

## CALIFORNIA LEGISLATURE

2011–12 REGULAR SESSION

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# SENATE DAILY JOURNAL

ONE HUNDRED EIGHTIETH LEGISLATIVE DAY

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## IN SENATE

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Senate Chamber, Sacramento  
Monday, April 9, 2012

The Senate met at 2 p.m.  
Hon. Christine Kehoe, of the 39th District, presiding.  
Secretary Greg Schmidt at the Desk.  
Assistant Secretary Zachary L. Twilla reading.

### QUORUM CALL OF THE SENATE

Without objection, a quorum call was placed upon the Senate.  
The President directed the Sergeant at Arms to close the doors and to bring in the absent Members.

### PROCEEDINGS UNDER QUORUM CALL OF THE SENATE ROLL CALL

The roll was called and the following Senators answered to their names:

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

Quorum present.

*(NOTE: Senators Evans and Padilla will be excused this day on personal business and Senator Runner will be excused this day due to illness.)*



**PRAYER**

Prayer was offered by the Chaplain, Rabbi Mona Alfi:

The great American poet, Henry Wadsworth Longfellow wrote:

“If spring came but once a century instead of once a year, or burst forth with the sound of an earthquake and not in silence, what wonder and expectation there would be in all hearts, to behold the miraculous change.”

Because nature’s wonders happen on a regular basis, we often forget to notice how miraculous they really are. Too often we take for granted the beauty and the gifts of the natural world and only notice them when they are taken from us by flood, or fire, drought or earthquake.

Through religious festivals such as Easter and Passover, we are reminded to pay attention to the annual miracle of the earth’s reawakening every spring. And just as light and life return after a darkened winter, these holidays remind us that even into the darkest soul, light and redemption can take root as well.

May our eyes always be open to the miracles that have been bestowed upon us, and may it be God’s will that we continue to be witnesses to the miracle of Creation in its many daily manifestations.—AMEN.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

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

**MESSAGES FROM THE GOVERNOR**

Governor’s Office, State Capitol

March 30, 2012

*The Honorable Darrell Steinberg*

*President pro Tempore*

*California State Senate*

*To the Members of the California State Senate:*

I have executed a tribal-state gaming compact between the State of California and the Federated Indians of Graton Rancheria, a federally recognized Indian tribe, located in the state of California. I am forwarding copies of this tribal-state gaming compact for consideration by the Legislature.

Sincerely,

EDMUND G. BROWN JR., Governor

Above referred to the Committee on Governmental Organization.

**MESSAGES FROM THE ASSEMBLY**

Assembly Chamber, March 29, 2012

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

ACR 73

E. DOTSON WILSON, Chief Clerk of the Assembly



**FIRST READING OF ASSEMBLY MEASURES**

The following measure was read the first time and referred to the Committee on Rules:

**Assembly Concurrent Resolution 73**—Relative to César Chávez.

**REPORTS OF STANDING COMMITTEES****Committee on Environmental Quality**

Senate Chamber, April 9, 2012

Madam President: The Chair of the Committee on Environmental Quality, to which were referred:

SB 1139      SB 1360      SB 964      SB 1063

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

SIMITIAN, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 1139**—An act to amend Section 659 of the Civil Code, to amend Section 51010.5 of the Government Code, to add Section 38575 to the Health and Safety Code, and to add Section 3239 to the Public Resources Code, relating to greenhouse gas.

Bill read second time.

**Senate Bill 1360**—An act to amend Section 72441 of the Public Resources Code, relating to vessels.

Bill read second time.

**Senate Bill 964**—An act to amend Section 11352 of the Government Code, relating to the Administrative Procedure Act.

Bill read second time.

**Senate Bill 1063**—An act to add Section 115843.6 to the Health and Safety Code, relating to reservoirs.

Bill read second time.

**Request to Add Urgency Section**

To the Committee on Rules: I request permission to add an urgency section to SB 1063 pursuant to Joint Rule 58.

SENATOR GAINES

**Permission of Rules Committee**

Senate Chamber, April 9, 2012

The Committee on Rules grants permission to offer amendments which would add an urgency section to SB 1063.

STEINBERG, Chair

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



**Committee on Judiciary**

Senate Chamber, April 9, 2012

Madam President: The Chair of the Committee on Judiciary, to which were referred:

SB 1140      AB 1217      SB 1082      SB 1193

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

EVANS, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 1140**—An act to amend Sections 300, 400, and 420 of the Family Code, relating to marriage.

Bill read second time.

