the absentees were called and AB 2274 was passed by the following vote:

AYES (24)—Senators Alquist, Blakeslee, Calderon, Cedillo, Corbett, Correa, 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, Denham, Dutton, Emmerson, Harman, Hollingsworth, Huff, Runner, Strickland, Walters, and Wyland.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (ACR 177)**

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

**Roll Call**

The names of the absentees were called and ACR 177 was adopted by the following vote:

AYES (27)—Senators Alquist, Blakeslee, Calderon, Cedillo, Corbett, Correa, DeSaulnier, Ducheny, Dutton, Emmerson, Florez, Hancock, Harman, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Simitian, Steinberg, Wolk, Wright, and Yee.

NOES (4)—Senators Aanestad, Ashburn, Hollingsworth, and Walters.

Above resolution ordered transmitted to the Assembly.



**REQUEST FOR UNANIMOUS CONSENT (AB 2699)**

Senator Price asked for, and was granted, unanimous consent that AB 2699 be withdrawn from committee and taken up at this time, without reference to file.

**Consideration of Assembly Bill 2699**

**Assembly Bill 2699**—An act to amend Section 900 of, and to add and repeal Section 901 of, the Business and Professions Code, relating to healing arts.

Bill read.

**Roll Call**

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

AYES (31)—Senators Aanestad, Alquist, Ashburn, Blakeslee, Cedillo, Cogdill, Correa, Denham, DeSaulnier, Ducheny, Dutton, Emmerson, Florez, Harman, Hollingsworth, Huff, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Steinberg, Strickland, Walters, Wolk, Wright, and Wyland.

NOES (2)—Senators Hancock and Yee.

Bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 499)**

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

**Roll Call**

The names of the absentees were called and AB 499 was passed by the following vote:

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

NOES (15)—Senators Aanestad, Ashburn, Blakeslee, Cogdill, Correa, Denham, Dutton, Emmerson, Harman, Hollingsworth, Huff, Runner, Strickland, Walters, and Wyland.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1405)**

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

**Roll Call**

The names of the absentees were called and AB 1405 was passed by the following vote:

AYES (22)—Senators Alquist, Calderon, Cedillo, Corbett, DeSaulnier, Ducheny, Florez, Hancock, Kehoe, Leno, Liu, Lowenthal, Negrete



McLeod, Padilla, Pavley, Price, Romero, Simitian, Steinberg, Wolk, Wright, and Yee.

NOES (15)—Senators Aanestad, Ashburn, Blakeslee, Cogdill, Correa, Denham, Dutton, Emmerson, Harman, Hollingsworth, Huff, Runner, Strickland, Walters, and Wyland.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1681)**

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

**Roll Call**

The names of the absentees were called and AB 1681 was passed by the following vote:

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

NOES (16)—Senators Aanestad, Ashburn, Blakeslee, Cogdill, Denham, Dutton, Emmerson, Harman, Hollingsworth, Huff, Negrete McLeod, Romero, Runner, Strickland, Walters, and Wyland.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 435)**

On motion of Senator Pavley, 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 435 by the following vote:

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

NOES (16)—Senators Aanestad, Ashburn, Blakeslee, Cogdill, Correa, Denham, Ducheny, Dutton, Emmerson, Harman, Hollingsworth, Huff, Runner, Strickland, Walters, and Wyland.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 1266)**

On motion of Senator Liu, 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 1266 by the following vote:

AYES (22)—Senators Alquist, Calderon, Cedillo, Corbett, DeSaulnier, Ducheny, Florez, Hancock, Kehoe, Leno, Liu, Lowenthal, Negrete



McLeod, Padilla, Pavley, Price, Romero, Simitian, Steinberg, Wolk, Wright, and Yee.

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

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1799)**

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

**Roll Call**

The names of the absentees were called and AB 1799 was passed by the following vote:

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

NOES (16)—Senators Aanestad, Ashburn, Blakeslee, Cogdill, Correa, Denham, Dutton, Emmerson, Harman, Hollingsworth, Huff, Romero, Runner, Strickland, Walters, and Wyland.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 1340)**

On motion of Senator Kehoe, 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 1340 by the following vote:

AYES (23)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, DeSaulnier, Ducheny, Florez, Hancock, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Simitian, Steinberg, Wolk, Wright, and Yee.

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

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2567)**

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



**Roll Call**

The names of the absentees were called and AB 2567 was passed by the following vote:

AYES (21)—Senators Alquist, Ashburn, Calderon, Cedillo, DeSaulnier, Florez, Hancock, Harman, Huff, Kehoe, Leno, Liu, Lowenthal, Padilla, Pavley, Price, Simitian, Steinberg, Strickland, Wolk, and Wright.

NOES (16)—Senators Aanestad, Blakeslee, Cogdill, Corbett, Correa, Denham, Ducheny, Dutton, Emmerson, Hollingsworth, Negrete McLeod, Romero, Runner, Walters, Wyland, and Yee.

Above bill ordered transmitted to the Assembly.

**MOTION TO SUSPEND SENATE RULE 29.3(b)**

A motion was made, that without objection, Senate Rule 29.3(b) be suspended to permit amendments to AB 222 and AB 1706 and to permit the consideration of the bills, as amended, in print, and properly before the Senate.

**REQUEST TO DISPENSE WITH JOINT RULES**

Without objection the following request was granted by unanimous consent:

Mr. Secretary: I request permission to introduce a resolution to dispense with Joint Rule 61(b)(15) and (16) in order that AB 222, AB 1140, AB 1431, AB 2098, and AB 2216 may be amended in and reported out by the Committee on Rules after the deadline.

SENATOR STEINBERG

**Recommendation of Rules Committee**

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

STEINBERG, Chair

**JOINT RULES DISPENSED WITH**

Without objection, pursuant to Joint Rule 33.1, Joint Rules 61(b)(15) and (b)(16) were dispensed with as requested.

**REPORTS OF STANDING COMMITTEES****Committee on Public Employment and Retirement**

Date of Hearing, August 30, 2010

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

AB 194

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

CORREA, Chair

Above measure re-referred to the Committee on Appropriations.





Date of Hearing, August 30, 2010

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

AB 226

Reports the same back with the recommendation: Do pass.

CORREA, Chair

Above bill ordered to third reading.

**Committee on Labor and Industrial Relations**

Date of Hearing, August 30, 2010

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

AB 2780

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

DESAULNIER, Chair

Above measure re-referred to the Committee on Appropriations.

**Committee on Natural Resources and Water**

August 30, 2010

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

SB 550

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

PAVLEY, Chair

Above measure ordered to unfinished business.

**CONSIDERATION OF DAILY FILE (RESUMED)**

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 2393**—An act to amend Sections 94809.6 and 94928 of the Education Code, relating to private postsecondary education.

Bill read third time and presented by Senator Florez.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**REQUEST FOR UNANIMOUS CONSENT (AB 1542)**

Senator Alquist asked for, and was granted, unanimous consent that AB 1542 be withdrawn from committee and taken up at this time, without reference to file.



**Consideration of Assembly Bill 1542**

**Assembly Bill 1542**—An act to add Chapter 3.5 (commencing with Section 24300) to Division 20 of the Health and Safety Code, relating to medical homes, and declaring the urgency thereof, to take effect immediately.

Bill read.

**Urgency Clause**

Urgency clause read.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**REQUEST FOR UNANIMOUS CONSENT (SB 1237)**

Senator Padilla asked for, and was granted, unanimous consent to take up SB 1237 at this time, without reference to file.

**Consideration of Senate Bill 1237****Consideration of Assembly Amendments**

**Senate Bill 1237**—An act to add Sections 115111, 115112, and 115113 to the Health and Safety Code, relating to public health.

Measure presented by Senator Padilla.

The question being: Shall the Senate concur in the Assembly amendments to SB 1237?

**Roll Call**

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

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

NOES (10)—Senators Aanestad, Cogdill, Denham, Dutton, Harman, Hollingsworth, Huff, Runner, Walters, and Wyland.

