# CALIFORNIA LEGISLATURE 2011–12 REGULAR SESSION

# SENATE DAILY JOURNAL

TWO HUNDRED FORTY-FOURTH LEGISLATIVE DAY

### **IN SENATE**

Senate Chamber, Sacramento Friday, August 24, 2012

The Senate met at 9 a.m. Hon. Doug La Malfa, of the 4th District, presiding. Secretary Greg Schmidt at the Desk. Assistant Secretary Zachary L. Twilla reading.

## **ROLL CALL**

The roll was called and the following Senators answered to their names: Anderson, Berryhill, Cannella, De León, Dutton, Emmerson, Fuller, Gaines, Hernandez, Kehoe, La Malfa, Leno, Lowenthal, Negrete McLeod, Padilla, Price, Rubio, Steinberg, Walters, Wolk, and Yee—21.

Quorum present.

(NOTE: Senators Calderon, Corbett, Correa, DeSaulnier, Evans, Hancock, Harman, Liu, Pavley, Simitian, Strickland, and Wright will be excused this day on legislative business, Senators Blakeslee, Huff, Runner, Vargas, and Wyland will be excused this day on personal business, Senator Lieu will be excused this day due to a family illness, and Senator Alquist will be excused this day due to illness.)

## **MESSAGES FROM THE ASSEMBLY**

Assembly Chamber, August 23, 2012

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

SB 259 SB 1433

Above measures ordered enrolled.

4796

Assembly Chamber, August 23, 2012

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

**SCR 85** 

Above resolution ordered enrolled.

Assembly Chamber, August 23, 2012

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

SB 149	SB 744	SB 1202	SB 1391
SB 200	SB 760	SB 1241	SB 1402
SB 255	SB 885	SB 1268	SB 1404
SB 336	SB 921	SB 1280	SB 1407
SB 345	SB 935	SB 1299	SB 1413
SB 379	SB 1090	SB 1303	SB 1465
SB 415	SB 1094	SB 1308	SB 1480
SB 542	SB 1117	SB 1310	SB 1497
SB 623	SB 1133	SB 1327	SB 1529
SB 721	SB 1193	SB 1329	SB 1580

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

Above measures ordered to unfinished business file.

Assembly Chamber, August 23, 2012

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

SJR 26

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

Above measure ordered to unfinished business file.

Assembly Chamber, August 23, 2012

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

AB 2564

Assembly Chamber, August 23, 2012

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

ACR 164

AJR 44

Assembly Chamber, August 23, 2012

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

AB 693

AB 907

AB 2127

AB 2180

ACR 180

E. DOTSON WILSON, Chief Clerk of the Assembly

## FIRST READING OF ASSEMBLY MEASURES

The following measures were read the first time and transmitted to the Committee on Rules for assignment:

**Assembly Bill 2564**—An act to amend Sections 21080.21 and 21100.2 of the Public Resources Code, relating to environmental quality, and declaring the urgency thereof, to take effect immediately.

**Assembly Concurrent Resolution 164**—Relative to California State University.

**Assembly Joint Resolution 44**—Relative to Sickle Cell Anemia Awareness Month.

# REPORTS OF STANDING COMMITTEES Committee on Health

Date of Hearing: August 23, 2012

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

AB 2392

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

HERNANDEZ, Chair

Above measure ordered to third reading.

## **Committee on Appropriations**

Senate Chamber, August 24, 2012

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

AB 2502

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 2502**—An act to amend, repeal, and add Section 2982 of, and to add Section 2982.11 to, the Civil Code, relating to vehicles.

Bill read second time.

### Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to AB 2502 pursuant to Joint Rule 58.

ASSEMBLY MEMBER BLUMENFIELD

### **Permission of Rules Committee**

Senate Chamber, August 24, 2012

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 2502.

STEINBERG, Chair

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

## Committee on Budget and Fiscal Review

Date of Hearing: August 23, 2012

Mr. President: The Committee on Budget and Fiscal Review, to which were referred:

AB 1468

AB 1477

AB 1478

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

LENO, Chair

Above measures ordered to third reading.

# **Committee on Governance and Finance**

Senate Chamber, August 24, 2012

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

AB 1181

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 1181**—An act to amend Section 95.31 of the Revenue and Taxation Code, relating to local government finance, 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.

Date of Hearing: August 23, 2012

Mr. President: The Committee on Budget and Fiscal Review, to which were referred:

AB 1481

AB 1487

AB 1488

AB 1489

AB 1496

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

LENO, Chair

Above measures ordered to third reading.

#### **Committee on Rules**

Senate Chamber, August 24, 2012

Mr. President: The Committee on Rules has examined:

SCR 50	SCR 81	SJR 19	SCR
SCR 73	SCR 82	SJR 24	
SCR 78	SCR 84	SJR 25	
SCR 80	SCR 87	SJR 28	

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the 24th day of August, 2012, at 4:15 p.m.

STEINBERG, Chair

96

## Committee on Budget and Fiscal Review

Date of Hearing: August 23, 2012

Mr. President: The Committee on Budget and Fiscal Review, to which was referred:

AB 1476

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

LENO, Chair

Above measure ordered to third reading.

Date of Hearing: August 23, 2012

Mr. President: The Committee on Budget and Fiscal Review, to which was referred:

AB 1471

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

LENO, Chair

Above measure ordered to third reading.

## **Committee on Rules**

Senate Chamber, August 24, 2012

Mr. President: The Committee on Rules has examined:

SB 118	SB 960	SB 1107	SB 1219
SB 298	SB 1055	SB 1116	SB 1243
SB 615	SB 1082	SB 1169	
SB 659	SB 1092	SB 1216	
SB 954	SB 1102	SB 1217	

And reports that the same have been correctly enrolled, and presented to the Governor on the 24th day of August, 2012, at 4:30 p.m.

STEINBERG, Chair

Senate Chamber, August 24, 2012

Mr. President: The Committee on Rules has examined:

SB 1291	SB 1331	SB 1360	SB 1537
SB 1294	SB 1340	SB 1367	SB 1563
SB 1301	SB 1341	SB 1370	SB 1577
SB 1309	SB 1349	SB 1513	

And reports that the same have been correctly enrolled, and presented to the Governor on the 24th day of August, 2012, at 4 p.m.

