

CALIFORNIA LEGISLATURE

2011–12 REGULAR SESSION

SENATE DAILY JOURNAL

ONE HUNDRED TWENTY-FOURTH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Thursday, September 1, 2011

The Senate met at 10:15 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:

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, Runner, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, Wyland, and Yee—39.

Quorum present.

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



PRAYER

Prayer was offered by the Chaplain, Rabbi Mona Alfi:

So often in life it feels as though there is no end to our labors and that our goals may not be realized. Jacob Riis, a twentieth century photojournalist, once reflected on what he would do when he was feeling discouraged. He said: "When nothing seems to help, I go and look at a stonecutter hammering away at his rock perhaps a hundred times without as much as a crack showing in it. Yet at the hundred and first blow it will split in two, and I know that it was not that blow that did it—but all that had gone before."

May the Holy One of Blessing grant us the ability to progress even when it might seem as though we are standing still, and may we be given the fortitude to see our labors through to a successful, and speedy end. May this be God's will.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

MESSAGES FROM THE GOVERNOR

Governor's Office, State Capitol
September 1, 2011

*The Honorable Darrell Steinberg
President pro Tempore
California Senate*

Dear Senator Steinberg,

During the August 24th Senate Rules Committee confirmation hearing of Jacob Appelsmith, Director of Alcoholic Beverage Control, there were questions raised about Mr. Appelsmith's duties. The Acting Secretary of the Business, Transportation and Housing Agency is Traci Stevens. Mr. Appelsmith is not the Acting Secretary.

We appreciate the opportunity to clarify this matter.

Sincerely,

NANCY McFADDEN
Executive Secretary for Legislation
Appointments and Policy

MESSAGES FROM THE ASSEMBLY

Assembly Chamber, September 1, 2011

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

SB 469 SB 570 SB 852 SB 945

E. DOTSON WILSON, Chief Clerk of the Assembly

Above measures ordered enrolled.



Assembly Chamber, September 1, 2011

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

SB 644	SB 381	SB 461	SB 679
SB 16	SB 397	SB 590	SB 746
SB 337	SB 408	SB 610	SB 747
SB 364	SB 457	SB 658	SB 757

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

E. DOTSON WILSON, Chief Clerk of the Assembly

Above measures ordered to unfinished business file.

Assembly Chamber, September 1, 2011

The Honorable Greg Schmidt

Secretary of the Senate

Dear Greg: Pursuant to the instructions of the Assembly, I am herewith returning AB 340 and AB 456 to the Senate for further action.

Sincerely,

E. DOTSON WILSON
Chief Clerk

Above measures ordered held at Desk.

Assembly Chamber, September 1, 2011

Mr. President: I am directed to inform your honorable body that the Assembly on this day adopted:

AJR 15 ACR 77

E. DOTSON WILSON, Chief Clerk of the Assembly

FIRST READING OF ASSEMBLY MEASURES

The following measures were read the first time and referred to the Committee on Rules:

Assembly Joint Resolution 15—Relative to California cut flowers.

Assembly Concurrent Resolution 15—Relative to suicide prevention week.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Senate Chamber, September 1, 2011

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

AB 634

Reports the same back with the recommendation: That the above measure be placed on second reading pursuant to Senate Rule 28.8.

KEHOE, Chair

Above measure ordered to second reading.

Committee on Rules

Senate Chamber, September 1, 2011

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

AB 1426

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

STEINBERG, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 1426—An act to amend Sections 110, 123.5, 123.6, 127, 133, 138, 138.1, 138.2, 5307, 5307.3, 5310, 5311.5, 5500.3, and 5502 of, and to repeal Section 127.5 of, the Labor Code, relating to workers' compensation.

Bill read second time.

Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to AB 1426 pursuant to Joint Rule 58.

ASSEMBLY MEMBER SOLORIO

Permission of Rules Committee

Senate Chamber, September 1, 2011

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 1426.

STEINBERG, Chair

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

Committee on Public Safety

Senate Chamber, September 1, 2011

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

SJR 10

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

HANCOCK, Chair

Second Reading of Bills—Author's Amendments

Senate Joint Resolution 10—Relative to firearms trafficking.

Resolution read second time.

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



Committee on Business, Professions and Economic Development

Date of Hearing, September 1, 2011

Mr. President: The Committee on Business, Professions and Economic Development, to which was referred:

AB 1210

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

PRICE, Chair

Above measure re-referred to the Committee on Appropriations.

Committee on Rules

Senate Chamber, September 1, 2011

Mr. President: The Committee on Rules has examined:

SB 183 SB 205 SB 335

SB 549 SB 583 SB 819

And reports that the same have been correctly enrolled, and presented to the Governor on the 1st day of September, 2011, at 3 p.m.

STEINBERG, Chair

Committee on Education

Date of Hearing: September 1, 2011

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

SB 835

Reports the same back with the recommendation: That the measure be returned to the Senate floor for consideration.

LOWENTHAL, Chair

Above measure ordered to third reading.

Committee on Labor and Industrial Relations

September 1, 2011

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

SB 136

Reports the same back with the recommendation: That the Assembly amendments be concurred in.

LIEU, Chair

Above measure ordered to unfinished business.

Date of Hearing: September 1, 2011

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

AB 436



Reports the same back with the recommendation: That the measure be returned to the Senate Floor for consideration.

LIEU, Chair

Above measure ordered to third reading.

Committee on Rules

Senate Chamber, September 1, 2011

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

SR 19

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

STEINBERG, Chair

Second Reading of Bills—Author's Amendments

Senate Resolution 19—Relative to the Joint Bioenergy Institute.

Resolution read second time.

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

CONSIDERATION OF DAILY FILE (RESUMED)

SECOND READING OF ASSEMBLY BILLS

Assembly Bill 1073—An act to add Chapter 6 (commencing with Section 8390) to Division 4.1 of the Public Utilities Code, relating to energy efficiency.

Bill read second time and ordered to third reading.

Assembly Bill 706—An act to amend Sections 132400, 132410, and 132415 of the Public Utilities Code, relating to the Metro Gold Line Foothill Extension Construction Authority, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to third reading.

Assembly Bill 1219—An act to amend Sections 1747.02 and 1747.08 of the Civil Code, relating to credit cards, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to third reading.

Assembly Bill 592—An act to amend Sections 12945 and 12945.2 of the Government Code, relating to employment.

Bill read second time and ordered to third reading.

Assembly Bill 1034—An act to amend Section 47605 of the Education Code, relating to charter schools.

Bill read second time and ordered to third reading.



Assembly Bill 1418—An act to repeal and add Section 12012.551 of the Government Code, relating to tribal gaming, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to third reading.

Assembly Bill 65—An act to amend Section 9085 of the Elections Code, and to amend Section 88002.5 of the Government Code, relating to elections.

Bill read second time and ordered to third reading.

Assembly Bill 929—An act to amend Sections 703.140 and 704.730 of the Code of Civil Procedure, relating to debtor exemptions.

Bill read second time and ordered to third reading.

Assembly Bill 957—An act to amend Sections 102051, 102100.2, 102161, 102281, 102332, 102333, and 102430 of, and to repeal Sections 102102, 102103, and 102580 of, the Public Utilities Code, to amend Sections 188.5, 339, and 525 of the Streets and Highways Code, and to amend Section 21100.4 of the Vehicle Code, relating to transportation.

