

CALIFORNIA LEGISLATURE

2011–12 REGULAR SESSION

SENATE DAILY JOURNAL

TWO HUNDRED FORTY-SIXTH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Tuesday, August 28, 2012

The Senate met at 10 a.m.
Hon. Christine Kehoe, of the 39th District, presiding.
Secretary Greg Schmidt at the Desk.
Assistant Secretary Zachary L. Twilla reading.

QUORUM CALL OF THE SENATE

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

PROCEEDINGS UNDER QUORUM CALL OF THE SENATE ROLL CALL

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

Alquist, Anderson, Berryhill, Blakeslee, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Dutton, Emmerson, Evans, Fuller, Gaines, Hancock, Harman, Hernandez, Huff, Kehoe, La Malfa, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, and Yee—38.

Quorum present.

(NOTE: Senators Runner and Wyland will be excused this day on personal business.)



PRAYER

Upon invitation of the President, the following prayer was offered by Rev. James Richardson, former Senate Chaplain, now Rector St. Paul's Memorial Church of Charlottesville, VA:

Holy and Gracious God, We give You thanks for this new day, new possibilities, new opportunities and new challenges. Give these Your servants the strength to serve Your people, the wisdom to do what is right, and the courage to act. Help each of us to do always what You require of us, as your prophet Micah declared long ago—to do justice, to love kindness and to walk humbly with your God.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

MESSAGES FROM THE ASSEMBLY

Assembly Chamber, August 27, 2012

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

SB 12	SB 1052	SB 1235	SB 1474
SB 35	SB 1053	SB 1255	SB 1476
SB 114	SB 1058	SB 1266	SB 1492
SB 121	SB 1070	SB 1272	SB 1495
SB 122	SB 1076	SB 1410	SB 1500
SB 289	SB 1081	SB 1446	SB 1520
SB 878	SB 1196	SB 1449	SB 1522
SB 975	SB 1222	SB 1464	SB 1527

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

Above measures ordered to unfinished business file.

Assembly Chamber, August 28, 2012

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

SB 124	SB 961	SB 1207	SB 1394
SB 135	SB 1064	SB 1215	SB 1405
SB 447	SB 1099	SB 1229	SB 1456
SB 533	SB 1128	SB 1236	SB 1462
SB 661	SB 1140	SB 1238	SB 1481
SB 691	SB 1156	SB 1258	SB 1521
SB 804	SB 1160	SB 1264	SB 1538
SB 951	SB 1172	SB 1298	SB 1571
SB 956	SB 1200	SB 1318	SB 1576

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

Above measures ordered to unfinished business file.



Assembly Chamber, August 27, 2012

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

SCR 90

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

Above measure ordered to unfinished business file.

Assembly Chamber, August 28, 2012

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

SCR 97

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

Above measure ordered to unfinished business file.

Assembly Chamber, August 28, 2012

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

AJR 29

Assembly Chamber, August 27, 2012

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

AB 18	AB 1572	AB 1915	AB 2193
AB 342	AB 1575	AB 1929	AB 2207
AB 472	AB 1583	AB 1950	AB 2219
AB 480	AB 1640	AB 1951	AB 2227
AB 589	AB 1657	AB 1956	AB 2291
AB 787	AB 1660	AB 1960	AB 2327
AB 801	AB 1663	AB 1961	AB 2348
AB 969	AB 1672	AB 2030	AB 2374
AB 976	AB 1670	AB 2034	AB 2435
AB 1225	AB 1677	AB 2069	AB 2478
AB 1277	AB 1701	AB 2073	AB 2514
AB 1432	AB 1713	AB 2084	AB 2537
AB 1435	AB 1723	AB 2109	AB 2551
AB 1436	AB 1797	AB 2118	AB 2561
AB 1447	AB 1799	AB 2138	AB 2570
AB 1456	AB 1803	AB 2144	AB 2610
AB 1505	AB 1822	AB 2149	AB 2611
AB 1522	AB 1824	AB 2150	AB 2686
AB 1559	AB 1846	AB 2188	AB 2688
AB 1566	AB 1904	AB 2191	AB 2693



Assembly Chamber, August 28, 2012

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

AB 845	AB 2035	AB 2399	AB 2530
AB 1578	AB 2243	AB 2405	AB 2531
AB 1594	AB 2252	AB 2443	AB 2559
AB 1674	AB 2259	AB 2445	AB 2616
AB 1706	AB 2279	AB 2451	AB 2663
AB 1729	AB 2296	AB 2462	AB 2671
AB 1856	AB 2349	AB 2466	AB 2677
AB 1877	AB 2371	AB 2490	
AB 1907	AB 2389	AB 2493	
AB 1919	AB 2393	AB 2521	

E. DOTSON WILSON, Chief Clerk of the Assembly

FIRST READING OF ASSEMBLY MEASURES

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

Assembly Joint Resolution 29—Relative to pollinators.