STEINBERG, Chair

Senate Chamber, August 24, 2012

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

AB 2518

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 2518**—An act to amend Section 11273 of the Business and Professions Code, relating to land use.

Bill read second time.

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

# CONSIDERATION OF DAILY FILE SECOND READING OF ASSEMBLY BILLS

**Assembly Bill 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 third reading.

**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 third reading.

**Assembly Bill 1707**—An act to amend Sections 11169 and 11170 of the Penal Code, relating to the Child Abuse Central Index.

Bill read second time and ordered to third reading.

**Assembly Bill 2679**—An act to amend Sections 935.7, 14685, and 29532.4 of the Government Code, to amend Sections 99155, 99155.5, 99206.5, 99207, 99214, 99220, 99233.12, 99238, 99238.5, 99260.7, 99262, 99268.5, 99285.2, and 99401.5 of the Public Utilities Code, to amend Sections 6480.1 and 60116 of the Revenue and Taxation Code, to

amend Sections 349, 366, 374, 392, 411, 446, 452, 478, 485, 493, 527, and 538 of, and to amend and repeal Section 410 of, the Streets and Highways Code, and to amend Sections 5201, 22112, 22500.5, 22504, 22651, and 29004 of the Vehicle Code, relating to transportation.

Bill read second time and ordered to third reading.

**Assembly Bill 2358**—An act to add Section 14632 to the Government Code, relating to the State Capitol.

Bill read second time and ordered to third reading.

**Assembly Bill 294**—An act to add and repeal Article 6.3 (commencing with Section 217) of Chapter 1 of Division 1 of, the Streets and Highways Code, relating to transportation.

Bill read second time and ordered to third reading.

**Assembly Bill 1266**—An act to amend Sections 38603 and 38604 of the Vehicle Code, relating to vehicles.

Bill read second time and ordered to third reading.

**Assembly Bill 1763**—An act to amend Section 830.31 of the Penal Code, relating to peace officers.

Bill read second time and ordered to third reading.

**Assembly Bill 2225**—An act to add and repeal Article 5.5 (commencing with Section 68625) of Chapter 2 of Title 8 of the Government Code, relating to the courts.

Bill read second time and ordered to third reading.

**Assembly Bill 1203**—An act to amend Sections 45210 and 88210 of the Education Code, relating to public school employee organizations.

Bill read second time and ordered to third reading.

**Assembly Bill 2674**—An act to amend Sections 226 and 1198.5 of the Labor Code, relating to employment.

Bill read second time and ordered to third reading.

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

Bill read second time and ordered to third reading.

**Assembly Bill 2641**—An act to add Section 12098.6 to the Government Code, relating to nonprofit corporations.

Bill read second time and ordered to third reading.

**Assembly Bill 491**—An act to add and repeal Section 969.7 of the Streets and Highways Code, relating to public roads.

Bill read second time and ordered to third reading.

**Assembly Bill 549**—An act to amend Sections 42461, 42463, 42474, and 42476 of, to add Section 42461.5 to, and to repeal and add Section 42479 of, the Public Resources Code, relating to recycling.

Bill read second time and ordered to third reading.

**Assembly Bill 1290**—An act to repeal and add Section 19852.2 of the Business and Professions Code, relating to gaming.

Bill read second time and ordered to third reading.

**Assembly Bill 2200**—An act to add and repeal Section 21655.10 of the Vehicle Code, relating to vehicles.

Bill read second time and ordered to third reading.

**Assembly Bill 1806**—An act to add Sections 951.5 and 955 to the Military and Veterans Code, relating to veteran interment.

Bill read second time and ordered to third reading.

**Assembly Bill 2329**—An act to add Section 14632 to the Government Code, relating to state government.

Bill read second time and ordered to third reading.

**Assembly Bill 1744**—An act to amend Sections 226 and 2810.5 of the Labor Code, relating to employment.

Bill read second time and ordered to third reading.

**Assembly Bill 2253**—An act to amend Section 123148 of the Health and Safety Code, relating to health records.

Bill read second time and ordered to third reading.

**Assembly Bill 1647**—An act to amend Sections 42843, 42844, 42845, 42847.5, 42851, 42852, 42853, 42854, 42872, 42873, 42885.5, 42950, 42952, and 42960 of, to add Sections 42957,42961.1, and 42961.7 to, and to repeal and add Sections 42841 and 42961 of, the Public Resources Code, relating to solid waste.

Bill read second time and ordered to third reading.

**Assembly Bill 1427**—An act to amend Section 114099.6 of the Health and Safety Code, relating to food.

Bill read second time and ordered to third reading.

**Assembly Bill 2608**—An act to amend Sections 14115.8 and 14132.06 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time and ordered to third reading.

**Assembly Bill 1453**—An act to add Section 1367.005 to the Health and Safety Code, relating to health care coverage.

Bill read second time and ordered to third reading.

**Assembly Bill 999**—An act to amend Sections 10234.6, 10234.93, 10236.1, 10236.13, and 10236.14 of, and to add Section 10236.2 to, the Insurance Code, relating to long-term care insurance.

Bill read second time and ordered to third reading.

**Assembly Bill 40**—An act to amend Sections 15630 and 15631 of, and to add Section 15610.67 to, the Welfare and Institutions Code, relating to elder and dependent adult abuse.

Bill read second time and ordered to third reading.

**Assembly Bill 2021**—An act to amend Section 7108.5 of the Business and Professions Code, and to amend Sections 8800, 8812, and 8814 of the Civil Code, relating to works of improvement.

Bill read second time and ordered to third reading.

**Assembly Bill 929**—An act to amend Sections 703.140, 703.150, and 704.730 of the Code of Civil Procedure, relating to debtor exemptions.

Bill read second time and ordered to third reading.

**Assembly Bill 2208**—An act to amend Section 116760.90 of the Health and Safety Code, relating to drinking water.

Bill read second time and ordered to third reading.