Bill read second time and ordered to third reading.

Assembly Bill 1425—An act to amend Sections 481, 10113.2, and 11629.79 of, to repeal Section 1758.994 of, and to repeal and add Section 10113.35 of, the Insurance Code, relating to insurance.

Bill read second time and ordered to third reading.

Assembly Bill 665—An act to amend Section 647 of the Penal Code, relating to disorderly conduct.

Bill read second time and ordered to third reading.

Assembly Bill 946—An act to add Chapter 3.3 (commencing with Section 4218) to Division 5 of Title 1 of the Government Code, relating to public contracts, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to third reading.

Assembly Bill 732—An act to amend Sections 9086 and 9087 of the Elections Code, and to amend Sections 88002 and 88003 of the Government Code, relating to elections.

Bill read second time and ordered to third reading.

Assembly Bill 959—An act to add Section 11265.4 to the Welfare and Institutions Code, relating to public social services.

Bill read second time and ordered to third reading.

Assembly Bill 375—An act to add Section 3212.13 to the Labor Code, relating to workers' compensation.

Bill read second time and ordered to third reading.



Assembly Bill 1021—An act to amend Sections 9005 and 9087 of the Elections Code, and to amend Section 88003 of the Government Code, relating to elections.

Bill read second time and ordered to third reading.

Assembly Bill 335—An act to amend Sections 138.4, 3550, 4060, 4061, 4658.5, and 5401 of the Labor Code, relating to workers' compensation.

Bill read second time and ordered to third reading.

Assembly Bill 1083—An act to amend Sections 1357, 1357.03, 1357.05, 1357.06, 1357.07, and 1357.14 of, to amend, repeal, and add Sections 1357.12 and 1357.15 of, and to add Section 1348.95 to, the Health and Safety Code, and to amend Sections 10700, 10705, 10706, 10707, 10708, 10709, and 10716 of, to amend, repeal, and add Sections 10714 and 10717 of, and to add Sections 106.5 and 10127.19 to, the Insurance Code, relating to health care coverage.

Bill read second time and ordered to third reading.

Assembly Bill 1417—An act relating to tribal gaming, and making an appropriation therefor.

Bill read second time and ordered to third reading.

Assembly Bill 1307—An act to amend Section 7145.5 of the Business and Professions Code, to add Section 15624.5 to the Government Code, to add Section 6070.5 to the Revenue and Taxation Code, and to amend Section 1088.5 of the Unemployment Insurance Code, relating to taxation.

Bill read second time and ordered to third reading.

CONSENT CALENDAR

Objections Raised

Senator Price objected to **AB 396** being on the Special Consent Calendar.

Senator Lowenthal objected to **AB 1164** being on the Special Consent Calendar.

Senator Kehoe objected to **AB 1329** being on the Special Consent Calendar.

The President ordered the above measures placed on the third reading file.

Senator Pavley objected to **AB 389** being on the Special Consent Calendar and placed it on the Inactive file

The President ordered the above measure to the inactive file.



MOTIONS TO REFER MEASURES TO INACTIVE FILE

Senator Liu moved that **AB 342** be placed on the inactive file.

Senator Kehoe moved that **AB 345** be placed on the inactive file.

Senator Leno moved that **AB 52** be placed on the inactive file.

Senator Wolk moved that **AB 146** be placed on the inactive file.

Motions carried.

REQUESTS TO DISPENSE WITH JOINT RULES

The following request was presented by Senator Leno:

Senate Chamber, September 1, 2011

Mr. Secretary: I request permission to introduce a resolution to dispense with Joint Rule 61(a)(12) in order that the Committee on Budget and Fiscal Review may meet after the deadline.

SENATOR LENO

The following request was presented by Senator Kehoe:

Senate Chamber, September 1, 2011

Mr. Secretary: I request permission to introduce a resolution to dispense with Joint Rule 61(a)(12) in order that AB 238 may be reported by the Committees on Judiciary and Appropriations after the deadline.

SENATOR EVANS

Senate Chamber, September 1, 2011

The following request was presented by Senator Price:

Mr. Secretary: I request permission to introduce a resolution to dispense with Joint Rule 61(a)(12) in order that AB 1210 may be reported by the Committee on Business, Professions and Economic Development after the deadline.

SENATOR PRICE

The following request was presented by Senator Lieu:

Senate Chamber, September 1, 2011

Mr. Secretary: I request permission to introduce a resolution to dispense with Joint Rule 61(a)(12) in order that AB 1426 may be reported by the Committee on Labor and Industrial Relations after the deadline.

SENATOR LIEU

Recommendation of Rules Committee

The Committee on Rules recommends that permission be granted to introduce resolutions as requested.

STEINBERG, Chair

JOINT RULES DISPENSED WITH

Without objection, pursuant to Joint Rule 33.1, Joint Rule 61(a)(12) was dispensed with as requested.



JOINT RULE 62(a) SUSPENDED

Without objection, Joint Rule 62(a) was suspended for the purpose of allowing:

The Committee on Budget and Fiscal Review, Subcommittee #3 to meet on September 2, 2011 without four days notice in the Daily File;

The Committee on Judiciary to meet and hear AB 238 without four days notice in the Daily File;

The Committee on Business Professions and Economic Development to meet and hear AB 1210 without four days notice in the Daily File; and

The Committee on Industrial Relations to meet and hear AB 1426 without four days notice in the Daily File.

SENATE RULE 55 WAIVED

Without objection, Senate Rule 55 was waived to allow a lobbyist on the floor during a special presentation.

**CONSIDERATION OF DAILY FILE
THIRD READING OF SENATE BILLS**

Senate Concurrent Resolution 56—Relative to California Firefighters Memorial Day.

Resolution read third time and presented by Senator Yee.

Roll Call

The roll was called and the resolution was adopted by the following vote:

AYES (38)—Senators Anderson, Berryhill, Blakeslee, Calderon, Cannella, Corbett, 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, Runner, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Resolution ordered transmitted to the Assembly.

UNFINISHED BUSINESS**Consideration of Assembly Amendments**

Senate Bill 914—An act to add Section 1542.5 to the Penal Code, relating to search warrants.

Bill presented by Senator Leno.

The question being: Shall the Senate concur in the Assembly amendments to SB 914?

Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (32)—Senators Anderson, Blakeslee, Calderon, Corbett, Correa, DeSaulnier, Evans, Fuller, Gaines, Hancock, Harman, Hernandez, Kehoe, La Malfa, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley,



Price, Runner, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, Wyland, and Yee.

NOES (4)—Senators Cannella, Dutton, Huff, and Rubio.

Above bill ordered enrolled.

Senate Bill 386—An act to add Section 5080.44 to the Public Resources Code, relating to state parks, and declaring the urgency thereof, to take effect immediately.

Bill presented by Senator Harman.

The question being: Shall the Senate concur in the Assembly amendments to SB 386?

Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (38)—Senators 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, Runner, Simitian, Steinberg, Strickland, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.

Senate Bill 185—An act to amend Section 66205 of the Education Code, relating to public postsecondary education.

