

CALIFORNIA LEGISLATURE

2011–12 REGULAR SESSION

SENATE DAILY JOURNAL

TWO HUNDRED TWENTY-THIRD LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Thursday, June 21, 2012

The Senate met at 9 a.m.

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

Secretary Greg Schmidt at the Desk.

Assistant Secretary Zachary L. Twilla reading.

QUORUM CALL OF THE SENATE

Without objection, a quorum call was placed upon the Senate.

The President directed the Sergeant at Arms to close the doors and to bring in the absent Members.

PROCEEDINGS UNDER QUORUM CALL OF THE SENATE

ROLL CALL

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

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

Quorum present.

(NOTE: Senator Padilla will be excused this day on legislative business, Senator Strickland will be excused this day on personal business, and Senator Runner will be excused this day due to illness.)



PRAYER

Upon invitation of the President, the following prayer was offered by Pastor Rick Cole, Capital Christian Center:

Almighty God, We thank you for the opportunities you give us to make a difference for good in our world. We ask that you would bless us with supernatural wisdom and clear direction for life.

Bless us with creativity, courage, ability, and abundance. Bless us with self-control and self-discipline. We ask for blessings on our families, friends, and health. Bless us with faith, favor, and fulfillment. Bless us with success, supernatural strength, promotion, and divine protection.

Bless us with a generous heart and a positive outlook on life. Bless us in the city and in the country, when we go in and when we come out. We ask that any negative word that has ever been spoken over us would have no effect.

We ask that everything we put our hands to will prosper and succeed.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

REPORTS OF STANDING COMMITTEES**Committee on Health**

Date of Hearing, June 20, 2012

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

AB 2266

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.

Date of Hearing, June 20, 2012

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

AB 1223

AB 1761

AB 1793

AB 1869

AB 2034

AB 2322

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

HERNANDEZ, Chair

Above measures re-referred to the Committee on Appropriations.

Date of Hearing, June 20, 2012

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

AB 2350



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.

Date of Hearing, June 20, 2012

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

AB 1710 AB 2246 AB 2399 AB 2531

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

HERNANDEZ, Chair

Above measures re-referred to the Committee on Appropriations.

Date of Hearing, June 20, 2012

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

AB 2369

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

HERNANDEZ, Chair

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

Committee on Transportation and Housing

Date of Hearing, June 19, 2012

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

AB 2188

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

DESAULNIER, Chair

Above measure ordered to second reading.

Committee on Judiciary

Senate Chamber, June 21, 2012

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

AB 1624

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

Assembly Bill 1624—An act to amend Sections 5301, 5303, and 5401 of the Probate Code, relating to multiple-party accounts.

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 (RESUMED)**SECOND READING OF ASSEMBLY BILLS**

Assembly Bill 1962—An act to amend Section 105096 of the Public Utilities Code, relating to transportation.

Bill read second time and ordered to Consent Calendar.

Assembly Bill 2291—An act to amend Section 21100 of the Vehicle Code, relating to vehicles.

Bill read second time and ordered to third reading.

Assembly Bill 1626—An act to amend Sections 9380 and 9509 of the Elections Code, relating to elections.

Bill read second time and ordered to third reading.

Assembly Bill 2146—An act to add and repeal Section 83123.5 of the Government Code, relating to the Political Reform Act of 1974.

Bill read second time and ordered to third reading.

Assembly Bill 2220—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 2452—An act to add Section 84615 to the Government Code, relating to the Political Reform Act of 1974.

Bill read second time and ordered to third reading.

Assembly Bill 2691—An act to amend Section 84602 of, and to repeal Sections 84604, 84609, and 84610 of, the Government Code, relating to the Political Reform Act of 1974.

Bill read second time and ordered to Consent Calendar.

Assembly Bill 2692—An act to amend Sections 12222 and 21000 of, to add Sections 21141 and 21305 to, and to repeal Chapter 3 (commencing with Section 21200) of, and Chapter 5 (commencing with Section 21400) of, Division 21 of, the Elections Code, relating to electoral districts.

Bill read second time and ordered to Consent Calendar.



