

CALIFORNIA LEGISLATURE

2011–12 REGULAR SESSION

SENATE DAILY JOURNAL

NINETY-FIFTH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Wednesday, June 15, 2011

The Senate met at 10 a.m.
Hon. S. Joseph Simitian, of the 11th 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, De León, DeSaulnier, Dutton, Emmerson, Evans, Fuller, Gaines, Hancock, Harman, Hernandez, Huff, Kehoe, La Malfa, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, Wyland, and Yee—39.

Quorum present.

(NOTE: Senator Runner will be excused this day due to illness.)



PRAYER

Upon invitation of the President, the following prayer was offered by Pastor Shane B. Scott, MDiv., Saint Rest Baptist Church in Fresno:

Dear Precious Lord, Gracious God,

You are the Absolute Being, All Knowing, All Powerful, Almighty, and Creator. Your greatness is marvelous. Your rule is supreme and your presence is magnificent. It is because of you that miracles happen daily. Marriages are formed, babies are born, children are adopted, and the elderly are being cared for. And I thank you; we thank you. Your love is incomparable and incorruptible.

Lord, you are a liberator. Thank you for being a Liberator who cares for His people, His children and His creation. So much so that you even emancipated persons of color who were once unethically and immorally held in bondage under the evils of slavery. We come here this day, at this time and at this hour commemorating the announcement of liberation. And we are thankful for that announcement. That announcement proved the existence of a loving and caring God who disapproves of systems of oppression. And for that, we thank you.

God, we ask that you bless those under the sound of my voice as they seek to govern our great state. Please provide for our governor and state leaders wisdom and compassion as they serve even the least of these. Remind them that they must choose righteousness over being right; and love over hate.

Bind us together. Make us one. Provide strength, stamina, and stability as we proceed into the future.

In Thy Name and in the Names of Freedom Fighters who have Gone on before us—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

MESSAGES FROM THE ASSEMBLY

Assembly Chamber, June 15, 2011

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

SB 85

And respectfully requests your honorable body to concur in said amendments.

Above measure ordered to unfinished business file.



Assembly Chamber, June 15, 2011

The Honorable Greg Schmidt
Secretary of the Senate

Dear Greg: The Assembly on this day withdrew AB 1023 from Enrollment and pursuant to the instructions of the Assembly, I am herewith returning the bill to the Senate for further action.

Sincerely,

E. DOTSON WILSON
Chief Clerk

Above measure ordered held at Desk.

REPORTS OF STANDING COMMITTEES
Committee on Transportation and Housing

Senate Chamber, June 15, 2011

Mr. President: The Chair of the Committee on Transportation and Housing, to which was referred:

AB 483

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DESAULNIER, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 483—An act to amend Section 50675.14 of the Health and Safety Code, relating to housing.

Bill read second time.

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

Date of Hearing, June 14, 2011

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

AB 529

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

DESAULNIER, Chair

Above measure ordered to second reading.

Committee on Human Services

Senate Chamber, June 15, 2011

Mr. President: The Chair of the Committee on Human Services, to which was referred:

AB 138

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

LIU, Chair



Second Reading of Bills—Author's Amendments

Assembly Bill 138—An act to amend Sections 9100 and 9400 of, and to add Section 9009 to, the Welfare and Institutions Code, relating to aging. Bill read second time.

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

Date of Hearing, June 14, 2011

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

AB 159

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

LIU, Chair

Above measure re-referred to the Committee on Appropriations.

Date of Hearing, June 14, 2011

Mr. President: The Committee on Human Services, to which were referred:

AB 313

AB 828

AB 846

AB 1182

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

LIU, Chair

Above measures re-referred to the Committee on Appropriations.

Date of Hearing, June 14, 2011

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

AB 876

Reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

LIU, Chair

Above measure ordered to second reading.

Committee on Transportation and Housing

Date of Hearing, June 14, 2011

Mr. President: The Committee on Transportation and Housing, to which were referred:

AB 1220

AB 1222

Reports the same back with the recommendation: Do pass.