Bill presented by Senator Hernandez.

The question being: Shall the Senate concur in the Assembly amendments to SB 185?

Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

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

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

Above bill ordered enrolled.

Senate Bill 182—An act to amend Section 12011.5 of the Government Code, relating to judicial appointments.

Bill presented by Senator Corbett.

The question being: Shall the Senate concur in the Assembly amendments to SB 182?



Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

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

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

Above bill ordered enrolled.

Senator Price Presiding

Senate Bill 14—An act to add Sections 13335.1, 13335.3, 13335.5, and 13335.7 to the Government Code, relating to the State Budget.

Bill presented by Senator Wolk.

The question being: Shall the Senate concur in the Assembly amendments to SB 14?

Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (38)—Senators Anderson, Berryhill, Blakeslee, 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, Runner, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.

Senate Bill 29—An act to amend Sections 21455.5 and 40518 of the Vehicle Code, relating to vehicles.

Bill presented by Senator Simitian.

The question being: Shall the Senate concur in the Assembly amendments to SB 29?

Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (38)—Senators Anderson, Berryhill, Blakeslee, 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,



Runner, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.

Senate Bill 36—An act to amend Section 12699.53 of the Insurance Code, relating to health care coverage.

Bill presented by Senator Simitian.

The question being: Shall the Senate concur in the Assembly amendments to SB 36?

Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (24)—Senators Cannella, Corbett, Correa, De León, DeSaulnier, Evans, Hancock, Hernandez, Kehoe, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Simitian, Steinberg, Vargas, Wolk, Wright, and Yee.

NOES (14)—Senators Anderson, Berryhill, Blakeslee, Dutton, Emmerson, Fuller, Gaines, Harman, Huff, La Malfa, Runner, Strickland, Walters, and Wyland.

Above bill ordered enrolled.

Senator Simitian Presiding

Senate Bill 56—An act to amend Section 3073.1 of, and to add Sections 3075.5, 3075.6, and 3075.7 to, the Labor Code, relating to apprenticeships.

Bill presented by Senator Corbett.

The question being: Shall the Senate concur in the Assembly amendments to SB 56?

The roll was called.

CALL OF THE SENATE

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

Motion carried.

UNFINISHED BUSINESS (RESUMED)

Consideration of Assembly Amendments

Senate Bill 161—An act to add and repeal Section 49414.7 of the Education Code, relating to pupil health.

Bill presented by Senator Huff.

The question being: Shall the Senate concur in the Assembly amendments to SB 161?

The roll was called.



CALL OF THE SENATE

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

Motion carried.

UNFINISHED BUSINESS (RESUMED)**Consideration of Assembly Amendments**

Senate Bill 201—An act to amend Sections 102, 107, 158, 201, 1100, 1113, 1152, 1155, 1201, 5122, 7122, and 9122 of, to add Sections 171.08 and 1112.5 to, and to add Division 1.5 (commencing with Section 2500) to Title 1 of, the Corporations Code, relating to corporations.

Bill presented by Senator DeSaulnier.

The question being: Shall the Senate concur in the Assembly amendments to SB 201?

The roll was called.

CALL OF THE SENATE

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

Motion carried.

UNFINISHED BUSINESS (RESUMED)**Consideration of Assembly Amendments**

Senate Bill 216—An act to add Section 957 to the Public Utilities Code, relating to public utilities.

Bill presented by Senator Yee.

The question being: Shall the Senate concur in the Assembly amendments to SB 216?

The roll was called.

CALL OF THE SENATE

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

Motion carried.

UNFINISHED BUSINESS (RESUMED)**Consideration of Assembly Amendments**

Senate Bill 537—An act to amend Sections 500, 500.1, 501, 502, 502.1, 502.2, 502.5, 503, 504, 506, 507, 508, 509, 510, 511, 511.5, 512, 513, 514, 515, 516, 516.1, 517, 518, 519, 520, 520.1, 530, and 531 of, to add Sections 502.3 and 532 to, and to repeal and add Section 505 of, the Military and Veterans Code, relating to the military.

Bill presented by Senator Correa.

The question being: Shall the Senate concur in the Assembly amendments to SB 537?



Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (37)—Senators Anderson, Berryhill, Blakeslee, 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, Price, Rubio, Runner, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.

Senate Bill 550—An act to amend Sections 21800, 21804, 21805, and 21806 of, to add Section 21807 to, and to repeal and add Sections 21801, 21802, and 21803 of, the Business and Professions Code, relating to business.

Bill presented by Senator Padilla.

The question being: Shall the Senate concur in the Assembly amendments to SB 550?

The roll was called.

CALL OF THE SENATE

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

Motion carried.

UNFINISHED BUSINESS (RESUMED)**Consideration of Assembly Amendments**

Senate Bill 834—An act to amend Section 10540 of the Water Code, relating to water.

Bill presented by Senator Wolk.

The question being: Shall the Senate concur in the Assembly amendments to SB 834?

The roll was called.

CALL OF THE SENATE

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

Motion carried.



UNFINISHED BUSINESS (RESUMED)**Consideration of Assembly Amendments**

Senate Bill 930—An act to amend Sections 12301.25, 12301.6, and 12305.86 of, and to repeal Sections 12305.73 and 12305.85 of, the Welfare and Institutions Code, relating to public social services.

Bill presented by Senator Evans.

The question being: Shall the Senate concur in the Assembly amendments to SB 930?

The roll was called.

CALL OF THE SENATE

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

Motion carried.

UNFINISHED BUSINESS (RESUMED)**Consideration of Assembly Amendments**

Senate Bill 857—An act to amend Sections 3509, 3514.5, 3541.3, 3563.3, 71639.1, and 71825 of the Government Code, and to amend Section 99561 of the Public Utilities Code, relating to public employment.

Bill presented by Senator Lieu.

The question being: Shall the Senate concur in the Assembly amendments to SB 857?

The roll was called.

CALL OF THE SENATE

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

Motion carried.

UNFINISHED BUSINESS (RESUMED)**Consideration of Assembly Amendments**

Senate Bill 773—An act to amend Sections 5093, 5094, 5094.5, and 5094.6 of, and to add Section 5094.3 to, the Business and Professions Code, relating to accountants.

Bill presented by Senator Negrete McLeod.

The question being: Shall the Senate concur in the Assembly amendments to SB 773?

The roll was called.

CALL OF THE SENATE

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

Motion carried.



UNFINISHED BUSINESS (RESUMED)

Consideration of Assembly Amendments

Senate Bill 456—An act to amend Sections 25160, 25218.1, 25218.5, and 25404 of, and to add and repeal Section 25160.8 of, the Health and Safety Code, relating to hazardous waste.

Bill presented by Senator Huff.

The question being: Shall the Senate concur in the Assembly amendments to SB 456?

The roll was called.

CALL OF THE SENATE

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

Motion carried.

UNFINISHED BUSINESS (RESUMED)

Consideration of Assembly Amendments

Senate Bill 44—An act to add Chapter 4.5 (commencing with Section 950) to Part 1 of Division 1 of the Public Utilities Code, relating to public utilities.

Bill presented by Senator Corbett.

The question being: Shall the Senate concur in the Assembly amendments to SB 44?

The roll was called.

