

CALIFORNIA LEGISLATURE

2011–12 REGULAR SESSION

SENATE DAILY JOURNAL

TWENTY-EIGHTH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Wednesday, February 16, 2011

The Senate met at 9 a.m.

Hon. Christine Kehoe, of the 39th District, presiding.

Chief Assistant Secretary Bernadette McNulty 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, De León, DeSaulnier, Dutton, Emmerson, Evans, Fuller, Hancock, Harman, Hernandez, Huff, Kehoe, La Malfa, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, and Wright—35.

Quorum present.

(NOTE: Senators Gaines and Yee will be excused this day on legislative business and Senator Wyland will be excused this day on personal business.)

MESSAGES FROM THE GOVERNOR

Governor's Office, State Capitol
February 16, 2011

To the Senate of the State of California:

I hereby respectfully withdraw from consideration, effective close of business February 16, 2011, the nomination of the following appointee



heretofore submitted and now before your honorable body for confirmation.

Barbara D. Lundburg

Member, State Mining and Geology
Board

Sincerely,

EDMUND G. BROWN JR., Governor

Above transmitted to the Committee on Rules.

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 393: By Senator Hernandez—An act to add Chapter 3.5 (commencing with Section 24300) to Division 20 of the Health and Safety Code, relating to health care.

Senate Bill 394: By Senator DeSaulnier—An act to add Sections 17610.2, 17610.3, and 17610.4 to the Education Code, and to amend Section 13185 of the Food and Agricultural Code, relating to the Healthy Schools Act of 2011.

Senate Bill 395: By Senators Dutton and Strickland—An act to add Section 6377 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Senate Bill 396: By Senator Huff—An act to add Sections 11349.10 and 11349.11 to the Government Code, relating to regulations.

Senate Bill 397: By Senator Yee—An act to add and repeal Chapter 2.7 (commencing with Section 2198) of Division 2 of the Elections Code, relating to online voter registration.

Senate Bill 398: By Senator Hernandez—An act to amend Sections 7513.8 and 82025.3 of the Government Code, relating to retirement.

Senate Bill 399: By Senator Huff—An act to amend Section 651 of the Business and Professions Code, relating to healing arts.

Senate Bill 400: By Senator Dutton—An act to amend Section 11346.3 of the Government Code, relating to regulations.

Senate Bill 401: By Senator Fuller—An act to amend Section 11349.1 of, and to add Sections 11346.15 and 11349.10 to, the Government Code, relating to regulations.

Senate Bill 402: By Senator Correa—An act to add Section 60006 to the Education Code, relating to education.

Senate Bill 403: By Senator Strickland—An act to amend Section 65580 of the Government Code, relating to land use.



Senate Bill 404: By Senator Anderson—An act to amend Sections 26875, 26880, and 31700 of, and to add Section 26817 to, the Penal Code, relating to firearms.

Senate Bill 405: By Senator Corbett—An act to add Section 69616 to the Government Code, relating to judges.

Senate Bill 406: By Senator Liu—An act to amend Section 243 of the Penal Code, relating to battery.

Senate Bill 407: By Senator Cannella—An act to amend Sections 3370 and 4453 of the Labor Code, relating to workers' compensation benefits.

Senate Bill 408: By Senator Hernandez—An act to amend Section 1265 of the Health and Safety Code, relating to health facilities.

Senate Bill 409: By Senator La Malfa—An act to amend Section 8300 of the Water Code, relating to flood control.

Senate Bill 410: By Senator Wright—An act to amend Sections 25620.2 and 25620.15 of the Public Resources Code, and to amend Section 399.8 of the Public Utilities Code, relating to energy.

Senate Bill 411: By Senator Price—An act to add Chapter 13 (commencing with Section 1796.10) to Division 2 of the Health and Safety Code, relating to public health, and making an appropriation therefor.

Senate Bill 412: By Senator Vargas—An act to amend Section 580e of the Code of Civil Procedure, relating to mortgages.

Senate Bill 413: By Senator La Malfa—An act relating to public health.

Senate Bill 414: By Senator Anderson—An act to amend Section 1250.11 of the Health and Safety Code, relating to health facilities.