DESAULNIER, Chair

Above bills ordered to second reading.



Date of Hearing, June 14, 2011

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

AB 462

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

DESAULNIER, Chair

Above measure re-referred to the Committee on Rules.

Date of Hearing, June 14, 2011

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

AB 470

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

DESAULNIER, Chair

Above measure re-referred to the Committee on Environmental Quality.

Date of Hearing, June 14, 2011

Mr. President: The Committee on Transportation and Housing, to which were referred:

ACR 31

ACR 37

ACR 41

ACR 46

Reports the same back with the recommendation: Be adopted, but first be re-referred to the Committee on Appropriations with the recommendation: To Consent Calendar.

DESAULNIER, Chair

Above measures re-referred to the Committee on Appropriations.

Date of Hearing, June 14, 2011

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

AB 807

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

DESAULNIER, Chair

Above measure re-referred to the Committee on Appropriations.

Date of Hearing, June 14, 2011

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

AB 840



Reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

DESAULNIER, Chair

Above measure ordered to second reading.

Date of Hearing, June 14, 2011

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

AB 286

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.

Date of Hearing, June 14, 2011

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

AB 349

Reports the same back with the recommendation: Do pass as amended.

DESAULNIER, Chair

Above measure ordered to second reading.

Date of Hearing, June 14, 2011

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

ACR 15

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

DESAULNIER, Chair

Above measure ordered to second reading.

Date of Hearing, June 14, 2011

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

ACR 39

Reports the same back with the recommendation: Be adopted and be placed on the Consent Calendar.

DESAULNIER, Chair

Above measure ordered to second reading.



Committee on Labor and Industrial Relations

Senate Chamber, June 15, 2011

Mr. President: The Chair of the Committee on Labor and Industrial Relations, to which was referred:

AB 551

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

LIEU, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 551—An act to amend Section 1775, 1776, and 1777.1 of the Labor Code, relating to public contracts.

Bill read second time.

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

Committee on Veterans Affairs

Date of Hearing, June 14, 2011

Mr. President: The Committee on Veterans Affairs, to which was referred:

AB 201

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

CORREA, Chair

Above measure re-referred to the Committee on Public Safety.

Date of Hearing, June 14, 2011

Mr. President: The Committee on Veterans Affairs, to which was referred:

AB 636

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

CORREA, Chair

Above measure re-referred to the Committee on Education.

Date of Hearing, June 14, 2011

Mr. President: The Committee on Veterans Affairs, to which were referred:

SB 806

AB 697

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

CORREA, Chair

Above measures re-referred to the Committee on Appropriations.



Date of Hearing, June 14, 2011

Mr. President: The Committee on Veterans Affairs, to which were referred:

SB 921

AB 713

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

CORREA, Chair

Above measures re-referred to the Committee on Judiciary.

Committee on Education

Senate Chamber, June 15, 2011

Mr. President: The Chair of the Committee on Education, to which were referred:

AB 360

AB 620

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

LOWENTHAL, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 360—An act to add Section 47604.1 to the Education Code, relating to charter schools.

Bill read second time.

Assembly Bill 620—An act to amend Sections 66010.2, 66251, 66260.7, 67380, 69433.5, 69762, 87400, and 89307.2 of, to amend the heading of Chapter 4.5 (commencing with Section 66250) of Part 40 of Division 5 of Title 3 of, to add Sections 66027 and 66302 to, and to add Article 3.5 (commencing with Section 66271.2) to Chapter 4.5 of Part 40 of Division 5 of Title 3 of, the Education Code, relating to public postsecondary education.

Bill read second time.

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

Committee on Health

Senate Chamber, June 15, 2011

Mr. President: The Chair of the Committee on Health, to which was referred:

AB 972

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

HERNANDEZ, Chair



Second Reading of Bills—Author's Amendments

Assembly Bill 972—An act to amend, repeal, and add Section 11834.02 of the Health and Safety Code, relating to alcoholism or drug abuse treatment.

Bill read second time.