CALL OF THE SENATE

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

Motion carried.

UNFINISHED BUSINESS (RESUMED)

Consideration of Assembly Amendments

Senate Bill 127—An act to add Section 5307.12 to the Labor Code, relating to workers' compensation.

Bill presented by Senator Emmerson.

The question being: Shall the Senate concur in the Assembly amendments to SB 127?

The roll was called.

CALL OF THE SENATE

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

Motion carried.



UNFINISHED BUSINESS (RESUMED)**Consideration of Assembly Amendments**

Senate Bill 300—An act to add and repeal Section 60605.85 of the Education Code, relating to pupil instruction.

Bill presented by Senator Hancock.

The question being: Shall the Senate concur in the Assembly amendments to SB 300?

The roll was called.

CALL OF THE SENATE

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

Motion carried.

UNFINISHED BUSINESS (RESUMED)**Consideration of Assembly Amendments**

Senate Bill 140—An act to add and repeal Section 60605.86 of the Education Code, relating to pupil instruction.

Bill presented by Senator Lowenthal.

The question being: Shall the Senate concur in the Assembly amendments to SB 140?

The roll was called.

CALL OF THE SENATE

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

Motion carried.

UNFINISHED BUSINESS (RESUMED)**Consideration of Assembly Amendments**

Senate Bill 233—An act to repeal and amend Section 1317.1 of the Health and Safety Code, relating to emergency services.

Bill presented by Senator Pavley.

The question being: Shall the Senate concur in the Assembly amendments to SB 233?

Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (39)—Senators 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, Runner, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 56)**

On motion of Senator Corbett, 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 56 by the following vote:

AYES (24)—Senators Calderon, Corbett, Correa, De León, DeSaulnier, Evans, Hancock, Hernandez, Kehoe, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Simitian, Steinberg, Vargas, Wolk, Wright, and Yee.

NOES (14)—Senators Anderson, Berryhill, Blakeslee, Cannella, Dutton, Emmerson, Fuller, Gaines, Harman, Huff, La Malfa, Runner, Walters, and Wyland.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 161)**

On motion of Senator Huff, 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 161 by the following vote:

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

NOES (4)—Senators Corbett, Hancock, Leno, and Yee.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 201)**

On motion of Senator DeSaulnier, 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 201 by the following vote:

AYES (39)—Senators 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, Runner, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 216)**

On motion of Senator Yee, 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 216 by the following vote:

AYES (39)—Senators 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, Runner, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 550)**

On motion of Senator Padilla, 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 550 by the following vote:

AYES (36)—Senators Berryhill, Blakeslee, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Dutton, Emmerson, Evans, Fuller, Hancock, Harman, Hernandez, Huff, Kehoe, La Malfa, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Runner, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, Wyland, and Yee.

NOES (3)—Senators Anderson, Gaines, and Simitian.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 834)**

On motion of Senator Wolk, 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 834 by the following vote:

AYES (24)—Senators Blakeslee, Calderon, Corbett, De León, DeSaulnier, Evans, Hancock, Hernandez, Kehoe, Leno, Lieu, Liu,



Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Simitian, Steinberg, Vargas, Wolk, Wright, and Yee.

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

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 930)**

On motion of Senator Evans, 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 930 by the following vote:

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

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

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 857)**

On motion of Senator Lieu, 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 857 by the following vote:

AYES (24)—Senators Calderon, Corbett, Correa, De León, DeSaulnier, Evans, Hancock, Hernandez, Kehoe, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Simitian, Steinberg, Vargas, Wolk, Wright, and Yee.

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

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 773)**

On motion of Senator Negrete McLeod, 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 773 by the following vote:

AYES (38)—Senators 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, Runner, Simitian, Steinberg, Strickland, Vargas, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 456)**

On motion of Senator Huff, 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 456 by the following vote:

AYES (39)—Senators 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, Runner, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 44)**

On motion of Senator Corbett, 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 44 by the following vote:

AYES (39)—Senators 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, Runner, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 127)**

On motion of Senator Emmerson, 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 127 by the following vote:

AYES (39)—Senators 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, Runner, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 300)**

On motion of Senator Hancock, 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 300 by the following vote:

AYES (25)—Senators Calderon, Corbett, Correa, De León, DeSaulnier, Evans, Hancock, Hernandez, Kehoe, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Simitian, Steinberg, Vargas, Wolk, Wright, Wyland, and Yee.

NOES (14)—Senators Anderson, Berryhill, Blakeslee, Cannella, Dutton, Emmerson, Fuller, Gaines, Harman, Huff, La Malfa, Runner, Strickland, and Walters.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 140)**

On motion of Senator Lowenthal, 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 140 by the following vote:

AYES (25)—Senators Calderon, Corbett, Correa, De León, DeSaulnier, Evans, Hancock, Hernandez, Kehoe, Leno, Lieu, Liu, Lowenthal, Negrete



McLeod, Padilla, Pavley, Price, Rubio, Simitian, Steinberg, Vargas, Wolk, Wright, Wyland, and Yee.

NOES (14)—Senators Anderson, Berryhill, Blakeslee, Cannella, Dutton, Emmerson, Fuller, Gaines, Harman, Huff, La Malfa, Runner, Strickland, and Walters.

Above bill ordered enrolled.

UNFINISHED BUSINESS (RESUMED)

Consideration of Assembly Amendments

Senate Bill 585—An act to amend Section 2851 of, and to add Section 2851.1 to, the Public Utilities Code, relating to solar energy, and declaring the urgency thereof, to take effect immediately.

Bill presented by Senator Kehoe.

The question being: Shall the Senate concur in the Assembly amendments to SB 585?

The roll was called.

CALL OF THE SENATE

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

Motion carried.

UNFINISHED BUSINESS (RESUMED)

Consideration of Assembly Amendments

Senate Bill 309—An act to add Sections 1596.785, 1596.7915, and 1596.862 to the Health and Safety Code, relating to care facilities.

Bill presented by Senator Liu.

The question being: Shall the Senate concur in the Assembly amendments to SB 309?

Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (34)—Senators Berryhill, Blakeslee, Cannella, Corbett, Correa, De León, Dutton, Emmerson, Evans, Fuller, Gaines, Hancock, Harman, Hernandez, Huff, Kehoe, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Runner, Simitian, Steinberg, Strickland, Vargas, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.

Senate Bill 349—An act to amend Sections 22303, 22404, 22851, 22905, 23006, 23100, 23101, 23103, 23104, 23801, 23802, 23851, 23852, 23854, 24001, 24002, 24003, 24102, 24103, 24201.5, 24204, 24205, 24214, 24214.5, 24300.1, 24309, 24600, 25012, 26301, 26302, and 26303



of, to add Sections 22161.3, 22853.5, 26812, and 26813 to, and to repeal Section 26505 of, the Education Code, relating to teachers' retirement .

Bill presented by Senator Negrete McLeod.

The question being: Shall the Senate concur in the Assembly amendments to SB 349?

Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (34)—Senators Berryhill, Blakeslee, Cannella, Corbett, Correa, De León, Dutton, Emmerson, Evans, Fuller, Gaines, Hancock, Harman, Hernandez, Huff, Kehoe, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Runner, Simitian, Steinberg, Strickland, Vargas, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.