INTRODUCTION AND FIRST READING OF SENATE MEASURES

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

Senate Resolution 38: By Senator Yee—Relative to voting rights.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill 1101—An act to amend, repeal, and add Section 22200 of the Education Code, relating to the Teachers' Retirement Board.

Bill read second time and ordered to third reading.

Assembly Bill 1181—An act to amend Sections 12210.5, 12509, 12511.1, and 12512 of the Business and Professions Code, relating to weights and measures.

Bill read second time and ordered to third reading.

Assembly Bill 2298—An act to amend Sections 488.5, 557.5, and 791.12 of the Insurance Code, and to amend Section 16051 of the Vehicle Code, relating to insurance.

Bill read second time and ordered to third reading.

MOTION TO PLACE MEASURE ON THE INACTIVE FILE

Senator Liu moved that **AB 852** be placed on the inactive file.

Motion carried.



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

Assembly Bill 276—An act to add Chapter 2.5 (commencing with Section 101655) to Part 4 of Division 101 of the Health and Safety Code, relating to public health.

Bill read third time and presented by Senator Cannella.

Roll Call

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

AYES (31)—Senators Alquist, Anderson, Blakeslee, Cannella, Corbett, Correa, Dutton, Emmerson, Evans, Fuller, Gaines, Hancock, Harman, Hernandez, Huff, Kehoe, La Malfa, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Price, Rubio, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

Assembly Bill 1872—An act to add Sections 1596.812 and 1597.50 to the Health and Safety Code, relating to child day care facilities.

Bill read third time and presented by Senator Hancock.

The roll was called.

CALL OF THE SENATE

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

Motion carried.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill 761—An act to amend Sections 1206.5, 1209, and 3041 of the Business and Professions Code, relating to optometrists.

Bill read third time and presented by Senator Hernandez.

Roll Call

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

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

NOES (0)—None.

Bill ordered transmitted to the Assembly.

Assembly Bill 2488—An act to add Section 35400.9 to the Vehicle Code, relating to vehicles.

Bill read third time and presented by Senator Hancock.



Roll Call

The roll was called and the bill was passed 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, Huff, Kehoe, La Malfa, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Price, Rubio, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

Assembly Bill 1588—An act to add Section 114.3 to the Business and Professions Code, relating to professions and vocations.

Bill read third time and presented by Senator Calderon.

Roll Call

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

AYES (35)—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, Liu, Lowenthal, Negrete McLeod, Padilla, Price, Rubio, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

Assembly Bill 16—An act to add Section 185036.1 to the Public Utilities Code, relating to high-speed rail.

Bill read third time and presented by Senator Rubio.

Roll Call

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

AYES (25)—Senators Alquist, Calderon, Cannella, Corbett, Correa, DeSaulnier, Emmerson, Evans, Hancock, Hernandez, Huff, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Price, Rubio, Simitian, Steinberg, Vargas, Wolk, Wright, and Yee.

NOES (10)—Senators Anderson, Berryhill, Blakeslee, Dutton, Fuller, Gaines, Harman, La Malfa, Strickland, and Walters.

Bill ordered transmitted to the Assembly.

Assembly Bill 1434—An act to amend Section 11165.7 of the Penal Code, relating to child abuse reporting.

Bill read third time and presented by Senator Calderon.



Roll Call

The roll was called and the bill was passed 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, Huff, Kehoe, La Malfa, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Price, Rubio, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

Assembly Bill 137—An act to amend Section 1367.65 of the Health and Safety Code, and to amend Section 10123.81 of the Insurance Code, relating to health care coverage.

Bill read third time and presented by Senator Alquist.

Roll Call

The roll was called and the bill was passed 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, Huff, Kehoe, La Malfa, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Price, Rubio, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

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

Date of Hearing: August 27, 2012

Madam President: The Committee on Environmental Quality, to which was referred:

AB 296

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

SIMITIAN, Chair

Above measure ordered to third reading.

Committee on Education

Date of Hearing: August 27, 2012

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

SB 477

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

LOWENTHAL, Chair

Above measure ordered to unfinished business.