Above measure ordered enrolled.

**REQUEST FOR UNANIMOUS CONSENT (SB 550)**

Senator Florez asked for, and was granted, unanimous consent to take up SB 550 at this time, without reference to file.

**Consideration of Senate Bill 550****Consideration of Assembly Amendments**

**Senate Bill 550**—An act to add Section 3205.7 to the Public Resources Code, relating to natural resources.

Measure presented by Senator Florez.



The question being: Shall the Senate concur in the Assembly amendments to SB 550?

**Roll Call**

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

AYES (37)—Senators Aanestad, Alquist, Ashburn, Blakeslee, Calderon, 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, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Above measure ordered enrolled.

**REQUEST FOR UNANIMOUS CONSENT (AB 1011)**

Senator Lowenthal asked for, and was granted, unanimous consent that AB 1011 be withdrawn from committee and taken up at this time, without reference to file.

**Consideration of Assembly Bill 1011**

**Assembly Bill 1011**—An act to amend Sections 926.1, 926.2, and 12939 of the Insurance Code, relating to insurer investment.

Bill read.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 2084**—An act to add Section 1596.808 to the Health and Safety Code, relating to child day care facilities.

Bill read third time and presented by Senator Alquist.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**REQUEST TO DISPENSE WITH JOINT RULES**

The following request was presented by Senator Steinberg:

Mr. Secretary: I request permission to introduce a resolution to dispense with Joint Rule 61(b)(16) in order that AB 2059 may be reported by the Committee on Rules after the deadline.

SENATOR STEINBERG



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

NOES (0)—None.

**REPORTS OF STANDING COMMITTEES****Committee on Rules**

State Capitol, August 30, 2010

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

**Appropriations**—AB 185.

**Committee on Transportation and Housing**

Date of Hearing, August 30, 2010

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

AB 2098

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

LOWENTHAL, Chair

Above measure re-referred to the Committee on Appropriations.

**MOTION TO SUSPEND SENATE RULE 29.3(b)**

A motion was made, that without objection, Senate Rule 29.3(b) be suspended to permit amendments to AB 52 and to permit the consideration of the bill, as amended, in print, and properly before the Senate.

**MEASURES GIVEN SECOND READING**

Without objection, all measures reported out from Committee will be given their second reading.



**REPORTS OF STANDING COMMITTEES****Committee on Appropriations**

Senate Chamber, August 30, 2010

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

AB 1140

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.

Senate Chamber, August 30, 2010

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

AB 2780

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.

**SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)**

**Assembly Bill 1140**—An act to add and repeal Section 94874.3 of the Education Code, relating to private postsecondary education, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

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

**REQUEST FOR UNANIMOUS CONSENT (AB 1987)**

Senator Liu asked for, and was granted, unanimous consent that AB 1987 be withdrawn from committee and taken up at this time, without reference to file.

**Consideration of Assembly Bill 1987**

**Assembly Bill 1987**—An act to amend Sections 31460 and 31461 of, to add Sections 7500.5, 31460.2, 31461.8, 31539.5, 31540, 31541, 31569, 31680.10, 45309.6, 45309.7, 50871.6, and 50871.7 to, and to repeal and add Section 31539 of, the Government Code, relating to public retirement systems.

Bill read.

**Roll Call**

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

AYES (28)—Senators Aanestad, Alquist, Blakeslee, Cogdill, Corbett, Correa, Denham, DeSaulnier, Dutton, Emmerson, Hancock, Harman,



Huff, Kehoe, Liu, Lowenthal, Pavley, Price, Romero, Runner, Simitian, Steinberg, Strickland, Walters, Wolk, Wright, Wyland, and Yee.

NOES (1)—Senator Hollingsworth.

Bill ordered transmitted to the Assembly.

#### **REQUEST FOR UNANIMOUS CONSENT (AB 1431)**

Senator Aanestad asked for, and was granted, unanimous consent that AB 1431 be withdrawn from committee and taken up at this time, without reference to file.

#### **Consideration of Assembly Bill 1431**

**Assembly Bill 1431**—An act to amend Sections 6710, 6711, 6712, 7801, and 8706 of the Business and Professions Code, relating to geologists and geophysicists.

Bill read.

#### **Motion to Amend**

Senator Aanestad moved the adoption of amendments to AB 1431.

Amendments read and adopted.

Bill read.

#### **SENATE RULE 29.3 SUSPENDED**

Without objection, Senate Rule 29.3 was suspended to permit consideration of AB 1431 at this time, as amended, in print, and properly before the Senate.

#### **Consideration of Assembly Bill 1431 as Amended**

**Assembly Bill 1431**—An act to amend Sections 6710, 6711, 6712, 7801, and 8706 of the Business and Professions Code, relating to geologists and geophysicists.

Bill read.

#### **Roll Call**

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

AYES (37)—Senators Aanestad, Alquist, Ashburn, Blakeslee, Calderon, 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, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

#### **CONSIDERATION OF ASSEMBLY BILL 2036**

**Assembly Bill 2036**—An act to add Sections 10111.2 and 20103.7 to the Public Contract Code, relating to public contracts.

Bill read third time and presented by Senator Wyland.



**Roll Call**

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

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

**NOES (0)**—None.

Bill ordered transmitted to the Assembly.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 1923**—An act to amend Section 2851 of the Public Utilities Code, relating to energy.

Bill read third time and presented by Senator Kehoe.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**REQUEST FOR UNANIMOUS CONSENT (AB 153)**

Senator Huff asked for, and was granted, unanimous consent to take up AB 153 at this time, without reference to file.

**Consideration of Assembly Bill 153**

**Assembly Bill 153**—An act to amend Section 79770 of the Water Code, relating to water, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator Huff.

**Urgency Clause**

Urgency clause read.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**REQUEST FOR UNANIMOUS CONSENT (AB 2780)**

Senator DeSaulnier asked for, and was granted, unanimous consent to take up AB 2780 at this time, without reference to file.

**Consideration of Assembly Bill 2780**

**Assembly Bill 2780**—An act to amend, repeal, and add Section 138.7 of the Labor Code, relating to workers' compensation, and declaring the urgency thereof, to take effect immediately.

The roll was called.



**Urgency Clause**

Urgency clause read.  
The roll was opened.

**CALL OF THE SENATE**

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

Motion carried.

**REQUEST TO DISPENSE WITH JOINT RULES**

The following request was presented by Senator Lowenthal:

Senate Chamber, August 30, 2010

Mr. Secretary: I request permission to introduce a resolution to dispense with Joint Rule 61(b)(16) in order that AB 1718 may be reported by the Committee on Rules after the deadline.

SENATOR LOWENTHAL

**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) (16) be dispensed with as requested.

Resolution read and presented by Senator Lowenthal.

**Roll Call**

The roll was called and the resolution was refused adoption by the following vote.

AYES (17)—Senators Alquist, Corbett, Correa, DeSaulnier, Ducheny, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Simitian, Wolk, and Wright.

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

**CONSIDERATION OF DAILY FILE (RESUMED)****FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 50)**

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

**Urgency Clause**

The names of the absentees were called and the urgency clause to AB 50 was refused adoption by the following vote:

AYES (23)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, DeSaulnier, Ducheny, Florez, Hancock, Kehoe, Leno, Liu, Lowenthal,





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

NOES (12)—Senators Aanestad, Ashburn, Cogdill, Denham, Dutton, Emmerson, Harman, Hollingsworth, Huff, Runner, Walters, and Wyland.

#### **REQUEST TO DISPENSE WITH JOINT RULES**

The following request was presented by Senator Steinberg:

Mr. Secretary: I request permission to introduce a resolution to dispense with Joint Rule 61(b)(16) in order that AB 1633 may be reported by the Committee on Rules after the deadline.

