

## CALIFORNIA LEGISLATURE

2011–12 REGULAR SESSION

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# SENATE DAILY JOURNAL

NINTH LEGISLATIVE DAY

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## IN SENATE

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Senate Chamber, Sacramento  
Thursday, January 13, 2011

The Senate met at 10 a.m.  
Hon. Christine Kehoe, of the 39th 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:

Alquist, Anderson, Berryhill, Blakeslee, Calderon, Cannella, Corbett, Correa, DeSaulnier, Dutton, Emmerson, Evans, Fuller, Gaines, Hancock, Harman, Hernandez, Huff, Kehoe, La Malfa, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, Wyland, and Yee—36.

Quorum present.

*(NOTE: Senators De León and Simitian will be excused this day on personal business.)*



**PRAYER**

Prayer was offered by the Chaplain, Rabbi Mona Alfi:

*Creator of All Humanity*, We stand in your presence in the shadow of the national tragedy that befell our nation this last week. As we mourn the passing of those who died, and hold those who were wounded in our hearts, our pain reminds us that we are all part of the same American family, united, as we pray for the healing of bodies and of spirits.

May we find comfort in the stories of heroism from ordinary men and women, inspiring us to act with courage and conviction, strengthening our resolve to serve our communities, our State, and our country.

May this be God's will.—AMEN.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

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

**CONSIDERATION OF DAILY FILE****UNFINISHED BUSINESS****Consideration of Governor's Appointments**

Senator Steinberg placed the following Governor's appointments before the Senate:

SAMARA ASHLEY, Member, Board of Behavioral Sciences.

PATRICIA A. LOCK-DAWSON, Member, Board of Behavioral Sciences.

DEEDEE K. CROSSETT, Member, State Board of Barbering and Cosmetology.

FRANK J. LLOYD, Member, State Board of Barbering and Cosmetology.

TRUC G. TRAN, Member, State Board of Barbering and Cosmetology.

The President put the question: "Will the Senate advise and consent to the appointments by the Governor?"

**Roll Call**

The roll was called and the appointments were confirmed by the following vote:

AYES (33)—Senators Alquist, Anderson, Berryhill, Calderon, Cannella, Corbett, Correa, DeSaulnier, Dutton, Emmerson, Evans, Fuller, Gaines, Harman, Hernandez, Huff, Kehoe, La Malfa, Leno, Liu, Negrete McLeod, Padilla, Pavley, Price, Rubio, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.



**Consideration of Governor's Appointments**

Senator Steinberg placed the following Governor's appointments before the Senate:

JOHN PECK, Member, Board of Parole Hearings.

STEPHANIE K. SHIMAZU, Member, California Gambling Control Commission.

The President put the question: "Will the Senate advise and consent to the appointments by the Governor?"

**Roll Call**

The roll was called and the appointments were confirmed by the following vote:

AYES (35)—Senators Alquist, Anderson, Berryhill, Blakeslee, Calderon, Cannella, Corbett, Correa, DeSaulnier, Dutton, Emmerson, Evans, Fuller, Gaines, Harman, Hernandez, Huff, Kehoe, La Malfa, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

**LEAVES OF ABSENCE FOR THE DAY**

The following Senators were granted leaves of absence for the day due to personal business: Senators De León and Simitian.

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

At 10:12 a.m., on motion of Senator Steinberg, further proceedings under the quorum call of the Senate were dispensed with.

**MOTION TO ADJOURN**

Senator Steinberg moved that the Senate stand in recess until the hour of 3:30 p.m. The Desk shall remain open to receive communications and to conduct the business of the day. At 3:30 p.m., the Senate will adjourn until Friday, January 14, 2011.

Motion carried.

**INTRODUCTION AND FIRST READING OF SENATE MEASURES**

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

**Senate Bill 105:** By Senator Yee—An act to add Article 3 (commencing with Section 115810) to Chapter 4 of Part 10 of Division 104 of the Health and Safety Code, relating to public safety.

**Senate Bill 106:** By Senator Blakeslee—An act to amend Section 13001 of the Elections Code, relating to special elections, and declaring the urgency thereof, to take effect immediately.



**Senate Bill 107:** By Senator Price—An act to amend Section 33353 of the Education Code, relating to physical education.

**Senate Bill 108:** By Senator Rubio—An act to amend Sections 2727.1 and 2770 of the Public Resources Code, relating to surface mining.

#### **REQUESTS TO ADJOURN IN MEMORIAM**

Senator Berryhill requested that when the Senate adjourns this day it do so in memory of Richard Hurant “Dick” Simonian of Fresno.

Senator Evans requested that when the Senate adjourns this day it do so in memory of Ed West of American Canyon.

Senator Pavley requested that when the Senate adjourns this day it do so in memory of Sylvia Preston of Oxnard, Beatrice Lightman of Sherman Oaks and Rosalyn Wolf of Miami, Florida.

Senator Simitian requested that when the Senate adjourns this day it do so in memory of Margery Theobald Collins of Palo Alto.

#### **ADJOURNMENT**

At 3:30 p.m., on motion of Senator Steinberg, the Senate adjourned pursuant to the Senators’ requests until 9 a.m., Friday, January 14, 2011.

PAULA K. ROSSETTO, Minute Clerk

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