Committee on Rules

State Capitol, August 28, 2012

The Committee on Rules has referred the following measure to committee:

Environmental Quality—AB 2564.

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

Governance and Finance—AB 2026.

Transportation and Housing—AB 1551.

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

Assembly Bill 1844—An act to add Chapter 2.5 (commencing with Section 980) to Part 3 of Division 2 of the Labor Code, relating to employment.

Bill read third time and presented by Senator Padilla.

Roll Call

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

AYES (29)—Senators Alquist, Berryhill, Calderon, Cannella, Corbett, De León, DeSaulnier, Dutton, Evans, Fuller, Hancock, Harman, Hernandez, Huff, Kehoe, La Malfa, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Price, Rubio, Simitian, Steinberg, Vargas, Wolk, Wright, and Yee.

NOES (5)—Senators Anderson, Blakeslee, Correa, Gaines, and Walters.

Bill ordered transmitted to the Assembly.

Assembly Bill 2055—An act to amend Sections 1524 and 1534 of the Penal Code, relating to search warrants.

Bill read third time and presented by Senator Padilla.

Roll Call

The roll was called and the bill was passed 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, Huff, Kehoe, La Malfa, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Price, Rubio, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.



Assembly Bill 2339—An act to add Section 25228 to the Public Resources Code, relating to energy.

Bill read third time and presented by Senator Rubio.

Roll Call

The roll was called and the bill was passed 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, Huff, Kehoe, La Malfa, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Price, Rubio, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

Assembly Bill 540—An act to add Article 5.5 (commencing with Section 14184) to Chapter 7 of Part 3 of Division 9 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read third time and presented by Senator Alquist.

Roll Call

The roll was called and the bill was passed 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, Huff, Kehoe, La Malfa, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Price, Rubio, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

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

Bill read third time and presented by Senator Padilla.

Roll Call

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

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

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

Bill ordered transmitted to the Assembly.



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 third time and presented by Senator Correa.

Roll Call

The roll was called and the bill was passed 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, Huff, Kehoe, La Malfa, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Price, Rubio, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

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

Bill read third time and presented by Senator Huff.

Roll Call

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

AYES (32)—Senators Alquist, Anderson, Berryhill, Blakeslee, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Dutton, Emmerson, Evans, Fuller, Gaines, Hancock, Hernandez, Huff, La Malfa, Lowenthal, Negrete McLeod, Padilla, Price, Rubio, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

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 third time and presented by Senator DeSaulnier.

Roll Call

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

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

NOES (0)—None.

Bill ordered transmitted to the Assembly.



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

Bill read third time and presented by Senator Leno.

Roll Call

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

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

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

Bill ordered transmitted to the Assembly.

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

Bill read third time and presented by Senator Wright.

Roll Call

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

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

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

Bill ordered transmitted to the Assembly.

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

Bill read third time and presented by Senator Price.

Roll Call

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

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

NOES (1)—Senator La Malfa.

Bill ordered transmitted to the Assembly.

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

Bill read third time and presented by Senator DeSaulnier.



Roll Call

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

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

NOES (11)—Senators Anderson, Correa, Dutton, Emmerson, Fuller, Gaines, Harman, Huff, La Malfa, Strickland, and Walters.

Bill ordered transmitted to the Assembly.

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 third time and presented by Senator Hancock.

Roll Call

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

AYES (30)—Senators Alquist, Anderson, Blakeslee, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Emmerson, Evans, Fuller, Hancock, Hernandez, Huff, Kehoe, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Price, Rubio, Simitian, Steinberg, Strickland, Vargas, Wolk, Wright, and Yee.

NOES (5)—Senators Berryhill, Gaines, Harman, La Malfa, and Walters.

Bill ordered transmitted to the Assembly.

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

Bill read third time and presented by Senator Simitian.

Roll Call

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

AYES (26)—Senators Alquist, Anderson, Berryhill, Blakeslee, Calderon, Cannella, Correa, De León, Dutton, Emmerson, Fuller, Gaines, Harman, Hernandez, Huff, La Malfa, Liu, Lowenthal, Negrete McLeod, Price, Rubio, Simitian, Strickland, Vargas, Walters, and Wright.

NOES (7)—Senators Corbett, DeSaulnier, Evans, Hancock, Leno, Wolk, and Yee.

Bill ordered transmitted to the Assembly.

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

Bill read third time and presented by Senator Correa.