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

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

Assembly Bill 619—An act to amend Sections 4600, 4600.5, 4601, 4601.3, 4601.4, 4602, 4602.5, 4603, 4603.1, 4603.5, 4604, 4612, and 4615 of, and to add Sections 4603.7 and 4616 to, the Business and Professions Code, relating to massage therapy.

Bill read second time and ordered to Consent Calendar.

Assembly Bill 1279—An act to amend Section 4827 of the Business and Professions Code, to amend Sections 1834.6, 1834.7, 1846, and 1847 of the Civil Code, to amend Sections 17003, 31607, 31621, 31622, 32001, and 32003 of the Food and Agricultural Code, to amend Sections 121916 and 122322 of the Health and Safety Code, and to amend Sections 597, 597.1, 597.2, 597e, 597f, 597u, 597v, and 599e of the Penal Code, relating to animal shelters.

Bill read second time and ordered to Consent Calendar.

Assembly Bill 1410—An act to add the heading of Chapter 1 (commencing with Section 99500) to, to add Chapter 2 (commencing with Section 99520) and Chapter 3 (commencing with Section 99530) to, Title 20 of, and to repeal Chapter 8 (commencing with 8700) and Chapter 8.1 (commencing with 8710) of Division 1 of Title 2 of, the Government Code, and to amend Section 71103.5 of the Public Resources Code, relating to state government.

Bill read second time and ordered to Consent Calendar.

Assembly Bill 12—An act to add Section 261.9 to the Penal Code, relating to human trafficking.

Bill read second time and ordered to third reading.

Assembly Bill 332—An act to amend Section 368 of the Penal Code, relating to elder abuse.

Bill read second time and ordered to third reading.

Assembly Bill 886—An act to amend Section 679.02 of the Penal Code, relating to victim's rights.

Bill read second time and ordered to third reading.



Assembly Bill 1026—An act to amend Section 245 of the Penal Code, relating to assault.

Bill read second time and ordered to third reading.

Assembly Bill 1281—An act to amend Section 3043.25 of the Penal Code, relating to parole.

Bill read second time and ordered to third reading.

Assembly Bill 167—An act to amend Section 3003 of the Government Code, and to amend Section 532b of the Penal Code, relating to the California Stolen Valor Act.

Bill read second time and ordered to Consent Calendar.

Assembly Bill 270—An act to amend Section 19522 of the Business and Professions Code, relating to satellite wagering.

Bill read second time and ordered to Consent Calendar.

Assembly Bill 363—An act to amend Sections 8880.4, 8880.4.5, 8880.63, and 8880.64 of the Government Code, relating to the California State Lottery.

Bill read second time and ordered to Consent Calendar.

Assembly Bill 1419—An act to amend Section 23055 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time and ordered to Consent Calendar.

Assembly Bill 177—An act to amend Section 727.7 of the Welfare and Institutions Code, relating to juveniles.

Bill read second time.

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

Assembly Bill 288—An act to add Section 76038 to the Education Code, relating to community college districts.

Bill read second time.

The amendments proposed by the Committee on Education were read and adopted and the measure ordered printed, and re-referred to the Committee on Appropriations.

Assembly Bill 1014—An act to amend Section 113789 of the Health and Safety Code, relating to food safety.

Bill read second time.

The amendments proposed by the Committee on Health were read and adopted and the measure ordered printed, and re-referred to the Committee on Appropriations.



Assembly Bill 176—An act to add Section 99155 to the Education Code, relating to postsecondary education.

Bill read second time.

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

Assembly Bill 1085—An act to amend Section 46601 of the Education Code, relating to school attendance.

Bill read second time.

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

Assembly Bill 173—An act to amend Section 354.4 of the Code of Civil Procedure, relating to Armenian Genocide, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to third reading.

Assembly Bill 499—An act to amend Section 6926 of the Family Code, relating to minors.

Bill read second time and ordered to third reading.

Assembly Bill 559—An act to amend Section 1033 of the Code of Civil Procedure, relating to civil actions.

Bill read second time and ordered to third reading.