SENATOR STEINBERG

#### **Recommendation of Rules Committee**

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

STEINBERG, Chair

#### **JOINT RULES DISPENSED WITH**

Without objection, pursuant to Joint Rule 33.1, Joint Rule 61(b)(16) was dispensed with as requested.

#### **REQUEST FOR UNANIMOUS CONSENT (AB 1542)**

Senator Alquist asked for, and was granted, unanimous consent to take up AB 1542 at this time, without reference to file.

#### **Consideration of Assembly Bill 1542**

**Assembly Bill 1542**—An act to add Chapter 3.5 (commencing with Section 24300) to Division 20 of the Health and Safety Code, relating to medical homes, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator Alquist.

#### **Urgency Clause**

Urgency clause read.

The roll was called.

#### **CALL OF THE SENATE**

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

Motion carried.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 153)**

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

**Urgency Clause**

The names of the absentees were called and the urgency to AB 153 was adopted by the following vote:

AYES (28)—Senators Alquist, Ashburn, Blakeslee, Calderon, Cogdill, Correa, Denham, Ducheny, Dutton, Emmerson, Florez, Harman, Hollingsworth, Huff, Kehoe, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Runner, Steinberg, Strickland, Walters, Wright, and Wyland.

NOES (6)—Senators Aanestad, Corbett, DeSaulnier, Hancock, Leno, and Wolk.

**Roll Call**

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

AYES (28)—Senators Alquist, Ashburn, Blakeslee, Calderon, Cogdill, Correa, Denham, Ducheny, Dutton, Emmerson, Florez, Harman, Hollingsworth, Huff, Kehoe, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Runner, Steinberg, Strickland, Walters, Wright, and Wyland.

NOES (6)—Senators Aanestad, Corbett, DeSaulnier, Hancock, Leno, and Wolk.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2780)**

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

**Urgency Clause**

The names of the absentees were called and the urgency clause to AB 2780 was adopted by the following vote:

**Roll Call**

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

AYES (35)—Senators Aanestad, Alquist, Ashburn, Blakeslee, Calderon, Cogdill, Corbett, Correa, Denham, DeSaulnier, Ducheny, Dutton, Emmerson, Florez, Harman, Hollingsworth, Huff, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Runner, Simitian, Steinberg, Strickland, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.



**CONSIDERATION OF DAILY FILE (RESUMED)**  
**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 1983**—An act to add and repeal Article 18 (commencing with Section 18887) of Chapter 3 of Part 10.2 of Division 2 of the Revenue and Taxation Code, relating to taxation.

Bill read third time and presented by Senator Cedillo.

**Roll Call**

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

**AYES (31)**—Senators Aanestad, Alquist, Blakeslee, Calderon, Cedillo, Cogdill, Corbett, Correa, DeSaulnier, Dutton, Emmerson, Florez, Harman, Hollingsworth, Huff, 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.

**REPORTS OF STANDING COMMITTEES**

**Committee on Human Services**

Date of Hearing, August 30, 2010

Madam President: The Committee on Human Services, to which was referred:

AB 222

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

LIU, Chair

Above measure ordered to second reading.

**Committee on Rules**

Senate Chamber, August 30, 2010

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

AB 52

AB 1706

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 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.



**Assembly Bill 1706**—An act to amend Sections 1000 and 1000.1 of the Penal Code, relating to criminal procedure.

Bill read second time.

**Request to Add Urgency Section**

To the Committee on Rules: I request permission to add an urgency section to AB 1706 pursuant to Joint Rule 58.

ASSEMBLY MEMBER AMMIANO

**Permission of Rules Committee**

Senate Chamber, August 30, 2010

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 1706.

STEINBERG, Chair

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

**SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)**

**Assembly Bill 222**—An act to amend Sections 1596.616 and 1596.656 of the Health and Safety Code, relating to child care, and 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 222 pursuant to Joint Rule 58.

ASSEMBLY MEMBER ADAMS

**Permission of Rules Committee**

Senate Chamber, August 30, 2010

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 222.

STEINBERG, Chair

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

**MOTION TO SUSPEND SENATE RULE 29.3(b)**

A motion was made, that without objection, Senate Rule 29.3(b) be suspended to permit amendments to AB 2358, AB 1741 and AB 1955 and to permit the consideration of these bills, as amended, in print, and properly before the Senate.

Objection was raised.

The roll was called.



**CALL OF THE SENATE**

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

Motion carried.

**REQUEST FOR UNANIMOUS CONSENT (AB 737)**

Senator Padilla asked for, and was granted, unanimous consent that AB 737 be withdrawn from committee and taken up at this time, without reference to file.

**Consideration of Assembly Bill 737**

**Assembly Bill 737**—An act to amend Sections 41730, 41731, 41734, 41735, 41736, 41800, 42926, 44004, and 50001 of, and to add Sections 40004, 40116.5, and 41734.5 to, to add Chapter 12.8 (commencing with Section 42649) to Part 3 of Division 30 of, and to add and repeal Section 41780.01 of, the Public Resources Code, relating to solid waste.

Bill read.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SUSPENSION OF SENATE RULES)**

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

**Roll Call**

The names of the absentees were called and the motion to suspend the Senate Rules was adopted by the following vote:

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

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

**REQUEST FOR UNANIMOUS CONSENT (AB 97)**

Senator Liu asked for, and was granted, unanimous consent that AB 97 be withdrawn from committee and taken up at this time, without reference to file.

**Consideration of Assembly Bill 97**

**Assembly Bill 97**—An act to add Section 60605.85 to the Education Code, relating to school curriculum.

Bill read.



**Roll Call**

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

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

NOES (10)—Senators Aanestad, Ashburn, Blakeslee, Cogdill, Denham, Harman, Hollingsworth, Runner, Strickland, and Wyland.

Bill ordered transmitted to the Assembly.

**REPORTS OF STANDING COMMITTEES****Committee on Appropriations**

Date of Hearing, August 30, 2010

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

AB 185                      AB 194                      AB 2098

Reports the same back with the recommendation: Do pass.

KEHOE, Chair

Above bills ordered to second reading.

Date of Hearing: August 30, 2010

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

AB 155                      AB 827                      AB 900

Reports the same back with the recommendation: That the measures be returned to the Senate floor for consideration.

KEHOE, Chair

Above measures ordered to third reading.

**SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)**

**Assembly Bill 185**—An act relating to education, and making an appropriation therefor, to take effect immediately, usual and current expenses.

Bill read second time and ordered to third reading.

**Assembly Bill 194**—An act to add Section 7503.5 to the Government Code, relating to retirement, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to third reading.

**Assembly Bill 2098**—An act to amend Section 6802 of the Public Contract Code, relating to public contracts, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to third reading.



**REQUEST FOR UNANIMOUS CONSENT (AB 2202)**

Senator Kehoe asked for, and was granted, unanimous consent that AB 2202 be withdrawn from committee and taken up at this time, without reference to file.

**Consideration of Assembly Bill 2202**

**Assembly Bill 2202**—An act to amend Section 71103.5 of the Public Resources Code, relating to the New River.

Bill read.

**Roll Call**

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

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

NOES (10)—Senators Blakeslee, Denham, DeSaulnier, Hancock, Hollingsworth, Leno, Runner, Walters, Wolk, and Yee.

Bill ordered transmitted to the Assembly.

**REQUEST FOR UNANIMOUS CONSENT (AB 2098)**

Senator Emmerson asked for, and was granted, unanimous consent to take up AB 2098 at this time, without reference to file.

**Consideration of Assembly Bill 2098**

**Assembly Bill 2098**—An act to amend Section 6802 of the Public Contract Code, relating to public contracts, and declaring the urgency thereof, to take effect immediately.

**Urgency Clause**

Urgency clause read and adopted by the following vote:

AYES (37)—Senators Aanestad, Alquist, Ashburn, Blakeslee, Calderon, 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, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

**Roll Call**

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

AYES (37)—Senators Aanestad, Alquist, Ashburn, Blakeslee, Calderon, 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, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.