**Assembly Bill 1217**—An act to amend Section 7613 of, and to add Sections 7613.5 and 7962 to, the Family Code, relating to assisted reproduction.

Bill read second time.

**Senate Bill 1082**—An act to amend Sections 6205.5, 6206, 6206.5, 6206.7, 6207, 6210, and 6215.2 of the Government Code, relating to the protection of victims.

Bill read second time.

**Senate Bill 1193**—An act to add Section 52.6 to the Civil Code, relating to human trafficking.

Bill read second time.

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

**Committee on Governance and Finance**

Senate Chamber, April 9, 2012

Madam President: The Chair of the Committee on Governance and Finance, to which were referred:

SB 1086      SB 1128      SB 1505  
SB 1185      SB 1356

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

WOLK, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 1086**—An act to add Section 6012.4 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time.

**Senate Bill 1128**—An act to amend Section 26011.8 of the Public Resources Code, relating to energy.

Bill read second time.



**Senate Bill 1505**—An act to amend Section 1012.3 of, to add Section 69.8 to, to add Chapter 3 (commencing with Section 90) to Division 1 of, and Chapter 4 (commencing with Section 1850) to Division 8 of, the Military and Veterans Code, and to amend Sections 23101 and 25128 of, to amend and repeal Section 25128.5 of, to amend, repeal, and add Section 25136 of, and to add Section 25128.7 to, the Revenue and Taxation Code, relating to veterans, and making an appropriation therefor.

Bill read second time.

**Senate Bill 1185**—An act to add Part 12.2 (commencing with Section 15910) to Division 3 of Title 2 of the Government Code, relating to the Centralized Intelligence Partnership Act.

Bill read second time.

**Senate Bill 1356**—An act to add and repeal Sections 17053.86 and 23686 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time.

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

### **Committee on Transportation and Housing**

Senate Chamber, April 9, 2012

Madam President: The Chair of the Committee on Transportation and Housing, to which were referred:

SB 1092          SB 1298          SB 1068          AB 484

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**

**Senate Bill 1092**—An act to amend Section 34510.5 of the Vehicle Code, relating to vehicles.

Bill read second time.

**Senate Bill 1298**—An act to add Division 16.6 (commencing with Section 38750) to the Vehicle Code, relating to vehicles.

Bill read second time.

**Senate Bill 1068**—An act to amend Section 20311 of the Public Contract Code, relating to public contracts.

Bill read second time.

**Assembly Bill 484**—An act to amend Section 7074.2 of the Government Code, relating to enterprise zones.

Bill read second time.

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



**Committee on Labor and Industrial Relations**

Senate Chamber, April 9, 2012

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

SB 959

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**

**Senate Bill 959**—An act to repeal Section 5318 of the Labor Code, relating to workers' compensation .

Bill read second time.

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

**Committee on Public Safety**

Senate Chamber, April 9, 2012

Madam President: The Chair of the Committee on Public Safety, to which were referred:

SB 1500	SB 1124	SB 1180	SB 1281
SB 1363	SB 1121	SB 1462	

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 Bill 1500**—An act to amend Sections 597.1 and 597.9 of the Penal Code, relating to animal protection.

Bill read second time.

**Senate Bill 1124**—An act to amend Section 1203.1m of the Penal Code, relating to prisons.

Bill read second time.

**Senate Bill 1180**—An act to amend Section 1318.1 of the Penal Code, relating to criminal procedure.

Bill read second time.

**Senate Bill 1281**—An act to amend Sections 1026 and 1027 of the Penal Code, relating to criminal procedure.

Bill read second time.

**Senate Bill 1363**—An act to add Section 208.3 to the Welfare and Institutions Code, relating to juveniles.

Bill read second time.



**Senate Bill 1121**—An act to amend Section 3020 of the Penal Code, relating to inmates.

Bill read second time.

**Senate Bill 1462**—An act to add Sections 26605.6 and 26605.7 to the Government Code, relating to sheriffs.

Bill read second time.

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

**Committee on Natural Resources and Water**

Senate Chamber, April 9, 2012

Madam President: The Chair of the Committee on Natural Resources and Water, to which were referred:

SB 1066	SB 1094	SB 1249
SB 1201	SB 1480	SB 1146

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

PAVLEY, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 1066**—An act to add Section 31113 to the Public Resources Code, relating to coastal resources.

Bill read second time.

**Senate Bill 1094**—An act to amend Sections 65965, 65966, 65967, and 65968 of the Government Code, relating to land use, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

**Senate Bill 1249**—An act to amend Section 1528 of the Fish and Game Code, relating to fish and wildlife resources.

Bill read second time.

