

CALIFORNIA LEGISLATURE

2009–10 REGULAR SESSION

SENATE DAILY JOURNAL

TWO HUNDRED SIXTY-SECOND LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Wednesday, October 6, 2010

The Senate met at 9 a.m.
Hon. Leland Yee, of the 8th District, presiding.
Secretary Greg Schmidt at the Desk.
Assistant Secretary Zachary L. Twilla reading.

ROLL CALL

The roll was called and the following Senators answered to their names:

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

Quorum present.

(NOTE: Senators Aanestad, Simitian, Walters, and Wyland will be excused this day on personal business and Senators Oropeza and Wiggins will be excused this day due to illness.)

MESSAGES FROM THE GOVERNOR

Governor's Office, State Capitol
October 6, 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

NANCY D. CARROLL, L.Ac., has been in private practice as an acupuncturist and Chinese herbalist since 1997. Carroll is a member of the California State Oriental Medical Association, a diplomat in oriental medicine for the National Certification Commission for Acupuncture and Oriental Medicine and a certified instructor for the American Oriental Bodywork Therapy Association. Appointed 08/17/10. Effective 09/02/10.

Member, Acupuncture Board, vice, Adam Burke, Ph.D., term expired, term ending 06/01/13.

JACK A. BAYLIS, has been the U.S. group executive of strategic development for AECOM Technology Corporation since 2006. Previously, Baylis worked for CH2M Hill as senior vice president from 2000 to 2006 and was president and chief operating officer for Linabond from 1996 to 2000. He worked for Brown and Caldwell Engineers as vice president and corporate officer from 1994 to 1995, program manager from 1990 to 1993 and staff engineer from 1988 to 1990. Baylis was appointed to the Coastal Conservancy in 2009, where he served as a member until 2010. Appointed 09/28/10. Effective 09/29/10.

Member, Fish and Game Commission, vice, Michael A. Sutsos, being replaced, term ending 01/15/16.

Above appointments referred to the Committee on Rules.

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KEITH BRACKPOOL, has served Cadiz, a land and water resource development company, as a member of the board of directors since 1986, president and chief executive officer since 1991, and chairman of the board since 2001. Brackpool served as co-chair for the Governor's Agriculture and Water Transition Task Force from 1998 to 1999 and for the Governor's Commission on Building for the 21st Century from 1999 to 2001. He has been principal of 1334 Partners since 1988 and was director and chief executive officer of North American operations for



Albert Fisher Group from 1988 to 1991. Reappointed 10/06/10. Effective 10/06/10.

Member, California Horse Racing Board, term ending 07/26/13.

RICHARD A. ROSENBERG, prior to his retirement, he was the executive vice president of the William Morris Agency from 1992 to 2005. Rosenberg worked for Triad Artists as partner from 1984 to 1988 and president from 1988 to 1992. He was a founding partner of Regency Artists from 1974 to 1984. Reappointed 10/06/10. Effective 10/06/10.

Member, California Horse Racing Board, term ending 07/26/12.

Above appointments referred to the Committee on Rules.

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS

Assembly Bill 1620—An act relating to the Budget Act of 2010.

Bill read third time.

Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to AB 1620 pursuant to Joint Rule 58.

ASSEMBLY MEMBER BLUMENFIELD

Permission of Rules Committee

Senate Chamber, October 6, 2010

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 1620.

STEINBERG, Chair

Amendments Adopted

Amendments to AB 1620 proposed by Senator Ducheny were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 1621—An act relating to the Budget Act of 2010.

Bill read third time.

Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to AB 1621 pursuant to Joint Rule 58.

ASSEMBLY MEMBER BLUMENFIELD



Permission of Rules Committee

Senate Chamber, October 6, 2010

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 1621.

STEINBERG, Chair

Amendments Adopted

Amendments to AB 1621 proposed by Senator Ducheny were read and adopted and the measure ordered printed and to second reading.

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

Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to AB 1629 pursuant to Joint Rule 58.

ASSEMBLY MEMBER BLUMENFIELD

Permission of Rules Committee

Senate Chamber, October 6, 2010

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 1629.

STEINBERG, Chair

Amendments Adopted

Amendments to AB 1629 proposed by Senator Ducheny were read and adopted and the measure ordered printed and to second reading.

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

Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to AB 1615 pursuant to Joint Rule 58.

ASSEMBLY MEMBER BLUMENFIELD

Permission of Rules Committee

Senate Chamber, October 6, 2010

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 1615.

STEINBERG, Chair



Amendments Adopted

Amendments to AB 1615 proposed by Senator Ducheny were read and adopted and the measure ordered printed and to second reading.

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

Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to AB 1630 pursuant to Joint Rule 58.

ASSEMBLY MEMBER BLUMENFIELD

Permission of Rules Committee

Senate Chamber, October 6, 2010

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 1630.

STEINBERG, Chair

Amendments Adopted

Amendments to AB 1630 proposed by Senator Ducheny were read and adopted and the measure ordered printed and to second reading.

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



Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to AB 1613 pursuant to Joint Rule 58.