**REQUEST FOR UNANIMOUS CONSENT (AB 900)**

Senator Calderon asked for, and was granted, unanimous consent to take up AB 900 at this time, without reference to file.

**Consideration of Assembly Bill 900**

**Assembly Bill 900**—An act to amend Section 96.31 of the Revenue and Taxation Code, relating to property taxation, and declaring the urgency thereof, to take effect immediately.

**Urgency Clause**

Urgency clause read and adopted by the following vote:

AYES (37)—Senators Aanestad, Alquist, Ashburn, Blakeslee, Calderon, 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, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

**Roll Call**

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

AYES (37)—Senators Aanestad, Alquist, Ashburn, Blakeslee, Calderon, 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, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**REQUEST FOR UNANIMOUS CONSENT (AB 194)**

Senator Ducheny asked for, and was granted, unanimous consent to take up AB 194 at this time, without reference to file.

**Consideration of Assembly Bill 194**

**Assembly Bill 194**—An act to add Section 7503.5 to the Government Code, relating to retirement, and declaring the urgency thereof, to take effect immediately.

Bill read.

**Urgency Clause**

Urgency clause read.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.





**REQUEST FOR UNANIMOUS CONSENT (AB 827)**

Senator Kehoe asked for, and was granted, unanimous consent to take up AB 827 at this time, without reference to file.

**Consideration of Assembly Bill 827**

**Assembly Bill 827**—An act to add Chapter 10.1 (commencing with Section 3511.1) to Division 4 of Title 1 of the Government Code, relating to local public employees, and declaring the urgency thereof, to take effect immediately.

Bill read.

**Urgency Clause**

Urgency clause read and adopted by the following vote:

AYES (37)—Senators Aanestad, Alquist, Ashburn, Blakeslee, Calderon, 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, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

**Roll Call**

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

AYES (37)—Senators Aanestad, Alquist, Ashburn, Blakeslee, Calderon, 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, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1822)**

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 AB 1822 was passed by the following vote:

AYES (22)—Senators Alquist, Ashburn, Blakeslee, Calderon, Cedillo, Cogdill, Corbett, Correa, Denham, DeSaulnier, Emmerson, Florez, Hancock, Padilla, Pavley, Price, Runner, Simitian, Walters, Wolk, Wright, and Yee.

NOES (14)—Senators Aanestad, Ducheny, Dutton, Harman, Hollingsworth, Huff, Kehoe, Leno, Lowenthal, Negrete McLeod, Romero, Steinberg, Strickland, and Wyland.

Above bill ordered transmitted to the Assembly.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2551)**

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

**Urgency Clause**

The names of the absentees were called and the urgency clause to AB 2551 was refused adoption by the following vote:

AYES (23)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, DeSaulnier, Ducheny, Florez, Hancock, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Simitian, Steinberg, Wolk, Wright, and Yee.

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

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1542)**

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

**Urgency Clause**

The names of the absentees were called and the urgency clause to AB 1542 was refused adoption by the following vote:

AYES (26)—Senators Alquist, Blakeslee, Calderon, Cedillo, Corbett, Correa, DeSaulnier, Ducheny, Florez, Hancock, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Runner, Simitian, Steinberg, Wolk, Wright, Wyland, and Yee.

NOES (10)—Senators Aanestad, Ashburn, Cogdill, Denham, Dutton, Emmerson, Harman, Hollingsworth, Strickland, and Walters.

**Motion to Reconsider (AB 1542)**

Senator Alquist moved to reconsider the vote whereby the urgency clause to AB 1542 was refused adoption.

**Roll Call**

The roll was called and reconsideration was granted by the following vote:

AYES (37)—Senators Aanestad, Alquist, Ashburn, Blakeslee, Calderon, 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, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Measure ordered returned to third reading.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2393)**

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

**Roll Call**

The names of the absentees were called and AB 2393 was passed 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 (16)—Senators Aanestad, Ashburn, Blakeslee, Calderon, Cogdill, Correa, Denham, Dutton, Emmerson, Harman, Hollingsworth, Huff, Runner, Strickland, Walters, and Wyland.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1011)**

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

**Roll Call**

The names of the absentees were called and AB 1011 was adopted by the following vote:

AYES (23)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, DeSaulnier, Ducheny, Florez, Hancock, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Simitian, Steinberg, Wolk, Wright, and Yee.

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2084)**

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

**Roll Call**

The names of the absentees were called and AB 2084 was passed by the following vote:

AYES (22)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, DeSaulnier, Florez, Hancock, Kehoe, Leno, Liu, Lowenthal, Negrete



McLeod, Padilla, Pavley, Price, Romero, Simitian, Steinberg, Wolk, Wright, and Yee.

NOES (15)—Senators Aanestad, Ashburn, Blakeslee, Cogdill, Denham, Ducheny, Dutton, Emmerson, Harman, Hollingsworth, Huff, Runner, Strickland, Walters, and Wyland.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1923)**

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

**Roll Call**

The names of the absentees were called and AB 1923 was passed by the following vote:

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

NOES (15)—Senators Aanestad, Ashburn, Cogdill, Correa, Denham, Dutton, Emmerson, Harman, Hollingsworth, Huff, Negrete McLeod, Runner, Strickland, Walters, and Wyland.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 737)**

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

**Roll Call**

The names of the absentees were called and AB 737 was passed by the following vote:

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

NOES (11)—Senators Blakeslee, Cogdill, Correa, Denham, Dutton, Harman, Hollingsworth, Huff, Runner, Strickland, and Wright.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 194)**

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

**Urgency Clause**

The names of the absentees were called and the urgency clause to AB 194 was adopted by the following vote:

AYES (27)—Senators Alquist, Blakeslee, Calderon, Cedillo, Corbett, Correa, Denham, DeSaulnier, Ducheny, Emmerson, Florez, Hancock,



Harman, Kehoe, Leno, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Simitian, Steinberg, Strickland, Wolk, Wright, and Yee.

NOES (10)—Senators Aanestad, Ashburn, Cogdill, Dutton, Hollingsworth, Huff, Liu, Runner, Walters, and Wyland.

#### **Roll Call**

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

AYES (27)—Senators Alquist, Blakeslee, Calderon, Cedillo, Corbett, Correa, Denham, DeSaulnier, Ducheny, Emmerson, Florez, Hancock, Harman, Kehoe, Leno, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Simitian, Steinberg, Strickland, Wolk, Wright, and Yee.

NOES (10)—Senators Aanestad, Ashburn, Cogdill, Dutton, Hollingsworth, Huff, Liu, Runner, Walters, and Wyland.

Above bill ordered transmitted to the Assembly.

#### **REQUEST FOR UNANIMOUS CONSENT (AB 226)**

Senator Yee asked for, and was granted, unanimous consent to take up AB 226 at this time, without reference to file.

#### **Consideration of Assembly Bill 226**

**Assembly Bill 226**—An act to add Sections 31485.18 and 31676.2 to the Government Code, relating to county employees' retirement, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator Yee.

#### **Urgency Clause**

Urgency clause read.

The roll was called.

#### **CALL OF THE SENATE**

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

Motion carried.

#### **THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 2578**—An act to amend Section 1386 of, and to add Article 6.2 (commencing with Section 1385.01) to Chapter 2.2 of Division 2 of, the Health and Safety Code, and to add Article 4.5 (commencing with Section 10181) to Chapter 1 of Part 2 of Division 2 of the Insurance Code, relating to health care coverage.

Bill read third time and presented by Senator Lowenthal.

The roll was called.

#### **CALL OF THE SENATE**

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

Motion carried.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1810)**

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

**Roll Call**

The names of the absentees were called and AB 1810 was refused passage by the following vote:

AYES (18)—Senators Alquist, Calderon, Cedillo, Corbett, DeSaulnier, Hancock, Kehoe, Leno, Liu, Lowenthal, Padilla, Pavley, Price, Romero, Simitian, Steinberg, Wolk, and Yee.