Senate Bill 415: By Senator Wright—An act to amend Section 83115 of the Government Code, relating to the Political Reform Act of 1974.

Senate Bill 416: By Senator Kehoe—An act to amend Section 14771 of the Government Code, relating to state government forms.

Senate Bill 417: By Senator Dutton (Coauthor: Senator Berryhill)—An act to add Section 10072.6 to the Welfare and Institutions Code, relating to public social services.

Senate Bill 418: By Senator Huff—An act to amend Section 302 of the Public Utilities Code, relating to public utilities.

Senate Bill 419: By Senator Simitian—An act to amend Sections 47115 and 47116 of the Public Resources Code, relating to solid waste.



Senate Bill 420: By Senator Hernandez—An act to add Section 11357.5 to the Penal Code, relating to controlled substances.

Senate Bill 421: By Senator Correa—An act to amend Section 6010 of the Revenue and Taxation Code, relating to taxation.

Senate Bill 422: By Senator Wright—An act to amend Section 25511 of the Public Resources Code, relating to energy.

Senate Bill 423: By Senator Wyland—An act to amend Section 45060 of the Education Code, relating to certificated school employees.

Senate Bill 424: By Senator Rubio—An act to add Section 8319 to the Civil Code, relating to mechanics liens.

Senate Bill 425: By Senator Calderon (Coauthors: Senators Evans, Gaines, and Strickland)—An act to amend Sections 310, 597.5, 597b, 597c, 597h, 597i, 597j, and 598.1 of the Penal Code, relating to cruelty to animals.

Senate Bill 426: By Senator Calderon—An act to amend Section 1161.5 of the Code of Civil Procedure, relating to tenancy.

Senate Bill 427: By Senator De León—An act to amend Sections 30355, 30357, and 30365 of, and to add Sections 29826, 30346, and 30358 to, the Penal Code, relating to ammunition and firearms.

Senate Bill 428: By Senator Strickland—An act to amend Section 15202.1 of the Government Code, and to amend Sections 466, 633.8, 992, 1181, 1387, and 1466 of the Penal Code, relating to public safety.

Senate Bill 429: By Senator DeSaulnier—An act to amend Section 8484.8 of the Education Code, relating to community learning centers.

Senate Bill 430: By Senator Kehoe (Coauthors: Assembly Members Atkins and Fletcher)—An act to add Section 249 to the Penal Code, relating to strangulation.

Senate Bill 431: By Senator Emmerson—An act to amend Sections 4104, 4105, and 4112 of the Business and Professions Code, relating to pharmacies.

Senate Bill 432: By Senator De León—An act to add Section 6714 to the Labor Code, relating to workplace safety.

Senate Bill 433: By Senator Liu—An act to amend Sections 47610 and 48925 of the Education Code, relating to charter schools.

Senate Bill 434: By Senator Anderson—An act relating to water.

Senate Bill 435: By Senator Harman—An act to amend Section 2924c, 2924g, and 2934a of the Civil Code, relating to mortgages.

Senate Bill 436: By Senator Kehoe—An act to add Section 65966 to the Government Code, relating to land use.



Senate Bill 437: By Senator Correa—An act relating to transportation.

Senate Bill 438: By Senator Cannella—An act to amend Section 1772 of the Labor Code, relating to public contracts.

Senate Bill 439: By Senator Negrete McLeod—An act to add Section 22365 to the Education Code, and to amend Section 89503 of, and to add Section 20154 to, the Government Code, relating to the Political Reform Act of 1974.

Senate Bill 440: By Senator Vargas—An act to add Section 25540.7 to the Public Resources Code, relating to public resources.

Senate Bill 441: By Senator Vargas—An act to repeal Section 13305 of the Elections Code, relating to elections.

Senate Bill 442: By Senator Calderon—An act to amend Section 1259 of the Health and Safety Code, relating to health facilities.

Senate Bill 443: By Senator Strickland—An act to amend Section 104150 of the Health and Safety Code, relating to cancer screening.