Assembly Bill 1775—An act to amend Sections 706.011 and 706.050 of the Code of Civil Procedure, relating to wage garnishment.

Bill read second time.

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

Assembly Bill 1406—An act to amend Sections 2104 and 7605 of, and to repeal Section 3151.5 of, the Family Code, relating to dissolution of marriage.

Bill read second time and ordered to Consent Calendar.

Assembly Bill 1511—An act to add Section 2079.10.5 to the Civil Code, relating to real property.

Bill read second time and ordered to Consent Calendar.

Assembly Bill 1642—An act to amend Section 880.340 of the Civil Code, and to amend Section 27201 of the Government Code, relating to the county recorder.

Bill read second time and ordered to Consent Calendar.

Assembly Bill 2272—An act to amend, repeal, and add Section 798.88 of the Civil Code, and to amend, repeal, and add Section 85 of the Code of Civil Procedure, relating to mobilehomes.

Bill read second time and ordered to Consent Calendar.

Assembly Bill 2372—An act to amend Section 2025.510 of the Code of Civil Procedure, relating to civil discovery.

Bill read second time and ordered to Consent Calendar.

Assembly Bill 2476—An act to amend Section 405 of the Military and Veterans Code, relating to military service.

Bill read second time and ordered to Consent Calendar.

Assembly Bill 805—An act to add Part 5 (commencing with Section 4000) to Division 4 of, and to repeal Title 6 (commencing with Section 1350) of Part 4 of Division 2 of, the Civil Code, relating to common interest developments.

Bill read second time and ordered to third reading.

Assembly Bill 806—An act to amend Sections 10131.01, 10153.2, 10177, 11003, 11003.2, 11004, 11004.5, 11010.10, 11018.1, 11018.12, 11018.6, 11211.7, 11500, 11502, 11504, 11505, 23426.5, and 23428.20 of the Business and Professions Code, to amend Sections 51.11, 714, 714.1, 782, 782.5, 783, 783.1, 798.20, 799.10, 800.25, 895, 935, 945, 1098, 1102.6a, 1102.6d, 1133, 1633.3, 1864, 2079.3, 2924b, 2929.5, and 2955.1 of the Civil Code, to amend Sections 86, 116.540, 564, 726.5, 729.035, and 736 of the Code of Civil Procedure, to amend Sections 12191, 12956.1, 12956.2, 53341.5, 65008, 65915, 65995.5, 66411, 66412, 66424, 66427,



66452.10, 66475.2, and 66477 of the Government Code, to amend Sections 1597.531, 13132.7, 19850, 25400.22, 25915.2, 25915.5, 33050, 33435, 33436, 33769, 35811, 37630, 37923, 50955, 51602, and 116048 of the Health and Safety Code, to amend Section 790.031 of the Insurance Code, to amend Section 2188.6 of the Revenue and Taxation Code, to amend Sections 21107.7, 22651, 22651.05, and 22658 of the Vehicle Code, and to amend Section 13553 of the Water Code, relating to common interest developments.

Bill read second time and ordered to third reading.

Assembly Bill 1558—An act to amend Section 831.8 of the Government Code, relating to liability.

Bill read second time and ordered to third reading.

Assembly Bill 2365—An act to amend Sections 3011 and 3041.5 of the Family Code, relating to child custody.

Bill read second time and ordered to third reading.

Assembly Bill 2483—An act to amend Section 6206 of the Government Code, relating to address confidentiality.

Bill read second time and ordered to third reading.

Assembly Bill 2152—An act to amend Sections 10123.12, 10601, and 10604 of, and to add Section 10133.57 to, the Insurance Code, relating to insurance.

Bill read second time.

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

Assembly Bill 2669—An act to amend Sections 21080, 21080.5, 21080.23, 21080.24, 21083.05, 21084, 21091, 21092.6, 21094, 21151.1, 21159.9, and 21167.10 of, and to repeal Sections 21172, 21172.5, 21175, and 21176 of, the Public Resources Code, relating to environmental quality.

Bill read second time.

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

Assembly Bill 1955—An act to add Section 66303 to the Education Code, relating to public postsecondary education.