**Senate Bill 1201**—An act to add Section 831.22 to, and to add and repeal Section 12805.7 of, the Government Code, and to amend Section 2 of the Los Angeles County Flood Control Act (Chapter 755 of the Statutes of 1915), relating to the Los Angeles River.

Bill read second time.

**Senate Bill 1480**—An act to amend Sections 4004, 4005, 4007, and 4008 of, to add Sections 4013 and 4014 to, and to repeal and add Section 4006 of, the Fish and Game Code, relating to trapping.

Bill read second time.



**Senate Bill 1146**—An act to amend Section 13752 of the Water Code, relating to water.

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, April 9, 2012

Madam President: The Chair of the Committee on Health, to which were referred:

SB 1274                      SB 1321                      SB 970

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**

**Senate Bill 1274**—An act to amend Section 2401 of the Business and Professions Code, relating to healing arts.

Bill read second time.

**Senate Bill 1321**—An act to add Section 100509 to the Government Code, relating to health care coverage.

Bill read second time.

**Senate Bill 970**—An act to add Sections 15927 and 15928 to the Welfare and Institutions Code, relating to health and human services.

Bill read second time.

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

#### **Committee on Human Services**

Senate Chamber, April 9, 2012

Madam President: The Chair of the Committee on Human Services, to which were referred:

SB 1391                      SB 1279

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**

**Senate Bill 1391**—An act to add Sections 18927 and 18927.1 to the Welfare and Institutions Code, relating to CalFresh.

Bill read second time.





**Senate Bill 1279**—An act to add Section 10601.3 to the Welfare and Institutions Code, relating to child welfare services.

Bill read second time.

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

**Committee on Education**

Date of Hearing, March 28, 2012

Madam President: The Committee on Education, to which were referred:

SB 1088

SB 1137

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

LOWENTHAL, Chair

Above measures ordered to second reading.

Date of Hearing, March 28, 2012

Madam President: The Committee on Education, to which was referred:

SB 1271

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

LOWENTHAL, Chair

Above measure ordered to second reading.

Date of Hearing, March 28, 2012

Madam President: The Committee on Education, to which was referred:

SB 1087

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

LOWENTHAL, Chair

Above measure ordered to second reading.

**Committee on Health**

Date of Hearing, March 28, 2012

Madam President: The Committee on Health, to which was referred:

SB 1381

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

HERNANDEZ, Chair

Above measure ordered to second reading.

Date of Hearing, March 28, 2012

Madam President: The Committee on Health, to which was referred:

SB 1081



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

HERNANDEZ, Chair

Above measure ordered to second reading.

**Committee on Natural Resources and Water**

Date of Hearing, March 27, 2012

Madam President: The Committee on Natural Resources and Water, to which was referred:

SB 1107

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

PAVLEY, Chair

Above measure ordered to second reading.

**Committee on Transportation and Housing**

Date of Hearing, March 27, 2012

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

SB 1388

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

DESAULNIER, Chair

Above measure ordered to second reading.

**Committee on Appropriations**

Senate Chamber, April 9, 2012

Madam President: The Chair of the Committee on Appropriations, to which were referred:

SB 972

SB 984

AB 591

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

KEHOE, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 972**—An act to amend Sections 21083.9 and 21092.2 of, and to repeal Section 21162 of, the Public Resources Code, relating to environmental quality.

Bill read second time.

**Senate Bill 984**—An act to amend, repeal, and add Section 21167.6 of, and to add and repeal Section 21167.6.2 of, the Public Resources Code, relating to environmental quality, and declaring the urgency thereof, to take effect immediately.

Bill read second time.



**Assembly Bill 591**—An act to amend Sections 3213, and 3215 of, and to add Section 3213.5 to, the Public Resources Code, relating to oil and gas production.

Bill read second time.

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

### **Committee on Rules**

Senate Chamber, April 9, 2012

Madam President: The Chair of the Committee on Rules, to which were referred:

SB 1118	SB 1207	SB 1226	SB 1417
SB 1503	SCR 63	SB 1232	SB 1522
SB 1291	SB 1392	SB 1409	SB 1484
SB 1182	SB 1222	SB 1252	SB 1395
SB 1429	SB 1434	SB 1466	

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 Bill 1118**—An act relating to solid waste.

Bill read second time.

**Senate Bill 1207**—An act relating to public utility rates.

Bill read second time.

**Senate Bill 1226**—An act to amend Section 6501 of the Business and Professions Code, relating to professional fiduciaries.