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

Bill presented by Senator Vargas.

The question being: Shall the Senate concur in the Assembly amendments to SB 441?

Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (32)—Senators Berryhill, Blakeslee, Cannella, Corbett, Correa, De León, Emmerson, Evans, Fuller, Gaines, Hancock, Harman, Hernandez, Huff, Kehoe, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Runner, Simitian, Steinberg, Vargas, Wolk, Wright, Wyland, and Yee.

NOES (1)—Senator Strickland.

Above bill ordered enrolled.

Senate Bill 534—An act to amend Section 17612 of the Government Code, and to amend Sections 13823.7, 13823.13, and 13823.95 of the Penal Code, relating to victims of sexual assault.

Bill presented by Senator Corbett.

The question being: Shall the Senate concur in the Assembly amendments to SB 534?

Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (35)—Senators Berryhill, Blakeslee, Calderon, Cannella, Corbett, Correa, De León, Dutton, Emmerson, Evans, Fuller, Gaines, Hancock, Harman, Hernandez, Huff, Kehoe, Leno, Lieu, Liu, Lowenthal,



Negrete McLeod, Padilla, Pavley, Price, Rubio, Runner, Simitian, Steinberg, Strickland, Vargas, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.

Senate Bill 599—An act to amend Section 10170 of the Insurance Code, relating to life insurance.

Bill presented by Senator Kehoe.

The question being: Shall the Senate concur in the Assembly amendments to SB 599?

Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (36)—Senators Berryhill, Blakeslee, Calderon, Cannella, Corbett, Correa, De León, Dutton, Emmerson, Evans, Fuller, Gaines, Hancock, Harman, Hernandez, Huff, Kehoe, La Malfa, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Runner, Simitian, Steinberg, Strickland, Vargas, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.

Senate Bill 602—An act to add Title 1.81.15 (commencing with Section 1798.90) to Part 4 of Division 3 of the Civil Code, relating to privacy.

Bill presented by Senator Yee.

The question being: Shall the Senate concur in the Assembly amendments to SB 602?

Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (39)—Senators 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, Runner, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.

Senate Bill 611—An act to add Section 66205.6 to the Education Code, relating to instructional strategies.

Bill presented by Senator Steinberg.

The question being: Shall the Senate concur in the Assembly amendments to SB 611?



Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (29)—Senators Blakeslee, Calderon, Corbett, Correa, De León, DeSaulnier, Dutton, Emmerson, Evans, Gaines, Hancock, Hernandez, Kehoe, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Simitian, Steinberg, Vargas, Wolk, Wright, Wyland, and Yee.

NOES (10)—Senators Anderson, Berryhill, Cannella, Fuller, Harman, Huff, La Malfa, Runner, Strickland, and Walters.

Above bill ordered enrolled.

Senate Bill 622—An act to amend Section 290.005 of the Penal Code, relating to sex offenders.

Bill presented by Senator Corbett.

The question being: Shall the Senate concur in the Assembly amendments to SB 622?

Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (39)—Senators 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, Runner, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.

Senate Bill 684—An act to add Section 11658.5 to the Insurance Code, relating to workers' compensation insurance.

Bill presented by Senator Corbett.

The question being: Shall the Senate concur in the Assembly amendments to SB 684?

Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (24)—Senators Calderon, Corbett, Correa, De León, DeSaulnier, Evans, Hancock, Hernandez, Kehoe, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Simitian, Steinberg, Vargas, Wolk, Wright, and Yee.

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

Above bill ordered enrolled.



Senate Bill 704—An act to amend Sections 4996.28 and 4999.120 of, to amend, add, and repeal Sections 4992.1, 4996.1, 4996.3, and 4996.4 of, to amend, repeal, and add Sections 4980.40, 4980.50, 4984.01, 4984.7, 4984.72, 4999.45, 4999.46, 4999.50, 4999.52, and 4999.100 of, and to add Sections 4980.397, 4980.398, 4980.399, 4992.05, 4992.07, 4992.09, 4999.53, 4999.55, 4999.63, and 4999.64 to, the Business and Professions Code, relating to healing arts.

Bill presented by Senator Negrete McLeod.

The question being: Shall the Senate concur in the Assembly amendments to SB 704?

Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (39)—Senators 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, Runner, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.

Senate Bill 739—An act to amend and renumber Section 1760 of, to add a heading to Chapter 1 (commencing with Section 1720) of, and to add Chapter 2 (commencing with Section 1740) to, Part 2 of Division 6 of, the Harbors and Navigation Code, relating to ports.

Bill presented by Senator Lowenthal.

The question being: Shall the Senate concur in the Assembly amendments to SB 739?

Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (32)—Senators Berryhill, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Emmerson, Evans, Gaines, Hancock, Harman, Hernandez, Huff, Kehoe, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Runner, Simitian, Steinberg, Vargas, Wolk, Wright, Wyland, and Yee.

NOES (7)—Senators Anderson, Blakeslee, Dutton, Fuller, La Malfa, Strickland, and Walters.

Above bill ordered enrolled.

Senate Bill 824—An act to add Section 2553.1 to the Business and Professions Code, relating to opticians.

Bill presented by Senator Negrete McLeod.

The question being: Shall the Senate concur in the Assembly amendments to SB 824?



Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (39)—Senators 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, Runner, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.

Senate Bill 859—An act to amend Section 1808.23 of the Vehicle Code, relating to vehicles.

Bill presented by Senator Padilla.

The question being: Shall the Senate concur in the Assembly amendments to SB 859?

Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (34)—Senators Anderson, Berryhill, Blakeslee, Calderon, Cannella, Correa, De León, DeSaulnier, Dutton, Emmerson, Evans, Hancock, Harman, Hernandez, Kehoe, La Malfa, Leno, Lieu, Liu, Lowenthal, Padilla, Pavley, Price, Rubio, Runner, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, Wyland, and Yee.

NOES (2)—Senators Fuller and Gaines.

Above bill ordered enrolled.

Senate Bill 943—An act to amend Sections 1916, 1917, 1917.2, 1918, 1922, 1927, 1950, 1952, 1955, 1957, 1959, 1961, 1962, 1963, 1966.1, 2313, 2736.5, 2836.2, 2936, 3519, 3575, 4200, 4836.1, 4980.36, 4980.37, 4980.40.5, 4980.42, 4980.45, 4982.25, 4989.54, 4990.38, 4992.3, 4992.36, 4996.13, 4996.24, 4999.12, and 4999.90 of, to add Sections 1902.1, 4999.91, and 4999.455 to, and to repeal Section 1945 of, the Business and Professions Code, relating to healing arts.

Bill presented by Senator Price.

The question being: Shall the Senate concur in the Assembly amendments to SB 943?

Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (39)—Senators 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, Runner, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.

Senate Bill 488—An act to add Section 84305.7 to the Government Code, relating to the Political Reform Act of 1974.

Bill presented by Senator Correa.

The question being: Shall the Senate concur in the Assembly amendments to SB 488?

The roll was called.

CALL OF THE SENATE

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

Motion carried.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill 1055—An act to add Section 303.5 to the Public Utilities Code, relating to the Public Utilities Commission.

Bill read third time and presented by Senator Yee.