Assembly Bill 588—An act to amend Section 1946.7 of the Civil Code, relating to tenancy.

Bill read second time and ordered to third reading.

Assembly Bill 1067—An act to amend Section 1008 of the Code of Civil Procedure, relating to civil procedure.

Bill read second time and ordered to third reading.

Assembly Bill 1349—An act to amend Sections 7573, 7576, 7612, and 7613 of the Family Code, relating to paternity.

Bill read second time and ordered to third reading.

JOINT RULE 10.5 SUSPENDED

Without objection, pursuant to Joint Rule 33.1, Joint Rule 10.5 was suspended for AB 98 and AB 114.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill 98—An act to amend and supplement the Budget Act of 2011 by amending Items 0250-101-0932, 0250-111-0001, 0502-001-9730, 0520-001-0044, 0520-011-0890, 0530-001-0001, 0530-001-0890, 0530-001-9732, 0530-017-3163, 0540-001-0005, 0540-001-0140, 0540-001-0890, 0540-001-6029, 0540-001-6031, 0552-001-0001, 0555-001-0044, 0555-001-0890, 0690-001-0001, 0690-102-0001, 0690-102-0241, 0690-112-0001, 0820-001-0001,



0840-001-0001,	0840-001-0970,	0845-001-0217,	0845-101-0217,
0890-001-0001,	0950-001-0001,	0971-001-0528,	1110-001-0770,
1730-001-0001,	1730-001-0242,	1760-001-0602,	1920-011-0001,
2240-001-0648,	2240-001-0890,	2240-001-6038,	2240-101-0001,
2240-101-0890,	2240-101-6038,	2320-001-0317,	2600-001-0042,
2660-001-0042,	2660-001-0890,	2660-002-3007,	2660-004-6055,
2660-004-6056,	2660-004-6058,	2660-004-6064,	2660-004-6072,
2660-102-0890,	2660-104-6043,	2660-104-6055,	2660-104-6056,
2660-104-6060,	2660-104-6062,	2660-302-0042,	2660-302-0890,
2660-304-6043,	2660-304-6055,	2660-304-6056,	2660-304-6059,
2660-304-6072,	2665-004-6043,	2740-001-0044,	2740-001-0064,
3340-001-0001,	3340-001-0318,	3360-001-0382,	3360-001-0465,
3480-001-0001,	3480-001-3046,	3480-001-6031,	3480-001-6051,
3500-001-0133,	3540-001-0001,	3600-001-0001,	3600-001-0200,
3600-001-0320,	3600-001-3103,	3600-001-6051,	3600-301-0235,
3640-001-0262,	3640-301-0447,	3640-490,	3680-001-0516,
3680-101-0516,	3680-301-0516,	3720-001-0001,	3760-001-0565,
3760-001-6051,	3760-001-6076,	3760-301-0262,	3760-301-0371,
3760-301-0565,	3760-301-0593,	3760-301-0890,	3760-301-6051,
3760-301-6076,	3790-001-0235,	3790-001-0392,	3790-301-6051,
3790-490,	3790-491,	3790-492,	3790-496,
3810-301-6031,	3810-301-6051,	3810-490,	3825-301-6051,
3830-301-0104,	3835-490,	3845-301-0140,	3850-301-6029,
3860-001-0001,	3860-001-0140,	3860-001-6051,	3860-001-6052,
3875-001-0001,	3940-001-0001,	3940-001-0193,	3940-001-0439,
3960-001-0014,	4140-001-0121,	4170-001-0001,	4170-001-0890,
4170-101-0001,	4170-101-0890,	4200-001-0001,	4200-001-3113,
4200-102-0001,	4200-103-0001,	4260-001-0001,	4260-001-0890,
4260-017-0001,	4260-017-0890,	4260-101-0001,	4260-101-0080,
4260-101-0890,	4260-101-3173,	4260-102-0001,	4260-102-0890,
4260-105-0001,	4260-106-0890,	4260-111-0001,	4260-111-0080,
4260-111-0890,	4260-113-0001,	4260-113-0890,	4260-117-0001,
4260-117-0890,	4265-001-0001,	4265-001-0007,	4265-001-0234,
4265-001-0890,	4265-011-0080,	4265-111-0001,	4256-111-0009,
4265-111-0231,	4265-111-0890,	4280-001-0001,	4280-001-0890,
4280-101-0001,	4280-101-0890,	4280-101-3156,	4280-102-0001,
4280-102-0890,	4280-102-3156,	4280-103-0890,	4280-103-3055,
4280-111-0232,	4280-111-0233,	4280-111-0236,	4280-112-0233,
4280-112-3133,	4300-003-0001,	4300-004-0001,	4300-101-0001,
4300-101-0172,	4300-101-0890,	4440-001-0001,	4440-001-0890,
4440-001-3085,	4440-011-0001,	4440-101-0001,	4440-101-0890,
4440-103-3085,	4440-105-3085,	4440-295-3085,	5160-001-0001,
5160-001-0890,	5170-001-0890,	5175-001-0001,	5175-001-0890,
5175-002-0001,	5175-002-0890,	5175-101-0001,	5175-101-0890,
5180-001-0001,	5180-001-0890,	5180-101-0001,	5180-101-0122,
5180-101-0890,	5180-101-8004,	5180-111-0001,	5180-141-0001,
5180-141-0890,	5180-151-0001,	5180-151-0890,	5180-153-0001,