Bill read second time.

**Senate Bill 1417**—An act to amend Section 65470 of the Government Code, relating to local government.

Bill read second time.

**Senate Bill 1503**—An act relating to in-home supportive services.

Bill read second time.

**Senate Concurrent Resolution 63**—Relative to Prostate Cancer Awareness Month.

Resolution read second time.

**Senate Bill 1232**—An act to amend Section 20098 of the Government Code, relating to retirement.

Bill read second time.

**Senate Bill 1522**—An act to amend Section 13901 of the Government Code, relating to state claims.

Bill read second time.



**Senate Bill 1291**—An act relating to unemployment insurance.

Bill read second time.

**Senate Bill 1392**—An act relating to developmental services.

Bill read second time.

**Senate Bill 1409**—An act to add Section 25010 to the Public Resources Code, relating to energy.

Bill read second time.

**Senate Bill 1484**—An act to amend Sections 63000 and 63010 of the Government Code, relating to infrastructure finance.

Bill read second time.

**Senate Bill 1182**—An act to amend Section 11362.5 of the Health and Safety Code, relating to medical marijuana.

Bill read second time.

**Senate Bill 1222**—An act relating to solar energy.

Bill read second time.

**Senate Bill 1252**—An act to amend Sections 32100 and 32150 of the Public Resources Code, relating to urban waterfront restoration.

Bill read second time.

**Senate Bill 1395**—An act to amend Section 8546.10 of the Government Code, relating to local government.

Bill read second time.

**Senate Bill 1429**—An act to amend Section 1719 of the Code of Civil Procedure, relating to judgments.

Bill read second time.

**Senate Bill 1434**—An act to amend Section 496 of the Penal Code, relating to property crime.

Bill read second time.

**Senate Bill 1466**—An act to amend Section 18872 of the Revenue and Taxation Code, relating to taxation.

Bill read second time.

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

#### **Committee on Elections and Constitutional Amendments**

Senate Chamber, April 9, 2012

Madam President: The Chair of the Committee on Elections and Constitutional Amendments, to which were referred:

SB 1553

SB 1188



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**

**Senate Bill 1553**—An act to add and repeal Section 84215.5 of the Government Code, relating to the Political Reform Act of 1974.

Bill read second time.

**Senate Bill 1188**—An act to amend Sections 50707 and 55310.2 of the Water Code, relating to water district election procedures.

Bill read second time.

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

**Committee on Insurance**

Senate Chamber, April 9, 2012

Madam President: The Chair of the Committee on Insurance, to which was referred:

SB 1184

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

CALDERON, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 1184**—An act to add Section 785.5 to the Insurance Code, relating to senior insurance.

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, March 28, 2012

Madam President: The Committee on Education, to which was referred:

SB 1385

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

LOWENTHAL, Chair

Above measure ordered to second reading.

**Committee on Governmental Organization**

Senate Chamber, April 9, 2012

Madam President: The Chair of the Committee on Governmental Organization, to which were referred:

SB 1465

SB 1390



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

WRIGHT, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 1465**—An act to add Title 10.5 (commencing with Section 91700) to the Government Code, relating to state government, and making an appropriation therefor.

Bill read second time.

**Senate Bill 1390**—An act to add Chapter 4.7 (commencing with Section 19750) to Division 8 of the Business and Professions Code, and to amend Sections 336.9 and 337a of the Penal Code, relating to sports wagering.

Bill read second time.

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

**Committee on Rules**

Senate Chamber, April 4, 2012

Madam President: The Committee on Rules has examined:

SCR 60

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the 4th day of April, 2012, at 2 p.m.

STEINBERG, Chair

**Committee on Education**

Date of Hearing, March 28, 2012

Madam President: The Committee on Education, to which was referred:

SB 1316

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

LOWENTHAL, Chair

Above measure ordered to second reading.

**Committee on Banking and Financial Institutions**

Senate Chamber, April 9, 2012

Madam President: The Chair of the Committee on Banking and Financial Institutions, to which was referred:

SB 979

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

VARGAS, Chair



**Second Reading of Bills—Author's Amendments**

**Senate Bill 979**—An act to add Sections 583 and 16207 to the Financial Code, relating to financial institutions.

Bill 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**

Senate Chamber, April 9, 2012

Madam President: The Chair of the Committee on Business, Professions and Economic Development, to which were referred:

SB 969

SB 1527

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

PRICE, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 969**—An act to add Article 7 (commencing with Section 4918) to Chapter 11 of Division 2 of the Business and Professions Code, relating to pet grooming.