Roll Call

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

AYES (36)—Senators Anderson, Berryhill, Blakeslee, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Dutton, Emmerson, Evans, Fuller, Gaines, Hancock, Harman, Hernandez, Huff, Kehoe, La Malfa, Leno, Lieu, Lowenthal, Negrete McLeod, Pavley, Price, Rubio, Runner, Simitian, Steinberg, Vargas, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

Assembly Bill 1241—An act to amend Section 84308 of the Government Code, relating to the Political Reform Act of 1974.

Bill read third time and presented by Senator Wright.

The roll was called.

CALL OF THE SENATE

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

Motion carried.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill 1116—An act to add Section 8588.16 to the Government Code, relating to emergency services.

Bill read third time and presented by Senator De León.



Roll Call

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

AYES (29)—Senators Berryhill, Blakeslee, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Emmerson, Evans, Hancock, Hernandez, Huff, Kehoe, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Simitian, Steinberg, Vargas, Wolk, Wright, and Yee.

NOES (7)—Senators Anderson, Dutton, Gaines, Harman, La Malfa, Runner, and Walters.

Bill ordered transmitted to the Assembly.

Assembly Bill 202—An act to amend Sections 17557, 17557.1, and 17560 of, and to add Sections 17518.83, 17562.1, and 17562.5 to, the Government Code, relating to local educational agencies.

Bill read third time and presented by Senator Liu.

Roll Call

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

AYES (24)—Senators Calderon, Corbett, Correa, De León, DeSaulnier, Evans, Hancock, Hernandez, Kehoe, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Simitian, Steinberg, Vargas, Wolk, Wright, and Yee.

NOES (14)—Senators Anderson, Berryhill, Blakeslee, Cannella, Dutton, Emmerson, Fuller, Gaines, Harman, La Malfa, Runner, Strickland, Walters, and Wyland.

Bill ordered transmitted to the Assembly.

Assembly Bill 678—An act to add Section 14105.94 to the Welfare and Institutions Code, relating to Medi-Cal, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator Padilla.

Urgency Clause

Urgency clause read and adopted by the following vote:

AYES (39)—Senators 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, Runner, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Roll Call

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

AYES (39)—Senators 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, Runner, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

Assembly Bill 740—An act to add Section 19135 to the Government Code, relating to personal services contracts.

Bill read third time and presented by Senator Lieu.

Roll Call

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

AYES (24)—Senators Calderon, Corbett, Correa, De León, DeSaulnier, Evans, Hancock, Hernandez, Kehoe, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Simitian, Steinberg, Vargas, Wolk, Wright, and Yee.

NOES (14)—Senators Anderson, Berryhill, Blakeslee, Cannella, Dutton, Emmerson, Fuller, Gaines, Huff, La Malfa, Runner, Strickland, Walters, and Wyland.

Bill ordered transmitted to the Assembly.

Assembly Bill 989—An act to amend Section 5847 of the Welfare and Institutions Code, relating to mental health.

Bill read third time and presented by Senator Correa.

Roll Call

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

AYES (37)—Senators Anderson, Berryhill, Blakeslee, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Dutton, Emmerson, Evans, Fuller, Gaines, Hancock, Hernandez, Kehoe, La Malfa, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Runner, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

Assembly Bill 1221—An act to amend Sections 13400 and 13442 of the Water Code, relating to water, and making an appropriation therefor.

Bill read third time and presented by Senator Cannella.

Roll Call

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

AYES (38)—Senators 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, Runner, Simitian, Steinberg, Strickland, Vargas, Walters, Wright, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

Assembly Bill 165—An act to amend Sections 14501, 35186, and 41020 of, and to add Article 5.5 (commencing with Section 49010) to Chapter 6 of Part 27 of Division 4 of Title 2 of, the Education Code, and to amend Section 905 of the Government Code, relating to pupil fees.

Bill read third time and presented by Senator Lowenthal.

Roll Call

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

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

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

Bill ordered transmitted to the Assembly.

Assembly Bill 532—An act to add Section 52052.7 to the Education Code, relating to pupil assessments.

Bill read third time and presented by Senator Lowenthal.

Roll Call

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

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

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

Bill ordered transmitted to the Assembly.

RECESS

At 4:57 p.m., the Senate recessed in order to convene in First Extraordinary session.

REASSEMBLED

At 4:59 p.m., the Senate reconvened.

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



CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill 1310—An act to add Section 14013.5 to the Unemployment Insurance Code, relating to education.

Bill read third time and presented by Senator Lieu.

Roll Call

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

AYES (26)—Senators Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Evans, Hancock, Hernandez, Kehoe, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Simitian, Steinberg, Vargas, Wolk, Wright, Wyland, and Yee.

NOES (13)—Senators Anderson, Berryhill, Blakeslee, Dutton, Emmerson, Fuller, Gaines, Harman, Huff, La Malfa, Runner, Strickland, and Walters.

Bill ordered transmitted to the Assembly.

Assembly Bill 9—An act to amend Sections 234, 234.1, 234.2, and 234.3 of, and to add Section 234.5 to, the Education Code, relating to pupil rights.

Bill read third time and presented by Senator Lowenthal.

Roll Call

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

AYES (24)—Senators Calderon, Corbett, Correa, De León, DeSaulnier, Evans, Hancock, Hernandez, Kehoe, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Simitian, Steinberg, Vargas, Wolk, Wright, and Yee.

NOES (14)—Senators Anderson, Berryhill, Blakeslee, Cannella, Dutton, Emmerson, Fuller, Gaines, Harman, Huff, La Malfa, Runner, Walters, and Wyland.

Bill ordered transmitted to the Assembly.

Assembly Bill 901—An act to amend Section 13997.2 of the Government Code, and to amend Sections 44559.1, 44559.2, and 44559.6 of the Health and Safety Code, relating to economic development.

Bill read third time and presented by Senator Price.

Roll Call

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

AYES (39)—Senators 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, Runner, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.



UNFINISHED BUSINESS (RESUMED)**Consideration of Governor's Appointment**

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

PETER J. GRAVETT, Secretary of Veterans Affairs

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

Roll Call

The roll was called and the appointment was confirmed by the following vote:

AYES (38)—Senators 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, Runner, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, and Yee.

NOES (0)—None.

Consideration of Governor's Appointment

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

JACK A. BAYLIS, Member, Fish and Game Commission

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

Roll Call

The roll was called and the appointment was confirmed by the following vote:

AYES (34)—Senators Anderson, Berryhill, Blakeslee, Calderon, Cannella, Corbett, Correa, Dutton, Emmerson, Evans, Fuller, Gaines, Hancock, Harman, Huff, Kehoe, La Malfa, Leno, Lieu, Liu, Lowenthal, Padilla, Pavley, Price, Rubio, Runner, Simitian, Steinberg, Strickland, Walters, Wolk, Wright, Wyland, and Yee.

NOES (2)—Senators De León and DeSaulnier.

Consideration of Governor's Appointment

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

JACOB A. APPELSMITH, Director of Alcoholic Beverage Control.

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

Roll Call

The roll was called and the appointment was confirmed by the following vote:

AYES (39)—Senators 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, Runner, Simitian, 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:

CHARLOTTE M. MELLO, Member, Corrections Standards Authority.