Bill read second time.

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



Assembly Bill 2164—An act to amend Section 13332.11 of the Government Code, relating to community college facilities.

Bill read second time.

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

Assembly Bill 1680—An act to amend Sections 1300 and 1301 of the Corporations Code, relating to dissenting shareholders' rights.

Bill read second time and ordered to third reading.

Assembly Bill 2006—An act to add Section 14800.1 to the Financial Code, relating to credit unions.

Bill read second time and ordered to third reading.

Assembly Bill 2666—An act to amend Sections 22012, 22013, 22065, 22100, 22712, 50002, 50003, 50003.5, and 50327 of, and to add Sections 22756, 22757, and 50316.5 to, the Financial Code, relating to mortgage loan originators.

Bill read second time and ordered to third reading.

Assembly Bill 2367—An act to add Section 51798 to the Education Code, relating to school gardens.

Bill read second time and ordered to Consent Calendar.

Assembly Bill 2368—An act to amend Section 38000 of the Education Code, relating to school security.

Bill read second time and ordered to Consent Calendar.

Assembly Bill 2278—An act to amend Section 41326 of the Education Code, relating to school districts.

Bill read second time.

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

Assembly Bill 1732—An act to amend Section 48900 of the Education Code, relating to pupils.

Bill read second time and ordered to third reading.

RE-REFERENCE TO COMMITTEE

Pursuant to Senate Rule 29.10(c), **AB 286** was re-referred to the Committee on Rules.

MEASURES WITHDRAWN FROM COMMITTEE

Without objection, **SCR 65**, **SJR 12**, **SJR 24**, and **SJR 25** were withdrawn from Committee and placed on today's Special Consent Calendar.



CONSENT CALENDAR
Objections Raised

Senator La Malfa objected to **AB 1165** and **AB 2292** being on the Special Consent Calendar.

Senator Yee objected to **AB 2051** being on the Special Consent Calendar.

Senator Rubio objected to **SJR 12** being on the Special Consent Calendar.

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

MOTION TO TAKE MEASURE FROM THE INACTIVE FILE

Senator Lieu moved that **AB 2675** be taken from the inactive file and placed on the second reading file.

Senator Kehoe moved that **ACR 101** be taken from the inactive file and placed on the second reading file.

Motions carried.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS

Consideration of Governor's Appointments

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

CHRISTINE L. BAKER, Director of Industrial Relations

ROSA M. MORAN, Administrative Director, Division of Workers' Compensation

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

The roll was called.

CALL OF THE SENATE

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

Motion carried.

UNFINISHED BUSINESS (RESUMED)
Consideration of Governor's Appointment

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

KELLY L. HARRINGTON, Associate Director, Division of Adult Institutions, Department of Corrections and Rehabilitation

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

The roll was called.



CALL OF THE SENATE

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

Motion carried.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (GOVERNOR'S APPOINTMENTS)**

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

CHRISTINE L. BAKER, Director of Industrial Relations

ROSA M. MORAN, Administrative Director, Division of Workers' Compensation

Roll Call

The names of the absentees were called and the appointments were confirmed by the following vote:

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

NOES (0)—None.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (GOVERNOR'S APPOINTMENT)**

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

KELLY L. HARRINGTON, Associate Director, Division of Adult Institutions, Department of Corrections and Rehabilitation

Roll Call

The names of the absentees were called and the appointment was confirmed by the following vote:

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

NOES (0)—None.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF SENATE BILLS**

Senate Resolution 34—Relative to Lesbian, Gay, Bisexual, and Transgender (LGBT) Pride Month.

Resolution read third time and presented by Senator Leno.



Roll Call

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

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

NOES (6)—Senators Anderson, Fuller, Gaines, Huff, La Malfa, and Walters.

Resolution ordered transmitted to the Assembly.

MOTION TO WITHDRAW FROM COMMITTEE

Senator Huff moved that **SB 1176** be withdrawn from the Committee on Public Employment and Retirement and placed on file.

Roll Call

The roll was called and the motion lost by the following vote:

AYES (13)—Senators Anderson, Berryhill, Blakeslee, Cannella, Dutton, Emmerson, Fuller, Gaines, Harman, Huff, La Malfa, Walters, and Wyland.