Senate Bill 444: By Senator Evans (Principal coauthor: Assembly Member Williams) (Coauthors: Assembly Members Allen and Furutani)—An act to amend Section 66427.5 of the Government Code, relating to land use.

Senate Bill 445: By Senator Simitian—An act to amend Section 6267 of the Government Code, relating to public records.

Senate Bill 446: By Senator Dutton (Principal coauthor: Senator Negrete McLeod) (Coauthors: Assembly Members Carter, Jeffries, and Nestande)—An act relating to airports.

Senate Bill 447: By Senator DeSaulnier—An act to repeal Section 33334.29 of the Health and Safety Code, relating to redevelopment.

Senate Bill 448: By Senators DeSaulnier and Hancock—An act to add Section 101.5 to the Elections Code, relating to voting.

Senate Bill 449: By Senator Pavley—An act to add and repeal Article 6 (commencing with Section 12485) of Chapter 5 of Part 2 of Division 3 of Title 2 of the Government Code, relating to state government.

Senate Bill 450: By Senator Lowenthal (Principal coauthor: Senator DeSaulnier) (Principal coauthor: Assembly Member Torres) (Coauthors: Assembly Members Atkins and Norby)—An act to amend Sections 33080.1, 33080.2, 33080.8, 33334.2, 33334.3, 33334.4, 33334.12, 33334.16, 33413, and 33413.5 of, to add Sections 33080.9, 33080.10, 33080.11, 33080.12, and 50464.5 to, and to add Article 13 (commencing with Section 33460) to Chapter 4 of Part 1 of Division 24 of, the Health and Safety Code, relating to redevelopment.



Senate Bill 451: By Senator Price—An act to amend Section 69439 of the Education Code, relating to student financial aid.

Senate Bill 452: By Senator Berryhill—An act to amend Section 47632 of the Education Code, relating to charter schools.

Senate Bill 453: By Senator Correa—An act relating to pupil rights.

Senate Bill 454: By Senator Pavley—An act to amend Sections 17203, 17204, and 17206 of, and to add Section 7110.05 to, the Business and Professions Code, and to amend Section 399.4 of the Public Utilities Code, relating to the Energy Commission.

Senate Bill 455: By Senator Pavley—An act to amend Section 4604 of, to add Section 4629 to, and to add Article 7.6 (commencing with Section 4595) to Chapter 8 of Part 2 of Division 4 of, the Public Resources Code, relating to forestry.

Senate Bill 456: By Senator Huff—An act to amend Sections 25218.1 and 25218.5 of the Health and Safety Code, relating to hazardous waste.

Senate Bill 457: By Senator Calderon—An act to amend Section 4903.1 of the Labor Code, relating to workers' compensation.

Senate Bill 458: By Senator Corbett—An act to amend Section 580b of the Code of Civil Procedure, relating to mortgages.

Senate Bill 459: By Senator Corbett—An act to amend Section 212 of the Labor Code, relating to employment.

Senate Bill 460: By Senator Price—An act to amend Sections 13996.4, 13996.45, and 13996.6 of the Government Code, relating to international trade.

Senate Bill 461: By Senator Blakeslee—An act to amend Section 51420 of the Education Code, relating to high school equivalency certificates.

Senate Bill 462: By Senator Blakeslee—An act relating to special education.

Senate Bill 463: By Senator Blakeslee—An act to amend Section 42260 of the Education Code, relating to school districts.

Senate Bill 464: By Senator Anderson—An act to amend Section 74 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Senate Bill 465: By Senator Wright—An act to amend Section 10618.5 of the Welfare and Institutions Code, relating to public social services.



REPORTS OF STANDING COMMITTEES
Committee on Governance and Finance

Date of Hearing, February 16, 2011

Madam President: The Committee on Governance and Finance, to which was referred:

SB 66

Reports the same back with the recommendation: Do pass.

WOLK, Chair

Above bill ordered to second reading.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day due to legislative business: Senators Gaines and Yee.

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

ADJOURNMENT

At 3:30 p.m., the Senate adjourned until 9 a.m., Thursday, February 17, 2011.

PAULA K. ROSSETTO, Minute Clerk

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