### THIRD READING OF ASSEMBLY BILLS

**Assembly Bill 1359**—An act to amend Sections 14528.1, 14539, 14549.5, 14550, 14551, 14560.5, 14573.51, 14575, 14575.1, 14585.5, 19510, and 19511 of, and to repeal Sections 14523.5 and 19512 of, the Public Resources Code, relating to solid waste.

Bill read third time.

#### **Amendments Adopted**

Amendments to AB 1359 proposed by Senator Liu were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1751**—An act to amend Sections 17212, 17505, and 17506 of the Family Code, and to amend Section 11478.1 of the Welfare and Institutions Code, relating to child support services.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 1751 proposed by Senator Hancock were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 43**—An act to add Section 14005.60 to the Welfare and Institutions Code, relating to Medi-Cal.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 43 proposed by Senator Hernandez were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 439**—An act to amend Section 56.36 of the Civil Code, relating to health care information.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 439 proposed by Senator Evans were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1719**—An act to add and repeal Sections 60605.87 and 60605.88 of the Education Code, relating to instructional materials, and making an appropriation therefor.

Bill read third time.

#### **Amendments Adopted**

Amendments to AB 1719 proposed by Senator Lowenthal were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1521**—An act to amend Section 60642.5 of, and to add Section 60640.2 to, the Education Code, relating to pupil assessment.

Bill read third time.

#### **Amendments Adopted**

Amendments to AB 1521 proposed by Senator Liu were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2132**—An act to add Article 5.4 (commencing with Section 66054) to Chapter 2 of Part 40 of Division 5 of Title 3 of the Education Code, relating to public postsecondary education.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 2132 proposed by Senator Vargas were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1054**—An act to amend Section 6804.1 of the Public Resources Code, relating to public lands.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 1054 proposed by Senator Yee were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2662**—An act to amend Sections 35566, 35787, 41326, 41344, 42127, 42131, 42238.12, 48070.6, 48904, 49550.3, 51765, and 60605.86 of, and to amend the heading of Article 3 (commencing with Section 33530) of Chapter 4 of Part 20 of Division 2 of Title 2 of, the Education Code, to amend Section 8880.5 of the Government Code, and to amend Section 75.70 of the Revenue and Taxation Code, relating to education.

Amendments to AB 2662 proposed by Senator Lowenthal were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 733**—An act to amend Sections 49076 and 49076.5 of the Education Code, relating to pupil records.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 733 proposed by Senator Lowenthal were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2165**—An act to amend Section 2827.10 of the Public Utilities Code, relating to electricity.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 2165 proposed by Senator Alquist were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1525**—An act to add Section 2043 to the Financial Code, relating to elder or dependent adult financial abuse.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 1525 proposed by Senator Liu were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 542**—An act to amend Section 65583.2 of the Government Code, relating to land use.

Bill read third time.

#### **Amendments Adopted**

Amendments to AB 542 proposed by Senator DeSaulnier were read and adopted and the measure ordered printed and to second reading.

# UNANIMOUS CONSENT GRANTED TO RESCIND ACTION (AB 403)

Without objection, unanimous consent was granted that the action be rescinded whereby AB 403 was passed to the Assembly, and that the measure be taken up at this time without reference to file.

## Consideration of Assembly Bill 403

**Assembly Bill 403**—An act to amend Sections 116365.01 and 116365.5 of the Health and Safety Code, relating to drinking water standards.

Bill read.

## **Motion to Amend**

Amendments to AB 403 proposed by Senator De León were read and adopted and the measure ordered printed and to second reading.

## THIRD READING OF ASSEMBLY BILLS (RESUMED)

**Assembly Bill 2031**—An act to amend Sections 1230, 1230.1, and 6025 of the Penal Code, relating to probation.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 2031 proposed by Senator Calderon were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 377**—An act to amend Section 4029 of, and to add Article 7.6 (commencing with Section 4128) to Chapter 9 of Division 2 of, the Business and Professions Code, relating to pharmacy, and making an appropriation therefor.

Bill read third time.

#### **Amendments Adopted**

Amendments to AB 377 proposed by Senator Vargas were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1750**—An act to amend Section 7027.5 of the Business and Professions Code, to add Section 18941.9 to the Health and Safety Code, and to add Part 2.4 (commencing with Section 10570) to Division 6 of the Water Code, relating to water.

Bill read third time.

### **Amendments Adopted**

Amendments to AB 1750 proposed by Senator Pavley were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2356**—An act to amend Section 1644.5 of, and to add Section 1644.6 to, the Health and Safety Code, relating to human tissue. Bill read third time.

#### Amendments Adopted

Amendments to AB 2356 proposed by Senator Leno were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1217**—An act to amend Section 7960 of, to amend the heading of Part 7 (commencing with Section 7960) of Division 12 of, and to add Section 7962 to, the Family Code, relating to surrogacy agreements. Bill read third time.

## **Amendments Adopted**

Amendments to AB 1217 proposed by Senator Leno were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1650**—An act to add Section 769 to the Public Utilities Code, relating to public utilities.

Amendments to AB 1650 proposed by Senator Huff were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1817**—An act to amend Sections 11165.7, 11166, and 11172 of the Penal Code, relating to child abuse reporting.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 1817 proposed by Senator Hancock were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 2402—An act to amend Sections 37, 39, 700, 1002, 1002.5, 2089.4, 2099, 2536, 2540, 3031.2, 6651, 7149.8, and 8598.3 of, to amend, repeal, and add Sections 2074.2, 2074.6, 2074.8, and 2075.5 of, to add Sections 13.5, 33, 43, 702.1, 703.3, 703.5, 715, 1020, 12028, and 13205 to, and to add Article 7 (commencing with Section 1225) to Chapter 3 of Division 2 of, the Fish and Game Code, to amend Section 12805 of the Government Code, and to amend Section 4800 of the Labor Code, relating to fish and wildlife resources, and making an appropriation therefor.

Bill read third time.

#### **Amendments Adopted**

Amendments to AB 2402 proposed by Senator Pavley were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1933**—An act to amend Sections 14585 and 14596 of the Public Resources Code, relating to beverage containers, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 1933 proposed by Senator DeSaulnier were read and adopted and the measure ordered printed and to second reading.