ASSEMBLY MEMBER BLUMENFIELD

Permission of Rules Committee

Senate Chamber, October 6, 2010

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 1613.

STEINBERG, Chair

Amendments Adopted

Amendments to AB 1613 proposed by Senator Ducheny were read and adopted and the measure ordered printed and to second reading.

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

Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to AB 1632 pursuant to Joint Rule 58.

ASSEMBLY MEMBER BLUMENFIELD

Permission of Rules Committee

Senate Chamber, October 6, 2010

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 1632.

STEINBERG, Chair

Amendments Adopted

Amendments to AB 1632 proposed by Senator Ducheny were read and adopted and the measure ordered printed and to second reading.

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



Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to AB 1617 pursuant to Joint Rule 58.

ASSEMBLY MEMBER BLUMENFIELD

Permission of Rules Committee

Senate Chamber, October 6, 2010

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 1617.

STEINBERG, Chair

Amendments Adopted

Amendments to AB 1617 proposed by Senator Ducheny were read and adopted and the measure ordered printed and to second reading.

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

Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to AB 1612 pursuant to Joint Rule 58.

ASSEMBLY MEMBER BLUMENFIELD

Permission of Rules Committee

Senate Chamber, October 6, 2010

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 1612.

STEINBERG, Chair

Amendments Adopted

Amendments to AB 1612 proposed by Senator Ducheny were read and adopted and the measure ordered printed and to second reading.

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



Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to AB 1628 pursuant to Joint Rule 58.

ASSEMBLY MEMBER BLUMENFIELD

Permission of Rules Committee

Senate Chamber, October 6, 2010

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 1628.

STEINBERG, Chair

Amendments Adopted

Amendments to AB 1628 proposed by Senator Ducheny were read and adopted and the measure ordered printed and to second reading.

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

Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to AB 1616 pursuant to Joint Rule 58.

ASSEMBLY MEMBER BLUMENFIELD



Permission of Rules Committee

Senate Chamber, October 6, 2010

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 1616.

STEINBERG, Chair

Amendments Adopted

Amendments to AB 1616 proposed by Senator Ducheny were read and adopted and the measure ordered printed and to second reading.

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

Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to AB 1624 pursuant to Joint Rule 58.

ASSEMBLY MEMBER BLUMENFIELD

Permission of Rules Committee

Senate Chamber, October 6, 2010

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 1624.

STEINBERG, Chair

Amendments Adopted

Amendments to AB 1624 proposed by Senator Ducheny were read and adopted and the measure ordered printed and to second reading.

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

Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to AB 1618 pursuant to Joint Rule 58.

ASSEMBLY MEMBER BLUMENFIELD

Permission of Rules Committee

Senate Chamber, October 6, 2010

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 1618.

STEINBERG, Chair



Amendments Adopted

Amendments to AB 1618 proposed by Senator Ducheny were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 181—An act to amend and supplement the Budget Act of 2009 (Chapter 1 of the 2009?10 Third Extraordinary Session) by amending Section 3.90 of, and adding Section 3.91 to, that act, relating to the State Budget, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Amendments Adopted

Amendments to AB 181 proposed by Senator Kehoe were read and adopted and the measure ordered printed and to second reading.

REQUEST FOR UNANIMOUS CONSENT (AB 342)

Senator Steinberg asked for, and was granted, unanimous consent that AB 342 be taken from the inactive file and taken up at this time.

Consideration of Assembly Bill 342

Assembly Bill 342—An act to amend Section 15908 of, amend and renumber and add Section 14182 of, to add Sections 14132.275, 14183, 14183.1, 14183.5, 14184 14182.1, 14182.15, and 14182.2 to, and to add Part 3.6 (commencing with Section 15909) to Division 9 of, the Welfare and Institutions Code, relating to Medi-Cal, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Amendments to AB 342 proposed by Senator Steinberg were read and adopted and the measure ordered printed and to second reading.

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

Senate Constitutional Amendment 10—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 8 of, and by adding Section 8.5 to, Article II thereof, relating to initiatives.

Resolution read third time.

Amendments Adopted

Amendments to SCA 10 proposed by Senator Ashburn were read and adopted and the measure ordered printed, engrossed, and to second reading.



LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day due to personal business: Senators Aanestad, Simitian, Walters, and Wyland.

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

REQUESTS TO ADJOURN IN MEMORIAM

Senator Alquist requested that when the Senate adjourns this day it do so in memory of Penelope Pries of San Jose.

Senator Calderon requested that when the Senate adjourns this day it do so in memory of Victor Paul Trejo of Montebello.

Senator Ducheny requested that when the Senate adjourns this day it do so in memory of Nene Torrez of Calexico.

Senator Simitian requested that when the Senate adjourns this day it do so in memory of Mary Davey of Los Altos Hills.

Senator Steinberg requested that when the Senate adjourns this day it do so in memory of James R. Morhain of Sacramento.

ADJOURNMENT

At 10 p.m., the Senate adjourned pursuant to the Senators' requests until 11 a.m., Thursday, October 7, 2010.

PAULA K. ROSSETTO, Minute Clerk

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