Roll Call

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

AYES (36)—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, Liu, Lowenthal, Negrete McLeod, Padilla, Price, Rubio, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

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 third time and presented by Senator Lowenthal.

Roll Call

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

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

NOES (9)—Senators Anderson, Berryhill, Dutton, Fuller, Gaines, Huff, La Malfa, Strickland, and Walters.

Bill ordered transmitted to the Assembly.

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

Bill read third time and presented by Senator Calderon.

Roll Call

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

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

NOES (0)—None.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH (AB 1872)

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

Roll Call

The names of the absentees were called and AB 1872 was passed by the following vote:

AYES (23)—Senators Alquist, Calderon, Corbett, Correa, De León, DeSaulnier, Evans, Hancock, Hernandez, Kehoe, Leno, Liu, Lowenthal,



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

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

Above bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

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 third time and presented by Senator Hernandez.

Roll Call

The roll was called and the bill was passed 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, Huff, Kehoe, La Malfa, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Price, Rubio, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

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

Bill read third time and presented by Senator Hernandez.

Roll Call

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

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

NOES (12)—Senators Anderson, Berryhill, Blakeslee, Cannella, Dutton, Emmerson, Fuller, Gaines, Huff, La Malfa, Strickland, and Walters.

Bill ordered transmitted to the Assembly.

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 third time and presented by Senator Alquist.

Roll Call

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

AYES (35)—Senators Alquist, Anderson, Berryhill, Blakeslee, Calderon, Cannella, Corbett, De León, DeSaulnier, Dutton, Emmerson, Evans, Fuller, Gaines, Hancock, Harman, Hernandez, Huff, Kehoe,



La Malfa, Leno, Liu, Lowenthal, Negrete McLeod, Padilla, Price, Rubio, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

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 third time and presented by Senator Evans.

The roll was called.

CALL OF THE SENATE

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

Motion carried.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill 1359—An act to amend Section 18914 of the Welfare and Institutions Code, relating to public social services.

Bill read third time and presented by Senator Liu.

The roll was called.

CALL OF THE SENATE

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

Motion carried.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

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 and presented by Senator Hancock.

The roll was called.

CALL OF THE SENATE

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

Motion carried.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

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

Bill read third time and presented by Senator Wolk.

The roll was called.

CALL OF THE SENATE

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

Motion carried.



THIRD READING OF ASSEMBLY BILLS (RESUMED)

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 and presented by Senator Lowenthal.

The roll was called.

CALL OF THE SENATE

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

Motion carried.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill 1521—An act to add Section 60640.2 to the Education Code, relating to pupil assessment.

Bill read third time and presented by Senator Liu.

The roll was called.

CALL OF THE SENATE

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

Motion carried.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

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 and presented by Senator Vargas.

The roll was called.

CALL OF THE SENATE

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

Motion carried.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill 1481—An act to amend Sections 631 and 631.3 of the Code of Civil Procedure, and to amend Sections 607, 1719, 1719.5, 1769, and 1771 of the Welfare and Institutions Code, relating to public safety, and making an appropriation therefor, to take effect immediately, bill related to the budget.

Bill read third time and presented by Senator Leno.

The roll was called.

CALL OF THE SENATE

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

Motion carried.



MOTION TO WITHDRAW FROM COMMITTEE

Senator Steinberg moved that **AB 1062** be withdrawn from the Committee on Rules and placed on second reading.

Roll Call

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

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

NOES (10)—Senators Anderson, Berryhill, Blakeslee, Dutton, Fuller, Gaines, Harman, La Malfa, Strickland, and Walters.

JOINT RULE 62(a) SUSPENDED

Without objection, Joint Rule 62(a) was suspended for the purpose of allowing the Committee on Appropriations to hear and report AB 2502 and AB 1551;

the Committee on Environmental Quality to hear and report AB 2564; and

the Committee on Transportation and Housing to hear and report AB 1551 without four or two days notice in the Daily File.

REPORTS OF STANDING COMMITTEES**Committee on Human Services**

Date of Hearing: August 28, 2012

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

AB 2280

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

LIU, Chair

Above measure ordered to third reading.

Committee on Environmental Quality

Date of Hearing: August 28, 2012

Madam President: The Committee on Environmental Quality, to which was referred:

AB 1900

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

SIMITIAN, Chair

Above measure ordered the third reading.



Committee on Transportation and Housing

Date of Hearing, August 28, 2012

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

AB 1551

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

DESAULNIER, Chair

Above measure re-referred to the Committee on Appropriations.