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

Bill read third time.

#### Amendments Adopted

Amendments to AB 644 proposed by Senator Kehoe were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1246**—An act to amend Sections 42605, 60119, 60200, 60203, and 60207 of, to add Sections 60209 and 60210 to, and to repeal Chapter 3.25 (commencing with Section 60420) of Part 33 of Division 4 of Title 2 of, the Education Code, relating to instructional materials.

Amendments to AB 1246 proposed by Senator Lowenthal were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1707**—An act to amend Sections 11169 and 11170 of the Penal Code, relating to the Child Abuse Central Index.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 1707 proposed by Senator Hancock were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1599**—An act to amend Section 2924f of, to amend and repeal Section 2924 of, and to add Section 2923.3 to, the Civil Code, relating to mortgages.

Bill read third time.

#### **Amendments Adopted**

Amendments to AB 1599 proposed by Senator Vargas were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1411**—An act to amend Sections 7071, 7072, 7073.1, 7076, 7076.1, 7081, 7085, 7085.1, 7085.5, and 7114.2 of the Government Code, relating to economic development.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 1411 proposed by Senator DeSaulnier were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1838**—An act to amend Sections 1368 and 1368.2 of the Civil Code, relating to common interest developments.

Bill read third time.

#### **Amendments Adopted**

Amendments to AB 1838 proposed by Senator DeSaulnier were read and adopted and the measure ordered printed and to second reading.

# UNANIMOUS CONSENT GRANTED TO RESCIND ACTION (AB 1410)

Without objection, unanimous consent was granted that the action be rescinded whereby AB 1410 was passed to the Assembly, and that the measure be taken up at this time without reference to file.

## Consideration of Assembly Bill 1410

**Assembly Bill 1410**—An act to add the heading of Chapter 1 (commencing with Section 99500) to, to add Chapter 2 (commencing with Section 99520) and Chapter 3 (commencing with Section 99530) to, Title 20 of, and to repeal Chapter 8 (commencing with 8700) and Chapter 8.1 (commencing with 8710) of Division 1 of Title 2 of, the Government Code,

and to amend Section 71103.5 of the Public Resources Code, relating to state government.

Bill read.

#### **Request to Add Urgency Section**

To the Committee on Rules: I request permission to add an urgency section to AB 1410 pursuant to Joint Rule 58.

ASSEMBLY MEMBER V. MANUEL PÉREZ

#### **Permission of Rules Committee**

Senate Chamber, August 24, 2012

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 1410.

STEINBERG, Chair

#### **Motion to Amend**

Amendments to AB 1410 proposed by Senator Emmerson were read and adopted and the measure ordered printed and to second reading.

## THIRD READING OF ASSEMBLY BILLS (RESUMED)

**Assembly Bill 1477**—An act to amend the Budget Act of 2012 by amending Items 0250-101-0932, 3360-001-0382, 3790-001-0392, 4260-111-0001, 4260-401, 4280-101-0001. 4280-101-3156. 4280-102-0001, 4280-102-3156, 5180-101-0001, 5180-101-0890, 6110-295-0001, 6440-301-0658, 6440-301-0705, 6610-001-0001, 6870-296-0001, 8660-001-0462, 8660-001-0471, 8660-001-0483, and 8660-001-0493 of, and by adding Items 3790-002-0392, 4260-491, 5180-496, 8860-119-0001, and 9350-101-8066 to, Section 2.00 of, and by amending Section 3.90 of, that act, relating to the state budget, and making an appropriation therefor, to take effect immediately, budget bill.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 1477 proposed by Senator Leno were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2012**—An act to amend Sections 13996.55, 13996.75, 13997, 13997.6, and 99500 of, to add Sections 13996.41 and 13996.42 to, to repeal Sections 13996.45, 13996.6, and 13996.7 of, and to repeal and add Section 13996.65 of, the Government Code, and to amend Section 71040 of the Public Resources Code, relating to economic development, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 2012 proposed by Senator Kehoe were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1585**—An act to amend Section 34176 of the Health and Safety Code, relating to community development, and making an appropriation therefor.

Bill read third time.

### **Amendments Adopted**

Amendments to AB 1585 proposed by Senator Steinberg were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1387**—An act to amend Sections 1797.270, 1797.274, and 1797.276 of, and to repeal and add Section 1797.201 of, the Health and Safety Code, relating to emergency medical services.

Bill read third time.

### **Amendments Adopted**

Amendments to AB 1387 proposed by Senator Lowenthal were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1526**—An act to amend Sections 12705, 12718, 12725, and 12737 of, and to add Chapter 9 (commencing with Section 12739.45) to Part 6.5 of Division 2 of, the Insurance Code, relating to health care coverage, and making an appropriation therefor.

Bill read third time.

### **Amendments Adopted**

Amendments to AB 1526 proposed by Senator Alquist were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2152**—An act to amend, repeal, and add Section 1373.65 of, and to add Section 1373.66 to, the Health and Safety Code, and to amend Sections 10123.12,10192.17, and 10601 of, to amend, repeal, and add Section10604 of, and to add Section 10133.57 to, the Insurance Code, relating to health care coverage.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 2152 proposed by Senator Alquist were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1731**—An act to add Article 6.6 (commencing with Section 124121) to Chapter 3 of Part 2 of Division 106 of the Health and Safety Code, relating to public health.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 1731 proposed by Senator Alquist were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2206**—An act to amend Section 14132.275 of the Welfare and Institutions Code, relating to Medi-Cal.

Amendments to AB 2206 proposed by Senator Kehoe were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1476**—An act to amend Sections 17193.5, 17199.4, 52055.780, 56520, 56523, 56525, and 69432.7 of, and to add Sections 56521.1, 56521.2, and 56522 to, the Education Code, to amend Section 17581.6 of the Government Code, to amend Items 6110-485 and 6110-488 of Section 2.00 of the Budget Act of 2011 (Chapter 33 of the Statutes of 2011), and to add Item 6440-301-6048 to Section 2.00 of the Budget Act of 2012 (Chapter 21 of the Statutes of 2012), relating to education finance, and making an appropriation therefor, to take effect immediately, bill related to the budget.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 1476 proposed by Senator Leno were read and adopted and the measure ordered printed and to second reading.