5180-153-0890, 5225-001-0001, 5225-001-0890, 5225-002-0001, 5225-011-0001, 5225-101-0001, 5225-301-0001, 5225-491, 6110-001-0001, 6110-001-0890, 6110-101-0231, 6110-102-0890, 6110-112-0890, 6110-113-0001, 6110-113-0890, 6110-119-0890, 6110-125-0890, 6110-134-0890, 6110-136-0890, 6110-137-0890, 6110-156-0890, 6110-161-0001, 6110-161-0890, 6110-166-0001, 6110-166-0890, 6110-170-0001, 6110-180-0890, 6110-193-0890, 6110-195-0890, 6110-196-0001, 6110-196-0890, 6110-197-0890, 6110-201-0890, 6110-203-0001, 6110-211-0001, 6110-212-0001, 6110-240-0890, 6110-485, 6110-488, 6360-001-0408, 6440-001-0001, 6440-001-0234, 6440-001-8054, 6610-001-0001, 6610-401, 6870-101-0001, 6870-111-0001, 6870-295-0001, 7980-101-0001, 7980-101-0784, 7980-101-0890, 7100-001-0869, 7100-001-0870, 7100-002-0001, 7100-011-0588, 8380-001-0001, 8570-001-0001, 8570-001-0111, 8570-001-0516, 8570-004-0001, 8570-101-0001, 8660-001-0462, 8660-001-0890, 8660-001-3089, 8830-001-0001, 8840-001-0001, 8860-001-0001, 8860-001-6065, 8860-001-9740, 8860-011-0494, 8860-011-0797, 8860-011-0988, 8880-001-9737, 8880-001-9740, 8880-011-0001, 8885-295-0001, 8940-001-0001, 8955-001-0001, 9300-101-0001, 9620-001-0001, 9800-001-0001, 9800-001-0494, and 9800-001-0988 of, by adding Items 0250-490, 0250-491, 0520-001-0918, 0540-490, 0540-495, 0820-003-0001, 0820-011-0001, 0820-011-0378, 0911-001-0001, 1730-001-8064, 1730-001-8065, 1730-001-8066, 1730-001-8067, 1760-490, 1760-491, 2240-490, 2400-001-0890, 2660-304-6064, 2660-490, 2665-304-0890, 2665-304-6043, 2665-305-0890, 2665-305-6043, 2720-491, 2740-490, 2740-495, 3110-101-0140, 3110-101-0516, 3125-301-0262, 3125-301-0286, 3125-301-0890, 3125-301-6029, 3125-301-6031, 3125-490, 3125-491, 3125-492, 3125-493, 3125-494, 3125-495, 3125-496, 3340-492, 3480-491, 3480-492, 3500-404, 3500-405, 3540-001-3063, 3540-301-0668, 3540-494, 3600-301-3103, 3600-301-6051, 3600-491, 3640-492, 3640-493, 3720-001-0565, 3790-103-6029, 3790-401, 3790-493, 3790-494, 3790-497, 3810-496, 3825-301-6031, 3825-490, 3850-495, 3850-496, 3860-490, 3860-491, 3860-492, 3860-493, 3860-495, 3875-001-0140, 3940-490, 3940-491, 3940-492, 3940-496, 3960-001-0456, 4265-111-6051, 4265-401, 4265-491, 4300-491, 4440-103-0001, 5180-495, 5225-006-0001, 5225-007-0001, 5225-401, 6110-001-3170, 6110-490, 6110-492, 6440-301-0668, 6440-302-0668, 6440-492, 6440-493, 6440-494, 6610-301-0668, 6610-301-6028, 6610-492, 6610-493, 6610-495, 6870-301-6049, 6870-491, 6870-492, 6870-494, 7100-001-0871, 7100-012-0890, 8380-496, 8570-491, 8955-011-8048, and 8955-301-3013 to, and by repealing Items 0520-001-0890, 0820-003-3086, 1730-001-8022, 1730-001-8053, 1730-001-8055, 1730-001-8056, 3790-101-6029, 3790-102-6029, 3860-001-0744, 3860-101-6051, 6110-103-0890, 8570-011-0191, 8570-101-0191, 8570-102-0001, 8570-111-0001, 8570-403, and 9860-301-0001 of,