Date of Hearing: August 28, 2012

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

AB 2189

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

DESAULNIER, Chair

Above measure ordered to third reading.

Date of Hearing: August 28, 2012

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

SB 415

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

DESAULNIER, Chair

Above measure ordered to unfinished business.

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

Assembly Bill 1487—An act to amend Sections 12460 and 12461 of, and to add Section 13344 to, the Government Code, relating to state government, and making an appropriation therefor, to take effect immediately, bill related to the budget.

Bill read third time and presented by Senator Leno.

The roll was called.

CALL OF THE SENATE

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

Motion carried.



THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill 1488—An act to amend Sections 56853, 56854, 56856, 56857, and 56862 of the Education Code, to amend Section 7826 of the Family Code, to amend Sections 6253.4, 7578, 8880.5, 11019, 11435.15, 14670.1, 14670.15, 14670.2, 14672.6, 14672.85, 14672.95, 14685, 14977.5, 16304.6, 19583.5, 19583.51, 19849.22, 20046.5, 20047, 20391, 20407, 20407.5, 20408, 20410, 20687.2, 27491, and 70659 of the Government Code, to amend Section 127450 of the Health and Safety Code, to amend Sections 1370.01, 1370.4, 1551.05, and 9001 of the Penal Code, to amend Sections 1461, 1510, 1511, 1821, 1822, 2420, 2541, 2611, 2621, 2682, 2683, 2921, 3088, 3121, 3140, 3602, 3604, 3605, and 3611 of the Probate Code, and to amend Sections 1078, 3003, 4308, 4314, 5304, 5328.15, 5329, 6254, 6603, 6603.5, 6604.1, 6607, 6609.1, 6609.2, 7501, 7501.5, 7509, 8104, 10506, 14105.19, 14105.191, 14110, 15650, and 15658 of the Welfare and Institutions Code, relating to mental health, and making an appropriation therefor, to take effect immediately, bill related to the budget.

Bill read third time and presented by Senator Leno.

The roll was called.

CALL OF THE SENATE

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

Motion carried.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill 1496—An act to amend Section 30028.1 of the Government Code, and to amend Section 17602.1 of the Welfare and Institutions Code, relating to criminal justice realignment, and making an appropriation therefor, to take effect immediately, bill related to the budget.

Bill read third time and presented by Senator Leno.

The roll was called.

CALL OF THE SENATE

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

Motion carried.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

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

Bill read third time and presented by Senator Lowenthal.

The roll was called.

CALL OF THE SENATE

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

Motion carried.



THIRD READING OF ASSEMBLY BILLS (RESUMED)

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

Bill read third time and presented by Senator Alquist.

The roll was called.

CALL OF THE SENATE

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

Motion carried.

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 and presented by Senator Calderon.

The roll was called.

CALL OF THE SENATE

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

Motion carried.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill 2489—An act to amend Section 19.8 of the Penal Code, and to amend Sections 4464, 5201, and 5201.1 of the Vehicle Code, relating to vehicles.

Bill read third time and presented by Senator Pavley.

The roll was called.

CALL OF THE SENATE

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

Motion carried.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill 1750—An act to amend Section 7027.5 of the Business and Professions 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 and presented by Senator Pavley.

The roll was called.

CALL OF THE SENATE

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

Motion carried.



THIRD READING OF ASSEMBLY BILLS (RESUMED)

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 and presented by Senator Leno.

The roll was called.

CALL OF THE SENATE

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

Motion carried.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

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 and presented by Senator Leno.

The roll was called.

CALL OF THE SENATE

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

Motion carried.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill 1650—An act to add Section 768.6 to the Public Utilities Code, relating to public utilities.

Bill read third time and presented by Senator Huff.

The roll was called.

CALL OF THE SENATE

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

Motion carried.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

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 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 and presented by Senator Wolk.

The roll was called.



CALL OF THE SENATE

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

Motion carried.

UNFINISHED BUSINESS**Consideration of Assembly Amendments**

Senate Bill 1310—An act to amend Sections 12804.9, 12810.3, 23123, 23123.5, and 23124 of the Vehicle Code, relating to vehicles.

Bill presented by Senator Simitian.

The question being: Shall the Senate concur in the Assembly amendments to SB 1310?