NOES (18)—Senators Aanestad, Ashburn, Blakeslee, Cogdill, Correa, Denham, Ducheny, Dutton, Emmerson, Florez, Harman, Hollingsworth, Huff, Runner, Strickland, Walters, Wright, and Wyland.

**Motion to Reconsider (AB 1810)**

Senator DeSaulnier moved to reconsider the vote whereby AB 1810 failed passage.

**Roll Call**

The roll was called and reconsideration was granted by the following vote:

AYES (37)—Senators Aanestad, Alquist, Ashburn, Blakeslee, Calderon, 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, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Measure ordered returned to third reading.

**MESSAGES FROM THE ASSEMBLY**

Assembly Chamber, August 30, 2010

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

SB 5	SB 455	SB 1119	SB 1394
SB 127	SB 543	SB 1141	SB 1406
SB 220	SB 608	SB 1214	SB 1407
SB 427	SB 972	SB 1328	

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.



**CONSIDERATION OF DAILY FILE (RESUMED)  
FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1934)**

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

**Roll Call**

The names of the absentees were called and AB 1934 was refused passage by the following vote:

AYES (20)—Senators Alquist, Calderon, Cedillo, Corbett, DeSaulnier, Ducheny, Florez, Hancock, Kehoe, Leno, Liu, Lowenthal, Padilla, Pavley, Price, Romero, Simitian, Steinberg, Wolk, and Yee.

NOES (16)—Senators Aanestad, Ashburn, Blakeslee, Cogdill, Correa, Denham, Dutton, Emmerson, Harman, Hollingsworth, Huff, Runner, Strickland, Walters, Wright, and Wyland.

**Motion to Reconsider (AB 1934)**

Senator DeSaulnier moved to reconsider the vote whereby AB 1934 failed passage.

**Roll Call**

The roll was called and reconsideration was granted by the following vote:

AYES (37)—Senators Aanestad, Alquist, Ashburn, Blakeslee, Calderon, 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, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Measure ordered returned to third reading.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 2578)**

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

**Roll Call**

The names of the absentees were called and AB 2578 was refused passage by the following vote:

AYES (17)—Senators Alquist, Cedillo, Corbett, DeSaulnier, Ducheny, Florez, Hancock, Kehoe, Leno, Liu, Lowenthal, Pavley, Price, Romero, Simitian, Steinberg, and Yee.

NOES (17)—Senators Aanestad, Ashburn, Blakeslee, Calderon, Cogdill, Correa, Denham, Dutton, Emmerson, Harman, Hollingsworth, Huff, Runner, Strickland, Walters, Wright, and Wyland.



**Motion to Reconsider (AB 2578)**

Senator Lowenthal moved to reconsider the vote whereby AB 2578 failed passage.

**Roll Call**

The roll was called and reconsideration was granted by the following vote:

AYES (37)—Senators Aanestad, Alquist, Ashburn, Blakeslee, Calderon, 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, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Measure ordered returned to third reading.

**RE-REFERENCE TO COMMITTEE**

Pursuant to Senate Rule 29.10, **SB 127**, **SB 220**, **SB 608**, and **SB 1394** were referred to the Committee on Rules.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 226)**

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

**Urgency Clause**

The names of the absentees were called and the urgency clause to AB 226 was adopted by the following vote:

AYES (27)—Senators Alquist, Ashburn, Calderon, Cedillo, Corbett, Correa, DeSaulnier, Ducheny, Emmerson, Florez, Hancock, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Runner, Simitian, Steinberg, Walters, Wolk, Wright, and Yee.

NOES (8)—Senators Aanestad, Blakeslee, Denham, Dutton, Harman, Hollingsworth, Strickland, and Wyland.

**Roll Call**

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

AYES (27)—Senators Alquist, Ashburn, Calderon, Cedillo, Corbett, Correa, DeSaulnier, Ducheny, Emmerson, Florez, Hancock, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Runner, Simitian, Steinberg, Walters, Wolk, Wright, and Yee.

NOES (8)—Senators Aanestad, Blakeslee, Denham, Dutton, Harman, Hollingsworth, Strickland, and Wyland.

Above bill ordered transmitted to the Assembly.





**REQUEST FOR UNANIMOUS CONSENT (SB 5)**

Senator Hollingsworth asked for, and was granted, unanimous consent to take up SB 5 at this time, without reference to file.

**Consideration of Senate Bill 5****Consideration of Assembly Amendments**

**Senate Bill 5**—An act to add Section 130 to the Code of Civil Procedure, and to amend Sections 290.05, 290.09, and 9003 of the Penal Code, relating to criminal victimization, and declaring the urgency thereof, to take effect immediately.

Measure presented by Senator Hollingsworth.

The question being: Shall the Senate concur in the Assembly amendments to SB 5?

**Urgency Clause**

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

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

NOES (1)—Senator Yee.

**Roll Call**

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

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

NOES (1)—Senator Yee.

Above measure ordered enrolled.

**REQUEST FOR UNANIMOUS CONSENT (SB 427)**

Senator Negrete McLeod asked for, and was granted, unanimous consent to take up SB 427 at this time, without reference to file.

**Consideration of Senate Bill 427****Consideration of Assembly Amendments**

**Senate Bill 427**—An act to amend Sections 9875, 9880.1, 9884.8, 9884.9, and 9889.20 of, and to add Section 9884.76 to, the Business and Professions Code, relating to automotive repair.

Measure presented by Senator Negrete McLeod.

The question being: Shall the Senate concur in the Assembly amendments to SB 427?



**Roll Call**

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

AYES (23)—Senators Alquist, Blakeslee, Calderon, Cedillo, Corbett, Correa, DeSaulnier, Ducheny, Florez, Hancock, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Steinberg, Wolk, Wright, and Yee.

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

Above measure ordered enrolled.

**REQUEST FOR UNANIMOUS CONSENT (SB 1141)**

Senator Negrete McLeod asked for, and was granted, unanimous consent to take up SB 1141 at this time, without reference to file.

**Consideration of Senate Bill 1141****Consideration of Assembly Amendments**

**Senate Bill 1141**—An act to amend Sections 21670, 21670.1, 21670.4, 21675.1, 21678, 21679, and 21682 of, to add Section 21682.1 to, and to repeal Section 21677 of, the Public Utilities Code, relating to airports.

Measure presented by Senator Negrete McLeod.

The question being: Shall the Senate concur in the Assembly amendments to SB 1141?

**Roll Call**

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

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

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

Above measure ordered enrolled.

**REQUEST FOR UNANIMOUS CONSENT (SB 455)**

Senator Lowenthal asked for, and was granted, unanimous consent to take up SB 455 at this time, without reference to file.



**Consideration of Senate Bill 455**  
**Consideration of Assembly Amendments**

**Senate Bill 455**—An act to amend Section 185020 of the Public Utilities Code, relating to high-speed rail.

Measure presented by Senator Lowenthal.

The question being: Shall the Senate concur in the Assembly amendments to SB 455?

**Roll Call**

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

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

NOES (12)—Senators Aanestad, Blakeslee, Denham, Dutton, Emmerson, Harman, Hollingsworth, Huff, Runner, Strickland, Walters, and Wyland.

Above measure ordered enrolled.

**REQUEST FOR UNANIMOUS CONSENT (SB 1328)**

Senator Lowenthal asked for, and was granted, unanimous consent to take up SB 1328 at this time, without reference to file.

**Consideration of Senate Bill 1328**  
**Consideration of Assembly Amendments**

**Senate Bill 1328**—An act to add Section 43018.7 to the Health and Safety Code, relating to air pollution.

Measure presented by Senator Lowenthal.

The question being: Shall the Senate concur in the Assembly amendments to SB 1328?

**Roll Call**

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

AYES (37)—Senators Aanestad, Alquist, Ashburn, Blakeslee, Calderon, 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, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Above measure ordered enrolled.