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

MOTION TO WITHDRAW FROM COMMITTEE

Senator Huff moved that **SCA 18** be withdrawn from the Committee on Public Employment and Retirement and placed on file.

Roll Call

The roll was called and the motion lost by the following vote:

AYES (13)—Senators Anderson, Berryhill, Blakeslee, Cannella, Dutton, Emmerson, Fuller, Gaines, Harman, Huff, La Malfa, Walters, and Wyland.

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

THIRD READING OF SENATE BILLS (RESUMED)

Senate Resolution 32—Relative to early childhood education.

Resolution read third time and presented by Senator Price.

Roll Call

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

AYES (36)—Senators Alquist, Anderson, Berryhill, Blakeslee, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Dutton, Emmerson, Evans, Fuller, Gaines, Hancock, Harman, Hernandez, Kehoe, La Malfa, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Pavley, Price,



Rubio, Simitian, Steinberg, Vargas, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Resolution ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill 389—An act to add Article 5 (commencing with Section 125286.10) to Chapter 2 of Part 5 of Division 106 of the Health and Safety Code, relating to genetic diseases.

Bill read third time and presented by Senator Pavley.

Roll Call

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

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

NOES (0)—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR

Assembly Bill 2106—An act to amend Sections 659 and 663a of the Code of Civil Procedure, relating to civil procedure.

Bill read third time, passed, and ordered transmitted to the Assembly.

(NOTE: See Consent Calendar Roll Call)

Assembly Concurrent Resolution 117—Relative to the California Highway Patrol Officer Brett J. Oswald Memorial Interchange.

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

(NOTE: See Consent Calendar Roll Call)

SPECIAL CONSENT CALENDAR

Senate Concurrent Resolution 65—Relative to Pain Awareness Month and Women In Pain Awareness Day.

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

(NOTE: See Consent Calendar Roll Call)

Senate Joint Resolution 24—Relative to the Naval Weapons Station Seal Beach.

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

(NOTE: See Consent Calendar Roll Call)

Senate Joint Resolution 25—Relative to Los Alamitos Joint Forces Training Base.

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 passed by the following vote:

AYES (35)—Senators Alquist, Anderson, Berryhill, Calderon, Cannella, Corbett, Correa, DeSaulnier, Dutton, Emmerson, Evans, Fuller, Gaines, Hancock, Harman, Hernandez, Huff, Kehoe, La Malfa, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Pavley, Price, Rubio, Simitian, Steinberg, Vargas, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

LEAVES OF ABSENCE FOR THE DAY

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

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

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 10:18 a.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 upon call of the President pro Tempore.

Motion carried.

MESSAGES FROM THE ASSEMBLY

Assembly Chamber, June 21, 2012

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

SJR 18

Above resolution ordered enrolled.

Assembly Chamber, June 21, 2012

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

AJR 20

Assembly Chamber, June 21, 2012

Mr. President: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

AB 482

AB 1199

AB 2698

E. DOTSON WILSON, Chief Clerk of the Assembly



Assembly Chamber, June 21, 2012

The Honorable Greg Schmidt
Secretary of the Senate

Dear Greg: The Assembly on this day withdrew AB 1679 from Enrollment, and pursuant to the instructions of the Assembly, I am herewith returning the bill to the Senate for further action.

Sincerely,

E. DOTSON WILSON
Chief Clerk

Above measure ordered held at Desk.

Assembly Chamber, June 21, 2012

The Honorable Greg Schmidt
Secretary of the Senate

Dear Greg: Pursuant to the instructions of the Assembly, I am herewith returning AB 391 to the Senate for further action.

Sincerely,

E. DOTSON WILSON
Chief Clerk

Above measure ordered held at Desk.

FIRST READING OF ASSEMBLY MEASURES

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

Assembly Joint Resolution 20—Relative to the federal Gulf of the Farallones and Cordell Bank National Marine Sanctuaries Boundary Modification and Protection Act.

REPORTS OF STANDING COMMITTEES

Committee on Rules

State Capitol, June 20, 2012

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

Environmental Quality—AB 1186.