# UNANIMOUS CONSENT GRANTED TO RESCIND ACTION (AB 794)

Without objection, unanimous consent was granted that the action be rescinded whereby AB 794 was passed to the Assembly, and that the measure be taken up at this time without reference to file.

## Consideration of Assembly Bill 794

**Assembly Bill 794**—An act to amend Section 15150 of the Education Code, relating to school bonds.

Bill read.

#### **Motion to Amend**

Amendments to AB 794 proposed by Senator Hernandez were read and adopted and the measure ordered printed and to second reading.

## THIRD READING OF ASSEMBLY BILLS (RESUMED)

**Assembly Bill 1454**—An act to amend Sections 139.2 and 3209.3 of the Labor Code, relating to workers' compensation.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 1454 proposed by Senator DeSaulnier were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1845**—An act to amend Sections 803, 821, 1030, 1032, 1032.5, 1088.5, 1142, 1329.1, 1335, 1338, 1375.1, 1381, 1521, 1595, 3701, 4701, 13021, and 13021.5 of, and to add Section 1026.1 to, the Unemployment Insurance Code, relating to unemployment insurance, and making an appropriation therefor.

Amendments to AB 1845 proposed by Senator Rubio were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2529**—An act to amend Sections 116760.43, 116760.50, 116761.20, 116761.21, 116761.23, 116761.50, 116761.65, and 116761.70 of the Health and Safety Code, relating to safe drinking water. Bill read third time.

## **Amendments Adopted**

Amendments to AB 2529 proposed by Senator Cannella were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1966**—An act to amend Section 848 of the Civil Code, relating to natural resources.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 1966 proposed by Senator Berryhill were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1501**—An act to add Article 22 (commencing with Section 70020) to Chapter 2 of Part 42 of Division 5 of Title 3 of the Education Code, relating to student financial aid, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 1501 proposed by Senator Wolk were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2659**—An act to amend Section 15250 of the Vehicle Code, relating to vehicles.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 2659 proposed by Senator Lieu were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1500**—An act to add Article 21.7 (commencing with Section 70200) to Chapter 2 of Part 42 of Division 5 of Title 3 of the Education 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 Sections 25128.7 and 25136.1 to, the Revenue and Taxation Code, relating to education, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 1500 proposed by Senator Wolk were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1478**—An act to amend Sections 530 and 5010.7 of, and to add Sections 535.5, 541.5, and 541.6 to, the Public Resources Code, relating to public resources, and making an appropriation therefor, to take effect immediately, bill related to the budget.

Bill read third time.

#### **Amendments Adopted**

Amendments to AB 1478 proposed by Senator Leno were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1468**—An act to amend Sections 8803 and 56475 of the Education Code, to amend Sections 12803.65, 95001, 95003, 95012, and 95020 of the Government Code, to amend Section 124174.2 of the Health and Safety Code, and to amend Sections 4510, 5213, 5256.1, 5875, 14005.26, 14005.27, 14105.18, 14105.196, 14132.24, 14132.275, 14132.276, 14139.22, 14166.12, 14166.17, 14182.16, 14182.17, 14183.6, 14186.2, 14301.1, 14301.2, and 15912.1 of the Welfare and Institutions Code, relating to health, and making an appropriation therefor, to take effect immediately, bill related to the budget.

Bill read third time.

### **Amendments Adopted**

Amendments to AB 1468 proposed by Senator Leno were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1900**—An act to amend Section 25420 of, and to repeal and add Section 25421 of, the Health and Safety Code, to add Section 25326 to the Public Resources Code, and to add Sections 399.24 and 769 to the Public Utilities Code, relating to energy.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 1900 proposed by Senator De León were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1612**—An act to amend Sections 11346.2 and 11346.5 of the Government Code, relating to administrative regulations.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 1612 proposed by Senator Lieu were read and adopted and the measure ordered printed and to second reading.

## **REQUEST FOR UNANIMOUS CONSENT (AB 826)**

Senator DeSaulnier asked for, and was granted, unanimous consent that AB 826 be taken from the inactive file and taken up at this time.

## Consideration of Assembly Bill 826

**Assembly Bill 826**—An act to add Section 3073.5 to the Penal Code, relating to parolees.

Bill read second time.

#### **Motion to Amend**

Amendments to AB 826 proposed by Senator DeSaulnier were read and adopted and the measure ordered printed and to second reading.

## THIRD READING OF ASSEMBLY BILLS (RESUMED)

**Assembly Bill 1471**—An act to amend Sections 6253.2, 6531.5, 110001, 110003, 110011, 110012, 110013, 110019, 110022, 110023, 110024, 110029, 110031, 110034, and 110035 of the Government Code, to amend Sections 1502 and 1531.15 of the Health and Safety Code, to amend Sections 4094.7, 5405, 6500, 10101.1, 11265.45, 11265.47, 11322.8, 11325.21, 11325.23, 11334.8, 11451.5, 12300.5, 12300.7, 12302.21, 12302.25, 12302.6, 12306, 12306.1, 12306.15, 12330, 14186.35, 18906.55, and 18987.7 of the Welfare and Institutions Code, and to amend Section 17 of Chapter 45 of the Statutes of 2012, relating to human services, and making an appropriation therefor, to take effect immediately, bill related to the budget.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 1471 proposed by Senator Leno were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1779**—An act to amend Sections 14031.8, 14070.2, and 14070.6 of, and to repeal and add Article 5.4 (commencing with Section 14074) of Chapter 1 of Part 5 of Division 3 of Title 2 of, the Government Code, relating to transportation.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 1779 proposed by Senator Padilla were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2266**—An act to add Article 3.9 (commencing with Section 14127) to Chapter 7 of Part 3 of Division 9 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 2266 proposed by Senator Alquist were read and adopted and the measure ordered printed and to second reading.

# UNANIMOUS CONSENT GRANTED TO RESCIND ACTION (AB 2114)

Without objection, unanimous consent was granted that the action be rescinded whereby AB 2114 was passed to the Assembly, and that the measure be taken up at this time without reference to file.