Section 2.00 of, and by amending Sections 3.60, 3.90, 3.91, 8.88, 12.00, 12.32, 17.00, 26.00, 28.50, 35.50, 39.00, 99.00, and 99.50 of, and by adding Sections 3.93, 8.25, and 25.05 to, that act, relating to the State Budget, making an appropriation therefor, to take effect immediately, Budget Bill.

Bill read third time and presented by Senator Leno.

Roll Call

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

AYES (23)—Senators Alquist, Calderon, Corbett, Correa, De León, DeSaulnier, Evans, Hancock, Hernandez, Kehoe, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Simitian, Steinberg, Vargas, Wolk, and Wright.

NOES (15)—Senators Anderson, Berryhill, Blakeslee, Cannella, Dutton, Emmerson, Fuller, Gaines, Harman, Huff, La Malfa, Strickland, Walters, Wyland, and Yee.

Bill ordered transmitted to the Assembly.

RECESS

At 1:11 p.m., the Senate recessed in order to convene the First Extraordinary Session.

REASSEMBLED

At 2:39 p.m., the Senate reconvened.

Hon. S. Joseph Simitian, of the 11th District, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

Consideration of Assembly Amendments

Senate Bill 85—An act to amend Sections 2558.46, 8201, 8208, 8263.2, 8263.4, 8447, 8499, 42238.146, 56325, and 69432.7 of, to amend and renumber Section 60422.3 of, to amend and repeal Sections 56139 and 56331 of, to add Section 42251 to, and to repeal and add Section 42606 of, the Education Code, to amend Section 7911.1 of the Family Code, to amend Sections 7572, 7582, 7585, and 17581.5 of, to amend and repeal Sections 7572.5, 7572.55, 7576, 7576.2, 7576.3, 7576.5, 7586.5, 7586.6, and 7586.7 of, and to repeal Section 7588 of, the Government Code, and to amend Sections 5651 and 11323.2 of, to amend and repeal Sections 5701.3 and 5701.6 of, to add and repeal Section 18356.1 of, and to repeal Chapter 6 (commencing with Section 18350) of Part 6 of Division 9 of, the Welfare and Institutions Code, relating to education finance, and making an appropriation therefor, to take effect immediately, bill related to the budget.

Bill presented by Senator Leno.

The question being: Shall the Senate concur in the Assembly amendments to SB 85?

The roll was called.