**REQUEST FOR UNANIMOUS CONSENT (SB 972)**

Senator Wolk asked for, and was granted, unanimous consent to take up SB 972 at this time, without reference to file.

**Consideration of Senate Bill 972****Consideration of Assembly Amendments**

**Senate Bill 972**—An act to amend Section 2782.8 of the Civil Code, relating to indemnity.

Measure presented by Senator Wolk.

The question being: Shall the Senate concur in the Assembly amendments to SB 972?

**Roll Call**

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

AYES (37)—Senators Aanestad, Alquist, Ashburn, Blakeslee, Calderon, 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, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Above measure ordered enrolled.

**REQUEST FOR UNANIMOUS CONSENT (SB 1214)**

Senator Wolk asked for, and was granted, unanimous consent to take up SB 1214 at this time, without reference to file.

**Consideration of Senate Bill 1214****Consideration of Assembly Amendments**

**Senate Bill 1214**—An act to amend Sections 1526.8 and 1596.792 of, and to amend, add, and repeal Section 1516 of, the Health and Safety Code, and to amend Sections 11400.1, 11402, and 11462.7 of, the Welfare and Institutions Code, relating to crisis nurseries.

Measure presented by Senator Wolk.

The question being: Shall the Senate concur in the Assembly amendments to SB 1214?

**Roll Call**

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

AYES (37)—Senators Aanestad, Alquist, Ashburn, Blakeslee, Calderon, 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, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Above measure ordered enrolled.

#### **REQUEST FOR UNANIMOUS CONSENT (SB 543)**

Senator Leno asked for, and was granted, unanimous consent to take up SB 543 at this time, without reference to file.

#### **Consideration of Senate Bill 543**

##### **Consideration of Assembly Amendments**

**Senate Bill 543**—An act to add Article 3 (commencing with Section 124260) to Chapter 4 of Part 2 of Division 106 of the Health and Safety Code, and to add Section 14029.8 to the Welfare and Institutions Code, relating to mental health.

Measure presented by Senator Leno.

The question being: Shall the Senate concur in the Assembly amendments to SB 543?

#### **Roll Call**

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

AYES (23)—Senators Alquist, Ashburn, Calderon, Cedillo, Corbett, DeSaulnier, Ducheny, Florez, Hancock, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Romero, Simitian, Steinberg, Wolk, Wright, and Yee.

NOES (14)—Senators Aanestad, Blakeslee, Cogdill, Correa, Denham, Dutton, Emmerson, Harman, Hollingsworth, Huff, Runner, Strickland, Walters, and Wyland.

Above measure ordered enrolled.

#### **REQUEST FOR UNANIMOUS CONSENT (SB 1119)**

Senator Wright asked for, and was granted, unanimous consent to take up SB 1119 at this time, without reference to file.

#### **Consideration of Senate Bill 1119**

##### **Consideration of Assembly Amendments**

**Senate Bill 1119**—An act to amend Sections 1812.540, 1812.542, 1812.543, and 1812.544 of, to amend the heading of Chapter 8 (commencing with Section 1812.540) of Title 2.91 of Part 4 of Division 3 of, and to add Sections 1812.545 and 1812.546 to, the Civil Code, relating to health care.

Measure presented by Senator Wright.

The question being: Shall the Senate concur in the Assembly amendments to SB 1119?



**Roll Call**

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

AYES (33)—Senators Aanestad, Alquist, Ashburn, Blakeslee, Calderon, Cedillo, Cogdill, Corbett, Correa, DeSaulnier, Ducheny, 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 (4)—Senators Denham, Dutton, Hollingsworth, and Walters.

Above measure ordered enrolled.

**REQUEST FOR UNANIMOUS CONSENT (SB 1406)**

Senator Calderon asked for, and was granted, unanimous consent to take up SB 1406 at this time, without reference to file.

**Consideration of Senate Bill 1406****Consideration of Assembly Amendments**

**Senate Bill 1406**—An act to amend Section 10083 of the Insurance Code, relating to insurance.

Measure presented by Senator Calderon.

The question being: Shall the Senate concur in the Assembly amendments to SB 1406?

**Roll Call**

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

AYES (37)—Senators Aanestad, Alquist, Ashburn, Blakeslee, Calderon, 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, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Above measure ordered enrolled.

**REQUEST FOR UNANIMOUS CONSENT (SB 1407)**

Senator Calderon asked for, and was granted, unanimous consent to take up SB 1407 at this time, without reference to file.

**Consideration of Senate Bill 1407****Consideration of Assembly Amendments**

**Senate Bill 1407**—An act to amend Section 11797 of the Insurance Code, relating to insurance.

Measure presented by Senator Calderon.

The question being: Shall the Senate concur in the Assembly amendments to SB 1407?



**Roll Call**

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

**AYES (37)**—Senators Aanestad, Alquist, Ashburn, Blakeslee, Calderon, 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, Walters, Wolk, Wright, Wyland, and Yee.

**NOES (0)**—None.

Above measure ordered enrolled.

**MESSAGES FROM THE ASSEMBLY**

Assembly Chamber, August 30, 2010

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

**SB 1449**

Above measure ordered enrolled.

Assembly Chamber, August 30, 2010

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

<b>SB 346</b>	<b>SB 1072</b>	<b>SB 1399</b>	<b>SB 1163</b>
<b>SB 890</b>	<b>SB 1154</b>	<b>SB 1451</b>	<b>SB 1192</b>
<b>SB 967</b>	<b>SB 1317</b>	<b>SB 1456</b>	

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.

**RE-REFERENCE TO COMMITTEE**

Pursuant to Senate Rule 29.10, **SB 890**, **SB 1456**, and **SB 1163** were referred to the Committee on Rules.

**MEASURES WITHDRAWN FROM COMMITTEE**

Without objection, **AB 2470**, **AB 1998**, **AB 2509**, **AB 1012**, **AB 1504**, **AB 1581**, **AB 2398**, **AB 2614**, **AB 2734**, and **AB 1706** were withdrawn from Committee and placed on third reading.

**MOTION TO RE-REFER TO COMMITTEE**

Without objection, **AB 1706**, **AB 1955** and **AB 1718** were re-referred to the Committee on Rules.

Motion carried.

**MOTION TO REFER MEASURE TO INACTIVE FILE**

Without objection, **AB 1108** was placed on the inactive file.

Motion carried.



**MOTION TO PRINT IN JOURNAL**

Senator Ducheny moved that the following letter be printed in the Journal.

Motion carried.

August 30, 2010

*The Honorable Darrell Steinberg*  
*President Pro Tempore*  
*California State Senate*

RE: Letter to the Journal—  
Senate Bill 289 relating to hospital seismic safety.

Dear Senator Steinberg:

I respectfully request this letter to be entered into the Senate Journal to clarify that the legislative intent for SB 289.

The Alfred E. Alquist Hospital Seismic Safety Act gave the state of California, through Office of Statewide Health Planning and Development (OSHPD), the responsibility for creating and overseeing seismic safety building standards for hospitals. By January 1, 2013, hospitals are required to retrofit, rebuild or removed buildings most at risk of collapse—a building that is Structural Performance Category-1 (SPC-1)—or otherwise the hospitals will be closed.

SB 289 seeks to provide a path for compliance for hospitals with SPC-1 buildings. For hospitals that demonstrate local planning delays, OSHPD may grant up to three, one-year extensions to allow the hospital to meet the mandate. SB 289 does not intend to provide an opportunity for hospitals to unjustifiably attain an extension to meet the mandate.

The bill clearly states several requirements that must be met by any facility seeking to apply for an extension as the result of local planning delays including deadlines for submitting plans to the local planning authority, construction start dates and ongoing progress to complete construction. The extension could be denied or revoked if the facility falsifies any of the information submitted to the office or ceases construction for a period of six months or longer.

SB 289 is intended to help hospitals meet the seismic mandates required under law.