## Consideration of Assembly Bill 2114

**Assembly Bill 2114**—An act to amend Sections 115921, 115928, 115928.5, 116064, and 116064.2 of the Health and Safety Code, relating to public safety.

Bill read.

#### **Motion to Amend**

Amendments to AB 2114 proposed by Senator Emmerson were read and adopted and the measure ordered printed and to second reading.

## THIRD READING OF ASSEMBLY BILLS (RESUMED)

**Assembly Bill 2099**—An act to amend Section 1199 of the Labor Code, relating to employment.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 2099 proposed by Senator Hancock were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2280**—An act to add Section 123327 to the Health and Safety Code, relating to public social services.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 2280 proposed by Senator Liu were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 351**—An act to amend Section 25503.5 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 351 proposed by Senator Evans were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1744**—An act to amend Sections 226 and 2810.5 of the Labor Code, relating to employment.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 1744 proposed by Senator Leno were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1486**—An act relating to the Budget Act of 2012. Bill read third time.

### **Request to Add Urgency Section**

To the Committee on Rules: I request permission to add an urgency section to AB 1486 pursuant to Joint Rule 58.

### ASSEMBLY MEMBER LARA

#### **Permission of Rules Committee**

Senate Chamber, August 24, 2012

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 1486.

STEINBERG, Chair

### **Amendments Adopted**

Amendments to AB 1486 proposed by Senator Wright were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1515**—An act to add Section 14669.18 to the Government Code, and to repeal Section 1 of Chapter 68 of the Statutes of 1973, relating to state property.

Bill read third time.

#### **Amendments Adopted**

Amendments to AB 1515 proposed by Senator Negrete McLeod were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2386**—An act to amend Section 12926 of the Government Code, relating to discrimination.

Bill read third time.

### **Amendments Adopted**

Amendments to AB 2386 proposed by Senator Evans were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1811**—An act to amend Section 47660 of the Education Code, relating to charter schools.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 1811 proposed by Senator Hancock were read and adopted and the measure ordered printed and to second reading.

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

Bill read third time.

## **Amendments Adopted**

Amendments to AB 2367 proposed by Senator Liu were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2208**—An act to amend Section 116760.90 of the Health and Safety Code, relating to drinking water.

### **Request to Add Urgency Section**

To the Committee on Rules: I request permission to add an urgency section to AB 2208 pursuant to Joint Rule 58.

#### ASSEMBLY MEMBER PEREA

#### **Permission of Rules Committee**

Senate Chamber, August 24, 2012

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 2208.

STEINBERG, Chair

### **Amendments Adopted**

Amendments to AB 2208 proposed by Senator Simitian were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1634**—An act to amend Section 1582 of the Code of Civil Procedure, relating to unclaimed property.

Bill read third time.

### **Amendments Adopted**

Amendments to AB 1634 proposed by Senator Lowenthal were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2363**—An act to amend Sections 8103, 8276.2, 8276.5, 8280.3, and 13103 of, and to add and repeal Section 9002.5 of, the Fish and Game Code, relating to commercial fishing, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 2363 proposed by Senator Evans were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 45**—An act to amend Section 5384.5 of, to add Section 5355.5 to, and to repeal and add Section 5384.1 of, the Public Utilities Code, and to amend Section 23229.1 of, and to add Section 40000.20 to, the Vehicle Code, relating to charter-party carriers of passengers.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 45 proposed by Senator Leno were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1186**—An act to add Section 640 to the Public Utilities Code, relating to energy.

Bill read third time.

#### **Amendments Adopted**

Amendments to AB 1186 proposed by Senator Pavley were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1235**—An act to add Section 33459.7 to the Health and Safety Code, relating to redevelopment, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

### **Amendments Adopted**

Amendments to AB 1235 proposed by Senator Correa were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2392**—An act to add Chapter 13 (commencing with Section 3599.50) to Division 4 of Title 1 of the Government Code, and to add Article 4.6 (commencing with Section 14146) to Chapter 7 of Part 3 of Division 9 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 2392 proposed by Senator Vargas were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2253**—An act to amend Section 123148 of the Health and Safety Code, relating to health records.

Bill read third time.

#### **Amendments Adopted**

Amendments to AB 2253 proposed by Senator Yee were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1534**—An act to add Sections 241 and 241.1 to, and to add Chapter 6 (commencing with Section 11950) to Division 5 of, the Vehicle Code, relating to vehicles.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 1534 proposed by Senator Correa were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1699**—An act to amend Section 50515.2 of, and to add Chapter 3.9 (commencing with Section 50560) to Part 2 of Division 31 of, the Health and Safety Code, relating to affordable housing.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 1699 proposed by Senator DeSaulnier were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1990**—An act to amend and renumber Section 387.6 of, and to add Sections 399.23 and 399.33 to, the Public Utilities Code, relating to electricity.

Amendments to AB 1990 proposed by Senator Negrete McLeod were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 861**—An act to amend Sections 2110 and 2111 of, and to add Section 451.6 to, the Public Utilities Code, relating to public utilities.

Bill read third time.

#### **Amendments Adopted**

Amendments to AB 861 proposed by Senator Leno were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2238**—An act to add Section 116760.85 to the Health and Safety Code, relating to public water systems.

Bill read third time.

## **Request to Add Urgency Section**

To the Committee on Rules: I request permission to add an urgency section to AB 2238 pursuant to Joint Rule 58.

ASSEMBLY MEMBER PEREA

#### **Permission of Rules Committee**

Senate Chamber, August 24, 2012

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 2238.

STEINBERG, Chair

### **Amendments Adopted**

Amendments to AB 2238 proposed by Senator Wolk were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1532**—An act to add Part 8 (commencing with Section 38700) to Division 25.5 of the Health and Safety Code, relating to greenhouse gas emissions.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 1532 proposed by Senator De León were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2298**—An act to add and repeal Section 13025 of the Penal Code, relating to metal theft.

Bill read third time.