Governance and Finance—AB 855.

Governmental Organization—AB 2358.

Judiciary—AB 1966.

Natural Resources and Water—AB 2082.

Transportation and Housing—AB 1334, AB 2659.



Committee on Labor and Industrial Relations

Date of Hearing, June 21, 2012

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

AB 1660

AB 1794

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

LIEU, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 1660—An act to add Chapter 5 (commencing with Section 1706) to Part 6 of Division 2 of the Labor Code, relating to employment.

Bill read second time.

Assembly Bill 1794—An act to amend Section 1088.5 of the Unemployment Insurance Code, relating to employers.

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, June 20, 2012

Mr. President: The Committee on Rules has considered the following appointment by the Governor and reports the same back with the recommendation that she be confirmed:

Carroll R. Mortensen, Director, Department of Resources Recycling and Recovery (5–0)

STEINBERG, Chair

Above appointment ordered placed on unfinished business file.

State Capitol, June 20, 2012

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

Robert T. O'Neill, Director of the California State Lottery (5–0)

Nathaniel Kirtman III, Member, California State Lottery Commission (5–0)

John M. Smolin, Member, California State Lottery Commission (5–0)

Phillip H. Tagami, Member, California State Lottery Commission (5–0)

STEINBERG, Chair

Above appointments ordered placed on unfinished business file.



State Capitol, June 20, 2012

Mr. President: The Committee on Rules has considered the following appointment by the Governor and reports the same back with the recommendation that he be confirmed:

Richard J. Schuetz, Member, California Gambling Control Commission (5-0)

STEINBERG, Chair

Above appointment ordered placed on unfinished business file.

State Capitol, June 20, 2012

Mr. President: The Committee on Rules has considered the following appointment by the Governor and reports the same back with the recommendation that he be confirmed:

Tommy L. Randle, Member, State Park and Recreation Commission (5-0)

STEINBERG, Chair

Above appointment ordered placed on unfinished business file.

State Capitol, June 20, 2012

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

Linda L. Forster, Member, State Athletic Commission (3-0)

Michael S. Munoz, Member, State Athletic Commission (3-0)

STEINBERG, Chair

Above appointments ordered placed on unfinished business file.

Committee on Appropriations

Senate Chamber, June 21, 2012

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

AB 683

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

Assembly Bill 683—An act to add Chapter 6.1 (commencing with Section 13710) to Part 3 of Division 9 of the Welfare and Institutions Code, relating to homeless persons.

Bill read second time.

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



Committee on Education

Senate Chamber, June 21, 2012

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

AB 644

AB 1565

AB 1967

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

LOWENTHAL, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 644—An act to add and repeal Section 46300.8 of the Education Code, relating to online education.

Bill read second time.

Assembly Bill 1565—An act to amend, repeal, and add Section 20111.5 of, and to add and repeal Section 20111.6 of, the Public Contract Code, relating to public contracts.

Bill read second time.

Assembly Bill 1967—An act to add Section 33542 to the Education Code, relating to pupil instruction.

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, June 21, 2012

Mr. President: The Chair of the Committee on Natural Resources and Water, to which was referred:

AB 2082

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

Assembly Bill 2082—An act to add Sections 6224.3, 6224.4, and 6224.5 to the Public Resources Code, relating to public lands.

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, June 21, 2012

Mr. President: The Committee on Rules has examined:

SB 632

SB 1352

SB 1371



And reports that the same have been correctly enrolled, and presented to the Governor on the 21st day of June, 2012, at 1 p.m.

STEINBERG, Chair

Committee on Governance and Finance

Senate Chamber, June 21, 2012

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

AB 404

AB 2144

AB 2551

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

Assembly Bill 404—An act to add Section 23028 to the Government Code, relating to local government.

Bill read second time.

Assembly Bill 2144—An act to amend Sections 53395.1, 53395.3, 53395.4, 53395.14, 53395.23, 53395.24, and 53397.6 of, and to add Sections 53395.1.5, 53395.3.1, and 53395.26 to, the Government Code, and to amend Section 33459 of the Health and Safety Code, relating to local government.