Roll Call

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

AYES (28)—Senators Alquist, Berryhill, Blakeslee, Calderon, Corbett, De León, DeSaulnier, Emmerson, Evans, Fuller, Hancock, Harman, Hernandez, Kehoe, Leno, Lieu, Liu, Lowenthal, Padilla, Pavley, Price, Rubio, Simitian, Steinberg, Vargas, Wolk, Wright, and Yee.

NOES (9)—Senators Anderson, Cannella, Correa, Dutton, Gaines, Huff, La Malfa, Strickland, and Walters.

Above bill ordered enrolled.

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 and presented by Senator Wright.

Roll Call

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

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

NOES (9)—Senators Anderson, Berryhill, Cannella, Dutton, Fuller, Harman, La Malfa, Strickland, and Walters.

Bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (AB 1359)**

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



Roll Call

The names of the absentees were called and AB 1359 was passed by the following vote:

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

NOES (1)—Senator Berryhill.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (AB 1751)**

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

Roll Call

The names of the absentees were called and AB 1751 was passed by the following vote:

AYES (38)—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, Padilla, Pavley, Price, Rubio, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, and Yee.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (AB 439)**

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

Roll Call

The names of the absentees were called and AB 439 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, Padilla, Pavley, Price, Rubio, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, and Yee.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (AB 1719)**

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

Roll Call

The names of the absentees were called and AB 1719 was passed by the following vote:

AYES (38)—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, Padilla, Pavley, Price, Rubio, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, and Yee.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (AB 1521)**

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

Roll Call

The names of the absentees were called and AB 1521 was passed by the following vote:

AYES (38)—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, Padilla, Pavley, Price, Rubio, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, and Yee.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (AB 2132)**

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

Roll Call

The names of the absentees were called and AB 2132 was passed by the following vote:

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



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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (AB 1481)**

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

Roll Call

The names of the absentees were called and AB 1481 was passed by the following vote:

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

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

Bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (AB 1487)**

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

Roll Call

The names of the absentees were called and AB 1487 was passed by the following vote:

AYES (27)—Senators Alquist, Blakeslee, Calderon, Corbett, Correa, De León, DeSaulnier, Evans, Hancock, Hernandez, Kehoe, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Simitian, Steinberg, Strickland, Vargas, Wolk, Wright, and Yee.

NOES (11)—Senators Anderson, Berryhill, Cannella, Dutton, Emmerson, Fuller, Gaines, Harman, Huff, La Malfa, and Walters.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (AB 1488)**

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

Roll Call

The names of the absentees were called and AB 1488 was passed by the following vote:

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



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

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (AB 1496)**

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

Roll Call

The names of the absentees were called and AB 1496 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (AB 733)**

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

Roll Call

The names of the absentees were called and AB 733 was passed by the following vote:

AYES (38)—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, Padilla, Pavley, Price, Rubio, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, and Yee.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (AB 2165)**

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



Roll Call

The names of the absentees were called and AB 2165 was passed by the following vote:

AYES (27)—Senators Alquist, Berryhill, Blakeslee, Calderon, Cannella, Corbett, De León, DeSaulnier, Emmerson, Evans, Hancock, Hernandez, Kehoe, Leno, Lieu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Simitian, Steinberg, Vargas, Wolk, Wright, and Yee.

NOES (9)—Senators Anderson, Correa, Fuller, Gaines, Harman, Huff, La Malfa, Strickland, and Walters.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (AB 2031)**

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

Roll Call

The names of the absentees were called and AB 2031 was passed by the following vote:

AYES (28)—Senators Alquist, Anderson, Berryhill, Blakeslee, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Dutton, Emmerson, Fuller, Gaines, Harman, Hernandez, Huff, La Malfa, Lieu, Lowenthal, Padilla, Pavley, Price, Steinberg, Strickland, Vargas, Walters, and Wright.

NOES (5)—Senators Hancock, Leno, Liu, Wolk, and Yee.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (AB 2489)**

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

Roll Call

The names of the absentees were called and AB 2489 was passed by the following vote:

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

NOES (3)—Senators La Malfa, Simitian, and Vargas.

Above bill ordered transmitted to the Assembly.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (AB 1750)**

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

Roll Call

The names of the absentees were called and AB 1750 was passed by the following vote:

AYES (38)—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, Padilla, Pavley, Price, Rubio, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, and Yee.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (AB 2356)**

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

Roll Call

The names of the absentees were called and AB 2356 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (AB 1217)**

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

Roll Call

The names of the absentees were called and AB 1217 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, Padilla,



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

NOES (0)—None.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (AB 1650)**

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

Roll Call

The names of the absentees were called and AB 1650 was passed by the following vote:

AYES (38)—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, Padilla, Pavley, Price, Rubio, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, and Yee.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.