#### **Amendments Adopted**

Amendments to AB 2298 proposed by Senator Leno were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 485**—An act to amend Sections 53395.1 53395.3, 53395.10, 53395.11, 53395.12, 53395.14, 53395.19, 53395.20, 53396,

53397.1, and 53397.2 of, and to add Sections 53395.7.5 and 65460.2.5 to, the Government Code, relating to local planning.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 485 proposed by Senator Wolk were read and adopted and the measure ordered printed and to second reading.

## **REQUEST FOR UNANIMOUS CONSENT (AB 1062)**

Senator Simitian asked for, and was granted, unanimous consent that AB 1062 be taken from the inactive file and taken up at this time.

## Consideration of Assembly Bill 1062

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

Bill read second time.

#### **Motion to Amend**

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

## THIRD READING OF ASSEMBLY BILLS (RESUMED)

**Assembly Bill 1616**—An act to amend Sections 109947, 110460, 111955, 113789, 114021, and 114023 of, to add Sections 113758 and 114088 to, and to add Chapter 11.5 (commencing with Section 114365) to Part 7 of Division 104 of, the Health and Safety Code, relating to food safety.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 1616 proposed by Senator DeSaulnier were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 970**—An act to add Article 3.7 (commencing with Section 66028) to Chapter 2 of Part 40 of Division 5 of Title 3 of the Education Code, relating to postsecondary education.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 970 proposed by Senator Alquist were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2122**—An act to add Section 99161.5 to the Education Code, relating to standardized testing.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 2122 proposed by Senator Evans were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 5**—An act to amend Sections 33050, 52055.740, 52055.770, and 52055.780 of, to amend and repeal Section 44661.5 of, to amend, repeal, and add Sections 44660, 44661, 44662, and 44664 of, and to add Sections 44662.5, 44662.6, and 44662.7 to, the Education Code, and to amend, repeal, and add Section 17581.6 of the Government Code, relating to teachers, and making an appropriation therefor.

Bill read third time.

#### **Amendments Adopted**

Amendments to AB 5 proposed by Senator Lowenthal were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2189**—An act to add Section 1936.5 to the Civil Code, and to amend Section 14608 of the Vehicle Code, relating to vehicles. Bill read third time.

#### **Amendments Adopted**

Amendments to AB 2189 proposed by Senator Harman were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2297**—An act to amend Sections 113789 and 114380 of the Health and Safety Code, relating to food facilities.

Bill read third time.

### **Amendments Adopted**

Amendments to AB 2297 proposed by Senator Emmerson were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1461**—An act to amend Sections 1363 and 1399.829 of, to amend the heading of Article 11.7 (commencing with Section 1399.825) of Chapter 2.2 of Division 2 of, to amend, renumber, and add Section 1389.1 of, to amend and repeal Sections 1389.5 and 1399.816 of, to amend, repeal, and add Sections 1389.25, 1389.4, 1389.7, 1399.805, and 1399.811 of, to add Section 1399.836 to, to add Article 11.8 (commencing with Section 1399.845) to Chapter 2.2 of Division 2 of, and to repeal Article 11.7 (commencing with Section 1399.825) of Chapter 2.2 of Division 2 of, the Health and Safety Code, and to amend Sections 10291.5 and 10954 of, to amend the heading of Chapter 9.7 (commencing with Section 10950) of Part 2 of Division 2 of, to amend and repeal Sections 10119.1 and 10902.4 of, to amend, repeal, and add Sections 10113.9, 10113.95, 10119.2, 10901.3, and 10901.9 of, to add Section 10960.5 to, to add Chapter 9.9 (commencing with Section 10965) to Part 2 of Division 2 of, and to repeal Chapter 9.7 (commencing with Section 10950) of Part 2 of Division 2 of, the Insurance Code, relating to health care coverage.

Bill read third time.

#### **Amendments Adopted**

Amendments to AB 1461 proposed by Senator Hernandez were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 1083—An act to amend Sections 1357.01, 1385.01, 1389, and 1393.6 of, to add Section 1348.95, 1357.19, and 1357.55 to, to add Article 3.17 (commencing with Section 1357.600) to Chapter 2.2 of Division 2 of, and to repeal and add Article 3.1 (commencing with Section 1357) and Article 3.15 (commencing with Section 1357.50) of Chapter 2.2 of Division 2 of, the Health and Safety Code, and to amend Sections 10181, 10291.5, and 10702 of, to add Sections 10127.19, 10198.10, and 10750 to, to add Chapter 8.01 (commencing with Section 10755) to Part 2 of Division 2 of, to repeal and add Article 7 (commencing with Section 10198.6) of Chapter 1 of Part 2 of Division 2 of, and to repeal and add Chapter 8 (commencing with Section 10700) of Part 2 of Division 2 of, the Insurance Code, relating to health care coverage.

Bill read third time.

#### **Amendments Adopted**

Amendments to AB 1083 proposed by Senator Hernandez were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 792**—An act to add Sections 2024.7 and 8613.7 to the Family Code, to add Sections 1366.50 and 1366.51 to the Health and Safety Code, and to add Sections 10786 and 10787 to the Insurance Code, relating to health care coverage.

Bill read third time.

### **Amendments Adopted**

Amendments to AB 792 proposed by Senator De León were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 491**—An act to add and repeal Section 969.7 of the Streets and Highways Code, relating to public roads.

Bill read third time.

## Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to AB 491 pursuant to Joint Rule 58.

ASSEMBLY MEMBER MILLER

## **Permission of Rules Committee**

Senate Chamber, August 24, 2012

The Committee on Rules grants permission to offer amendments which would add an urgency section to  $AB\ 491$ .

STEINBERG, Chair

## **Amendments Adopted**

Amendments to AB 491 proposed by Senator Fuller were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 369**—An act to add Section 1367.243 to the Health and Safety Code, and to add Section 10123.192 to the Insurance Code, relating to health care coverage.

Amendments to AB 369 proposed by Senator Price were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 174**—An act to add Section 12803.35 to the Government Code, to add Section 19548.5 to the Revenue and Taxation Code, and to amend Sections 1088.5 and 1095 of the Unemployment Insurance Code, relating to state government.

Bill read third time.