Bill read second time.

Assembly Bill 2551—An act to add Section 53395.26 to the Government Code, relating to local planning.

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

Date of Hearing, June 19, 2012

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

AB 2410

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

CORREA, Chair

Above measure ordered to second reading.

Committee on Energy, Utilities and Communications

Date of Hearing, June 19, 2012

Mr. President: The Committee on Energy, Utilities and Communications, to which was referred:

AB 2339



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

PADILLA, Chair

Above measure ordered to second reading.

Date of Hearing, June 11, 2012

Mr. President: The Committee on Energy, Utilities and Communications, to which were referred:

AB 976

AB 2165

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

PADILLA, Chair

Above measures ordered to second reading.

Committee on Health

Senate Chamber, June 21, 2012

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

AB 916

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

HERNANDEZ, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 916—An act to amend Section 1216 of, and to add and repeal Chapter 6 (commencing with Section 127645) of Part 2 of Division 107 of, the Health and Safety Code, relating to public health.

Bill read second time.

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

Committee on Human Services

Senate Chamber, June 21, 2012

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

AB 1712

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

LIU, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 1712—An act to amend Section 17552 of the Family Code, to amend Sections 1502, 1505, and 1559.110 of the Health and Safety Code, to amend, repeal, and add Section 11170 of the Penal Code,



and to amend Sections 17.1, 101, 102, 107, 295, 303, 317, 361, 361.5, 366.21, 366.22, 366.24, 366.25, 366.26, 366.3, 366.31, 375, 388, 450, 903.4, 903.5, 11253, 11263.5, 11363, 11386, 11387, 11391, 11400, 11402, 11402.2, 11403, 11403.2, 16002.5, 16010, 16120, 16122, 16123, 16501, 16501.1, 16501.3, 16503.5, 16507, 16508, 16514, 16521.5, 16522, 16522.1, 18251, 18964, and 18986.46 of, to add Section 361.6 to, and to repeal Section 11403.25 of, the Welfare and Institutions Code, relating to foster care placements, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

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

Committee on Transportation and Housing

Senate Chamber, June 21, 2012

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

AB 432

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

DESAULNIER, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 432—An act to amend Sections 40518 and 40520 of 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 Insurance

Senate Chamber, June 21, 2012

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

AB 2084

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

Assembly Bill 2084—An act to amend Section 10270.2 of, and to add Section 10270.2.5 to, the Insurance Code, relating to insurance.

Bill read second time.

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



Committee on Agriculture

Senate Chamber, June 21, 2012

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

AB 907

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

CANNELLA, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 907—An act to amend Sections 55523.3, 55524.5, 55525.75, 55862.7, 55864, 55901, and 55922 of the Food and Agricultural Code, relating to processors of farm products, and making an appropriation therefor.

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, June 21, 2012

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

AB 2427

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 2427—An act to add and repeal Section 89012 to the Education Code, relating to the California State University.

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, June 21, 2012

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

AB 1966

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

Assembly Bill 1966—An act to amend Section 848 of the Civil Code, and to add Section 3205.7 to the Public Resources Code, relating to natural resources.

Bill read second time.

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

Committee on Education

Senate Chamber, June 21, 2012

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

AB 2104

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

LOWENTHAL, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 2104—An act to amend Sections 8235, 8238, 8238.4, and 8239 of, and to repeal Sections 8238.1, 8238.2, 8238.3, 8238.5, and 8238.6 of, the Education Code, relating to child care.

Bill read second time.

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

Committee on Health

Date of Hearing, June 20, 2012

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

AB 1636

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 Public Safety

Senate Chamber, June 21, 2012

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

AB 1060

AB 1393

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

Assembly Bill 1060—An act to add Title 2.3 (commencing with Section 745) to Part 2 of the Penal Code, relating to special maritime criminal jurisdiction.

Bill read second time.

Assembly Bill 1393—An act to amend Section 4007 of the Penal Code, relating to county jails.

Bill read second time.

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

Date of Hearing, June 19, 2012

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

AB 1434

AB 1435

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

HANCOCK, Chair

Above measures ordered to second reading.