Bill read second time.

**Senate Bill 1527**—An act to amend Section 4996.18 of, and to amend and repeal Section 4996.17 of, the Business and Professions Code, relating to social workers.

Bill read second time.

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

**Committee on Public Employment and Retirement**

Senate Chamber, April 9, 2012

Madam President: The Chair of the Committee on Public Employment and Retirement, to which were referred:

SB 1142

SB 1143

SB 1358

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

NEGRETE McLEOD, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 1142**—An act to add Section 7507.1 to the Government Code, relating to public employee benefits.

Bill read second time.

**Senate Bill 1143**—An act to add Section 7507.3 to the Government Code, relating to public employee benefits.

Bill read second time.



**Senate Bill 1358**—An act to repeal and add Section 3521.7 of the Government Code, relating to collective bargaining, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

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

**Committee on Veterans Affairs**

Senate Chamber, April 9, 2012

Madam President: The Chair of the Committee on Veterans Affairs, to which was referred:

AB 1224

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 1224**—An act to amend Section 10205 of the Unemployment Insurance Code, relating to the employment training panel.

Bill read second time.

**Request to Add Urgency Section**

To the Committee on Rules: I request permission to add an urgency section to AB 1224 pursuant to Joint Rule 58.

ASSEMBLY MEMBER COOK

**Permission of Rules Committee**

Senate Chamber, April 9, 2012

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 1224.

STEINBERG, Chair

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

**Committee on Transportation and Housing**

Senate Chamber, April 9, 2012

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

SB 1225

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**

**Senate Bill 1225**—An act to amend Sections 14070 and 14070.2 of the Government Code, relating to transportation.

Bill read second time.

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

**Committee on Rules**

Senate Chamber, April 9, 2012

Madam President: The Chair of the Committee on Rules, to which were referred:

SB 1251	SB 1536	SB 1337	SB 1446
SB 1492	SB 1537	SB 1120	
SB 1516	SB 1172	SB 1294	

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 Bill 1251**—An act relating to invasive aquatic species.

Bill read second time.

**Senate Bill 1492**—An act to amend Section 7284 of the Revenue and Taxation Code, relating to taxation.

Bill read second time.

**Senate Bill 1516**—An act to amend Section 14131.07 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time.

**Senate Bill 1536**—An act to amend Section 43.7 of the Civil Code, relating to personal rights.

Bill read second time.

**Senate Bill 1537**—An act relating to energy.

Bill read second time.

**Senate Bill 1172**—An act to amend Section 1733 of the Insurance Code, relating to licensing.

Bill read second time.

**Senate Bill 1337**—An act relating to the Zone 7 Water Agency.

Bill read second time.

**Senate Bill 1120**—An act to amend Section 815 of the Government Code, relating to government liability.

Bill read second time.



**Request to Add Urgency Section**

To the Committee on Rules: I request permission to add an urgency section to SB 1120 pursuant to Joint Rule 58.

SENATOR BERRYHILL

**Permission of Rules Committee**

Senate Chamber, April 9, 2012

The Committee on Rules grants permission to offer amendments which would add an urgency section to SB 1120.

STEINBERG, Chair

**Senate Bill 1294**—An act to amend Section 21570 of the Government Code, relating to public employees' retirement.

Bill read second time.

**Senate Bill 1446**—An act to amend Section 3640 of the Business and Professions Code, relating to healing arts.

Bill read second time.

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

**Committee on Banking and Financial Institutions**

Senate Chamber, April 9, 2012

Madam President: The Chair of the Committee on Banking and Financial Institutions, to which was referred:

SB 982

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

VARGAS, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 982**—An act to add Chapter 7.5 (commencing with Section 750) to Division 1 of Title 1 of the Corporations Code, relating to corporations.

Bill read second time.

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

**Committee on Judiciary**

Senate Chamber, April 9, 2012

Madam President: The Chair of the Committee on Judiciary, to which was referred:

SB 1374

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

EVANS, Chair



**Second Reading of Bills—Author's Amendments**

**Senate Bill 1374**—An act to add Section 1713.5 to the Civil Code, relating to liability.

Bill read second time.

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

**Committee on Transportation and Housing**

Senate Chamber, April 9, 2012

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

SB 1203

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**

**Senate Bill 1203**—An act to add Section 23151 to the Vehicle Code, relating to vehicles.

Bill read second time.