CYNTHIA E. BRYANT, Member, California Exposition and State Fair Board of Directors.

CORNELIUS L. GALLAGHER, Member, California Exposition and State Fair Board of Directors.

JESSE H. CHOPER, Member, California Horse Racing Board.

MICHAEL C. GARDNER, Member, Alfred E. Alquist Seismic Safety Commission.

HELEN KNUDSON, Member, Alfred E. Alquist Seismic Safety Commission.

EMIR J. MACARI, Member, Alfred E. Alquist Seismic Safety 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 (39)—Senators 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, Runner, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH (SB 585)

On motion of Senator Kehoe, further proceedings under the call of the Senate were dispensed with.

Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (29)—Senators Berryhill, Blakeslee, Calderon, Cannella, Corbett, De León, DeSaulnier, Dutton, Evans, Fuller, Hancock, Harman,



Hernandez, Kehoe, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Runner, Simitian, Steinberg, Vargas, Wolk, and Yee.

NOES (8)—Senators Anderson, Correa, Gaines, Huff, La Malfa, Walters, Wright, and Wyland.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 488)**

On motion of Senator Correa, further proceedings under the call of the Senate were dispensed with.

Roll Call

The names of the absentees were called and the Senate refused to concur in Assembly amendments to SB 488 by the following vote:

AYES (25)—Senators Cannella, Corbett, Correa, De León, DeSaulnier, Evans, Fuller, Gaines, Hancock, Hernandez, Kehoe, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Simitian, Steinberg, Vargas, Wolk, and Yee.

NOES (10)—Senators Anderson, Blakeslee, Calderon, Dutton, Harman, La Malfa, Runner, Strickland, Walters, and Wright.

Motion to Reconsider

Senator Correa moved to reconsider the vote whereby the Senate refused to concur in Assembly amendments to SB 488.

Roll Call

The roll was called and reconsideration was granted by the following vote:

AYES (39)—Senators 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, Runner, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Bill ordered returned to the unfinished business file.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (AB 1241)**

On motion of Senator Wright, further proceedings under the call of the Senate were dispensed with.



Roll Call

The names of the absentees were called and AB 1241 was refused passage by the following vote:

AYES (19)—Senators Anderson, Berryhill, Cannella, Dutton, Emmerson, Fuller, Gaines, Harman, Hernandez, Huff, La Malfa, Negrete McLeod, Padilla, Price, Runner, Simitian, Walters, Wright, and Wyland.

NOES (20)—Senators Blakeslee, Calderon, Corbett, Correa, De León, DeSaulnier, Evans, Hancock, Kehoe, Leno, Lieu, Liu, Lowenthal, Pavley, Rubio, Steinberg, Strickland, Vargas, Wolk, and Yee.

Motion to Reconsider

Senator Wright moved to reconsider the vote whereby AB 1241 was refused passage.

Roll Call

The roll was called and reconsideration was granted by the following vote:

AYES (39)—Senators 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, Runner, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Bill ordered returned to third reading.

CONSENT CALENDAR

Senate Concurrent Resolution 34—Relative to the Deputy Frank Trejo Memorial Interchange.

Resolution read, adopted, and ordered transmitted to the Assembly.

(NOTE: See Consent Calendar Roll Call)

Senate Concurrent Resolution 52—Relative to the Caltrans Highway Maintenance Leadworker Jaime Obeso Memorial Highway, the Caltrans Leadworker Gary Wayne Smith Memorial Highway, and the Caltrans Equipment Operator II Richard Gonzalez Memorial Interchange.

Resolution read, adopted, and ordered transmitted to the Assembly.

(NOTE: See Consent Calendar Roll Call)

Consent Calendar Roll Call

The roll was called and the above measures on the Consent Calendar adopted by the following vote:

AYES (39)—Senators 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, Runner, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

UNANIMOUS CONSENT TO PRINT IN JOURNAL

Without objection, the following letter was printed in the Journal.

August 31, 2011

Gregory P. Schmidt
Secretary of the Senate

Mr. Secretary:

Earlier today (August 31, 2011) during Senate Floor session, I was briefly off the Senate Floor conducting legislative business and inadvertently missed the opportunity to cast a vote on Assembly Bill 131 (Cedillo). Had I been present, I would have cast a “no” vote on the measure. On a matter of such importance for our state, I feel it necessary to clarify my intent for the record.

Sincerely,

TED GAINES
Senator, 1st District

Without objection, the following letter was printed in the Journal.

September 1, 2011

The Honorable Darrell Steinberg
President pro Tempore, CA State Senate

RE: Letter to the Senate Journal regarding SB 161 (Huff)

Dear Mr. President pro Tempore:

I would like to request that this letter be printed in the Senate Journal for the purpose of clarifying the intent of my vote on Senate Bill 161 (Huff) on September 1st, 2011.

On September 1st, 2011, I inadvertently voted “Aye” on the above referenced measure. I do not support this legislation and did not intend to vote in its favor. I would like to make clear to the Senate, to the public at large, and to all concerned parties that it was not my intent to support this bill, and that I do not support its provisions.

Thank you very much for allowing me to clarify my vote on this measure.

Respectfully,

GLORIA NEGRETE McLEOD
State Senator, 32nd District



Without objection, the following letter was printed in the Journal.

September 1, 2011

The Honorable Darrell Steinberg
President pro Tempore, CA State Senate

RE: Letter to the Senate Journal regarding SB 161 (Huff)

Dear Mr. President pro Tempore:

I would like to request that this letter be printed in the Senate Journal for the purpose of clarifying the intent of my vote on Senate Bill 161 (Huff) on September 1st, 2011.

On September 1st, 2011 I inadvertently voted "Aye" on the above referenced measure, when in fact I intended to vote 'No'. I have always opposed SB 161, and continue to do so. I would like to make clear to the Senate, to the public at large, and to all concerned parties that it was not my intent to support this bill, and that I in fact have never supported its provisions.

Thank you very much for allowing me to clarify my vote on this measure.

Sincerely,

FRAN PAVLEY
State Senator, 23rd District

REQUEST TO BE ADDED TO ROLL CALL

September 1, 2011

Mr. Secretary: Pursuant to the provisions of Senate Rule 44, I request to be recorded as voting on the following measures taken up on this day:

SB 914—Aye	SB 386—Aye	SB 185—Aye
SB 182—Aye	SB 14—Aye	SB 29—Aye
SB 36—Aye	SB 537—Aye	AB 1055—Aye
AB 1116—Aye	AB 678—Aye	

DARRELL STEINBERG, President pro Tempore

September 1, 2011

Mr. Secretary: Pursuant to the provisions of Senate Rule 44, I request to be recorded as voting on the following measure taken up on this day:

SB 185—No

BOB DUTTON, Minority Floor Leader

MEASURE WITHDRAWN FROM COMMITTEE

Without objection, **AB 1210** was withdrawn from Committee and placed on second reading.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill 378—An act to amend Sections 139.3, 139.31, and 5307.1 of the Labor Code, relating to workers' compensation.

Bill read third time.