MEASURES WITHDRAWN AND RE-REFERRED TO COMMITTEE

Without objection, **AB 1585** was withdrawn from the Committee on Governance and Finance and re-referred to the Committee on Transportation and Housing;

AB 2238 was withdrawn from the Committee on Governance and Finance and re-referred to the Committee on Environmental Quality; and

AB 2369 was withdrawn from the Committee on Public Safety and re-referred to the Committee on Appropriations.

MEASURE WITHDRAWN FROM COMMITTEE

Without objection, **AB 2370** was withdrawn from the Committee on Appropriations and placed on second reading.

RE-REFERENCE TO COMMITTEE

Pursuant to Joint Rule 10.5, **AB 2666** was re-referred to the Committee on Appropriations.

Without objection **AB 2146** and **AB 2220** were re-referred to the Committee on Appropriations.

Without objection **AB 1471** was re-referred to the Committee on Budget and Fiscal Review.

REQUEST FOR UNANIMOUS CONSENT (AB 1146)

Senator Wright asked for, and was granted, unanimous consent that AB 1146 be taken from the inactive file and taken up at this time.



Consideration of Assembly Bill 1146

Assembly Bill 1146—An act to amend Sections 84203.5, 84211, 84300, and 84304 of the Government Code, relating to the Political Reform Act of 1974.

Bill read second time.

Motion to Amend

Amendments to AB 1146 proposed by Senator Wright were read and adopted and the measure ordered printed and to second reading.

SENATE COMMITTEE ROLL CALLS**Committee on Health**

SB 1321—Do pass and re-refer to the Committee on Appropriations

AYES (3)—Senators Anderson, Blakeslee, and Harman.

NOES (4)—Senators Alquist, DeSaulnier, Hernandez, and Wolk.

Failed Passage

SB 1321—Reconsideration granted

AYES (8)—Senators Alquist, Anderson, Blakeslee, De León, DeSaulnier, Harman, Hernandez, and Wolk.

NOES (0)—None.

AB 399—Do pass as amended and re-refer to the Committee on Appropriations

AYES (8)—Senators Alquist, Anderson, Blakeslee, De León, DeSaulnier, Harman, Hernandez, and Wolk.

NOES (0)—None.

AB 969—Do pass as amended and re-refer to the Committee on Appropriations

AYES (8)—Senators Alquist, Anderson, Blakeslee, De León, DeSaulnier, Harman, Hernandez, and Wolk.

NOES (0)—None.

AB 1223—Do pass and re-refer to the Committee on Appropriations with the recommendation: To Consent Calendar

AYES (9)—Senators Alquist, Anderson, Blakeslee, De León, DeSaulnier, Harman, Hernandez, Rubio, and Wolk.

NOES (0)—None.

AB 1636—Do pass as amended and re-refer to the Committee on Appropriations

AYES (5)—Senators Alquist, De León, DeSaulnier, Hernandez, and Wolk.

NOES (3)—Senators Anderson, Blakeslee, and Harman.

AB 1710—Do pass and re-refer to the Committee on Appropriations

AYES (5)—Senators Alquist, De León, DeSaulnier, Hernandez, and Wolk.

NOES (3)—Senators Anderson, Blakeslee, and Harman.



AB 1761—Do pass and re-refer to the Committee on Appropriations with the recommendation: To Consent Calendar

AYES (9)—Senators Alquist, Anderson, Blakeslee, De León, DeSaulnier, Harman, Hernandez, Rubio, and Wolk.

NOES (0)—None.

AB 1793—Do pass and re-refer to the Committee on Appropriations with the recommendation: To Consent Calendar

AYES (9)—Senators Alquist, Anderson, Blakeslee, De León, DeSaulnier, Harman, Hernandez, Rubio, and Wolk.

NOES (0)—None.

AB 1800—Do pass as amended and re-refer to the Committee on Appropriations

AYES (5)—Senators Alquist, De León, DeSaulnier, Hernandez, and Wolk.

NOES (3)—Senators Anderson, Blakeslee, and Harman.