CALL OF THE SENATE

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

Motion carried.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 85)**

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 85 by the following vote:

AYES (22)—Senators Alquist, Calderon, Corbett, De León, DeSaulnier, Evans, Hancock, Hernandez, Kehoe, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Simitian, Steinberg, Vargas, Wolk, and Wright.

NOES (16)—Senators Anderson, Berryhill, Blakeslee, Cannella, Correa, Dutton, Emmerson, Fuller, Gaines, Harman, Huff, La Malfa, Strickland, Walters, Wyland, and Yee.

Above bill ordered enrolled.

RECESS

At 3:13 p.m., the Senate recessed in order to convene First Extraordinary Session.

REASSEMBLED

At 3:15 p.m., the Senate reconvened.

Hon. S. Joseph Simitian, of the 11th District, presiding.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day due to illness: Senator Runner.

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

At 3:20 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 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 Thursday, June 16, 2011.

Motion carried.



REPORTS OF STANDING COMMITTEES**Committee on Elections and Constitutional Amendments**

Senate Chamber, June 15, 2011

Mr. President: The Chair of the Committee on Elections and Constitutional Amendments, to which was referred:

AB 346

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

CORREA, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 346—An act to add Section 12289 to the Elections Code, relating to polling places.

Bill read second time.

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

Committee on Agriculture

Senate Chamber, June 15, 2011

Mr. President: The Chair of the Committee on Agriculture, to which was referred:

AB 222

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

CANNELLA, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 222—An act to amend Sections 221.1, 492, 31108, 31752, and 77067 of the Food and Agricultural Code, relating to agriculture.

Bill read second time.

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

Committee on Education

Date of Hearing, June 15, 2011

Mr. President: The Committee on Education, to which was referred:

AB 614

Reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

LOWENTHAL, Chair

Above measure ordered to second reading.

Date of Hearing, June 15, 2011

Mr. President: The Committee on Education, to which was referred:

AB 207



Reports the same back with the recommendation: Do pass.

LOWENTHAL, Chair

Above bill ordered to second reading.

Date of Hearing, June 15, 2011

Mr. President: The Committee on Education, to which were referred:

AB 611

AB 668

AB 1029

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

LOWENTHAL, Chair

Above measures re-referred to the Committee on Appropriations.

Committee on Health

Senate Chamber, June 15, 2011

Mr. President: The Chair of the Committee on Health, to which was referred:

AB 1066

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

HERNANDEZ, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 1066—An act to amend Section 5072 of the Penal Code, to amend Sections 14053.7, 14166.1, 14166.2, 14166.3, 14166.35, 14166.4, 14166.5, 14166.6, 14166.7, 14166.75, 14166.8, 14166.9, 14166.20, 14166.21, 14166.24, 14166.26, 14182, 14182.3, 14182.4, 15908, 15909.1, 15910, 15910.1, 15910.2, 15910.3, 15911, 15912, and 15914 of, to amend the heading of Part 3.6 (commencing with Section 15909) of Division 9 of, and to add Sections 14166.61, 14166.71, 14166.77, and 14182.45 to, the Welfare and Institutions Code, relating to public health care, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

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

MEASURES WITHDRAWN AND RE-REFERRED TO COMMITTEE

Without objection, **AB 300** was withdrawn from the Committee on Public Safety and re-referred to the Committee on Appropriations; and

AB 964 was withdrawn from the Committee on Environmental Quality and re-referred to the Committee on Rules.

REQUESTS TO ADJOURN IN MEMORIAM

Senator Correa requested that when the Senate adjourns this day it do so in memory of Juan Martinez of Anaheim.

Senator Fuller requested that when the Senate adjourns this day it do so in memory of Paul Almryde of Barstow.

Senator Strickland requested that when the Senate adjourns this day it do so in memory of Betty L. Queen of Arvin.

ADJOURNMENT

At 3:30 p.m., on motion of Senator Steinberg, the Senate adjourned until 9 a.m., Thursday, June 16, 2011.

PAULA K. ROSSETTO, Minute Clerk

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