### **Amendments Adopted**

Amendments to AB 174 proposed by Senator Alquist were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 344**—An act to amend Sections 20636, 20636.1, and 21221 of the Government Code, relating to public employees' retirement. Bill read third time.

### Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to AB 344 pursuant to Joint Rule 58.

ASSEMBLY MEMBER MENDOZA

#### **Permission of Rules Committee**

Senate Chamber, August 24, 2012

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 344.

STEINBERG, Chair

### **Amendments Adopted**

Amendments to AB 344 proposed by Senator De León were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2081**—An act to amend, repeal, and add Section 25102 of the Corporations Code, relating to securities transactions, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 2081 proposed by Senator Evans were read and adopted and the measure ordered printed and to second reading.

# UNANIMOUS CONSENT GRANTED TO RESCIND ACTION (AB 2592)

Without objection, unanimous consent was granted that the action be rescinded whereby AB 2592 was passed to the Assembly, and that the measure be taken up at this time without reference to file.

## Consideration of Assembly Bill 2592

**Assembly Bill 2592**—An act to amend Section 33533 of, and to amend the heading of Article 3 (commencing with Section 33530) of

Chapter 4 of Part 20 of Division 2 of Title 2 of, the Education Code, relating to curriculum development.

Bill read.

#### **Motion to Amend**

Amendments to AB 2592 proposed by Senator Wolk were read and adopted and the measure ordered printed and to second reading.

## THIRD READING OF ASSEMBLY BILLS (RESUMED)

**Assembly Bill 744**—An act to add Chapter 2 (commencing with Section 13988) to Part 4.5 of Division 3 of Title 2 of the Government Code, relating to intellectual property.

Bill read third time.

### **Amendments Adopted**

Amendments to AB 744 proposed by Senator Wright were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2508**—An act to add Chapter 3.7 (commencing with Section 12140) to Part 2 of Division 2 of the Public Contract Code, relating to public contracts.

Bill read third time.

#### **Amendments Adopted**

Amendments to AB 2508 proposed by Senator Rubio were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2442**—An act to amend Sections 11011 and 54221 of, and to add and repeal Part 11.5 (commencing with Section 15870) of Division 3 of Title 2 of, the Government Code, relating to state property. Bill read third time.

## **Amendments Adopted**

Amendments to AB 2442 proposed by Senator Evans were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 889**—An act to add Part 4.5 (commencing with Section 1450) to Division 2 of the Labor Code, relating to domestic work employees.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 889 proposed by Senator De León were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 796**—An act to add and repeal Chapter 5 (commencing with Section 26090) of Division 16 of the Public Resources Code, relating to financial assistance.

Amendments to AB 796 proposed by Senator Padilla were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2439**—An act to add and repeal Section 19573 of the Revenue and Taxation Code, relating to taxation.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 2439 proposed by Senator Leno were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1909**—An act to amend Sections 48853.5, 48911, and 48915.5 of, and to add Section 48918.1 to, the Education Code, and to amend Sections 317, 16010, and 16010.5 of the Welfare and Institutions Code, relating to foster children.

Bill read third time.

### **Amendments Adopted**

Amendments to AB 1909 proposed by Senator Vargas were read and adopted and the measure ordered printed and to second reading.

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

Bill read third time.

### **Amendments Adopted**

Amendments to AB 404 proposed by Senator Wright were read and adopted and the measure ordered printed and to second reading.

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 Section 11170 of the Penal Code, and to amend Sections 17.1, 101, 102, 107, 295, 303, 317, 361, 361.5, 366, 366.21, 366.22, 366.24, 366.25, 366.26, 366.3, 369.5, 375, 388,903.4, 903.5, 11253, 11263.5, 11363, 11364, 11386, 11387, 11391, 11400, 11402.2, 11403, 11403.2, 11405, 16002.5, 16010, 16120, 16120.1, 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 Sections 361.6, 362.5, 366.32, and 727.25 to, and to repeal and add Section 366.31 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 third time.

#### **Amendments Adopted**

Amendments to AB 1712 proposed by Senator Liu were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 440**—An act to amend Sections 47604, 47605, 47605.6, 47607, and 47607.5 of, and to add Section 47630.6 to, the Education Code, relating to charter schools.

Bill read third time.

### **Amendments Adopted**

Amendments to AB 440 proposed by Senator Pavley were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1570**—An act to amend Sections 21178, 21180, 21181, 21183, 21185, 21187, and 21189.2 of, and to add and repeal Section 21167.6.3 of, the Public Resources Code, relating to environmental quality.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 1570 proposed by Senator Simitian were read and adopted and the measure ordered printed and to second reading.

## **REQUEST FOR UNANIMOUS CONSENT (AB 890)**

Senator Berryhill asked for, and was granted, unanimous consent that AB 890 be taken from the inactive file and taken up at this time.

## Consideration of Assembly Bill 890

**Assembly Bill 890**—An act to add and repeal Section 21080.37 of the Public Resources Code, relating to the environment.

Bill read second time.

#### **Motion to Amend**

Amendments to AB 890 proposed by Senator Berryhill were read and adopted and the measure ordered printed and to second reading.

## THIRD READING OF ASSEMBLY BILLS (RESUMED)

**Assembly Bill 1589**—An act to amend Section 5080.42 of, and to add Article 1.8 (commencing with Section 5019.90) to Chapter 1 of Division 5 of, the Public Resources Code, and to add and repeal Article 21 (commencing with Section 18900.1) of Chapter 3 of Part 10.2 of Division 2 of the Revenue and Taxation Code, relating to state parks, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

## **Amendments Adopted**

Amendments to AB 1589 proposed by Senator Evans were read and adopted and the measure ordered printed and to second reading.

## LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day due to legislative business: Senators Calderon, Corbett, Correa, DeSaulnier, Evans, Hancock, Harman, Liu, Pavley, Simitian, Strickland, and Wright.

The following Senators were granted leaves of absence for the day due to personal business: Senators Blakeslee, Huff, Runner, Vargas, and Wyland.

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

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

## **ADJOURNMENT**

At 5 p.m., the Senate adjourned until 12 p.m., Monday, August 27, 2012.

PAULA K. ROSSETTO, Minute Clerk