Senator Simitian Presiding

THIRD READING OF ASSEMBLY BILLS (RESUMED)

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 and presented by Senator Kehoe.

Urgency Clause

Urgency clause read.

The roll was called.

CALL OF THE SENATE

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

Motion carried.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

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

Bill read third time and presented by Senator Kehoe.



Roll Call

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

AYES (38)—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, Padilla, Pavley, Price, Rubio, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

Senator Kehoe Presiding

Assembly Bill 145—An act to amend Sections 2159.5 and 18108.5 of, and to add Section 2159.7 to, the Elections Code, relating to elections.

Bill read third time and presented by Senator Correa.

Roll Call

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

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

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

Bill ordered transmitted to the Assembly.

THIRD READING OF SENATE BILLS

Senate Concurrent Resolution 103—Relative to wildlife resources.

Resolution read third time and presented by Senator Berryhill.

Roll Call

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

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

NOES (1)—Senator Corbett.

Resolution ordered transmitted to the Assembly.

Senate Concurrent Resolution 105—Relative to the State Teachers' Retirement System.

Resolution read third time and presented by Senator Negrete McLeod.



Roll Call

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

AYES (36)—Senators Alquist, 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, Padilla, Pavley, Price, Rubio, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, and Yee.

NOES (1)—Senator Anderson.

Resolution ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (AB 929)**

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

Roll Call

The names of the absentees were called and AB 929 was passed by the following vote:

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

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (AB 2402)**

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

Roll Call

The names of the absentees were called and AB 2402 was refused passage by the following vote:

AYES (15)—Senators Alquist, Corbett, De León, DeSaulnier, Evans, Hancock, Kehoe, Leno, Liu, Lowenthal, Pavley, Simitian, Steinberg, Vargas, and Wolk.

NOES (20)—Senators Anderson, Berryhill, Blakeslee, Calderon, Cannella, Correa, Dutton, Emmerson, Fuller, Gaines, Harman, Hernandez, Huff, La Malfa, Lieu, Rubio, Strickland, Walters, Wright, and Yee.

Motion to Reconsider

Senator Wolk moved to reconsider the vote whereby AB 2402 was refused passage.



Roll Call

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

AYES (38)—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, Padilla, Pavley, Price, Rubio, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, and Yee.

NOES (0)—None.

Bill ordered returned to third reading.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (AB 2012)**

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

Urgency Clause

The names of the absentees were called and the urgency clause to AB 2012 was refused adoption by the following vote:

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

NOES (0)—None.

Motion to Reconsider

Senator Kehoe moved to reconsider the vote whereby the urgency clause to AB 2012 was refused passage.

Roll Call

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

AYES (38)—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, Padilla, Pavley, Price, Rubio, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, and Yee.

NOES (0)—None.

Bill ordered returned to third reading



REQUEST TO DISPENSE WITH JOINT RULES

The following request was presented by Senator Steinberg:

Senate Chamber, August 28, 2012

Mr. Secretary: I request permission to introduce a resolution to dispense with Joint Rule 61(b)(15) in order that AB 344, AB 491, and AB 2026 be allowed to be heard in committees during the blackout period.

SENATOR STEINBERG

Recommendation of Rules Committee

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

STEINBERG, Chair

JOINT RULES DISPENSED WITH

Without objection, pursuant to Joint Rule 33.1, Joint Rule 61(b)(15) was dispensed with as requested.

JOINT RULE 62(a) SUSPENDED

Without objection, Joint Rule 62(a) was suspended for the purpose of allowing the Committee on Health to hear and report AB 491 without four days notice in the Daily File.

Without objection, Joint Rule 62(a) was suspended for the purpose of allowing the Committee on Appropriations to hear and report AB 2026, AB 491 and AB 344;

the Committee on Transportation and Housing to hear and report AB 344; and

the Committee on Governance and Finance to hear and report AB 2026 without four and two days notice in the Daily File.

CONFERENCE COMMITTEE REPORTS RECEIVED

Senate Chamber, Received at Desk: August 28, 2012

Madam President: The Committee on Conference has met concerning:

Assembly Bill 340, as amended in Senate on September 7, 2011, and agreed to recommend that the amendments of the Senate be concurred in, and that the bill be further amended.