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

**Committee on Judiciary**

Senate Chamber, April 9, 2012

Madam President: The Chair of the Committee on Judiciary, to which was referred:

SB 1002

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

EVANS, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 1002**—An act to amend Section 6253.9 of, and to add Chapter 3.6 (commencing with Section 6278) to Division 7 of Title 1 of, the Government Code, relating to public records.

Bill 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**

Senate Chamber, April 9, 2012

Madam President: The Chair of the Committee on Business, Professions and Economic Development, to which were referred:

SB 1273

SB 1338



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

PRICE, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 1273**—An act to add Chapter 5.8 (commencing with Section 2697.2) to Division 2 of, and to repeal Section 2697.8 of, the Business and Professions Code, relating to athletic trainers.

Bill read second time.

**Senate Bill 1338**—An act to amend Section 2253 of the Business and Professions Code, relating to healing arts.

Bill read second time.

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

**Committee on Energy, Utilities and Communications**

Senate Chamber, April 9, 2012

Madam President: The Chair of the Committee on Energy, Utilities and Communications, to which were referred:

SB 1160

SB 1332

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

PADILLA, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 1160**—An act to repeal Section 7907 of, and to repeal and add Section 7904 of, the Public Utilities Code, relating to telecommunications.

Bill read second time.

**Senate Bill 1332**—An act to amend Section 399.20 of, and to amend and renumber Section 387.6 of, the Public Utilities Code, relating to energy.

Bill read second time.

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

**Committee on Transportation and Housing**

Senate Chamber, April 9, 2012

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

SB 1464

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**

**Senate Bill 1464**—An act to amend Sections 21460 and 21750 of, and to add Section 21750.1 to, the Vehicle Code, relating to vehicles.

Bill read second time.

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

**Committee on Governance and Finance**

Senate Chamber, April 9, 2012

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

SCA 10

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

WOLK, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Constitutional Amendment 10**—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by repealing and adding Article XIII B thereof, and by amending Section 8.5 of Article XVI thereof, relating to expenditure limits.

Resolution read second time.

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

**Committee on Transportation and Housing**

Senate Chamber, April 9, 2012

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

SB 1455

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**

**Senate Bill 1455**—An act to add Section 43867.5 to the Health and Safety Code, relating to vehicular air pollution.

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 SENATE BILLS**

**Senate Bill 1340**—An act to add Section 1487 to the Water Code, relating to water resources.

Bill read second time.

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

**Senate Bill 1169**—An act to amend Section 2831 of the Fish and Game Code, and to amend Section 1 of Chapter 644 of the Statutes of 2007, relating to wildlife resources.

Bill read second time, ordered engrossed, and to third reading.

**SECOND READING OF ASSEMBLY BILLS**

**Assembly Bill 610**—An act to add and repeal Section 5156.1 of the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to third reading.

**Assembly Bill 41**—An act to amend Section 87200 of the Government Code, relating to conflicts of interest, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to third reading.

**JOINT RULE 62(a) SUSPENDED**

Without objection, Joint Rule 62(a) was suspended for the purpose of allowing a joint hearing of the Senate Select Committee on the California Wine Industry and the Assembly Select Committee on Sustainable and Organic Agriculture to meet on Thursday, April 12, 2012 without four days notice in the Daily File.

**REQUEST FOR UNANIMOUS CONSENT (AB 929)**

Senator Evans asked for, and was granted, unanimous consent that AB 929 be taken from the inactive file and taken up at this time.

**Consideration of Assembly Bill 929**

**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.

**Motion to Amend**

Amendments to AB 929 proposed by Senator Evans were read and adopted and the measure ordered printed and to second reading.



**CONSIDERATION OF DAILY FILE (RESUMED)  
UNFINISHED BUSINESS**

**Consideration of Governor's Appointment**

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

CLAUDIA A. CAPPJO, Executive Director, California Housing Finance Agency

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

NOES (1)—Senator Anderson.

**THIRD READING OF SENATE BILLS**

**Senate Concurrent Resolution 77**—Relative to California Earthquake Preparedness Month.

Resolution read third time and presented by Senator Corbett.

**Roll Call**

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

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

NOES (0)—None.

Resolution ordered transmitted to the Assembly.

**LEAVES OF ABSENCE FOR THE DAY**

The following Senators were granted leaves of absence for the day due to personal business: Senators Evans and Padilla.

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 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 Tuesday, April 10, 2012.

Motion carried.