AB 1846—Do pass as amended and re-refer to the Committee on Appropriations

AYES (5)—Senators Alquist, De León, DeSaulnier, Hernandez, and Wolk.

NOES (3)—Senators Anderson, Blakeslee, and Harman.

AB 1869—Do pass and re-refer to the Committee on Appropriations with the recommendation: To Consent Calendar

AYES (9)—Senators Alquist, Anderson, Blakeslee, De León, DeSaulnier, Harman, Hernandez, Rubio, and Wolk.

NOES (0)—None.

AB 1944—Do pass as amended and re-refer to the Committee on Appropriations

AYES (5)—Senators Alquist, De León, DeSaulnier, Hernandez, and Wolk.

NOES (3)—Senators Anderson, Blakeslee, and Harman.

AB 2034—Do pass and re-refer to the Committee on Appropriations with the recommendation: To Consent Calendar

AYES (9)—Senators Alquist, Anderson, Blakeslee, De León, DeSaulnier, Harman, Hernandez, Rubio, and Wolk.

NOES (0)—None.

AB 2114—Do pass as amended and re-refer to the Committee on Appropriations with the recommendation: To Consent Calendar

AYES (9)—Senators Alquist, Anderson, Blakeslee, De León, DeSaulnier, Harman, Hernandez, Rubio, and Wolk.

NOES (0)—None.

AB 2246—Do pass and re-refer to the Committee on Appropriations

AYES (6)—Senators Alquist, De León, DeSaulnier, Harman, Hernandez, and Wolk.

NOES (2)—Senators Anderson and Blakeslee.



AB 2266—Do pass as amended and re-refer to the Committee on Appropriations

AYES (7)—Senators Alquist, Blakeslee, De León, DeSaulnier, Hernandez, Rubio, and Wolk.

NOES (2)—Senators Anderson and Harman.

AB 2322—Do pass and re-refer to the Committee on Appropriations with the recommendation: To Consent Calendar

AYES (9)—Senators Alquist, Anderson, Blakeslee, De León, DeSaulnier, Harman, Hernandez, Rubio, and Wolk.

NOES (0)—None.

AB 2350—Do pass as amended and re-refer to the Committee on Appropriations

AYES (6)—Senators Alquist, De León, DeSaulnier, Hernandez, Rubio, and Wolk.

NOES (3)—Senators Anderson, Blakeslee, and Harman.

AB 2369—Do pass and re-refer to the Committee on Public Safety

AYES (9)—Senators Alquist, Anderson, Blakeslee, De León, DeSaulnier, Harman, Hernandez, Rubio, and Wolk.

NOES (0)—None.

AB 2399—Do pass and re-refer to the Committee on Appropriations

AYES (8)—Senators Alquist, Anderson, Blakeslee, De León, DeSaulnier, Hernandez, Rubio, and Wolk.

NOES (1)—Senator Harman.

AB 2531—Do pass and re-refer to the Committee on Appropriations

AYES (9)—Senators Alquist, Anderson, Blakeslee, De León, DeSaulnier, Harman, Hernandez, Rubio, and Wolk.

NOES (0)—None.

AB 2608—Do pass as amended and re-refer to the Committee on Appropriations with the recommendation: To Consent Calendar

AYES (9)—Senators Alquist, Anderson, Blakeslee, De León, DeSaulnier, Harman, Hernandez, Rubio, and Wolk.

NOES (0)—None.

Date of Hearing: 6/20/2012

Hernandez (Chair)

REQUESTS TO ADJOURN IN MEMORIAM

Senator Wright requested that when the Senate adjourns this day it do so in memory of Kay A. Calas of Carson.

Senators Simitian and Wolk requested that when the Senate adjourns this day it do so in memory of Thomas Crossley of Carmichael.

Senators Wolk requested that when the Senate adjourns this day it do so in memory of Tom Newsom of Travis and Jerrie Peak of Davis.



ADJOURNMENT

At 3:30 p.m., on motion of Senator Steinberg, the Senate adjourned pursuant to the Senators' requests upon call of the President pro Tempore, Monday, June 25, 2012.

PAULA K. ROSSETTO, Minute Clerk

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