Sincerely,

DENISE MORENO DUCHENY  
State Senator, 40th District

└



**MOTION TO PRINT IN JOURNAL**

Senator Kehoe moved that the following letter be printed in the Journal.  
Motion carried.

August 27, 2010

*Greg Schmidt, Secretary  
California State Senate*

Dear Mr. Schmidt:

I respectfully submit this Letter to the Journal to clarify the legislative intent of my Senate

Bill 1350, now in enrollment, concerning the proposed addition of Public Resources Code Section 6009 which is simply declaratory of existing law. This letter is necessary to clarify the intent, purpose and scope of this new language.

The new Public Resources Code Section 6009 would add findings declaratory of existing law which state, in part, that “tidelands, submerged lands, and beds of navigable lakes and rivers . . . be held subject to the public trust for statewide public purposes,” that state authority over these lands “when acting within the terms of the public trust is absolute,” and that “the purposes and uses of tidelands and submerged lands is a statewide concern.”

The purpose of adding Section 6009 to the Public Resources Code is to codify and restate existing common law in the area of public trust and tidelands. The intent of this codification is to clarify that the management and administration of these lands by the State and its grantees, which exercise management authority over state lands, is an issue of statewide concern and, specifically, that this authority cannot be circumvented by, nor can any management structure for such lands be altered through, the local ballot-initiative process.

Since these findings and declarations are reflective only of current law, this new section is not intended to enlarge any rights or authorities of any state entity, or to otherwise alter existing trust obligations or the responsibilities of grantees. It merely codifies doctrine already being promulgated regarding the public trust. SB 1350 does not—and was never intended to—create new authority, requirements, or responsibilities for any state agency.

Thank you for the opportunity to clarify this matter.

Sincerely,

CHRISTINE KEHOE  
State Senator, 39th District



**MOTION TO PRINT IN JOURNAL**

Senator Liu moved that the following letter be printed in the Journal.  
Motion carried.

August 30, 2010

Subject: Senate Bill 110

I am the author of SB 110, the Crime Victims with Disabilities Act of 2010.

Nothing in this bill is intended to change any of the functions of the local long-term care ombudsman programs as expressed in subdivision (f) of Section 15650 of the Welfare and Institutions Code. The bill makes no change to that subdivision while amending another subdivision of the same section.

Section 368.5 of the Penal Code, as enacted by the bill, states that "local long-term care ombudsman programs also have jurisdiction within their statutory authority to investigate elder and dependent adult abuse and criminal neglect." Their statutory authority clearly includes subdivision (f) of Section 15650 of the Welfare and Institutions Code.

CAROL LIU

21st Senate District

**MOTION TO PRINT IN JOURNAL**

Senator Florez moved that the following letter be printed in the Journal.  
Motion carried.

August 30, 2010

*The Honorable Darrell Steinberg*  
*Senate President pro Tempore*

Dear Mr. President pro Tempore:

I would like to request that this letter be printed in the Senate Journal for the purpose of clarifying the intent of Senate Bill 550, relating to oil and gas drilling.

SB 550, in Section 3205.7 of the Public Resources Code, requires an operator to notify a surface owner of the operator's intent to enter the surface owner's property for the purpose of extracting underlying oil and gas. However, in the case of directional drilling, it is possible for a surface owner to be affected by oil and gas extraction even though the operator does not enter his property. While this bill will only apply to surface owners directly affected by drilling, it is not the intent of the bill to limit the notification rights and needs of those surface owners that might be affected by directional drilling.



Additionally, SB 550 uses the term “minerals” on three occasions. The bill intends to use the term “minerals” as it relates to “mineral rights” and does not intend to amend the Surface Mining and Reclamation Act.

Sincerely,

DEAN FLOREZ  
Senator, 16th District

**MOTION TO PRINT IN JOURNAL**

Senator Padilla moved that the following letter be printed in the Journal.  
Motion carried.

August 30, 2010

*To the President Pro Tem and the Members of the Senate:*

As the author of SB 1237, which would increase patient safety when exposed to therapeutic and diagnostic radiation, I wish to provide further information on my intentions regarding the effective dates of this bill.

There is no effective date stated for mandatory reporting of certain events found in section 115113. It is my intent that the date be July 1, 2012, which is implied in the context of the legislation and listed for the effective start date for section 115111.

Additionally, I would like to clarify the legislative intent of section 115111 paragraph (f). This paragraph is not intended to conflict with federal regulation or international standards in this area. The equipment manufacturer may use the appropriate dose definition(s) for display and recording in accordance with these federal and international standards.

I ask that this letter be printed in the Senate Daily Journal, to memorialize my intent.

Sincerely,

ALEX PADILLA  
State Senator, 20th District

**MOTION TO PRINT IN JOURNAL**

Senator Emmerson moved that the following letter be printed in the Journal.

Motion carried.

August 30, 2010

*Gregory Schmidt*  
*Secretary of the Senate*

Dear Mr. Schmidt:

I respectfully request the following to be submitted as a Letter to the Journal.

AB 569 establishes specified collective bargaining agreement exemptions related to requirements of existing law concerning meal



periods. Specifically the measure includes employees employed as commercial drivers that are party to a collective bargaining agreement.

Package delivery vehicles must obtain commercial license plates and are technically commercial vehicles operated by commercial drivers. These drivers are required to obtain a Class C license to operate such vehicles, not the Class A or B licenses required for operation of larger commercial vehicles. However, these parcel delivery vehicles move some packages of hazardous materials but in quantities too small to meet placarding requirements or to require the drivers to obtain hazardous material endorsements. Drivers of package delivery trucks are trained on emergency procedures in case of an accident. Further, federal law requires specific labeling of hazardous materials so that the material is readily identifiable. Finally, the motor carriers operating such vehicles are common carriers subject to the requirement that they obtain commercial operating authority from the state and/or federal government.

It is clear that these vehicles are commercial vehicles whose drivers should be treated as commercial drivers for the purpose of AB 569. Should it be necessary I plan to provide technical clarifying language that would clearly include package delivery drivers who are employed by common carriers of freight and who operate vehicles with commercial plates that transport hazardous material packages in a manner regulated by Federal law.

Thank you for your attention to this matter.

Respectfully,

BILL EMMERSON  
Senator, 37th District

**MOTION TO PRINT IN JOURNAL**

Senator Ashburn moved that the following letter be printed in the Journal.

Motion carried.

August 30, 2010

*Greg Schmidt*  
*Secretary of the Senate*  
Sacramento, California

Re: Letter of Intent for Senate Bill 812

Dear Secretary Schmidt:

The purpose of this letter is to express the Legislature's intent in enacting Senate Bill 812 (Ashburn). This measure requires cities and counties to make a diligent effort when developing their housing elements to obtain, assess, and analyze appropriate information on the housing needs of individuals with developmental disabilities. This letter to the Senate Journal further clarifies that the bill, which would amend Section 65583(a)(7) of the Government Code to require that local governments prepare an analysis of the special housing needs of persons with disabilities including persons with a developmental disability,



(as defined in Section 4512 of the Welfare and Institutions Code) is a clarification of the existing legal requirement that local governments undertake an analysis of the special housing needs of persons with disabilities.

Best regards,

ROY ASHBURN  
Senator  
18th Senate District

#### **REQUEST TO BE ADDED TO ROLL CALL**

August 30, 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:

SB 1237—Aye	AB 1987—Aye	AB 2036—Aye
AB 153—Aye	AB 2780—Aye	AB 1983—Aye
SB 427—Aye	SB 972—Aye	SB 543—Aye
SB 1119—Aye		

DARRELL STEINBERG, President pro Tempore

August 30, 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:

ACR 97—Aye	AJR 43—No	AB 408—No
AB 2389—Aye	AB 2541—Aye	AB 2786—Aye
AB 2530—Aye	SB 1476—Aye	

DENNIS HOLLINGSWORTH, Minority Floor Leader

#### **LEAVES OF ABSENCE FOR THE DAY**

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

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

At 9 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. The Desk shall remain open to receive communications and to conduct the business of the day. At 9 p.m., the Senate will adjourn until Monday, August 30, 2010.

