

## CALIFORNIA LEGISLATURE

2011–12 REGULAR SESSION

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# SENATE DAILY JOURNAL

TWENTIETH LEGISLATIVE DAY

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## IN SENATE

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Senate Chamber, Sacramento  
Wednesday, February 2, 2011

The Senate met at 9 a.m.

Hon. Christine Kehoe, of the 39th 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, 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, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, and Wyland—36.

Quorum present.

*(NOTE: Senator Yee will be excused this day on legislative business and Senator De León will be excused this day on personal business.)*

### MESSAGES FROM THE GOVERNOR

Governor's Office, State Capitol  
February 2, 2011

*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,

EDMUND G. BROWN JR., Governor

TOBY DOUGLAS, has been chief deputy director of the Department of Health Care Services since 2009, and held leadership positions in the Department since 2005. From 2001 to 2005, Douglas was a senior manager of activities related to health access, policy and planning at the San Mateo County Health Department. Appointed 01/10/11. Effective 01/10/11.

Director, Department of Health Care Services, vice, David G. Maxwell-Jolly, Ph.D., reassigned, term ending at the Pleasure of the Governor.

DAVID MAXWELL-JOLLY, PH.D., has served as Director of the Department of Health Care Services since 2009, and was Director of the Department of Child Support Services from 2007–2009. Previously, he was a Deputy Secretary at the Health and Human Services Agency (1999–2002). From 1986 to 1999, Maxwell-Jolly was a principal consultant in the California State Senate, and supervising analyst for the California Legislative Analyst's Office from 1982 to 1986. Appointed 01/10/11. Effective 01/10/11.

Undersecretary, Health and Human Services Agency, vice, Joseph P. Munso, retired, term ending at the Pleasure of the Governor.

CATHERINE J. SANDOVAL, has worked as an associate professor at Santa Clara University School of Law since 2004. Sandoval previously served as undersecretary and senior policy advisor for housing with the Business, Transportation and Housing Agency from 2001 to 2004. She was vice president and general counsel with Z-Spanish Media Corporation from 1999 to 2001 and was the director of the Office of Communications Business Opportunities for the Federal Communications Commission from 1994 to 1999. Sandoval was an associate with Munger, Tolles & Olson from 1991 to 1994. She earned a J.D. from Stanford Law School, a Master of Letters in political science from Oxford, where she was a Rhodes Scholar, and a B.A. from Yale. Appointed 01/27/11. Effective 01/27/11.

Member, Public Utilities Commission, vice, Dian M. Grueneich, term expired, term ending at 01/01/17.



MICHEL P. FLORIO, has worked as the senior attorney for The Utility Reform Network since 1978. Florio is a member of California Conference of Public Utility Counsel. He was also a member of the board of governors of the California Independent System Operator from 1997 to 2005. Florio holds a J.D. from New York University School of Law, a M.P.P. from the Woodrow Wilson School at Princeton University and a B.A. from Bowling Green State University. Appointed 01/27/11. Effective 01/27/11.

Member, Public Utilities Commission, vice, John A. Bohn, term expired, term ending 01/01/17.

KAREN ROSS, has been Chief Of Staff with the United States Department of Agriculture since 2010. Previously, Ross served as President of the California Association of Winegrape Growers from 1996 to 2009. She was the Vice President of Government Relations for the Agricultural Council of California from 1989 to 1996. Ross served as a member of the California State Board of Food and Agriculture from 2001 to 2009. Appointed 02/01/11. Effective 02/01/11.

Secretary of Food and Agriculture, vice, A.G. Kawamura, resigned, term ending at the Pleasure of the Governor.

Above appointments referred to the Committee on Rules.

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

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

State Capitol, February 2, 2011

Madam President: The Committee on Rules has considered the following appointments by the Governor and reports the same back with the recommendation that they be confirmed:

John J. Menchaca, Member, California State Lottery  
Commission (4-0)

Robert B. Weisenmiller, Ph.D., Member, State Energy  
Resources Conservation and  
Development Commission (4-0)

STEINBERG, Chair

Above appointments ordered placed on unfinished business file.

State Capitol, February 2, 2011

Madam President: The Senate Rules Committee has approved the following:

##### **STANDING COMMITTEE CHANGE**

Appointed Senator Kehoe as a member to the Governance and Finance Committee to replace Senator Leno.

##### **SUBCOMMITTEE RATIFICATIONS**

###### Appropriations

Subcommittee on Fiscal Oversight and Bonded Indebtedness (3)

Kehoe (Chair), Walters (Vice Chair), and vacancy



Education

Subcommittee on Sustainable School Facilities (6)

Lowenthal (Chair), Hancock, Huff, Simitian, Vargas and 1 vacancy

Natural Resources and Water

Subcommittee on Urban Rivers (3)

Pavley (Chair), and vacancies

**JOINT COMMITTEES**Joint Legislative Sunset Review Committee (5)

Correa, DeSaulnier, Emmerson, Negrete McLeod, and Walters

Joint Committee on Fairs, Allocation, and Classification (7)

LaMalfa (Chair), Cannella, Harman, Kehoe, Padilla, Rubio, and Wolk

STEINBERG, Chair

**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 153:** By Senator Strickland—An act to amend Section 11564.5 of, and to add Section 11564.7 to, the Government Code, relating to state boards and commissions.

**Senate Bill 154:** By Senator Wolk—An act to amend Section 26840.11 of the Government Code, to amend Section 103628 of the Health and Safety Code, and to amend Section 18309.5 of the Welfare and Institutions Code, relating to domestic violence.

**Senate Bill 155:** By Senator Evans—An act to add Section 10123.865 to the Insurance Code, relating to health care coverage.

**Senate Bill 156:** By Senator Emmerson (Principal coauthor: Assembly Member Cook)—An act to repeal and amend Sections 17053.80 and 23623 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

**Senate Bill 157:** By Senator Anderson—An act relating to economic development.

**Senate Bill 158:** By Senator Huff—An act to amend Section 34100 of the Health and Safety Code, relating to the community redevelopment commission.

**Senate Bill 159:** By Senator Huff—An act to amend Section 33000 of the Health and Safety Code, relating to redevelopment.

**Senate Bill 160:** By Senator Huff—An act to amend Section 56000 of the Government Code, relating to local government.



**Senate Bill 161:** By Senator Huff (Coauthor: Assembly Member Halderman)—An act to add and repeal Section 49414.7 of the Education Code, relating to pupil health.

**Senate Bill 162:** By Senator Anderson—An act to amend Section 19817 of the Business and Professions Code, relating to gaming.

**Senate Bill 163:** By Senator Evans—An act to amend Section 6140 of the Business and Professions Code, relating to attorneys.

**Senate Bill 164:** By Senator Simitian—An act to amend and repeal Sections 18716 and 18744 of the Revenue and Taxation Code, relating to taxation.

#### **MEASURE WITHDRAWN FROM COMMITTEE**

Without objection, **SR 6** was withdrawn from Committee and placed on third reading.

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

The following Senator was granted leave of absence for the day due to legislative business: Senator Yee.

The following Senator was granted leave of absence for the day due to personal business: Senator De León.

#### **ADJOURNMENT**

At 3:30 p.m., the Senate adjourned until 9 a.m., Thursday, February 3, 2011.

PAULA K. ROSSETTO, Minute Clerk

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