**MESSAGES FROM THE ASSEMBLY**

Assembly Chamber, April 9, 2012

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

AB 1452                      AB 1519                      AB 1621

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 for assignment:

**Assembly Bill 1452**—An act to amend Section 27363.5 of the Vehicle Code, relating to vehicles.

**Assembly Bill 1519**—An act to add Section 31522.8 to the Government Code, relating to county employees' retirement.

**Assembly Bill 1621**—An act to amend Section 2248 of the Business and Professions Code, relating to medicine.

**REPORTS OF STANDING COMMITTEES****Committee on Health**

Senate Chamber, April 9, 2012

Madam President: The Chair of the Committee on Health, to which were referred:

SB 961                      SB 1431                      SB 1517

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**

**Senate Bill 961**—An act to add Section 1374.59 to the Health and Safety Code, relating to health care service plans.

Bill read second time.

**Senate Bill 1431**—An act to amend Section 10705 of the Insurance Code, relating to health insurance.

Bill read second time.





**Senate Bill 1517**—An act to amend Section 16809.3 of the Welfare and Institutions Code, relating to county health services.

Bill read second time.

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

#### **Committee on Education**

Senate Chamber, April 9, 2012

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

SB 1103

SB 1515

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**

**Senate Bill 1103**—An act to amend Section 69433.2 of the Education Code, relating to student financial aid.

Bill read second time.

**Senate Bill 1515**—An act to amend Section 66602 of the Education Code, relating to the California State University.

Bill read second time.

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

#### **Committee on Banking and Financial Institutions**

Senate Chamber, April 9, 2012

Madam President: The Chair of the Committee on Banking and Financial Institutions, to which was referred:

SB 956

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

VARGAS, Chair

#### **Second Reading of Bills—Author's Amendments**

**Senate Bill 956**—An act to add Chapter 1b (commencing with Section 18500) to Division 8 of the Business and Professions Code, and to amend Section 22054 of the Financial Code, relating to automobile sellers and lenders.

Bill read second time.

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



**Committee on Rules**

Senate Chamber, April 9, 2012

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

SB 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**

**Senate Bill 1426**—An act to amend Section 82013 of the Government Code, relating to the Political Reform Act of 1974.

Bill 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, April 9, 2012

Madam President: The Committee on Business, Professions and Economic Development, to which were referred:

SB 1095

SB 1481

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

PRICE, Chair

Above measures re-referred to the Committee on Appropriations.

**Committee on Rules**

Senate Chamber, April 9, 2012

Madam President: The Chair of the Committee on Rules, to which were referred:

SB 1254

SB 1457

SB 1541

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 Bill 1254**—An act to amend Section 26608 of the Government Code, relating to local government.

Bill read second time.

**Senate Bill 1457**—An act to amend Section 131050 of the Health and Safety Code, relating to public health.

Bill read second time.



**Request to Add Urgency Section**

To the Committee on Rules: I request permission to add an urgency section to SB 1457 pursuant to Joint Rule 58.

SENATOR ANDERSON

**Permission of Rules Committee**

Senate Chamber, April 9, 2012

The Committee on Rules grants permission to offer amendments which would add an urgency section to SB 1457.

STEINBERG, Chair

**Senate Bill 1541**—An act to amend Section 4581 of the Public Resources Code, relating to timber harvesting.

Bill read second time.

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

**Committee on Rules**

State Capitol, April 9, 2012

The Committee on Rules has re-referred the following measures to committees:

**Appropriations**—SB 1558.

**Education**—SB 994, SB 1265, SB 1290, SB 1466, SB 1525.

**Elections and Constitutional Amendments**—SB 1233.

**Energy, Utilities and Communications**—SB 1165, SB 1207, SB 1533.

**Environmental Quality**—SB 1118.

**Governance and Finance**—SB 1205, SB 1222, SB 1252, SB 1417, SB 1439.

**Governmental Organization**—SB 1392, SB 1395, SB 1429, SB 1484.

**Health**—SB 1320, SB 1486, SB 1503, SB 1538.

**Human Services**—SB 1259.

**Insurance**—SB 1438.

**Judiciary**—SB 1208, SB 1226, SB 1267, SB 1473.

**Labor and Industrial Relations**—SB 1291.

**Public Employment and Retirement**—SB 1232.

**Public Safety**—SB 1133, SB 1182, SB 1433, SB 1434, SB 1474, SB 1551.

**Transportation and Housing**—SB 1355.



The Committee on Rules has re-referred the following measures to two committees:

**Banking and Financial Institutions and Judiciary**—SB 1470, SB 1471.

**Education and Labor and Industrial Relations**—SB 1349.

**Energy, Utilities and Communications and Rules**—SB 1409.

**Human Services and Public Safety**—SB 1051, SB 1522.

**Judiciary and Health**—SB 1543.

**Judiciary and Public Safety**—SB 1407.

**Labor and Industrial Relations and Judiciary**—SB 1284.

**Transportation and Housing and Judiciary**—SB 1472.

#### **INTRODUCTION AND FIRST READING OF SENATE MEASURES**

The following measure was introduced, read the first time and transmitted to the Committee on Rules:

**Senate Concurrent Resolution 81:** By Senator Yee—Relative to Voter Registration Day.

#### **MEASURES WITHDRAWN AND RE-REFERRED TO COMMITTEE**

Without objection, **SB 1355** was withdrawn from the Committee on Veterans Affairs and re-referred to the Committee on Rules; and

**SB 1347** was withdrawn from the Committee on Insurance and re-referred to the Committee on Labor and Industrial Relations.

#### **SENATE COMMITTEE ROLL CALLS**

##### **Committee on Business, Professions and Economic Development**

**SB 1095**—Do pass and re-refer to the Committee on Appropriations

AYES (8)—Senators Corbett, Correa, Emmerson, Hernandez, Negrete McLeod, Price, Strickland, and Wyland.

NOES (0)—None.

**SB 1202**—Do pass as amended and re-refer to the Committee on Appropriations

AYES (9)—Senators Corbett, Correa, Emmerson, Hernandez, Negrete McLeod, Price, Strickland, Vargas, and Wyland.

NOES (0)—None.

**SB 1215**—Do pass as amended and re-refer to the Committee on Appropriations

AYES (8)—Senators Corbett, Correa, Emmerson, Hernandez, Negrete McLeod, Price, Strickland, and Wyland.

NOES (0)—None.



**SB 1387**—Do pass as amended and re-refer to the Committee on Appropriations

AYES (7)—Senators Correa, Emmerson, Hernandez, Negrete McLeod, Price, Strickland, and Wyland.

NOES (0)—None.

**SB 1481**—Do pass and re-refer to the Committee on Appropriations

AYES (8)—Senators Corbett, Correa, Emmerson, Hernandez, Negrete McLeod, Price, Strickland, and Wyland.

NOES (0)—None.

Date of Hearing: 4/9/2012

Price (Chair)

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

Senator Anderson requested that when the Senate adjourns this day it do so in memory of Oscar E. Knight of San Diego.

Senator Berryhill requested that when the Senate adjourns this day it do so in memory of Carl Hovsepian and Michelle Carli of Fresno.

Senators Gaines and Blakeslee requested that when the Senate adjourns this day it do so in memory of Thomas Kinkade of Los Gatos.

Senator Corbett requested that when the Senate adjourns this day it do so in memory of Lydia H. Sim of Hayward, Grace Eunhae Kim of Union City, Doris Chibuko of San Leandro, Kathleen Ping of East Oakland, Sonam Choedon of El Cerrito, Judith Seymour of San Jose, and Tshering Rinzing Bhutia of San Francisco.

Senator DeSaulnier requested that when the Senate adjourns this day it do so in memory of Mary Arbogast of Pacheco, Victor Cabasso of Moraga, Solaiman Nuri and Hadessa Nuri of Concord.

Senator De León requested that when the Senate adjourns this day it do so in memory of Rima Abedi-Sagherian of Los Angeles.

Senator Kehoe requested that when the Senate adjourns this day it do so in memory of Adrienne Rich.

Senators Kehoe, Leno, and Steinberg requested that when the Senate adjourns this day it do so in memory of Peter Douglas of Marin.

Senator Rubio requested that when the Senate adjourns this day it do so in memory of Henry L. Acosta of Bakersfield.

Senators Strickland and Walters requested that when the Senate adjourns this day it do so in memory of Edward Louis Del Beccaro of Danville.

Senator Walters requested that when the Senate adjourns this day it do so in memory of Francis James Delaney of Santa Rosa.



Senator La Malfa requested that when the Senate adjourns this day it do so in memory of Norman “Buss” Roberts of Oroville.

Senator Steinberg requested that when the Senate adjourns this day it do so in memory of Rex Rabin of Sacramento.

Senator Wright requested that when the Senate adjourns this day it do so in memory of Gregory Dixon of Inglewood.

#### **ADJOURNMENT**

At 3:30 p.m., on motion of Senator Steinberg, the Senate adjourned pursuant to the Senators’ requests until 9 a.m., Tuesday, April 10, 2012.

PAULA K. ROSSETTO, Minute Clerk

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