Motion carried.

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

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

Senate Chamber, August 30, 2010

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

AB 1741	AB 1955	AB 2358
---------	---------	---------

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 1741**—An act to amend Sections 47605 and 47607 of, and to add Chapter 4.5 (commencing with Section 415) to Part 1 of Division 1 of Title 1 of, the Education Code, relating to school districts.

Bill read second time.

**Assembly Bill 1955**—An act to amend Section 54957.6 of, and to add Sections 34096 and 54957.05 to, the Government Code, to add Section 33138 to the Health and Safety Code, and to add Section 17043.5 to the Revenue and Taxation Code, relating to public officers, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

**Assembly Bill 2358**—An act to amend Sections 12061, 12318, and 12323 of the Penal Code, relating to ammunition.

Bill read second time.

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

**INTRODUCTION AND FIRST READING OF SENATE MEASURES**

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

**Senate Constitutional Amendment 33:** By Senator Wyland—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by repealing and adding Article XIII B thereof, and by amending Section 8.5 of Article XVI thereof, relating to expenditure limits.

**Senate Resolution 52:** By Senators Steinberg and Correa—Relative to salary disclosure.

**MEASURES WITHDRAWN FROM COMMITTEE**

Without objection, **SR 45**, **ACR 142**, and **ACR 180** were withdrawn from Committee and placed on third reading.

**UNANIMOUS CONSENT GRANTED  
TO RESCIND ACTION (AB 1431)**

Without objection, unanimous consent was granted that the action be rescinded whereby AB 1431 was passed to the Assembly, and that the measure be taken up at this time without reference to file.



**Consideration of Assembly Bill 1431**

**Assembly Bill 1431**—An act to amend Sections 6710, 6711, 6712, 7801, and 8706 of the Business and Professions Code, relating to geologists and geophysicists.

Bill read.

**Motion to Amend**

Amendments to AB 1431 proposed by Senator Aanestad were read and adopted and the measure ordered printed and to second reading.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 2059**—An act to amend, repeal, and add Section 1936 of the Civil Code, relating to vehicle rental agreements.

Bill read third time.

**Amendments Adopted**

Amendments to AB 2059 proposed by Senator Calderon were read and adopted and the measure ordered printed and to third reading.

**Assembly Bill 1633**—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of Section 12 of Article IV of the Constitution of the State of California, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

**Amendments Adopted**

Amendments to AB 1633 proposed by Senator Hollingsworth were read and adopted and the measure ordered printed and to third reading.

**Assembly Bill 2216**—An act to amend Section 7108.5 of the Business and Professions Code, to amend Section 3252 of the Civil Code, and to amend Sections 10262 and 10262.5 of, to amend, repeal, and add Section 10261 of, and to add and repeal Section 7201 of, the Public Contract Code, relating to works of improvement.

Bill read third time.

**Amendments Adopted**

Amendments to AB 2216 proposed by Senator Padilla were read and adopted and the measure ordered printed and to third reading.

**SENATE COMMITTEE ROLL CALLS****Committee on Appropriations**

**AB 155**—That the measure be returned to Senate floor for consideration. Ordered to third reading

AYES (6)—Senators Alquist, Corbett, Kehoe, Leno, Price, and Yee.

NOES (4)—Senators Ashburn, Romero, Walters, and Wyland.



**AB 185—Do pass**

AYES (11)—Senators Alquist, Ashburn, Corbett, Kehoe, Leno, Price, Romero, Walters, Wolk, Wyland, and Yee.

NOES (0)—None.

**AB 194—Do pass**

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

NOES (3)—Senators Ashburn, Romero, and Walters.

**AB 827—That the measure be returned to Senate floor for consideration. Ordered to third reading**

AYES (11)—Senators Alquist, Ashburn, Corbett, Kehoe, Leno, Price, Romero, Walters, Wolk, Wyland, and Yee.

NOES (0)—None.

**AB 900—That the measure be returned to Senate floor for consideration. Ordered to third reading**

AYES (11)—Senators Alquist, Ashburn, Corbett, Kehoe, Leno, Price, Romero, Walters, Wolk, Wyland, and Yee.

NOES (0)—None.

**AB 2098—Do pass**

AYES (11)—Senators Alquist, Ashburn, Corbett, Kehoe, Leno, Price, Romero, Walters, Wolk, Wyland, and Yee.

NOES (0)—None.

Date of Hearing: 8/30/2010

Kehoe (Chair)

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

**AB 378—That the measure be held in committee pursuant to Senate Rule 29.10**

AYES (5)—Senators Calderon, Corbett, Correa, Negrete McLeod, and Yee.

NOES (3)—Senators Aanestad, Walters, and Wyland.

Date of Hearing: 8/30/2010

Negrete McLeod (Chair)

**Committee on Health**

**SB 1237—That the Assembly amendments be concurred in**

AYES (7)—Senators Alquist, Cedillo, Leno, Negrete McLeod, Pavley, Romero, and Strickland.

NOES (1)—Senator Aanestad.

Date of Hearing: 8/30/2010

Alquist (Chair)

**Committee on Human Services**

**AB 222—Do pass as amended and re-refer to Committee on Appropriations**

AYES (4)—Senators Liu, Romero, Runner, and Yee.

NOES (0)—None.

Date of Hearing: 8/30/2010

Liu (Chair)





**Committee on Labor and Industrial Relations****AB 2780**—Do pass and re-refer to Committee on Appropriations

AYES (6)—Senators DeSaulnier, Ducheny, Hollingsworth, Leno, Wyland, and Yee.

NOES (0)—None.

Date of Hearing: 8/30/2010

DeSaulnier (Chair)

**Committee on Local Government****AB 827**—Pursuant to Senate Rule 29.10 that the measure be re-referred to Committee on Appropriations pursuant to Joint Rule 10.5.

AYES (4)—Senators Aanestad, DeSaulnier, Kehoe, and Price.

NOES (0)—None.

**AB 900**—Pursuant to Senate Rule 29.10 that the measure be re-referred to Committee on Appropriations pursuant to Joint Rule 10.5.

AYES (4)—Senators Aanestad, DeSaulnier, Kehoe, and Price.

NOES (0)—None.

Date of Hearing: 8/30/2010

Unknown (Chair)

**Committee on Natural Resources and Water****SB 550**—That the Assembly amendments be concurred in

AYES (6)—Senators Cogdill, Hollingsworth, Kehoe, Lowenthal, Pavley, and Wolk.

NOES (0)—None.

Date of Hearing: 8/30/2010

Pavley (Chair)

**Committee on Public Employment and Retirement****AB 194**—Do pass and re-refer to Committee on Appropriations

AYES (4)—Senators Corbett, Correa, Ducheny, and Liu.

NOES (2)—Senators Ashburn and Hollingsworth.

**AB 226**—Do pass

AYES (5)—Senators Ashburn, Corbett, Correa, Ducheny, and Liu.

NOES (1)—Senator Hollingsworth.

Date of Hearing: 8/30/2010

Correa (Chair)

**Committee on Transportation and Housing****AB 2098**—Do pass and re-refer to Committee on Appropriations

AYES (9)—Senators Ashburn, DeSaulnier, Harman, Huff, Kehoe, Lowenthal, Pavley, Simitian, and Wolk.

NOES (0)—None.

Date of Hearing: 8/30/2010

Lowenthal (Chair)

**REQUEST TO ADJOURN IN MEMORIAM**

Senator Cogdill requested that when the Senate adjourns this day it do so in memory of Janet Saghatelian of Fresno.



**ADJOURNMENT**

At 9 p.m., on motion of Senator Steinberg, the Senate adjourned pursuant to the Senator's request until 10 a.m., Monday, August 30, 2010.

PAULA K. ROSSETTO, Minute Clerk

O