Amendments Adopted

Amendments to AB 378 proposed by Senator DeSaulnier were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 358—An act to amend Sections 25295, 25296.35, 25296.40, 25299.39.2, 25299.57, and 25299.58 of the Health and Safety Code, relating to hazardous substances, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Amendments Adopted

Amendments to AB 358 proposed by Senator Walters were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 1164—An act to amend Section 8879.77 of, and to add and repeal Article 13 (commencing with Section 8879.79) of Chapter 12.491 of Division 1 of Title 12 of, the Government Code, relating to transportation, and making an appropriation therefor.

Bill read third time.

Amendments Adopted

Amendments to AB 1164 proposed by Senator Lowenthal were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 565—An act to add Section 31111.5 to the Public Resources Code, relating to conservation.

Bill read third time.

Amendments Adopted

Amendments to AB 565 proposed by Senator Blakeslee were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 86—An act to amend Section 47605 of the Education Code, relating to charter schools.

Bill read third time.

Amendments Adopted

Amendments to AB 86 proposed by Senator De León were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 1062—An act to amend Section 1294 of the Code of Civil Procedure, relating to arbitration.

Bill read third time.

Amendments Adopted

Amendments to AB 1062 proposed by Senator Evans were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 622—An act to add and repeal Section 939.22 of the Penal Code, relating to grand juries.

Bill read third time.



Amendments Adopted

Amendments to AB 622 proposed by Senator De León were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 1053—An act to amend Sections 100430 and 103625 of, and to amend, repeal, and add Section 100425 of, the Health and Safety Code, and to amend Section 903.15 of the Welfare and Institutions Code, relating to local government.

Bill read third time.

Amendments Adopted

Amendments to AB 1053 proposed by Senator Hancock were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 366—An act to amend, repeal, and add Section 1370 of the Penal Code, relating to defendants.

Bill read third time.

Amendments Adopted

Amendments to AB 366 proposed by Senator Evans were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 278—An act to add Sections 10088 and 10089 to the Business and Professions Code, relating to real estate.

Bill read third time.

Amendments Adopted

Amendments to AB 278 proposed by Senator Price were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 1275—An act to amend Sections 33121.5 and 33125 of, and to add Section 33137 to, the Health and Safety Code, relating to redevelopment.

Bill read third time.

Amendments Adopted

Amendments to AB 1275 proposed by Senator Kehoe were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 210—An act to amend Sections 1797.85, 1797.224, 1797.270, 1797.274, and 1797.276 of, and to repeal and add Section 1797.201 of, the Health and Safety Code, relating to emergency medical services.

Bill read third time.

Amendments Adopted

Amendments to AB 210 proposed by Senator Kehoe were read and adopted and the measure ordered printed and to second reading.



Assembly Bill 1149—An act to amend Sections 14549.2 and 14581 of the Public Resources Code, relating to beverage containers, and making an appropriation therefor.

Bill read third time.

Amendments Adopted

Amendments to AB 1149 proposed by Senator DeSaulnier were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 1296—An act to add Part 3.8 (commencing with Section 15925) to Division 9 of the Welfare and Institutions Code, relating to public health.

Bill read third time.

Amendments Adopted

Amendments to AB 1296 proposed by Senator Hernandez were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 418—An act relating to tidelands and submerged lands.

Bill read third time.

Amendments Adopted

Amendments to AB 418 proposed by Senator Leno were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 1028—An act to amend Sections 20096.5, 20636.1, 20812, 20814, 20820, 20969.1, 21130, 21221, 21224, 21228, 21229, 21493, 21494, 21506, and 21507 of, and to add Section 21533.5 to, the Government Code, relating to state employees' retirement.

Bill read third time.

Amendments Adopted

Amendments to AB 1028 proposed by Senator Negrete McLeod were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 1379—An act to add and repeal Sections 7504.3 and 13997.4 of the Government Code, relating to economic development.

Bill read third time.

Amendments Adopted

Amendments to AB 1379 proposed by Senator Negrete McLeod were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 815—An act to add Article 6 (commencing with Section 51460) to Chapter 3 of Part 28 of Division 4 of Title 2 of the Education Code, relating to instructional programs, and making an appropriation therefor.

Bill read third time.



Amendments Adopted

Amendments to AB 815 proposed by Senator Lowenthal were read and adopted and the measure ordered printed and to second reading.



Assembly Bill 172—An act to add Sections 11004.4, 11004.5, 11004.6 and 11004.7 to the Government Code, relating to state agencies.
Bill read third time.

Amendments Adopted

Amendments to AB 172 proposed by Senator Leno were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 1420—An act to repeal Section 179.9 of the Government Code, relating to the Emergency Management Assistance Compact.
Bill read third time.

Amendments Adopted

Amendments to AB 1420 proposed by Senator Calderon were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 22—An act to add Chapter 3.6 (commencing with Section 1024.5) to Part 2 of Division 2 of the Labor Code, relating to employment.
Bill read third time.

Amendments Adopted

Amendments to AB 22 proposed by Senator DeSaulnier were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 894—An act to amend Sections 91502, 91503, 91504, and 91558 of, and to add and repeal Article 6 (commencing with Section 91600) of Chapter 1 of Title 10 of, the Government Code, and to amend Section 25461 of the Public Resources Code, relating to economic development.
Bill read third time.

Amendments Adopted

Amendments to AB 894 proposed by Senator Rubio were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 525—An act to amend Section 42885.5 of, and to add and repeal Section 42872.5 of, the Public Resources Code, relating to solid waste.
Bill read third time.

Amendments Adopted

Amendments to AB 525 proposed by Senator Corbett were read and adopted and the measure ordered printed and to second reading.



SENATE COMMITTEE ROLL CALLS**Committee on Business, Professions and Economic Development****AB 1210**—Do pass and re-refer to Committee on Appropriations

AYES (5)—Senators Correa, Emmerson, Hernandez, Price, and Vargas.

NOES (0)—None.

Date of Hearing: 9/1/2011

Price (Chair)

Committee on Education**SB 835**—That the measure be returned to Senate floor for consideration. Ordered to third reading

AYES (6)—Senators Hancock, Liu, Lowenthal, Price, Simitian, and Vargas.

NOES (3)—Senators Blakeslee, Huff, and Runner.

Date of Hearing: 9/1/2011

Lowenthal (Chair)

Committee on Environmental Quality**AB 1178**—That the measure be held in committee pursuant to Senate Rule 29.10

AYES (7)—Senators Blakeslee, Hancock, Kehoe, Lowenthal, Pavley, Simitian, and Strickland.

NOES (0)—None.

Date of Hearing: 8/31/2011

Simitian (Chair)

Committee on Labor and Industrial Relations**SB 136**—That the Assembly amendments be concurred in

AYES (4)—Senators DeSaulnier, Leno, Lieu, and Yee.

NOES (1)—Senator Runner.

AB 436—That the measure be returned to Senate floor for consideration. Ordered to third reading

AYES (4)—Senators DeSaulnier, Leno, Lieu, and Yee.

NOES (1)—Senator Runner.

Date of Hearing: 9/1/2011

Lieu (Chair)

LEAVES OF ABSENCE FOR THE DAY

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

ADJOURNMENT

At 5:30 p.m., the President declared the Senate adjourned until 9 a.m., Friday, September 2, 2011.

PAULA K. ROSSETTO, Minute Clerk