The undersigned Members consenting to the report:

GLORIA NEGRETE MCLEOD MICHAEL ALLEN

S. JOSEPH SIMITIAN WARREN T. FURUTANI

Senate Committee on Conference

Assembly Committee on Conference

REPORTS OF STANDING COMMITTEES**Committee on Rules**

State Capitol, August 28, 2012

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

Health—AB 491.

Transportation and Housing—AB 344.



Senate Chamber, August 28, 2012

Madam President: The Committee on Rules has examined:

SB 996	SB 1233	SB 1409	SB 1524
SB 1170	SB 1274	SB 1421	SB 1525
SB 1174	SB 1289	SB 1448	SB 1549
SB 1191	SB 1332	SB 1479	
SB 1206	SB 1395	SB 1501	

And reports that the same have been correctly enrolled, and presented to the Governor on the 28th day of August, 2012, at 4 p.m.

STEINBERG, Chair

MEASURES WITHDRAWN FROM COMMITTEE

Without objection, **AB 1062** was withdrawn from Committee and placed on second reading; and

ACR 21, ACR 159, ACR 160, ACR 163, ACR 166, ACR 168, and **AJR 44** were withdrawn from Committee and placed on third reading.

MEASURE RE-REFERRED TO COMMITTEE

Without objection, **AB 1965** was re-referred to the Committee on Rules.

REQUEST TO BE ADDED TO ROLL CALL

August 28, 2012

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

AB 137—Aye	AB 1844—Aye	AB 2055—Aye
AB 2339—Aye	AB 540—Aye	AB 1565—Aye
AB 2692—Aye	AB 2358—Aye	AB 294—Aye
AB 1203—Aye	AB 2674—Aye	AB 2641—Aye
AB 1794—Aye	AB 549—Aye	AB 1806—Aye
AB 1647—Aye	AB 1427—Aye	AB 2608—Aye
AB 1453—Aye	AB 40—Aye	AB 1359—Aye
AB 1521—Aye		

DARRELL STEINBERG, President pro Tempore

August 28, 2012

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

AB 540—Aye	AB 1203—No	AB 2674—No
AB 2641—Aye		

BOB HUFF, Minority Floor Leader

SENATE COMMITTEE ROLL CALLS
Committee on Environmental Quality

AB 296—That the measure be returned to Senate floor for consideration. Ordered to third reading

AYES (5)—Senators Hancock, Kehoe, Lowenthal, Pavley, and Simitian.

NOES (1)—Senator Blakeslee.

Date of Hearing: 8/27/2012

Simitian (Chair)

Committee on Environmental Quality

AB 1900—That the measure be returned to Senate floor for consideration. Ordered to third reading

AYES (6)—Senators Blakeslee, Hancock, Kehoe, Lowenthal, Simitian, and Strickland.

NOES (0)—None.

Date of Hearing: 8/28/2012

Simitian (Chair)

Committee on Human Services

AB 2280—That the measure be returned to Senate floor for consideration. Ordered to third reading

AYES (6)—Senators Berryhill, Emmerson, Hancock, Liu, Strickland, and Wright.

NOES (0)—None.

Date of Hearing: 8/28/2012

Liu (Chair)

Committee on Transportation and Housing

SB 415—That the Assembly amendments be concurred in

AYES (7)—Senators DeSaulnier, Gaines, Harman, Kehoe, Lowenthal, Rubio, and Simitian.

NOES (0)—None.

AB 1551—Do pass and re-refer to the Committee on Appropriations

AYES (7)—Senators DeSaulnier, Gaines, Harman, Kehoe, Lowenthal, Rubio, and Simitian.

NOES (0)—None.

AB 2189—That the measure be returned to Senate floor for consideration. Ordered to third reading

AYES (5)—Senators DeSaulnier, Kehoe, Lowenthal, Rubio, and Simitian.

NOES (2)—Senators Gaines and Harman.

Date of Hearing: 8/28/2012

DeSaulnier (Chair)

LEAVES OF ABSENCE FOR THE DAY

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



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

At 4:20 p.m., on motion of Senator Steinberg, further proceedings under the quorum call of the Senate were dispensed with.

MOTION TO ADJOURN

Senator Steinberg moved that the Senate adjourn until Wednesday, August 29, 2012.

Motion carried.

ADJOURNMENT

At 4:20 p.m., on motion of Senator Steinberg, the Senate adjourned until 10 a.m., Wednesday, August 29, 2012

PAULA K. ROSSETTO, Minute Clerk

O

